

116TH CONGRESS
1ST SESSION

H. R. 5192

To amend the Internal Revenue Code of 1986, title XXVII of the Public Health Service Act, and the Employee Retirement Income Security Act of 1974 to require group health plans and health insurance issuers to include on any insurance card issued by such plan or issuer information on the nearest in-network hospital or urgent care facility.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 20, 2019

Mr. BEYER introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Internal Revenue Code of 1986, title XXVII of the Public Health Service Act, and the Employee Retirement Income Security Act of 1974 to require group health plans and health insurance issuers to include on any insurance card issued by such plan or issuer information on the nearest in-network hospital or urgent care facility.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Know Where to Go
3 in an Emergency Act of 2019”.

4 **SEC. 2. REQUIRING GROUP HEALTH PLANS AND HEALTH**
5 **INSURANCE ISSUERS TO INCLUDE ON ANY IN-**
6 **SURANCE CARD ISSUED BY SUCH PLAN OR**
7 **ISSUER INFORMATION ON THE NEAREST IN-**
8 **NETWORK HOSPITAL.**

9 (a) INTERNAL REVENUE CODE.—

10 (1) IN GENERAL.—Subchapter B of chapter
11 100 of the Internal Revenue Code of 1986 is amend-
12 ed by adding at the end the following new section:

13 **“SEC. 9816. INFORMATION ON NEAREST IN-NETWORK HOS-**
14 **PITAL OR URGENT CARE FACILITY.**

15 “In the case of a group health plan that provides a
16 physical or electronic card indicating membership in such
17 plan to an individual enrolled under such plan, such group
18 health plan shall identify on such card the nearest hospital
19 or urgent care facility to the primary residence of such
20 individual that has in effect a contractual relationship with
21 such plan for furnishing items and services under such
22 plan.”.

23 (2) NONAPPLICATION OF INCORPORATION PRO-
24 VISIONS.—Section 9815(a) of the Internal Revenue
25 Code of 1986 is amended—

1 (A) in paragraph (1), by striking “(as
 2 amended by the Patient Protection and Afford-
 3 able Care Act)” and inserting “(other than, be-
 4 ginning with the first plan year beginning on or
 5 after the date of the enactment of the Know
 6 Where to Go in an Emergency Act of 2019, the
 7 provisions of section 2730 of the Public Health
 8 Service Act)”; and

9 (B) in paragraph (2), by inserting “(other
 10 than, beginning with the first plan year begin-
 11 ning on or after the date of the enactment of
 12 the Know Where to Go in an Emergency Act of
 13 2019, the provisions of section 2730 of the
 14 Public Health Service Act)” after “such part
 15 A”.

16 (3) CLERICAL AMENDMENT.—The table of sec-
 17 tions for such subchapter is amended by adding at
 18 the end the following new items:

“Sec. 9815. Additional market reforms.

“Sec. 9816. Information on nearest in-network hospital or urgent care facility.”

19 (b) PUBLIC HEALTH SERVICE ACT.—Subpart II of
 20 part A of title XXVII of the Public Health Service Act
 21 (42 U.S.C. 300gg–11 et seq.) is amended by adding at
 22 the end the following new section:

1 **“SEC. 2730. INFORMATION ON NEAREST IN-NETWORK HOS-**
 2 **PITAL OR URGENT CARE FACILITY.**

3 “In the case of a group health plan or a health insur-
 4 ance issuer offering group or individual health insurance
 5 coverage that provides a physical or electronic card indi-
 6 cating membership in such plan or such coverage (as ap-
 7 plicable) to an individual enrolled under such plan or such
 8 coverage, such group health plan or such health insurance
 9 issuer (as applicable) shall identify on such card the near-
 10 est hospital or urgent care facility to the primary residence
 11 of such individual that has in effect a contractual relation-
 12 ship with such plan or such issuer for furnishing items
 13 and services under such plan or such coverage.”.

14 (c) EMPLOYEE RETIREMENT INCOME SECURITY
 15 ACT.—

16 (1) IN GENERAL.—Subpart B of part 7 of sub-
 17 title B of title I of the Employee Retirement Income
 18 Security Act of 1974 (29 U.S.C. 1185 et seq.) is
 19 amended by adding at the end the following new sec-
 20 tion:

21 **“SEC. 716. INFORMATION ON NEAREST IN-NETWORK HOS-**
 22 **PITAL OR URGENT CARE FACILITY.**

23 “In the case of a group health plan or a health insur-
 24 ance issuer offering health insurance coverage in connec-
 25 tion with a group health plan that provides a physical or
 26 electronic card indicating membership in such plan or such

1 coverage (as applicable) to an individual enrolled under
2 such plan or such coverage, such group health plan or
3 such health insurance issuer (as applicable) shall identify
4 on such card the nearest hospital or urgent care facility
5 to the primary residence of such individual that has in
6 effect a contractual relationship with such plan or such
7 issuer for furnishing items and services under such plan
8 or such coverage.”.

9 (2) NONAPPLICATION OF INCORPORATION PRO-
10 VISIONS.—Section 715(a) of the Employee Retirement
11 Income Security Act of 1974 (29 U.S.C.
12 1185d(a)) is amended—

13 (A) in paragraph (1), by striking “(as
14 amended by the Patient Protection and Afford-
15 able Care Act)” and inserting “(other than, be-
16 ginning with the first plan year beginning on or
17 after the date of the enactment of the Know
18 Where to Go in an Emergency Act of 2019, the
19 provisions of section 2730 of the Public Health
20 Service Act)”; and

21 (B) in paragraph (2), by inserting “(other
22 than, beginning with the first plan year begin-
23 ning on or after the date of the enactment of
24 the Know Where to Go in an Emergency Act of
25 2019, the provisions of section 2730 of the

1 Public Health Service Act)” after “such part
2 A”.

3 (3) CLERICAL AMENDMENT.—The table of con-
4 tents in section 1 of the Employee Retirement In-
5 come Security Act of 1974 is amended by inserting
6 after the item relating to section 714 the following
7 new items:

“Sec. 715. Additional market reforms.

“Sec. 716. Information on nearest in-network hospital or urgent care facility.”

8 (d) EFFECTIVE DATE.—The amendments made by
9 this section shall apply with respect to plan years begin-
10 ning on or after the date of the enactment of this Act.

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