



## **Senate Bill 1137 Hospital Price Transparency Frequently Asked Questions (FAQ)**

1. Which hospitals must comply with [Texas Health and Safety Code \(HSC\) Chapter 327](#) as added by [Senate Bill \(SB\) 1137, 87th Legislature, Regular Session, 2021](#)?

HSC Chapter 327 applies to all general and special hospitals licensed under [HSC Chapter 241](#). It does not apply to private psychiatric hospitals licensed under [HSC Chapter 577](#).

2. The federal and state governments both require hospital price transparency. If a hospital is noncompliant, is the hospital subject to fines from both the federal and state level enforcement agencies?

The Texas Health and Human Services Commission (HHSC) enforces compliance at the state level. Failure to comply with HSC Chapter 327 may result in a state penalty under [HSC §327.008](#). Please note, state-level investigations and inspections only enforce state regulations and cannot enforce federal regulations or levy federal penalties. The Centers for Medicare and Medicaid Services may separately impose a penalty for failure to comply with federal requirements under the federal regulations at Code of Federal Regulations Title 45 ([45 CFR §180.50](#) and [45 CFR §180.60](#)).

3. Can a hospital use the same format required at the federal level to display the chargemaster and shoppable services list to meet state requirements?

The federal requirements (45 CFR §180.50 and 45 CFR §180.60) and state requirements (HSC Chapter 327) for hospital price transparency through providing a chargemaster and shoppable services list for consumers are currently similar. Currently, HHSC allows hospitals to use the same format they use to comply with federal requirements to comply with HSC Chapter 327.

4. How does a hospital receive the latest news and updates from HHSC regarding hospital price transparency?

Hospitals can receive the latest news and updates from HHSC by [signing up for GovDelivery](#) and subscribing to their provider type to receive updates regarding general and special hospitals.

5. Where can I find specific information about the hospital price transparency regulations?

HHSC published a [Hospital Price Transparency \(SB 1137\) Required Information](#) document on May 6, 2022, to assist providers with compliance. HHSC also published an updated [guidance letter GL 21-2008-A](#) on May 13, 2022, which outlines details of the hospital price transparency requirements.

6. What if I have questions about hospital price transparency, who do I contact?

If you have questions related to hospital price transparency, please contact [Hospital\\_Price\\_transparency@hhs.texas.gov](mailto:Hospital_Price_transparency@hhs.texas.gov).

## Resources

View Texas Health and Safety Code Chapter 327 at:  
<https://statutes.capitol.texas.gov/docs/HS/htm/HS.327.htm>.

View SB 1137 (87th Legislature, Regular Session, 2021) at:  
<https://capitol.texas.gov/tlodocs/87R/billtext/html/SB01137F.htm>.

View Texas Health and Safety Code Chapter 241 at:  
<https://statutes.capitol.texas.gov/Docs/HS/htm/HS.241.htm>.

View Texas Health and Safety Code Chapter 577 at:  
<https://statutes.capitol.texas.gov/Docs/HS/htm/HS.577.htm>.

View Code of Federal Regulations Title 45, Subtitle A, Subchapter E, Part 180 at: <https://www.ecfr.gov/current/title-45/subtitle-A/subchapter-E/part-180>.

View Guidance Letter GL 21-2008-A at:  
<https://www.hhs.texas.gov/sites/default/files/documents/gl-21-2008.pdf>.

To receive future updates, sign up for GovDelivery at:  
<https://service.govdelivery.com/accounts/TXHHSC/subscriber/new>.