

Rand Paul

AMENDMENT NO. 6

Calendar No. _____

Purpose: To require informed consent from patients if requested before their patient data is included in the lower cost database.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 1895

To lower health care costs.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

1 In section 735(d) of the Employee Retirement In-
2 come Security Act of 1974, as added by section 303, add
3 at the end the following:

4 “(6) INFORMED CONSENT.—An entity that is
5 required to provide data under this section shall ob-
6 tain the express written consent of an enrollee in a
7 group health plan prior to submitting any claims
8 data relating to such enrollee to a database author-
9 ized or established under this section. Such consent
10 must be obtained prior to each such disclosure of en-
11 rollee claims data. Enrollment in a self-insured
12 group health plan shall not be conditioned upon the

1 provision or denial of consent under this para-
2 graph.”.