

116TH CONGRESS
2D SESSION

H. R. 6910

To require the Secretary of Health and Human Services issue regulations to ensure due process rights for physicians furnishing emergency medical services.

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2020

Mr. MARSHALL (for himself and Mr. RUIZ) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require the Secretary of Health and Human Services issue regulations to ensure due process rights for physicians furnishing emergency medical services.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Emergency Room Hero
5 and Patient Safety Act” or the “ER Hero and Patient
6 Safety Act”.

1 **SEC. 2. REGULATIONS TO ENSURE DUE PROCESS RIGHTS**
2 **FOR PHYSICIANS FURNISHING EMERGENCY**
3 **MEDICAL SERVICES.**

4 The Secretary of Health and Human Services shall,
5 as soon as practicable after the date of the enactment of
6 this Act, but not later than one year after such date,
7 through rulemaking, issue final regulations to provide that
8 physicians who are employed by or under contract with
9 a hospital for furnishing emergency medical services have
10 a fair hearing and appellate review through appropriate
11 medical staff mechanisms before any termination or re-
12 striction of the professional activity of such physicians or
13 staff privileges of such physicians at such hospital and
14 that such a hearing and review are not denied through
15 a third-party contract.

○