

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.

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## 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

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## 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.

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