



Ohio Revised Code

Section 3727.36

Effective: April 3, 2025

Legislation: House Bill 173

(A) No hospital shall do any of the following:

(1)(a) Fail to comply with the requirement to make public the list described in section 3727.33 of the Revised Code;

(b) Fail to comply with the requirements to make public the either the list or the internet-based price estimator tool described in section 3727.34 of the Revised Code.

(2)(a) Fail to maintain the list required by section 3727.33 of the Revised Code in accordance with the requirements of that section;

(b) Fail to maintain either the list or the internet-based price estimator tool required by section 3727.34 of the Revised Code in accordance with the requirements of that section.

(3) Fail in any other manner to comply with the requirements that apply to a list and, if applicable, the internet-based price estimator tool, under sections 3727.31 to 3727.40 of the Revised Code.

(B) The director of health shall monitor each hospital's compliance with division (A) of this section. The monitoring may occur by any of the following methods:

(1) Reviewing any credible analysis prepared regarding compliance or noncompliance by hospitals;

(2) Auditing the internet web sites of hospitals for compliance;

(3) Confirming that each hospital submits updated lists as required by section 3727.35 of the Revised Code.

(C)(1) The director of health shall create and make publicly available a list that identifies each



hospital that is not in compliance with division (A) of this section. The list of noncompliant hospitals shall include any hospital that has been sent a notice of violation under section 3727.37 of the Revised Code, is subject to an order imposing an administrative penalty under section 3727.38 of the Revised Code, has been sent any other written communication from the director regarding a violation of division (A) of this section, or otherwise has been determined by the director to be not in compliance with division (A) of this section.

(2) The list of noncompliant hospitals is a public record, as defined in section 149.43 of the Revised Code.

(3) After the director of health has determined that a hospital is not in compliance with division (A) of this section, the materials that consist of notices, orders, communications, and determinations under sections 3727.31 to 3727.40 of the Revised Code are public records, as defined in section 149.43 of the Revised Code.

(D) Not later than ninety days after the effective date of this section, the director of health shall create the initial list of noncompliant hospitals and include the list on the internet web site maintained by the department of health. The director shall update the list and web site at least every thirty days thereafter.