H. R.

To require any communication using Federal funds to advertise or educate the public on certain provisions of the Patient Protection and Affordable Care Act and the Healthcare and Education Reconciliation Act of 2010 to state that such communication was produced at taxpayer expense, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. WOMACK introduced the following bill; which was referred to the Committee on ________

A BILL

To require any communication using Federal funds to advertise or educate the public on certain provisions of the Patient Protection and Affordable Care Act and the Healthcare and Education Reconciliation Act of 2010 to state that such communication was produced at taxpayer expense, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Truth in Obamacare Advertising Act of 2015”.

SEC. 2. REQUIREMENTS FOR ADVERTISEMENTS OF THE AFFORDABLE CARE ACT.

(a) IDENTIFICATION OF COST TO TAXPAYERS.—

Each communication that is federally funded, directly or indirectly, to advertise or educate the public on the provisions described in subsection (c) or any programs, activities, requirements, or regulations established, funded, or authorized by such provisions, shall include a statement clearly indicating—

(1) in the case of a printed communication, including mailings, signs, and billboards, that the communication is printed and published at taxpayer expense; or

(2) in the case of a communication transmitted through radio, television, the Internet, or any means other than the means described in paragraph (1), that the communication is produced and disseminated at taxpayer expense.

(b) ADDITIONAL REQUIREMENTS.—

(1) PRINTED COMMUNICATION.—Any statement required under subsection (a)(1) for a printed communication shall—
(A) be of sufficient type size to be clearly readable by the viewer of the communication;

(B) be contained in a printed box set apart from the other contents of the communication;

and

(C) be printed with a reasonable degree of color contrast between the background and the printed statement.

(2) Audio, video, and internet communication.—

(A) Requirement for audio and video communication.—Any statement required under subsection (a)(2) for an audio or video communication shall be conveyed in a clearly spoken manner.

(B) Additional requirements for video communication.—In addition to the requirement in subparagraph (A), any statement required under subsection (a)(2) for a video communication shall—

(i) be conveyed by a voice-over or screen view of the person making the statement; and

(ii) appear in writing at the end of the communication in a clearly readable man-
ner with a reasonable degree of color contrast between the background and the printed statement, for a period of at least 4 seconds.

(C) REQUIREMENTS FOR E-MAIL COMMUNICATION.—Any statement required under subsection (a)(2) for an e-mail communication shall—

(i) be of sufficient type size to be clearly readable by the recipient of the communication;

(ii) be set apart from the other contents of the communication; and

(iii) be displayed with a reasonable degree of color contrast between the background and the statement.

(c) COVERED PROVISIONS.—The requirements in this section apply to the following provisions of Federal law:

(1) Title I of the Patient Protection and Affordable Care Act (Public Law 111–148), including any amendments made by such title.

(2) Any provision of the Patient Protection and Affordable Care Act that amends title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) or oth-
erwise expands, provides funding for, or modifies the
Medicaid program under such title.

(3) Subtitles A, C, and E of title I and subtitle
B of title II of the Health Care and Education Rec-
oneiliation Act of 2010 (Public Law 111–152), in-
cluding any amendments made by such provisions.