

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1377 Session of  
1995

INTRODUCED BY DALEY, VAN HORNE, STISH, BELARDI AND E. Z. TAYLOR,  
APRIL 19, 1995

REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,  
APRIL 19, 1995

AN ACT

1 Amending the act of July 3, 1985 (P.L.164, No.45), entitled "An  
2 act relating to the prevention and reduction of premature  
3 death and disability in this Commonwealth; providing for  
4 assistance, coordination and support of the development and  
5 maintenance of a comprehensive emergency medical services  
6 system and for qualifications, eligibility and certification  
7 of emergency medical services personnel and licensing  
8 ambulance services; imposing powers and duties on the  
9 Department of Health; and making repeals," further providing  
10 for minimum standards for ambulance service.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. Section 12(o) of the act of July 3, 1985  
14 (P.L.164, No.45), known as the Emergency Medical Services Act,  
15 is amended and the section is amended by adding a subsection to  
16 read:

17 Section 12. Minimum standards for ambulance service.

18 \* \* \*

19 (g.1) Service area.--

20 (1) Every advertisement of an ambulance service shall  
21 indicate the geographic area in which the service operates.

1       (2) (i) If an ambulance service receives a written  
2       application for service from a person who lives outside  
3       the geographic operating area of the ambulance service,  
4       the application and any payment shall be returned to the  
5       applicant within ten days with a written explanation.

6       (ii) If an ambulance service receives a telephone  
7       application for service from a person who lives outside  
8       the operating area of the ambulance service, the  
9       applicant shall be advised that the application cannot be  
10       accepted because of the geographic operating limits of  
11       the ambulance service.

12       \* \* \*

13       (o) Violation.--

14       (1) [Upon] Except as provided in paragraph (2)(i), upon  
15       determining that a violation of this act or rules and  
16       regulations promulgated thereunder exists, the department  
17       shall issue a written notice to the ambulance service  
18       specifying the violation or violations that have been found.  
19       The notice shall require the ambulance service to take action  
20       or submit a plan of correction to the department that shall  
21       bring the ambulance service into compliance with applicable  
22       law or regulations within a specified period of time. The  
23       plan of correction must be submitted within 30 days of  
24       receipt of the written notice.

25       (2) (i) An ambulance service which accepts an  
26       application for service from a person who lives outside  
27       the ambulance service's operating area in violation of  
28       subsection (g.1) commits a summary offense and shall,  
29       upon conviction, be sentenced to pay a fine of \$500 for a  
30       first offense or \$1,000 for a second offense. For a third

1        offense the ambulance service's license shall be revoked.

2        [(2)]    (ii)    If, after such reasonable time for  
3        compliance, the department determines that the violation  
4        persists, the department shall afford the holder of the  
5        license an opportunity for an administrative hearing to  
6        be conducted by the department pursuant to Title 2 of the  
7        Pennsylvania Consolidated Statutes (relating to  
8        administrative law and procedure). If, after the hearing,  
9        the department rules that the license shall be suspended  
10       or revoked, appeals may be taken as provided by law.

11       \* \* \*

12       Section 2.    This act shall take effect in 60 days.