

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 703 Session of 2001

INTRODUCED BY GREENLEAF, HOLL, BELL, EARLL, GERLACH, RHOADES,
WAUGH AND TILGHMAN, MARCH 27, 2001

REFERRED TO BANKING AND INSURANCE, MARCH 27, 2001

AN ACT

1 Amending the act of October 15, 1975 (P.L.390, No.111), entitled
2 "An act relating to medical and health related malpractice
3 insurance, prescribing the powers and duties of the Insurance
4 Department; providing for a joint underwriting plan; the
5 Arbitration Panels for Health Care, compulsory screening of
6 claims; collateral sources requirement; limitation on
7 contingent fee compensation; establishing a Catastrophe Loss
8 Fund; and prescribing penalties," authorizing certain health
9 care providers to elect not to be insured or self-insured in
10 the mandated amount.

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

13 Section 1. Section 701 of the act of October 15, 1975
14 (P.L.390, No.111), known as the Health Care Services Malpractice
15 Act, is amended by adding a subsection to read:

16 Section 701. Professional Liability Insurance and Fund.--* *
17 *

18 (d.1) For the calendar year 2002, and each year thereafter,
19 a health care provider, other than a hospital, who would
20 otherwise be required to annually insure or self-insure its
21 professional liability in the amount mandated by this section,

1 may elect not to be insured or self-insured in the mandated
2 amount if the health care provider has so indicated in writing
3 to the board that licenses that health care provider. The
4 licensing board may develop a form for this purpose.

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