
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1625 Session of
2013

INTRODUCED BY FRANKEL, MUNDY, SCHLOSSBERG, GROVE, HAGGERTY,
KINSEY, YOUNGBLOOD, COHEN, HARPER, DeLUCA, KORTZ, M. DALEY
AND D. COSTA, JULY 26, 2013

REFERRED TO COMMITTEE ON HEALTH, JULY 26, 2013

AN ACT

1 Requiring provider-based clinics to disclose facility fees; and
2 conferring powers on the Department of Health.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Facility Fees
7 Disclosure Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Facility fee." Any separate charge or billing by a provider
13 based clinic in addition to a professional fee for physicians'
14 services that is intended to cover building, electronic medical
15 records systems, billing and other administrative and
16 operational expenses.

17 "Provider-based clinic." The site of an off-campus clinic or

1 health care practitioner office located at least 250 yards from
2 the main hospital buildings or, as determined by the centers for
3 Medicare and Medicaid services, that is owned by a hospital
4 licensed under the act of July 19, 1979 (P.L.130, No.48), known
5 as the Health Care Facilities Act, or by any person that
6 operates one or more hospitals licensed under the Health Care
7 Facilities Act, and is primarily engaged in providing diagnostic
8 and therapeutic care including medical history, physical
9 examinations, assessment of health status and treatment
10 monitoring.

11 Section 3. Disclosure of facility fees.

12 (a) General rule.--A provider-based clinic must prominently
13 display, in locations easily accessible to and visible by
14 patients, including its website, a statement detailing whether
15 or not the provider-based clinic charges a facility fee which
16 may result in a higher out-of-pocket expense for the patient.

17 (b) Statement.--Prior to the delivery of nonemergency
18 services, a provider-based clinic that charges a facility fee
19 shall provide to a patient a written statement containing the
20 listed facility fee charges and a list of any other
21 provider-based clinic operated by the same provider that does
22 not charge a facility fee.

23 (c) Nonapplicability.--This section shall not apply to
24 laboratory services, imaging services or other ancillary health
25 services not provided by staff employed by a health care
26 facility.

27 Section 4. Implementation.

28 The Department of Health is authorized to promulgate
29 regulations to implement this act.

30 Section 5. Effective date.

1 This act shall take effect in 90 days.