

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1463 Session of
2023

INTRODUCED BY BENHAM, D. MILLER, MADDEN, PROBST, HILL-EVANS,
DELLOSO AND SANCHEZ, JUNE 21, 2023

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS, JUNE 21, 2023

AN ACT

Amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in Commonwealth services, further providing for definitions relating to intrastate mutual aid and for definitions relating to Fire and Emergency Medical Services Loan Program; in volunteer firefighters, further providing for definitions relating to fire relief association; in emergency responder mental wellness and stress management, further providing for definitions; in grants to fire companies and emergency medical services companies, further providing for definitions; and, in incentives for municipal volunteers of fire companies and nonprofit emergency medical services agencies, further providing for definitions.

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

Section 1. Section 7102 of Title 35 of the Pennsylvania Consolidated Statutes is amended by adding definitions to read:
§ 7102. Definitions.

The following words and phrases when used in this part shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

* * *

1 "Airport fire company." A fire company that does all of the
2 following:

3 (1) Is associated with an airport.

4 (2) Has a mutual aid agreement with a neighboring
5 municipality.

6 (3) Has responded to at least 15 fire or rescue
7 emergency calls annually to neighboring fire companies as
8 provided in documentation requested by the State Fire
9 Commissioner.

10 * * *

11 "Emergency medical services company" or "EMS company." A
12 career, nonprofit or volunteer emergency medical services
13 agency, as defined in section 8103 (relating to definitions).

14 * * *

15 "Fire company." As follows:

16 (1) A volunteer fire company, a municipal fire company
17 or a combined volunteer and municipal fire company located in
18 this Commonwealth.

19 (2) The term includes an airport fire company.

20 "Firefighter." A member of a fire company.

21 "First responder." Any of the following public servants:

22 (1) An emergency medical services provider or EMS
23 provider, as defined in section 8103 (relating to
24 definitions).

25 (2) A firefighter.

26 (3) A telecommunicator.

27 * * *

28 "Municipal fire company." A municipal-owned fire department
29 or other municipal-owned firefighting service.

30 * * *

1 "Telecommunicator." As follows:

2 (1) An individual employed by a public safety answering
3 point or PSAP, as defined in section 5302 (relating to
4 definitions), whose primary responsibility is to receive,
5 process, transmit or dispatch emergency and nonemergency
6 calls for emergency medical, fire and rescue, law enforcement
7 or other public safety services via telephone, radio or other
8 communication device.

9 (2) The term includes a call taker, emergency dispatcher
10 and supervisor.

11 "Volunteer fire company." As follows:

12 (1) A nonprofit chartered corporation, association or
13 organization located in this Commonwealth that:

14 (i) Provides fire protection or rescue services.

15 (ii) May offer other voluntary emergency services
16 within this Commonwealth.

17 (2) Voluntary emergency services provided by a volunteer
18 fire company may include voluntary ambulance and voluntary
19 rescue services.

20 "Volunteer rescue service." A nonprofit chartered
21 corporation, association or organization located in this
22 Commonwealth that provides rescue services in this Commonwealth.

23 * * *

24 Section 2. The definition of "emergency responder" in
25 section 7332 of Title 35 is amended to read:

26 § 7332. Definitions.

27 The following words and phrases when used in this subchapter
28 shall have the meanings given to them in this section unless the
29 context clearly indicates otherwise:

30 * * *

1 "Emergency responder." An individual in the public or
2 private sector who has special skills, qualifications, training,
3 knowledge or experience, whether or not the person possesses a
4 license, certificate, permit or other official recognition for
5 the skills, qualifications, training, knowledge or experience,
6 that would benefit a participating political subdivision in
7 responding to an authorized mutual aid request or participating
8 in an authorized drill or exercise. The term shall include a law
9 enforcement officer, a firefighter, an emergency medical
10 services worker, a telecommunicator, a physician, nurse or other
11 public health worker, an emergency management official, a
12 coroner or medical examiner, a State-certified hazardous
13 materials team member, a public works worker, a building
14 inspector, an architect, an engineer or other design
15 professional or a person with specialized equipment operations
16 skills or training or with any other skills needed to provide
17 aid in a declared emergency.

18 * * *

19 Section 3. The definitions of "emergency medical services
20 company" or "EMS company," "fire company," "volunteer fire
21 company" and "volunteer rescue service" in section 7363 of Title
22 35, amended February 10, 2022 (P.L.41, No.10), are amended to
23 read:

24 § 7363. Definitions.

25 The following words and phrases when used in this subchapter
26 shall have the meanings given to them in this section unless the
27 context clearly indicates otherwise:

28 * * *

29 ["Emergency medical services company" or "EMS company." A
30 career, nonprofit or volunteer emergency medical services

company.]

* * *

["Fire company." A volunteer nonprofit chartered fire company or municipal-owned fire company or department.]

* * *

["Volunteer fire company." Any nonprofit chartered corporation, association or organization located in this Commonwealth which provides fire protection services and other voluntary emergency services within this Commonwealth. Voluntary emergency services provided by a volunteer fire company may include voluntary ambulance and voluntary rescue services.

"Volunteer rescue service." Any nonprofit chartered corporation, association or organization located in this Commonwealth which provides rescue services in this Commonwealth.]

Section 4. The definitions of "fire company" and "volunteer fire company" in section 7412 of Title 35 are amended to read:
§ 7412. Definitions.

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

* * *

["Fire company." A volunteer fire company, a municipal fire company or a combined volunteer and municipal fire company located in this Commonwealth.]

* * *

["Volunteer fire company." As defined in section 7802 (relating to definitions).]

* * *

Section 5. The definition of "emergency responder" in

1 section 75A01 of Title 35 is amended to read:

2 § 75A01. Definitions.

3 The following words and phrases when used in this chapter
4 shall have the meanings given to them in this section unless the
5 context clearly indicates otherwise:

6 * * *

7 "Emergency responder." Any of the following:

8 (1) A current or former [certified emergency medical
9 services provider, current or former member of an emergency
10 medical services agency, fire company or rescue company]
11 first responder.

12 (2) A peace officer.

13 (3) A [911 dispatcher] telecommunicator.

14 (4) A coroner or medical examiner who responds in an
15 official capacity to an emergency.

16 (5) A corrections officer.

17 * * *

18 Section 6. The definitions of "airport fire company,"
19 "emergency medical services company" or "EMS company," "fire
20 company," "volunteer fire company" and "volunteer rescue
21 company" in section 7802 of Title 35 are amended to read:

22 § 7802. Definitions.

23 The following words and phrases when used in this chapter
24 shall have the meanings given to them in this section unless the
25 context clearly indicates otherwise:

26 * * *

27 ["Airport fire company." A fire company that does all of the
28 following:

29 (1) Is associated with an airport.

30 (2) Has a mutual aid agreement with a neighboring

municipality.

(3) Has responded to at least 15 fire or rescue emergency calls annually to neighboring fire companies as provided in documentation requested by the State Fire Commissioner.]

* * *

["Emergency medical services company" or "EMS company." A career or volunteer emergency medical services company.]

* * *

["Fire company." A volunteer fire company, a municipal fire company or a combined volunteer and municipal fire company located in this Commonwealth. The term includes an airport fire company.]

* * *

["Volunteer fire company." A nonprofit chartered corporation, association or organization located in this Commonwealth which provides fire protection or rescue services and which may offer other voluntary emergency services within this Commonwealth. Voluntary emergency services provided by a volunteer fire company may include voluntary ambulance and voluntary rescue services.

"Volunteer rescue company." A nonprofit chartered corporation, association or organization located in this Commonwealth that provides rescue services as part of the response to fires or vehicle accidents within this Commonwealth.]

Section 7. The definition of "volunteer fire company" in section 79A03 of Title 35 is amended to read:

§ 79A03. Definitions.

The following words and phrases when used in this chapter

1 shall have the meanings given to them in this section unless the
2 context clearly indicates otherwise:

3 * * *

4 ["Volunteer fire company." A nonprofit chartered
5 corporation, association or organization located in this
6 Commonwealth that provides fire protection services and may
7 offer other voluntary emergency services within this
8 Commonwealth.]

9 * * *

10 Section 8. This act shall take effect in 60 days.