

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2236 Session of
1984

INTRODUCED BY POTT, MAYERNIK, BURD, BOOK, McVERRY, MISCEVICH,
COLAFELLA, SEVENTY, KENNEDY AND CESSAR, JUNE 4, 1984

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, JUNE 4, 1984

AN ACT

1 Amending the act of July 19, 1979 (P.L.130, No.48), entitled "An
2 act relating to health care; prescribing the powers and
3 duties of the Department of Health; establishing and
4 providing the powers and duties of the State Health
5 Coordinating Council, health systems agencies and Health Care
6 Policy Board in the Department of Health, and State Health
7 Facility Hearing Board in the Department of Justice;
8 providing for certification of need of health care providers
9 and prescribing penalties," further providing for fire and
10 emergency standards.

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

13 Section 1. Section 806(c) of the act of July 19, 1979
14 (P.L.130, No.48), known as the Health Care Facilities Act, added
15 July 12, 1980 (P.L.655, No.136), is amended to read:

16 Section 806. Licensure.

17 * * *

18 (c) Fire and emergency standards.--Notwithstanding any other
19 provision of law other than standards required by the Federal
20 Government as a condition of participation by that type of
21 health care facility in the Medicare or Medicaid program, no

1 health care facility shall be required to satisfy any regulation
2 relating to fire or similar emergency circumstance more
3 stringent than those required of hospitals by the Joint
4 Commission on Accreditation of Hospitals [and the department
5 shall adopt and enforce the appropriate standards.] provided
6 those regulations exceed any local fire code, building code or
7 emergency standards enforced in the municipality in which the
8 health care facility is located or is to be constructed. The
9 department shall adopt and enforce the appropriate standards.
10 Where such local codes exceed the regulations of the Joint
11 Commission on Accreditation of Hospitals, the local codes shall
12 supersede the regulations of the Joint Commission on
13 Accreditation of Hospitals and be enforced.

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