

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2727 Session of  
1998

INTRODUCED BY VEON, GEORGE, M. COHEN, GIGLIOTTI, EVANS, BELARDI,  
SANTONI, WOJNAROSKI, TIGUE, WALKO, STABACK, MELIO, LAUGHLIN,  
TRELLO, MYERS, TRAVAGLIO, DERMODY, YOUNGBLOOD, EACHUS, RAMOS,  
KIRKLAND, BOSCOLA, SURRA, DeLUCA, COLAFELLA, HARHAI, SHANER,  
MANDERINO, SCRIMENTI, BEBKO-JONES AND STEELMAN, JUNE 15, 1998

REFERRED TO COMMITTEE ON LABOR RELATIONS, JUNE 15, 1998

AN ACT

1 Amending the act of December 12, 1986 (P.L.1559, No.169),  
2 entitled "An act providing protection for employees who  
3 report a violation or suspected violation of State, local or  
4 Federal law; providing protection for employees who  
5 participate in hearings, investigations, legislative  
6 inquiries or court actions; and prescribing remedies and  
7 penalties," extending the application of the act to medical  
8 facilities.

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

11 Section 1. The definitions of "employee," "employer" and  
12 "waste" in section 2 of the act of December 12, 1986 (P.L.1559,  
13 No.169), known as the Whistleblower Law, are amended and the  
14 section is amended by adding a definition to read:

15 Section 2. Definitions.

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

19 \* \* \*

1 "Employee." A person who performs a service for wages or  
2 other remuneration under a contract of hire, written or oral,  
3 express or implied, for a public body or medical facility.

4 "Employer." A person supervising one or more employees,  
5 including the employee in question; a superior of that  
6 supervisor; or an agent of a public body or medical facility.

7 \* \* \*

8 "Medical facility." A hospital, nursing home, clinic,  
9 clinical laboratory, medical training institution, physician's  
10 office, ambulatory surgical treatment center, mental health  
11 facility, residential or outpatient drug and alcohol treatment  
12 center or other health care facility or institution that is not  
13 under the operation or control of a public body.

14 \* \* \*

15 "Waste." An employer's conduct or omissions which result in  
16 substantial abuse, misuse, destruction or loss of funds or  
17 resources belonging to or derived from Commonwealth or political  
18 subdivision sources or accounts of medical facilities.

19 \* \* \*

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