

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2365 Session of
2004

INTRODUCED BY SATHER, BENNINGHOFF, SEMMEL, SAYLOR, ARMSTRONG,
BARD, BARRAR, BOYD, CAPPELLI, CAUSER, CRAHALLA, CREIGHTON,
DeWEESE, FLICK, GEIST, GERGELY, GILLESPIE, GINGRICH, GOOD,
GRUCELA, HALUSKA, HARRIS, HERMAN, HERSHEY, HORSEY,
HUTCHINSON, KOTIK, LEH, LEVDANSKY, LEWIS, MANN, MARSICO,
McCALL, McGEEHAN, R. MILLER, MUSTIO, O'NEILL, PHILLIPS,
PICKETT, PISTELLA, ROSS, RUBLEY, SCAVELLO, SCHRODER,
SCRIMENTI, SOLOBAY, STABACK, STERN, T. STEVENSON, SURRA,
E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TRUE, TURZAI, WATSON,
WEBER AND YOUNGBLOOD, FEBRUARY 10, 2004

REFERRED TO COMMITTEE ON INSURANCE, FEBRUARY 10, 2004

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An
2 act relating to insurance; amending, revising, and
3 consolidating the law providing for the incorporation of
4 insurance companies, and the regulation, supervision, and
5 protection of home and foreign insurance companies, Lloyds
6 associations, reciprocal and inter-insurance exchanges, and
7 fire insurance rating bureaus, and the regulation and
8 supervision of insurance carried by such companies,
9 associations, and exchanges, including insurance carried by
10 the State Workmen's Insurance Fund; providing penalties; and
11 repealing existing laws," providing for joint payment for
12 ambulance services.

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

15 Section 1. The act of May 17, 1921 (P.L.682, No.284), known
16 as The Insurance Company Law of 1921, is amended by adding a
17 section to read:

18 Section 635.2. Joint Payment for Ambulance Services.--(a)
19 Whenever direct payment is made to an insured for a claim

1 covered under a health insurance policy for a service performed
2 by an ambulance service, the payment shall be made jointly
3 payable to the insured and the ambulance service to require the
4 endorsement by each.

5 (b) The joint payment required under subsection (a) shall
6 not apply in the following instances:

7 (1) Payment is made under terms of the health insurance
8 policy in the single name of a provider or ambulance service.

9 (2) Evidence of prepayment to the ambulance service is
10 submitted as part of a claim for payment to the insurer, in
11 which case payment shall be made in the single name of the
12 insured.

13 (3) The ambulance service waives the right to joint payment.

14 (c) This section shall apply to all insurance policies,
15 subscriber contracts and group insurance certificates issued
16 under any group master policy delivered or issued for delivery
17 on or after the effective date of this section and shall also
18 apply to all renewals of contracts when the renewal date occurs
19 on or after the effective date of this section.

20 (d) The term "ambulance service," when used in this section,
21 means an entity that regularly engages in the business or
22 service of providing emergency medical care and transportation
23 of patients within this Commonwealth. The term includes a mobile
24 advanced life support service that may or may not transport
25 patients.

26 Section 2. This act shall take effect in 120 days.