

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2041

Session of
2005

INTRODUCED BY NICKOL, BAKER, BELFANTI, BOYD, CALTAGIRONE,
CAPPELLI, CLYMER, CRAHALLA, CREIGHTON, CURRY, DALLY, DeLUCA,
FABRIZIO, FAIRCHILD, FLEAGLE, GEORGE, GILLESPIE, GINGRICH,
GODSHALL, GOOD, GRELL, GRUCELA, HERMAN, HESS, JOSEPHS,
KAUFFMAN, KILLION, LEACH, MACKERETH, MANDERINO, MANN,
MARKOSEK, MUSTIO, NAILOR, O'NEILL, REICHLEY, ROSS, RUBLEY,
SAYLOR, SHAPIRO, B. SMITH, SOLOBAY, STERN, E. Z. TAYLOR,
TIGUE, WANSACZ, WATSON, WILT, YOUNGBLOOD, YUDICHAK, HARPER,
M. KELLER, HARRIS, PICKETT, PAYNE, SONNEY, TURZAI,
BENNINGHOFF, PHILLIPS, REED, GERBER AND FRANKEL,
OCTOBER 17, 2005

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
NOVEMBER 21, 2005

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," further providing for the
4 Health Care Provider Retention Program AND FOR REPORTING. <—

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

7 ~~Section 1. Sections 1302 A and 1310 A of the act of June 13,~~ <—
8 ~~1967 (P.L.31, No.21), known as the Public Welfare Code, amended~~
9 ~~November 29, 2004 (P.L.1272, No.154), are amended to read:~~

10 SECTION 1. SECTION 1302-A OF THE ACT OF JUNE 13, 1967 <—
11 (P.L.31, NO.21), KNOWN AS THE PUBLIC WELFARE CODE, AMENDED
12 NOVEMBER 29, 2004 (P.L.1272, NO.154), IS AMENDED TO READ:
13 Section 1302-A. Abatement program.

14 There is hereby established within the Insurance Department a

1 program to be known as the Health Care Provider Retention
2 Program. The Insurance Department, in conjunction with the
3 department, shall administer the program. The program shall
4 provide assistance in the form of assessment abatements to
5 health care providers for calendar years 2003, 2004 [and], 2005,
6 2006 and 2007, except that licensed podiatrists shall not be
7 eligible for calendar years 2003 and 2004.

8 SECTION 2. SECTION 1306-A OF THE ACT, ADDED DECEMBER 23, <—
9 2003 (P.L.237, NO.44), IS AMENDED TO READ:

10 SECTION 1306-A. REPORTING.

11 (A) REPORTS.--BY MAY 15, 2004, THE INSURANCE DEPARTMENT
12 SHALL SUBMIT A REPORT TO THE GOVERNOR, THE CHAIRPERSON AND THE
13 MINORITY CHAIRPERSON OF THE BANKING AND INSURANCE COMMITTEE OF
14 THE SENATE AND THE CHAIRPERSON AND THE MINORITY CHAIRPERSON OF
15 THE INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES
16 REGARDING THE PROGRAM. THE INSURANCE DEPARTMENT SHALL SUBMIT A
17 SECOND REPORT BY MAY 15, 2006. THE [REPORT] REPORTS SHALL
18 INCLUDE ALL OF THE FOLLOWING:

19 (1) THE NUMBER OF HEALTH CARE PROVIDERS WHO APPLIED FOR
20 ABATEMENT UNDER THE PROGRAM.

21 (2) THE NUMBER OF HEALTH CARE PROVIDERS GRANTED 100%
22 ABATEMENT UNDER THE PROGRAM.

23 (3) THE NUMBER OF HEALTH CARE PROVIDERS GRANTED 50%
24 ABATEMENT UNDER THE PROGRAM.

25 (4) BASED UPON AVAILABLE INFORMATION, THE NUMBER OF
26 HEALTH CARE PROVIDERS WHO HAVE LEFT THIS COMMONWEALTH AFTER
27 RECEIVING ABATEMENT UNDER THE PROGRAM.

28 (5) THE NUMBER OF AND REASON FOR ANY UNAPPROVED
29 APPLICATIONS.

30 (6) ANY OTHER INFORMATION RELEVANT TO ASSESSING THE

1 SUCCESS OF THE PROGRAM.

2 (B) EXCEPTION.--A REPORT SHALL NOT RELEASE INFORMATION WHICH
3 COULD REASONABLY BE EXPECTED TO REVEAL THE INDIVIDUAL IDENTITY
4 OF A HEALTH CARE PROVIDER.

5 SECTION 3. SECTION 1310-A OF THE ACT, AMENDED NOVEMBER 29,
6 2004 (P.L.1272, NO.154), IS AMENDED TO READ:

7 Section 1310-A. Expiration.

8 The Health Care Provider Retention Program established under
9 this article shall expire December 31, [2006] 2008.

10 Section ~~2~~ 4. This act shall take effect in 60 days.

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