

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 158 Session of 2009

INTRODUCED BY TOMLINSON, WONDERLING, GORDNER, GREENLEAF, BAKER, RAFFERTY, FONTANA, VANCE, BRUBAKER, ORIE, EARLL, BROWNE, WAUGH, ALLOWAY, EICHELBERGER, LOGAN, WOZNIAK, COSTA AND FERLO, JANUARY 30, 2009

REFERRED TO BANKING AND INSURANCE, JANUARY 30, 2009

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 emergency service organization.

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 635.4. Joint Payment for Emergency Service  
19 Organization.--(a) Whenever direct payment is made to an  
20 insured for a claim covered under a health insurance policy for  
21 a service performed by an emergency service organization, the  
22 payment shall be made jointly payable to the insured and the

1 emergency service organization.

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

4 (1) Payment is made under terms of the health insurance  
5 policy in the single name of a provider or emergency service  
6 organization.

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

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