

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2337 Session of
2012

INTRODUCED BY FRANKEL, VULAKOVICH, DeLUCA AND BARBIN,
MAY 1, 2012

REFERRED TO COMMITTEE ON INSURANCE, MAY 1, 2012

AN ACT

1 Providing for the Children's Access to Concurrent Care Act and
2 for applicability.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Children's
7 Access to Concurrent Care Act.

8 Section 2. Definitions.

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

12 "Child." A person 18 years of age or younger.

13 "Health insurance policy." An individual or group health,
14 sickness or accident policy, subscriber contract or certificate
15 issued by an entity subject to this act or the following:

16 (1) The act of May 17, 1921 (P.L.682, No.284), known as
17 The Insurance Company Law of 1921.

18 (2) The act of December 29, 1972 (P.L.1701, No.364),

known as the Health Maintenance Organization Act.

(3) The act of May 18, 1976 (P.L.123, No.54), known as the Individual Accident and Sickness Insurance Minimum Standards Act.

(4) 40 Pa.C.S. Ch. 61 (relating to hospital plan corporations) or 63 (relating to professional health services plan corporations).

"Insurer." A company or entity licensed in this Commonwealth to issue health insurance policies.

"Life-prolonging treatment." Treatment addressing the underlying disease rather than alleviating symptoms.

Section 3. Required coverage.

(a) General rule.--

(1) A voluntary election to seek payment for hospice care for a child shall not preclude an insured from coverage or payment for services related to the treatment of the child's condition for which diagnosis of terminal illness has been made.

(2) A health insurance policy providing coverage for life-prolonging treatments for children shall also provide coverage for hospice care and shall not exclude concurrent coverage for the life-prolonging treatment.

(b) Coverage subject to annual deductible, copayment or coinsurance requirements.--The coverage required under this act shall be subject to the annual deductible, copayment or coinsurance requirements imposed by an entity subject to this act for similar coverages under the same health insurance policy or contract.

Section 19. Applicability.

This act shall apply to health insurance policies issued

1 under a group master policy or individual policy delivered or
2 issued for delivery on or after the effective date of this act
3 and to renewals of such policies on or after the effective date
4 of this act.

5 Section 20. Effective date.

6 This act shall take effect simultaneously with the provision
7 for concurrent care for children under Medicaid and the
8 Children's Health Insurance Program as specified in section 2302
9 of the Patient Protection and Affordable Care Act (Public Law
10 111-148, 124 Stat. 119).