

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2123 Session of
2009

INTRODUCED BY DRUCKER, GOODMAN, SIPTROTH, PASHINSKI, JOSEPHS,
MANDERINO AND HENNESSEY, DECEMBER 4, 2009

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 4, 2009

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 validity of agreement to arbitrate.

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

6 Section 1. Section 7303 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 7303. Validity of agreement to arbitrate.

9 A written agreement to subject any existing controversy to
10 arbitration or a provision in a written agreement to submit to
11 arbitration any controversy thereafter arising between the
12 parties is valid, enforceable and irrevocable, save upon such
13 grounds as exist at law or in equity relating to the validity,
14 enforceability or revocation of any contract. No binding
15 alternative dispute resolution shall be enforceable against a
16 patient of a licensed professional or other health care entity
17 that was entered into prior to the harm forming the basis of a
18 civil action in which a professional liability claim is asserted

1 against a licensed professional.

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