

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2604 Session of 2022

INTRODUCED BY TWARDZIK, R. MACKENZIE, PICKETT, SCHLOSSBERG, HEFFLEY, RADER, R. BROWN, SCHWEYER, KNOWLES, McNEILL, EMRICK, CIRESI, MILLARD, M. MACKENZIE, SCHEMEL, ZIMMERMAN, HERSHEY, FREEMAN, FLOOD, FARRY, POLINCHOCK, PENNYCUICK, QUINN, MADDEN AND WELBY, MAY 20, 2022

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 15, 2022

AN ACT

1 Amending the act of July 19, 1979 (P.L.130, No.48), entitled "An
2 act relating to health care; prescribing the powers and
3 duties of the Department of Health; establishing and
4 providing the powers and duties of the State Health
5 Coordinating Council, health systems agencies and Health Care
6 Policy Board in the Department of Health, and State Health
7 Facility Hearing Board in the Department of Justice;
8 providing for certification of need of health care providers
9 and prescribing penalties," in licensing of health care
10 facilities, further providing for photo identification tag
11 regulations.

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

14 Section 1. Section 809.2(a)(1) and (e) of the act of July
15 19, 1979 (P.L.130, No.48), known as the Health Care Facilities
16 Act, amended July 1, 2020 (P.L.599, No.54), are amended to read:
17 Section 809.2. Photo identification tag regulations.

18 (a) Regulations.--Except as provided under subsection (c),
19 the department shall promulgate regulations under subsection (b)
20 to require employees to wear a photo identification tag when the

1 employee is working. The following shall apply:

2 (1) The photo identification tag shall include a recent
3 photograph of the employee, the employee's first name, the
4 employee's title and the name of [the health care facility or
5 employment agency.] any of the following:

6 (i) The health care facility.

7 (ii) The health system.

8 (iii) The employment agency.

9 (iv) The fictitious name of an entity under
10 subparagraph (i), (ii) or (iii) which is registered with
11 the Department of State under 54 Pa.C.S. Ch. 3 (relating
12 to fictitious names) or a successor statute.

13 * * *

14 (e) Definitions.--As used in this section, the following
15 words and phrases shall have the meanings given to them in this
16 subsection unless the context clearly indicates otherwise:

17 "Employee." An employee or a physician of any of the
18 following that delivers direct care to a consumer:

19 (1) A health care facility.

20 (2) A health care provider.

21 (3) The private practice of a physician.

22 (4) An employment agency.

23 (5) A health system.

24 (6) The fictitious name of any person or entity under
25 paragraph (1), (2), (3), (4) or (5) which is registered with
26 the Department of State under 54 Pa.C.S. Ch. 3 or a successor
27 statute.

28 "Employment agency." A public or private organization that
29 provides employment services for persons seeking employment and
30 for potential employers seeking employees.

1 "HEALTH SYSTEM." TWO OR MORE HEALTH CARE FACILITIES, WITH AT <--
2 LEAST ONE BEING A HOSPITAL, WHICH ARE OWNED BY A COMMON LEGAL
3 ENTITY OR THAT HAVE ENTERED INTO AN AFFILIATION AGREEMENT TO
4 COMBINE OR COORDINATE DELIVERY OF HEALTH CARE SERVICES UNDER A
5 COMMON ORGANIZATIONAL NAME.

6 "Title." [A] AN APPLICABLE license, certification [or], <--
7 registration OR JOB TITLE held by [the] AN employee WHO PROVIDES <--
8 DIRECT PATIENT CARE TO A CONSUMER.

9 Section 2. The Department of Health shall promulgate final
10 regulations to implement the amendment of section 809.2(a)(1)
11 and (e) of the act no later than two years after the effective
12 date of this section.

13 Section 3. This act shall take effect immediately.