

## AMENDMENTS TO HOUSE BILL NO. 924

Sponsor: REPRESENTATIVE PICKETT

Printer's No. 1038

1 Amend Bill, page 1, line 17, by striking out "medical care,"

2 Amend Bill, page 1, line 18; page 2, lines 1 through 10; by  
3 striking out "insurance coverage and which is offered or" in  
4 line 18 on page 1, all of lines 1 through 9 and "plan  
5 corporations)" in line 10 on page 2 and inserting

6 coverage and which is offered, issued or renewed by an  
7 insurer

8 Amend Bill, page 2, lines 11 and 12, by striking out all of  
9 said lines and inserting

10 "Insurer." As follows:

11 (1) An entity licensed by the Insurance Department with  
12 authority to issue insurance policies or governed under any  
13 of the following:

14 (i) The act of May 17, 1921 (P.L.682, No.284), known  
15 as The Insurance Company Law of 1921, including section  
16 630 and Article XXIV of The Insurance Company Law of  
17 1921.

18 (ii) The act of December 29, 1972 (P.L.1701,  
19 No.364), known as the Health Maintenance Organization  
20 Act.

21 (iii) 40 Pa.C.S. Ch. 61 (relating to hospital plan  
22 corporations) or 63 (relating to professional health  
23 services plan corporations).

24 (2) The term does not include accident only, fixed  
25 indemnity, hospital indemnity, limited benefit, credit,  
26 dental, vision, specified disease, Medicare supplement,  
27 Civilian Health and Medical Program of the Uniformed Services  
28 (CHAMPUS) supplement, long-term care or disability income,  
29 worker's compensation or automobile medical payment  
30 insurance.

31 Amend Bill, page 3, line 15, by striking out the period after  
32 "act" and inserting

1           , including a living donor's rights under the FMLA and  
2 information on filing a complaint with the United States  
3 Department of Labor's Wage and Hour Division if the living  
4 donor believes that the living donor's employer is not in  
5 compliance with the FMLA.

6 Amend Bill, page 3, line 23, by striking out "An" and  
7 inserting

8           (a) Prohibitions.--Subject to subsection (b), an

9 Amend Bill, page 3, line 26, by striking out "actuarial  
10 risks" and inserting

11           risk based on sound actuarial principles reasonably  
12 related to actual or anticipated loss experience

13 Amend Bill, page 4, line 7, by striking out the period after  
14 "policy" and inserting

15           , except that an insurer may decline to issue an  
16 insurance policy to an applicant with a scheduled donation  
17 until the applicant is released without complication by the  
18 surgeon to the care of the applicant's primary care  
19 physician.

20           (b) Construction.--Subsection (a)(2) shall not be construed  
21 to require an insurance policy form to include coverage of organ  
22 donation.

23 Amend Bill, page 4, lines 23 through 27, by striking out all  
24 of said lines and inserting

25 A violation of section 4 is an unfair or deceptive act or  
26 practice under the act of July 22, 1974 (P.L.589, No.205), known  
27 as the Unfair Insurance Practices Act.

28 Amend Bill, page 4, lines 29 and 30, by striking out ", the  
29 Department of Labor and Industry"

30 Amend Bill, page 4, line 30, by inserting after "may"

31 each

32 Amend Bill, page 4, line 30, by striking out "and" where it  
33 occurs the second time and inserting

34 or