

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 702 Session of 2001

INTRODUCED BY GREENLEAF, HOLL, COSTA, SCHWARTZ, TARTAGLIONE,
BELL, BOSCOLA, CONTI, DENT, EARLL, GERLACH, KASUNIC, LEMMOND,
MUSTO, O'PAKE, RHOADES, THOMPSON, TILGHMAN, TOMLINSON, WAUGH,
M. WHITE, WAGNER AND STACK, MARCH 23, 2001

REFERRED TO BANKING AND INSURANCE, MARCH 23, 2001

AN ACT

1 Amending the act of October 15, 1975 (P.L.390, No.111), entitled
2 "An act relating to medical and health related malpractice
3 insurance, prescribing the powers and duties of the Insurance
4 Department; providing for a joint underwriting plan; the
5 Arbitration Panels for Health Care, compulsory screening of
6 claims; collateral sources requirement; limitation on
7 contingent fee compensation; establishing a Catastrophe Loss
8 Fund; and prescribing penalties," further providing for
9 professional liability insurance.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Section 701(e) of the act of October 15, 1975
13 (P.L.390, No.111), known as the Health Care Services Malpractice
14 Act, is amended by adding a paragraph to read:

15 Section 701. Professional Liability Insurance and Fund.--* *

16 *

17 (e) * * *

18 (15) A health care provider may elect to pay the annual
19 surcharge in equal installments, not exceeding four, if the
20 health care provider informs the primary carrier of the option

1 to pay in installments and the entire annual surcharge is
2 collected and remitted to the fund by December 10. The first
3 installment shall be due 60 days from the date of policy
4 inception or renewal and each remaining installment shall be due
5 each 60 days thereafter until the full remittance is paid. This
6 paragraph shall apply to surcharges for 2002 and thereafter.

7 * * *

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