
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 617

Session of
1983

INTRODUCED BY ZWIKL, ARTY, LUCYK, MICHLOVIC, JAROLIN, MANMILLER,
MILLER, F. E. TAYLOR, LETTERMAN, HARPER, CAWLEY, EVANS,
PRESTON, SEVENTY, DeLUCA, PISTELLA, TRELLO, MORRIS, GRUPPO,
CARN, LASHINGER, O'DONNELL, OLIVER, ITKIN, DONATUCCI,
E. Z. TAYLOR, GRUITZA AND COY, MARCH 23, 1983

REFERRED TO COMMITTEE ON INSURANCE, MARCH 23, 1983

AN ACT

1 Providing reimbursement by insurance companies, professional
2 health service plan corporations, fraternal benefit societies
3 and voluntary nonprofit health service plans for services
4 performed by a registered nurse.

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

7 Section 1. Policies, contracts or certificates covered.

8 (a) Coverage enumerated.--This act shall apply to every
9 group or individual policy, contract or certificate issued
10 thereunder, of health, sickness or accident insurance delivered
11 or issued for delivery within the Commonwealth including, but
12 not limited to, policies, contracts or certificates issued by:

13 (1) Any stock insurance company as defined in section
14 202(c)(4) and (11) and any mutual insurance company as
15 defined in section 202(d)(1) of the act of May 17, 1921
16 (P.L.682, No.284), known as The Insurance Company Law of
17 1921.

1 (2) Any hospital plan corporation as defined in 40
2 Pa.C.S. Ch. 61 (relating to hospital plan corporations).

3 (3) Any professional health services plan corporation as
4 defined in 40 Pa.C.S. Ch. 63 (relating to professional health
5 services plan corporations).

6 (4) Any fraternal benefit society as defined in 40
7 Pa.C.S. Ch. 65 (relating to fraternal benefit societies).

8 (5) Any voluntary nonprofit health service plan as
9 defined in the act of December 29, 1972 (P.L.1701, No.364),
10 known as the Health Maintenance Organization Act.

11 (6) Any person who sells or issues contracts or
12 certificates of insurance which meet the requirements of this
13 act.

14 (b) Application to policies, etc.--This act shall apply to
15 policies, contracts or certificates issued, renewed, modified,
16 altered, amended or reissued on or after the effective date of
17 this act.

18 Section 2. Scope of coverage.

19 Whenever a policy, contract or certificate provides for
20 reimbursement for any service which is within the scope of
21 practice for which registered professional nurses are licensed
22 pursuant to the act of May 22, 1951 (P.L.317, No.69), known as
23 The Professional Nursing Law, the insured or any other person
24 covered by the policy, contract or certificate shall be entitled
25 to reimbursement either directly to the insured or to the
26 provider of the service, when the service is performed by a
27 registered nurse permitted by law to perform that service. When
28 services may legally be performed by a licensed registered
29 professional nurse, without the intervention, supervision,
30 prescription or order of a physician, reimbursement for the

1 services may not be conditioned upon the intervention,
2 supervision, prescription or order of a physician.

3 Section 3. Rules and regulations.

4 The Insurance Commissioner shall promulgate such rules and
5 regulations as are deemed necessary for the effective
6 implementation and operation of this act. Public hearings shall
7 be held prior to the promulgation of any regulations, including
8 a verbatim transcript and cross-examination of all witnesses in
9 accordance with applicable rules of procedure, unless the
10 regulation or amendment is insubstantial.

11 Section 4. Construction of act.

12 This act shall not apply to in-hospital nursing care and
13 shall not be construed to affect or impair hospital procedures
14 for billing for in-hospital nursing care.

15 Section 5. Effective date.

16 This act shall take effect in 90 days.