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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 179 Session of  
2013

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INTRODUCED BY O'NEILL, BARRAR, SAINATO, READSHAW, CARROLL,  
CAUSER, CLYMER, D. COSTA, DIGIROLAMO, GROVE, HALUSKA, C.  
HARRIS, M. K. KELLER, LAWRENCE, LONGIETTI, MARSHALL, MASSER,  
MILLARD, MILLER, MILNE, MOUL, MURT, PICKETT, SANTARSIERO,  
STEPHENS, SWANGER, TALLMAN, TRUITT, ROCK, HESS, COHEN,  
MOLCHANY AND WATSON, JANUARY 22, 2013

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REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS, JANUARY 22, 2013

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AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania  
2 Consolidated Statutes, providing for emergency service system  
3 billing.

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

6 Section 1. Section 8103 of Title 35 of the Pennsylvania  
7 Consolidated Statutes is amended by adding a definition to read:

8 § 8103. Definitions.

9 The following words and phrases when used in this chapter  
10 shall have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 \* \* \*

13 "Insurer." As follows:

14 (1) An entity that is responsible for providing or  
15 paying for all or part of the cost of emergency medical  
16 services covered by an insurance policy, contract or plan.

1 The term includes an entity subject to:

2 (i) the act of May 17, 1921 (P.L.682, No.284), known  
3 as The Insurance Company Law of 1921;

4 (ii) the act of December 29, 1972 (P.L.1701,  
5 No.364), known as the Health Maintenance Organization  
6 Act; or

7 (iii) 40 Pa.C.S. Ch. 61 (relating to hospital plan  
8 corporations) or 63 (relating to professional health  
9 services plan corporations).

10 (2) The term does not include an entity that is  
11 responsible for providing or paying under an insurance  
12 policy, contract or plan which meets any of the following:

13 (i) Is a homeowner's insurance policy.

14 (ii) Provides any of the following types of  
15 insurance:

16 (A) Accident only.

17 (B) Fixed indemnity.

18 (C) Limited benefit.

19 (D) Credit.

20 (E) Dental.

21 (F) Vision.

22 (G) Specified disease.

23 (H) Medicare supplement.

24 (I) Civilian Health and Medical Program of the  
25 Uniformed Services (CHAMPUS) supplement.

26 (J) Long-term care.

27 (K) Disability income.

28 (L) Workers' compensation.

29 (M) Automobile medical payment insurance.

30 \* \* \*

1 Section 2. Title 35 is amended by adding a section to read:

2 § 8158. Billing.

3 (a) General rule.--When an emergency medical services agency  
4 is properly dispatched by a public safety answering point as  
5 defined in section 5302 (relating to definitions) and provides  
6 medically necessary emergency care, a payment made by an insurer  
7 for a claim covered under a health insurance policy for a  
8 service performed by the emergency medical services agency  
9 during the call shall be paid directly to the emergency medical  
10 services agency.

11 (b) Application.--This section shall be construed to apply  
12 only to emergency medical services agencies that are nonnetwork  
13 providers.

14 Section 3. This act shall take effect in 60 days.