
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1067 Session of
2015

INTRODUCED BY R. BROWN, BARRAR, BISHOP, COHEN, DeLUCA, MURT,
QUINN, ROZZI AND WATSON, APRIL 24, 2015

REFERRED TO COMMITTEE ON HEALTH, APRIL 24, 2015

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 definitions, for licensure
11 and for application for license.

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

14 Section 1. The definition of "health care facility" in
15 section 802.1 of the act of July 19, 1979 (P.L.130, No.48),
16 known as the Health Care Facilities Act, amended July 7, 2006
17 (P.L.334, No.69), is amended and the section is amended by
18 adding a definition to read:

19 Section 802.1. Definitions.

20 The following words and phrases when used in this chapter
21 shall have, unless the context clearly indicates otherwise, the
22 meanings given them in this section:

1 * * *

2 "Health care facility." For purposes of Chapter 8, a health
3 care facility includes, but is not limited to, a general,
4 chronic disease or other type of hospital, a home health care
5 agency, an urgent care center, a home care agency, a hospice, a
6 long-term care nursing facility, cancer treatment centers using
7 radiation therapy on an ambulatory basis, an ambulatory surgical
8 facility, a birth center regardless of whether such health care
9 facility is operated for profit, nonprofit or by an agency of
10 the Commonwealth or local government. The department shall have
11 the authority to license other health care facilities as may be
12 necessary due to emergence of new modes of health care. When the
13 department so finds, it shall publish its intention to license a
14 particular type of health care facility in the Pennsylvania
15 Bulletin in accordance with the act of June 25, 1982 (P.L.633,
16 No.181), known as the "Regulatory Review Act." The term health
17 care facility shall not include an office used primarily for the
18 private practice of a health care practitioner, nor a program
19 which renders treatment or care for drug or alcohol abuse or
20 dependence unless located within a health facility, nor a
21 facility providing treatment solely on the basis of prayer or
22 spiritual means. The term health care facility shall not apply
23 to a facility which is conducted by a religious organization for
24 the purpose of providing health care services exclusively to
25 clergymen or other persons in a religious profession who are
26 members of a religious denomination.

27 * * *

28 "Private practice." The term does not include a facility
29 which sees individuals on an unscheduled basis.

30 "Urgent care center." An organization or business entity

1 that provides outpatient treatment to patients with urgent
2 medical conditions, illnesses or injuries on an unscheduled
3 basis but that is not licensed as a hospital or an ambulatory
4 surgical facility.

5 Section 2. Section 806 of the act is amended by adding a
6 subsection to read:

7 Section 806. Licensure.

8 * * *

9 (j) Urgent care center standards.--

10 (1) Within one year of the effective date of this
11 subsection, to the extent possible, the department shall
12 publish in the Pennsylvania Bulletin proposed regulations
13 establishing revised standards for licensure of urgent care
14 centers. The standards shall provide for separate licensure
15 criteria based on the service provided by the urgent care
16 center, including, but not limited to:

17 (i) fire and safety standards;

18 (ii) personnel and equipment requirements; and

19 (iii) quality assurance procedures.

20 (2) The purpose of the criteria under paragraph (1)
21 shall be to assure quality care delivery in urgent care
22 centers. Until such time the revised regulations are adopted,
23 the existing rules and regulations governing the licensure of
24 urgent care centers shall apply.

25 Section 3. Section 807(b) of the act, amended December 22,
26 2011 (P.L.563, No.122), is amended to read:

27 Section 807. Application for license.

28 * * *

29 (b) Fees.--Application for a license or for renewal of a
30 license shall be accompanied by the following fees:

1	(1) Regular or special license:	
2	Home health agency	\$250.00
3	Home care agency or home care	
4	registry	100.00
5	Ambulatory surgical facility	250.00
6	Abortion facility	250.00
7	<u>Urgent care center</u>	<u>250.00</u>
8	Birth center	70.00
9	Long-term care nursing facility	250.00
10	plus per each long-term care	
11	bed in excess of 75 beds	2.00
12	Hospital	
13	Every two years	500.00
14	Plus per each inpatient bed	
15	every two years	4.00
16	Other health care facility	100.00
17	(2) Provisional license all facilities:	
18	Provisional I	\$400.00
19	Plus per each inpatient bed	4.00
20	Provisional II	600.00
21	Plus per each inpatient bed	6.00
22	Provisional III	800.00
23	Plus per each inpatient bed	8.00
24	Provisional IV	1,000.00
25	Plus per each inpatient bed	10.00
26	* * *	
27	Section 4. This act shall take effect in 60 days.	