
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1234 Session of
2017

INTRODUCED BY FABRIZIO, MATZIE, BAKER, McNEILL, BOBACK, THOMAS,
SCHLOSSBERG, KINSEY, MILLARD, WARD, PASHINSKI, SONNEY,
READSHAW, D. COSTA, O'BRIEN, MULLERY, PHILLIPS-HILL AND
KAUFER, APRIL 17, 2017

REFERRED TO COMMITTEE ON HEALTH, APRIL 17, 2017

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; and abrogating
11 regulations.

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

14 Section 1. The definition of "ambulatory surgical facility"
15 in section 802.1 of the act of July 19, 1979 (P.L.130, No.48),
16 known as the Health Care Facilities Act, is amended to read:

17 Section 802.1. Definitions.

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

21 * * *

1 "Ambulatory surgical facility." A facility or portion
2 thereof not located upon the premises of a hospital which
3 provides specialty or multispecialty outpatient surgical
4 treatment. Ambulatory surgical facility does not include
5 individual or group practice offices of private physicians or
6 dentists, unless such offices have a distinct part used solely
7 for outpatient surgical treatment on a regular and organized
8 basis. For the purposes of this provision, outpatient surgical
9 treatment means surgical treatment to patients who do not
10 require hospitalization, but who require constant medical
11 supervision following the surgical procedure performed[.] and in
12 which the expected duration of services would not exceed 24
13 hours following an admission.

14 * * *

15 Section 2. The provisions of 28 Pa. Code § 551.21 are
16 abrogated insofar as they are inconsistent with the amendment of
17 the definition of "ambulatory surgical facility" in section
18 802.1 of the act.

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