

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 164 Session of 2019

INTRODUCED BY DONATUCCI, T. DAVIS, FREEMAN, HILL-EVANS,
 YOUNGBLOOD, BARRAR, MURT, CIRESI AND DAWKINS,
 JANUARY 28, 2019

REFERRED TO COMMITTEE ON INSURANCE, JANUARY 28, 2019

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An
 2 act relating to insurance; amending, revising, and
 3 consolidating the law providing for the incorporation of
 4 insurance companies, and the regulation, supervision, and
 5 protection of home and foreign insurance companies, Lloyds
 6 associations, reciprocal and inter-insurance exchanges, and
 7 fire insurance rating bureaus, and the regulation and
 8 supervision of insurance carried by such companies,
 9 associations, and exchanges, including insurance carried by
 10 the State Workmen's Insurance Fund; providing penalties; and
 11 repealing existing laws," in casualty insurance, providing
 12 for health insurance coverage for immunizations administered
 13 at a pharmacy by a pharmacist.

14 The General Assembly of the Commonwealth of Pennsylvania
 15 hereby enacts as follows:

16 Section 1. The act of May 17, 1921 (P.L.682, No.284), known
 17 as The Insurance Company Law of 1921, is amended by adding a
 18 section to read:

19 Section 635.8. Coverage for Immunizations Administered at a
 20 Pharmacy by a Pharmacist.--(a) All health insurance policies
 21 shall provide coverage for immunizations administered at a
 22 pharmacy by a pharmacist.

23 (b) As used in this section:

1 (1) "Health insurance policy" means a group or individual
2 health or sickness or accident insurance policy, subscriber
3 contract or certificate issued by an entity. The term does not
4 include accident only, fixed indemnity, limited benefit, credit,
5 dental, vision, specified disease, Medicare supplement, Civilian
6 Health and Medical Program of the Uniformed Services (CHAMPUS)
7 supplement, long-term care or disability income, workers'
8 compensation or automobile medical payment insurance.

9 (2) "Pharmacist" means an individual duly licensed by the
10 State Board of Pharmacy to engage in the practice of pharmacy.

11 (3) "Pharmacy" means a property issued a permit by the State
12 Board of Pharmacy where drugs, devices and diagnostic agents for
13 human or animal consumption are stored, dispensed or compounded,
14 excluding offices or facilities of veterinarians licensed by the
15 State Board of Veterinary Medical Examiners. The term does not
16 include the operations of a manufacturer or distributor, as
17 defined in the act of April 14, 1972 (P.L.233, No.64), known as
18 "The Controlled Substance, Drug, Device and Cosmetic Act." In an
19 institution, "pharmacy" means the organized pharmacy services in
20 the institution under the direct supervision of a licensed
21 pharmacist.

22 Section 2. This act shall take effect immediately.