

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2769 Session of 2020

INTRODUCED BY DeLUCA, CALTAGIRONE, KINSEY, HARKINS, HILL-EVANS, McNEILL, HOWARD, SCHLOSSBERG, READSHAW, GALLOWAY, CIRESI AND ROZZI, AUGUST 7, 2020

REFERRED TO COMMITTEE ON HEALTH, AUGUST 7, 2020

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 right to enter and inspect
 11 and providing for nursing services.

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

14 Section 1. Section 813 of the act of July 19, 1979 (P.L.130,
 15 No.48), known as the Health Care Facilities Act, is amended by
 16 adding a subsection to read:

17 Section 813. Right to enter and inspect.

18 * * *

19 (c) Long-term care nursing facilities.--

20 (1) In addition to an inspection under subsection (a),
 21 the department shall conduct, on an annual basis, at least
 22 one unannounced inspection of each long-term care nursing

1 facility. The inspection shall be in addition to and at a
2 different time than an inspection required for licensure or a
3 renewal of a license.

4 (2) An inspection of a long-term care nursing facility
5 under this section shall be conducted in a manner that
6 respects the privacy of each patient of the facility.

7 Section 2. The act is amended by adding a section to read:
8 Section 822. Nursing services.

9 Notwithstanding any other law or regulation, during each 24-
10 hour period, a long-term care nursing facility shall, when
11 totalled for the entire long-term care nursing facility, provide
12 a minimum of 4.1 hours of direct general nursing care for each
13 resident of the long-term care nursing facility.

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