

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1210 Session of 2020

INTRODUCED BY J. WARD, BARTOLOTTA, ARGALL, MENSCH, MARTIN,
PITTMAN, STEFANO, PHILLIPS-HILL AND BAKER, JUNE 23, 2020

REFERRED TO HEALTH AND HUMAN SERVICES, JUNE 23, 2020

AN ACT

1 Amending the act of September 26, 1951 (P.L.1539, No.389),
2 entitled "An act defining clinical laboratory; regulating the
3 operation of the same; requiring such laboratories to obtain
4 permits, and to be operated under the direct supervision of
5 qualified persons; imposing certain duties upon the
6 Department of Health; and providing penalties," further
7 providing for definitions and for exemptions.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 2 of the act of September 26, 1951
11 (P.L.1539, No.389), known as The Clinical Laboratory Act, is
12 amended by adding definitions to read:

13 Section 2. The following words and phrases when used in this
14 act shall have the meanings given to them in this section unless
15 the context clearly indicates otherwise:

16 * * *

17 "COVID-19." The novel coronavirus as identified in the
18 proclamation of disaster emergency issued by the Governor on
19 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020).

20 * * *

1 "Pharmacy" or "pharmacist". As defined in section 2 of the
2 act of September 27, 1961 (P.L.1700, No.699), known as the
3 Pharmacy Act.

4 * * *

5 Section 2. Section 13 of the act is amended to read:

6 Section 13. Exemptions.--(a) This act shall not include nor
7 apply to any laboratory or laboratories maintained and operated
8 by the Federal government; nor to any laboratory or laboratories
9 maintained and operated purely for research or teaching
10 purposes.

11 (b) A pharmacy or pharmacist that orders or administers
12 tests for COVID-19 authorized or approved by the United States
13 Food and Drug Administration or the Centers for Disease Control
14 and Prevention shall be exempt from the requirements under
15 section 3(1) and (3).

16 Section 3. This act shall take effect immediately.