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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2522 Session of  
2022

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INTRODUCED BY D. MILLER, KOSIEROWSKI, HOHENSTEIN, HANBIDGE,  
HENNESSEY, DELLOSO, SANCHEZ, PARKER, SCHLOSSBERG, GUENST,  
O'MARA, MADDEN, HILL-EVANS, McNEILL, DRISCOLL AND DEASY,  
MAY 4, 2022

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REFERRED TO COMMITTEE ON INSURANCE, MAY 4, 2022

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AN ACT

1 Providing for wheelchair quality assurance.

2 The General Assembly of the Commonwealth of Pennsylvania  
3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the Wheelchair  
6 Quality Assurance Act.

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall  
9 have the meanings given to them in this section unless the  
10 context clearly indicates otherwise:

11 "Department." The Department of Human Services of the  
12 Commonwealth.

13 "Health insurance policy." As follows:

14 (1) An individual or group health insurance policy,  
15 contract or plan that provides medical or health care  
16 coverage by a health care facility or licensed health care

1 provider on an expense-incurred service or prepaid basis that  
2 is offered by or is governed under any of the following:

3 (i) The act of May 17, 1921 (P.L.682, No.284), known  
4 as The Insurance Company Law of 1921.

5 (ii) The act of December 29, 1972 (P.L.1701,  
6 No.364), known as the Health Maintenance Organization  
7 Act.

8 (iii) The act of May 18, 1976 (P.L.123, No.54),  
9 known as the Individual Accident and Sickness Insurance  
10 Minimum Standards Act.

11 (iv) A nonprofit corporation subject to 40 Pa.C.S.  
12 Ch. 61 (relating to hospital plan corporations) or 63  
13 (relating to professional health services plan  
14 corporations).

15 (2) The term does not include accident only, fixed  
16 indemnity, limited benefit, credit, dental, vision, specified  
17 disease, Medicare supplement, Civilian Health and Medical  
18 Program of the Uniformed Services (CHAMPUS) supplement, long-  
19 term care or disability income, workers' compensation or  
20 automobile medical payment insurance.

21 Section 3. Well-visit coverage.

22 A health insurance policy shall provide coverage for  
23 wheelchair maintenance well-visit costs incurred during  
24 semiannual wheelchair maintenance well-visits.

25 Section 4. Consumer notice.

26 An individual using a wheelchair shall be notified of the  
27 coverage specified under section 3 and in the individual's  
28 health insurance policy.

29 Section 5. Department duties and responsibilities.

30 (a) Waiver.--The department shall seek the appropriate

1 Federal waiver through the Centers for Medicare and Medicaid  
2 Services necessary to carry out the provisions of this act for  
3 all Medicaid-eligible individuals who utilize a wheelchair.

4 (b) Regulations.--The department shall promulgate  
5 regulations necessary to carry out the provisions of this act.

6 Section 6. Applicability.

7 This act shall apply to:

8 (1) A health insurance policy that is delivered, issued  
9 for delivery, renewed, extended or modified in this  
10 Commonwealth on or after the effective date of this section.

11 (2) An individual using a wheelchair at the time of the  
12 effective date of this section and an individual who is  
13 issued a wheelchair on or after the effective date of this  
14 section.

15 Section 7. Effective date.

16 This act shall take effect in 60 days.