

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2134 Session of 2015

INTRODUCED BY FABRIZIO, BOBACK, KOTIK, D. COSTA, KINSEY, MARSICO, YOUNGBLOOD, MULLERY, M. DALEY, DIAMOND, SONNEY, CONKLIN, FARRY, MATZIE, O'BRIEN, THOMAS, P. DALEY, PHILLIPS-HILL, DeLUCA, MCCLINTON, HAHN, KAUFER, WARD, BOYLE, BIZZARRO, EVERETT AND DeLISSIO, JUNE 9, 2016

REFERRED TO COMMITTEE ON HEALTH, JUNE 9, 2016

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, amended December 18,
 17 1992 (P.L.1602, No.179), is amended to read:

18 Section 802.1. Definitions.

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

1 * * *

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

15 * * *

16 Section 2. The provisions of 28 Pa. Code § 551.21 are
17 abrogated insofar as they are inconsistent with the amendment of
18 section 802.1 of the act.

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