

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 429 Session of 2023

INTRODUCED BY HOWARD, HILL-EVANS, GUENST, McNEILL, MADDEN, CIRESI, ISAACSON, SANCHEZ, PASHINSKI, HOHENSTEIN, D. WILLIAMS, FREEMAN, KINKEAD, DEASY, SAMUELSON, NEILSON AND CONKLIN, MARCH 15, 2023

REFERRED TO COMMITTEE ON INSURANCE, MARCH 15, 2023

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 coverage for epinephrine auto-injectors.

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

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

18 Section 635.9. Coverage for Epinephrine Auto-Injectors.--(a)
 19 Each health insurance policy that is amended, delivered, issued
 20 or renewed on or after the effective date of this section shall
 21 provide coverage for medically necessary epinephrine auto-
 22 injectors for individuals who are under nineteen (19) years of

1 age.

2 (b) As used in this section, the following words and phrases
3 shall have the meanings given to them in this subsection unless
4 the context clearly indicates otherwise:

5 "Epinephrine auto-injector." As defined in 35 Pa.C.S. § 5502
6 (relating to definitions).

7 "Health insurance policy." As follows:

8 (1) A group or individual health or sickness or accident
9 insurance policy, subscriber contract or certificate that
10 provides hospital or medical/surgical coverage issued by an
11 entity subject to any of the following:

12 (i) This act, including section 630 and Article XXIV.

13 (ii) The act of December 29, 1972 (P.L.1701, No.364), known
14 as the "Health Maintenance Organization Act."

15 (iii) 40 Pa.C.S. Ch. 61 (relating to hospital plan
16 corporations) or 63 (relating to professional health services
17 plan corporations).

18 (2) The term does not include any of the following types of
19 policies:

20 (i) Accident only.

21 (ii) Fixed indemnity.

22 (iii) Credit.

23 (iv) Dental.

24 (v) Vision.

25 (vi) Specified disease.

26 (vii) Medicare supplement.

27 (viii) CHAMPUS (Civilian Health and Medical Program of the
28 Uniformed Services) supplement.

29 (ix) Long-term care or disability income.

30 (x) Workers' compensation.

1 (xi) Automobile medical payment.

2 Section 2. This act shall take effect in 90 days.