

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 532 Session of 2023

INTRODUCED BY McNEILL, HOHENSTEIN, MADDEN, PROBST, KINKEAD,
 SANCHEZ, CIRESI, DELLOSO, SHUSTERMAN, D. WILLIAMS AND
 NEILSON, MARCH 17, 2023

REFERRED TO COMMITTEE ON HEALTH, MARCH 17, 2023

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, providing for dialysis centers.

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

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

16 Section 823. Dialysis centers.

17 (a) Ratios.--A facility in this Commonwealth that is
 18 licensed by the Centers for Medicare and Medicaid Services
 19 offering dialysis services on an inpatient or outpatient basis
 20 shall maintain a minimum of one dialysis caregiver for every
 21 four patients actively receiving dialysis services. The facility

1 shall provide sufficient care to meet the needs of each patient.
2 All facilities that are licensed by the Centers for Medicare and
3 Medicaid Services offering dialysis services, whether or not
4 owned by a hospital or the Commonwealth, shall adhere to the
5 staffing ratio under this section.

6 (b) Definitions.--As used in this section, the following
7 words and phrases shall have the meanings given to them in this
8 subsection unless the context clearly indicates otherwise:

9 "Dialysis caregiver." The following individuals who are
10 trained in dialysis procedures and direct patient care during
11 treatment, including initiation of treatment, termination of
12 treatment and monitoring vital signs:

13 (1) A physician.

14 (2) A physician assistant.

15 (3) A nurse practitioner.

16 (4) A registered nurse.

17 (5) A licensed practical nurse.

18 (6) A dialysis technician.

19 "Dialysis services." Hemodialysis or peritoneal dialysis
20 used to treat end-stage renal disease.

21 Section 2. This act shall take effect in 60 days.