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THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **200**

Session of
1961

MESSRS. LANE, WEINER, AND MURRAY, IN PLACE,
FEBRUARY 13, 1961.

RE-REPORTED FROM COMMITTEE ON WELFARE, AS
AMENDED IN HOUSE OF REPRESENTATIVES, AUGUST 9, 1961.

AN ACT

Amending the act of June 24 1937 (P L 2051) entitled as amended "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public ~~Assistance~~ WELFARE and county boards of assistance hereby created for this purpose authorizing the Department of Public ~~Assistance~~ WELFARE to cooperate

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter ~~stricken through~~ is to be omitted from bill. Underlining indicates new matter added to existing law. [Brackets] indicate matter ~~stricken from existing law.~~

with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" making eligible for assistance certain persons in public medical institutions and regulating obligations for and payments of certain funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

1 Section 1 Section 2 4 act of June 24 1937 (P L 2051) known as
2 the "Public Assistance Law" is amended by adding at the end thereof
3 a new clause to read

4 Section 2 Definitions As used in this act unless otherwise indicated

5 * * *

6 "Patient in a Public Medical Institution" means a person resident
7 in a public medical institution of a county institution district or of a
8 county of the third to sixth classes inclusive who is receiving medical

1 or any type of remedial care with respect to whose assistance Federal
2 financial participation is available

3 Section 2 Section 4 of the act is amended by adding at the end
4 thereof a new clause to read

5 Section 4 General Powers and Duties of Department of Public
6 Assistance WELFARE The Department of Public Assistance WEL-
7 FARE shall have the power and its duty shall be

8 * * *

9 (m) To compute for each month the amount expended by the de-
10 partment during such month as assistance to patients in public medical
11 institutions as defined in this act excluding persons who receive blind
12 pensions plus the cost of administering such assistance From such total
13 amount the department shall deduct the amount of Federal funds prop-
14 erly received or to be received by the department on account of such
15 expenditures and shall certify the remainder to the proper authorities
16 of such public medical institutions The amount so certified shall become
17 obligations of the authorities of such public medical institutions to be
18 paid to the Department of Public Welfare as provided by law (N) TO
19 COMPUTE FOR EACH MONTH THE AMOUNT EXPENDED AS
20 ASSISTANCE FOR DISABLED PERSONS AS DEFINED IN THIS

1 ACT AT EACH PUBLIC MEDICAL INSTITUTION PLUS THE
2 COST OF ADMINISTERING SUCH ASSISTANCE FROM SUCH
3 TOTAL AMOUNT THE DEPARTMENT SHALL DEDUCT THE
4 AMOUNT OF FEDERAL FUNDS PROPERLY RECEIVED OR
5 TO BE RECEIVED BY THE DEPARTMENT ON ACCOUNT OF
6 SUCH EXPENDITURES AND SHALL CERTIFY THE REMAIN-
7 DER INCREASED OR DECREASED AS THE CASE MAY BE
8 BY ANY AMOUNT BY WHICH THE SUM CERTIFIED FOR ANY
9 PREVIOUS MONTH DIFFERED FROM THE AMOUNT WHICH
10 SHOULD HAVE BEEN CERTIFIED FOR SUCH PREVIOUS
11 MONTH AND BY THE PROPORTIONATE SHARE OF ANY
12 REFUNDS OF SUCH ASSISTANCE TO THE PROPER AUTHORI-
13 TIES OPERATING EACH PUBLIC MEDICAL INSTITUTION
14 THE AMOUNTS SO CERTIFIED SHALL BECOME OBLIGA-
15 TIONS OF SUCH AUTHORITIES TO BE PAID TO THE DE-
16 PARTMENT OF PUBLIC WELFARE FOR ASSISTANCE TO DIS-
17 ABLED PERSONS

18 Section 3 Subsections (b) and 2 SUBSECTION (c.1) of section 9
19 of the act amended August 22 1953 (P L 1361) are IS amended to read

1 Section 9 Eligibility for Assistance * * *

2 (b) Aged Persons An aged person is defined as one who (1) is
3 sixty-five years of age or more (2) is not at the time of receiving assist-
4 ance an inmate of a public institution except as a patient in a public
5 medical institution as defined in this act and (3) has not conveyed or
6 transferred his real or personal property of the value of five hundred
7 dollars (\$500.00) or upwards without fair consideration within two years
8 preceding the date of making such application

9 * * *

10 (c.1) Disabled Persons A disabled person is defined as one who
11 (1) is between the ages of eighteen and sixty-four inclusive (2) is
12 permanently and totally disabled and (3) is not at the time of receiv-
13 ing assistance an inmate of a public institution except as a patient
14 in a public medical institution as defined in this act NURSING HOME
15 FOR WHOSE ASSISTANCE FEDERAL FINANCIAL PARTICIPA-
16 TION IS AVAILABLE CLOTHING AND INCIDENTALS SHALL
17 NOT BE INCLUDED AMONG THE ITEMS FOR WHICH DIS-
18 ABLED PERSONS WHO ARE INMATES OF PUBLIC INSTITU-
19 TIONS MAY RECEIVE ASSISTANCE

20 * * *

1 Section 4 Subsection (e) of section 9 of the act added September
2 17 1950 (P L 912) is amended to read

3 Section 9 Eligibility for Assistance

4 * * *

5 (e) No person over the age of eighteen years shall be rendered
6 ineligible for public assistance solely by reason of his [living in a foster
7 home] receiving care under the provisions of acts relative to the powers
8 and duties of county institution districts and of counties of the third
9 to sixth classes inclusive This subsection shall apply to persons over
10 eighteen years of age who are not aged persons blind persons or dis-
11 abled persons as defined in this act only if such persons have been placed
12 in foster homes by a county institution district or by a county of the
13 third to sixth class inclusive

14 Section 5 3 Section 12 of the act is amended by adding at the end
15 thereof a new subsection to read

16 Section 12 Federal Contributions Restitution * * *

17 (e) (D) All payments made to the Department of Public Welfare by
18 the proper authorities of public medical institutions as provided by law
19 and in accordance with clause (m) (N) of section 4 of this act shall be paid

1 into the State Treasury through the Department of Revenue and
 2 credited to the current appropriation to the department to carry out
 3 the provisions of this act

4 SECTION 6 4 THIS ACT SHALL TAKE EFFECT AUGUST 1
 5 1961

We certify that this bill has passed the Senate and the House of
 Representatives.

.....
 Chief Clerk, Senate

.....
 President pro tempore, Senate

.....
 Speaker, House of Representatives

Approved The day of A. D. 1961.

.....
 Governor