

No child under the age of sixteen years shall, unless he is mentally or physically handicapped, and no other care is available for him, be admitted to, or maintained in, an institution conducted by the local authorities other than a hospital or sanitarium.

Section 2. Section 411 of the act, added August 7, 1961 (P. L. 938), is amended to read:

Section 411. Payments by Local Authorities for Assistance.—The local authorities shall pay monthly to the Department of Public Welfare, as such local authorities payment for assistance, the amount expended by the department during the preceding month as assistance on behalf of patients receiving public nursing home care in a medical institution of their county institution district, and on behalf of children in foster family homes and child-caring institutions, plus the cost of administering such assistance, minus the amount of Federal funds properly received or to be received by the Department of Public Welfare on account of such expenditures, increased or reduced, as the case may be, by any amount by which the sum paid for any previous month differed from the amount which should have been paid for such previous month and by the proportionate share of refunds for such assistance. As provided in the "Public Assistance Law," the Department of Public Welfare shall certify to the local authorities the amount to be paid by them to the department.

APPROVED—The 1st day of December, A. D. 1965.

WILLIAM W. SCRANTON

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No. 371

AN ACT

HB 1274

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," further prescribing powers and duties of county commissioners with regard to children and providing for payments on account of children to the Department of Public Welfare.

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

Section 1. Section 2168, act of August 9, 1955 (P. L. 323), known as "The County Code," amended July 31, 1963 (P. L. 372), is amended to read:

Section 2168. Powers and Duties of County Commissioners as to Children.—The county commissioners of any county of the fourth, fifth, sixth, seventh or eighth class shall have the power and for the purpose of protecting and promoting the welfare of children and youth, it shall be their duty to provide those child welfare services designed to keep children in their own homes, prevent neglect, abuse and exploitation, help overcome problems that result in dependency, neglect or delinquency, [and] to provide in foster family homes and child caring institutions adequate substitute care for [dependent or neglected children, whether or not such children have been adjudicated as neglected or dependent,] any child in need of such care and upon the request of the court, to provide such services and care for children and youth who have been adjudicated dependent, neglected or delinquent.

No child under the age of sixteen years shall, unless he is mentally or physically handicapped and no other care is available for him, be admitted to, or maintained in, an institution conducted by the county commissioners of fourth, fifth, sixth, seventh or eighth class counties other than a hospital or sanitarium.

Section 2. Section 2174 of the act, added September 19, 1961 (P. L. 1495), is amended to read:

Section 2174. Payments by County Commissioners for Assistance.—The county commissioners shall pay monthly to the Department of Public Welfare, as such county commissioners payment for assistance, the amount expended by the department during the preceding month as assistance on behalf of patients receiving public nursing home care in a county medical institution, and on behalf of children in foster family homes and child-caring institutions, plus the cost of administering such assistance, minus the amount of Federal funds properly received or to be received by the Department of Public Welfare on account of such expenditures increased or reduced, as the case may be, by any amount by which the sum paid for any previous month differed from the amount which should have been paid for such previous month and by the proportionate share of refunds of such assistance as provided in the "Public Assistance Law." The Department of Public Welfare shall certify to the county commissioners the amount to be paid by them to the department.

APPROVED—The 1st day of December, A. D. 1965.

WILLIAM W. SCRANTON