

No. 1977-23

AN ACT

SB 156

Amending the act of April 9, 1929 (P.L. 177, No. 175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the State Board of Examiners of Nursing Home Administrators and requiring certain members to have no financial interest.

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

Section 1. Subsection (a) of section 470, act of April 9, 1929 (P.L. 177, No. 175), known as "The Administrative Code of 1929," added June 22, 1970 (P.L. 375, No. 121), is amended to read:

Section 470. State Board of Examiners of Nursing Home Administrators.—(a) There is hereby created the State Board of Examiners of Nursing Home Administrators, consisting of **[eleven] thirteen** members, as follows: six members shall be nursing home administrators, (two from not-for-profit facilities, two from operated-for-profit facilities, and two from county facilities); three members who have been actively involved with the care of chronically ill and infirm aged patients and who represent professions or occupations other than nursing home administration such as medicine, nursing, hospital administration; **[one member] three members** representative of the consumer; and the Secretary of **[Public Welfare] Health**, ex officio. The members of the initial board who are nursing home administrators shall be required only to possess the qualifications and be eligible for licensure as nursing home administrators; **however, all subsequent appointees who are nursing home administrators must be licensed.** No more than three of the members of the board shall be officials or full-time employes of State or local governments. **Any non-institutional member of the board shall have no financial interest in any nursing home.** Any member of the board who has a change in the status for which he was appointed shall continue as a member for the remainder of his term. All members of the board shall be citizens of the United States and shall be residents of this Commonwealth. Nursing home

administrators appointed to the initial board shall be issued licenses without examination and without satisfying any other requirements, provided they meet the age, citizenship and good moral character criteria as provided in the Nursing Home Administrators License Act.

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Section 2. Section 513 of the act, amended April 2, 1963 (P.L.11, No.9), is amended to read:

Section 513. Acceptance of Gifts or Donations.—Every administrative department, every independent administrative board and commission, and, with the approval of the department with which it is connected, every departmental administrative board or commission, may accept gifts or donations of money, securities, or other personal property, which, or the income of which, shall be used in conducting the work of such department, board, or commission, or for the benefit of the inmates or patients of any State institution administered by such department, board, or commission.

[The Department of Property and Supplies, with the approval of the Governor, may accept for educational purposes on behalf of the Commonwealth real estate, or any interest in real estate, by deed, gift or devise, upon investigation and approval of the title thereto by the Department of Justice, and except] Except as otherwise in this act expressly provided, a department, board, or commission, shall not accept any gift of real estate, or of any interest in real estate, without specific authority from the General Assembly so to do.

Section 3. This act shall take effect immediately.

Office of the Secretary of the Commonwealth

July 11, 1977

I do certify that the above bill, entitled "An act amending the act of April 9, 1929 (P.L.177, No.175), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined,' further providing for the

State Board of Examiners of Nursing Home Administrators and requiring certain members to have no financial interest.” was presented to the Governor on the twenty-eighth day of June, one thousand nine hundred and seventy-seven, and was not returned within ten days after it had been presented to him, wherefore it has, agreeably to the Constitution of this Commonwealth, become a law in like manner as if he had signed it.

C. DeLORES TUCKER
Secretary of the Commonwealth

Note. The date of final enactment of Act No. 1977-23 is July 8, 1977.