

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 198

Session of
1975

INTRODUCED BY CAPUTO, GEISLER, KERNICK, ITKIN, ROMANELLI,
MISCEVICH, ABRAHAM, MENHORN, BONETTO, TRELLO, COWELL,
MRKONIC, M. M. MULLEN, GILLETTE, NOVAK, FLAHERTY, SWEENEY,
KNEPPER, CESSAR, ZORD, FISHER AND TADDONIO, FEBRUARY 3, 1975

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, FEBRUARY 3, 1975

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," providing for certain
4 State and county payments for public nursing home care.

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

7 Section 1. Section 472, act of June 13, 1967 (P.L.31,
8 No.21), known as the "Public Welfare Code," amended July 31,
9 1968 (P.L.904, No.273), is amended to read:

10 Section 472. Other Computations Affecting Counties.--(a) To
11 compute for each month the amount expended as medical assistance
12 for public nursing home care on behalf of persons at each public
13 medical institution operated by a county, county institution
14 district or municipality, on the basis of audited cost as
15 determined by the Auditor General of the Commonwealth of
16 Pennsylvania. Such audits and certification of rates to the
17 Department of Public Welfare shall be completed no later than
18 September 30 of each year for the next preceding year and all

moneys due shall be paid by the Department of Public Welfare no later than one month following receipt of the audit and certification. Payments to counties, county institutional districts or municipalities shall be made as follows:

The Commonwealth of Pennsylvania, Department of Public Welfare shall pay to the counties, in addition to the Federal share, the difference between the audited cost of each facility and the amount of the Federal contribution. Such amounts shall not exceed the current rates of payment for such care paid to private and nonprofit skilled nursing and intermediate care facilities. The policy of the department of levying an administrative charge on such payments is eliminated. If it is determined by the department that any individual being cared for in public skilled nursing and intermediate care facilities is ineligible for the Federal share for any reason other than financial, the Commonwealth of Pennsylvania, Department of Public Welfare, shall participate with the public nursing home in paying the cost of such care. The participation by the department shall be limited to fifty per cent of the amount which would have been paid had the patient been eligible for skilled or intermediate care.

(b) To compute for each month the [amount expended as medical assistance for public nursing home care on behalf of persons at each public medical institution operated by a county, county institution district or municipality and the] amount expended in each county for aid to families with dependent children on behalf of children in foster family homes or child-caring institutions, plus the cost of administering such assistance. From such total amount the department shall deduct the amount of Federal funds properly received or to be received

1 by the department on account of such expenditures, and shall
2 certify the remainder increased or decreased, as the case may
3 be, by any amount by which the sum certified for any previous
4 month differed from the amount which should have been certified
5 for such previous month, and by the proportionate share of any
6 refunds of such assistance, to each appropriate county, county
7 institution district or municipality. The amounts so certified
8 shall become obligations of such counties, county institution
9 districts or municipalities to be paid to the department for
10 assistance.

11 Section 2. This act shall take effect immediately.