

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2080

Session of
1978

INTRODUCED BY MESSRS. RHODES, SCIRICA, WHITE, W. D. HUTCHINSON,
WAGNER, DUMAS, WIGGINS, MILLER, RICHARDSON, FISHER AND
GREENLEAF, FEBRUARY 21, 1978

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 1, 1978

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," further providing for
4 child welfare services.

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

7 Section 1. Clause (2) of subsection (a) of section 704.1,
8 act of June 13, 1967 (P.L.31, No.21), known as the "Public
9 Welfare Code," added July 9, 1976 (P.L.846, No.148), is amended,

10 ~~to read:~~ AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO <—
11 READ:

12 Section 704.1. Payments to Counties for Services to
13 Children.--(a) The department shall reimburse county
14 institution districts or their successors for expenditures
15 incurred by them in the performance of their obligation pursuant
16 to this act and the act of December 6, 1972 (P.L.1464, No.333),
17 known as the "Juvenile Act," in the following percentages:

18 * * *

1 (2) No less than seventy-five percent and no more than
2 ninety percent of the reasonable cost including staff costs of
3 child welfare services, informal adjustment services provided
4 pursuant to section 8 of the act of December 6, 1972 (P.L.1464,
5 No.333), known as the "Juvenile Act," and such {services} <—
6 ~~community based services operated by private or public agencies,~~ <—
7 ~~or the court,~~ approved by the department, including but not
8 limited to, foster home care, group home care, shelter care,
9 [community residential care,] ~~providing services to no more than~~ <—
10 ~~fifteen children~~ youth service bureaus, day treatment centers
11 and service to children in their own home and any other
12 alternative treatment programs approved by the department. ~~Said~~ <—
13 ~~services are not to be subject to the county agency, the county~~
14 ~~executive, nor are the employees to be subject to the agency,~~
15 ~~Commonwealth or Federally approved merit system as a condition~~
16 ~~of reimbursement.~~

17 * * *

18 (I) (1) NOTWITHSTANDING THE PROVISIONS OF THIS OR OTHER <—
19 ACTS OR REGULATION OF THE DEPARTMENT OF WELFARE IN CONNECTION
20 HEREWITH, NOTHING IN THIS ACT SHALL BE CONSTRUED TO LIMIT OR
21 RESTRICT COUNTY INSTITUTIONAL DISTRICTS OR THEIR SUCCESSORS FROM
22 ENTERING INTO PURCHASE OF SERVICE AGREEMENTS WITH PROGRAMS
23 OPERATED BY COUNTY COURT SYSTEMS FOR PROVISION OF THE FOLLOWING
24 SERVICES FOR DELINQUENT CHILDREN:

25 (I) DAY TREATMENT;

26 (II) GROUP HOME CARE;

27 (III) SHELTER CARE SERVING LESS THAN FIFTEEN CHILDREN;

28 (IV) SUPERVISED INDEPENDENT LIVING;

29 (V) FOSTER CARE.

30 (2) SUCH SERVICES SHALL BE IN COMPLIANCE WITH THE RULES OF

1 THE DEPARTMENT AND UPON APPROVAL BY THE DEPARTMENT, SUCH
2 SERVICES SHALL BE REIMBURSED AT THE RATES PROVIDED FOR IN THIS
3 SECTION.

4 Section 2. This act shall take effect immediately.