

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 289 Session of
1989

INTRODUCED BY TRELLO, RICHARDSON, OLASZ, DALEY, DORR, PISTELLA,
CAWLEY, VAN HORNE, JOSEPHS, LaGROTTA, TIGUE, COLAFELLA,
BLAUM, FEE, BOYES, FREEMAN, McCALL, BELFANTI, GIGLIOTTI,
LAUGHLIN, DISTLER, NAHILL, PERZEL, KOSINSKI, FOX, HARPER,
COWELL, BUNT, BURD, LASHINGER, SERAFINI, DeLUCA, GANNON,
MAIALE, CORRIGAN, CORNELL, KENNEY, MERRY, E. Z. TAYLOR,
COLAIZZO, PRESTON, REBER, JOHNSON, RAYMOND, J. TAYLOR,
PETRONE AND BELARDI, FEBRUARY 7, 1989

REFERRED TO COMMITTEE ON YOUTH AND AGING, FEBRUARY 7, 1989

AN ACT

1 Amending the act of November 4, 1983 (P.L.217, No.63), entitled
2 "An act establishing a program of limited pharmaceutical
3 assistance for the elderly; granting powers to and imposing
4 duties on the Department of Aging; establishing a payment
5 system; making provisions for funding; providing for reports;
6 and fixing penalties for violations of the pharmaceutical
7 assistance program," further defining "income" to exclude
8 certain primary health insurance payments.

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

11 Section 1. The definition of "income" in section 3 of the
12 act of November 4, 1983 (P.L.217, No.63), known as the
13 Pharmaceutical Assistance Contract for the Elderly Act, is
14 amended to read:

15 Section 3. Definitions.

16 The following words and phrases when used in this act shall
17 have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

1 * * *

2 "Income." All income from whatever source derived, including
3 but not limited to salaries, wages, bonuses, commissions, income
4 from self-employment, alimony, support money, cash public
5 assistance and relief, the gross amount of any pensions or
6 annuities including railroad retirement benefits, all benefits
7 received under the Federal Social Security Act (except Medicare
8 benefits), all benefits received under State unemployment
9 insurance laws and veterans' disability payments, all interest
10 received from the Federal Government or any state government, or
11 any instrumentality or political subdivision thereof, realized
12 capital gains, rentals, workmen's compensation and the gross
13 amount of loss of time insurance benefits, life insurance
14 benefits and proceeds, except the first \$5,000 of the total of
15 death benefits payments, and gifts of cash or property, other
16 than transfers by gift between members of a household, in excess
17 of a total value of \$300, but shall not include surplus food or
18 other relief in kind supplied by a government agency or property
19 tax rebate. The term "income" shall exclude any sums deducted
20 from Federal Social Security benefits for Medicare coverage and
21 any sums paid for health or hospitalization insurance coverage
22 to a primary provider.

23 * * *

24 Section 2. This act shall apply to the fiscal year beginning
25 July 1, 1989.

26 Section 3. This act shall take effect immediately.