

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2631 Session of  
2008

INTRODUCED BY CREIGHTON, BEYER, BOYD, CARROLL, CUTLER,  
DENLINGER, GEIST, GOODMAN, KOTIK, KULA, MAHONEY, MARKOSEK,  
MOUL, MOYER, MYERS, PYLE, READSHAW, SCAVELLO, SIPTROTH,  
SOLOBAY, TANGRETTI, THOMAS, J. WHITE AND SWANGER,  
JUNE 13, 2008

REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,  
JUNE 13, 2008

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," increasing the maximum  
4 annual State grants to county institution districts or their  
5 successors for cost of child welfare programs; further  
6 providing for the payment of the costs and expenses for the  
7 care of the child; and placing a duty upon the Auditor  
8 General to ascertain and certify certain costs.

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

11 Section 1. Section 704.1(a)(4) and (g) of the act of June  
12 13, 1967 (P.L.31, No.21), known as the Public Welfare Code,  
13 amended or added July 9, 1976 (P.L.846, No.148) and August 5,  
14 1991 (P.L.315, No.30), are amended to read:

15 Section 704.1. Payments to Counties for Services to  
16 Children.--(a) The department shall reimburse county  
17 institution districts or their successors for expenditures  
18 incurred by them in the performance of their obligation pursuant  
19 to this act and the act of December 6, 1972 (P.L.1464, No.333),

1 known as the "Juvenile Act," in the following percentages:

2 \* \* \*

3 (4) [Fifty percent] Ninety percent of the actual cost of  
4 care and support of a child placed by a county child welfare  
5 agency or a child committed by a court pursuant to the act of  
6 December 6, 1972 (P.L.1464, No.333), known as the "Juvenile  
7 Act," to the legal custody of a public or private agency  
8 approved or operated by the department other than those services  
9 described in clause (2). The Auditor General shall ascertain the  
10 actual expense for fiscal year 1974-1975 and each year  
11 thereafter by the Department of Public Welfare for each of the  
12 several counties and each city of the first class whose children  
13 resident within the county or city of the first class directly  
14 received the benefit of the Commonwealth's expenditure. The  
15 Auditor General shall also ascertain for each Commonwealth  
16 institution or facility rendering services to delinquent or  
17 deprived children the actual average daily cost of providing  
18 said services. The Auditor General shall certify to each county  
19 and city of the first class the allocated Commonwealth  
20 expenditures incurred on behalf of its children and notify the  
21 Secretary of Public Welfare and each county and city of the  
22 first class of same.

23 \* \* \*

24 (g) The department shall, within forty-five days of each  
25 calendar quarter, pay [fifty percent] ninety percent of the  
26 department's share of the county institution district's or its  
27 successor's estimated expenditures for that quarter.

28 \* \* \*

29 Section 2. This act shall take effect immediately.