

AMENDMENTS TO SENATE BILL NO. 385

Sponsor: SENATOR J. WARD

Printer's No. 391

1 Amend Bill, page 2, line 2, by striking out "building
2 occupant protection" and inserting

3 a long-term care facility ventilation grant program

4 Amend Bill, page 2, lines 5 through 31; page 3, lines 1
5 through 9; by striking out all of said lines on said pages and
6 inserting

7 Section 1. Article I-C of the act of April 9, 1929 (P.L.343,
8 No.176), known as The Fiscal Code, is amended by adding a
9 subarticle to read:

10 SUBARTICLE B.1

11 APPROPRIATIONS FROM THE ACCOUNT

12 Section 115-C. Definitions.

13 The following words and phrases when used in this subarticle
14 shall have the meanings given to them in this section unless the
15 context clearly indicates otherwise:

16 "Current fiscal year." The fiscal year beginning July 1,
17 2021, and ending June 30, 2022.

18 Section 116-C. Construction with the General Appropriation Act
19 of 2021.

20 All appropriations contained in this subarticle from the
21 General Fund shall be in addition to any appropriation under the
22 act of (P.L. , No.1A) , known as the General Appropriation Act
23 of 2021.

24 Section 117-C. Appropriations from the account.

25 To the Department of Community and Economic Development for
26 the current fiscal year, \$5,000,000 of Federal amounts is
27 appropriated from the COVID-19 Response Restricted Account for
28 COVID Relief - Long-Term Care Facility Ventilation Grant Program
29 under section 135-C.

30 Section 2. The act is amended by adding a section to read:

31 Section 135-C. Long-Term Care Facility Ventilation Grant
32 Program.

33 (a) Use of funds.--From money appropriated to the department
34 for COVID Relief - Long-Term Care Facility Ventilation Grant
35 Program, \$5,000,000 shall be transferred to the authority and

1 shall be used to make grants under this section.

2 (b) Establishment of program.--The authority shall establish
3 the program as a Statewide grant program.

4 (c) Purpose of program.--The program shall receive
5 applications and award grants to long-term care facilities in
6 accordance with this section.

7 (d) Application.--The authority shall develop an application
8 for long-term care facilities to apply for a grant under this
9 section within 30 days of the effective date of this section.
10 The application shall be made available and posted on the
11 authority's publicly accessible Internet website and shall be in
12 a form that can be completed electronically or through the
13 United States mail.

14 (e) Deadline.--No application for a grant under this section
15 may be submitted 60 days after the date the authority makes the
16 application available and posted on the authority's publicly
17 accessible Internet website.

18 (f) Guidelines.--The authority shall establish guidelines
19 that are consistent with the provisions of this section within
20 30 days of the effective date of this section. The guidelines
21 shall be:

22 (1) Submitted to the Legislative Reference Bureau for
23 publication as a notice in the Pennsylvania Bulletin.

24 (2) Posted on the authority's publicly accessible
25 Internet website.

26 (g) Program requirements.--A long-term care facility may be
27 eligible for a grant provided that the facility submits a paid
28 invoice for work completed during the declared COVID-19
29 emergency or submits a contractual agreement for any of the
30 following purposes:

31 (1) The implementation of best practices regarding
32 indoor air management strategies aimed at reducing the risk
33 of transmission of, and occupant exposure to, COVID-19,
34 including any of the following:

35 (i) Dilution.

36 (ii) Airflow patterns.

37 (iii) Outdoor air ventilation.

38 (iv) Pressurization.

39 (v) Demand-controlled ventilation.

40 (vi) Temperature and humidity distribution and
41 control.

42 (vii) Filtration.

43 (viii) Ultra-violet germicidal irradiation.

44 (ix) Personalized ventilation systems for certain
45 high-risk tasks.

46 (x) Portable, free-standing high-efficiency
47 particulate air filters.

48 (xi) Ionization Technology.

49 (xii) Ozonation.

50 (2) The design, installation, operation and maintenance
51 of heating, ventilating and air-conditioning systems,

1 including air-cleaning and local exhaust ventilation systems,
2 to decrease the risk of infection transmission.

3 (3) The development of emergency preparedness plans to
4 mitigate exposure to infectious aerosols and to decrease the
5 risk of infection transmission.

6 (h) Grant limits.--The authority may award a grant to a
7 long-term care facility not to exceed \$15,000.

8 (i) Award of grants.--The authority shall award grants and
9 make grant payments under this section no later than two months
10 after the deadline for submitting the grant application or 30
11 days prior to any Federal or State imposed deadline established
12 for the use of such funds, whichever is sooner. The authority
13 shall ensure that grants are made available to all geographic
14 areas of this Commonwealth.

15 (j) Expiration.--This section shall expire after the money
16 transferred to the authority under subsection (a) has been
17 exhausted. The authority shall transmit notice of the date that
18 the money is exhausted to the Legislative Reference Bureau for
19 publication in the Pennsylvania Bulletin.

20 (k) Return of grants.--If a long-term care facility receives
21 a grant but fails to complete a project for the purposes
22 authorized under subsection (g), the facility must return the
23 funds to the authority, which will be redirected to the General
24 Fund.

25 (l) Ineligibility.--A long-term care facility that has
26 already received reimbursement for a qualifying project under
27 subsection (g,) will be ineligible to participate in the
28 program.

29 (m) Definitions.--As used in this section, the following
30 words and phrases shall have the meanings given to them in this
31 subsection unless the context clearly indicates otherwise:

32 "Authority." The Commonwealth Financing Authority.

33 "COVID-19." The Coronavirus Disease 2019, an infectious
34 disease caused by severe acute respiratory syndrome coronavirus
35 2 that was first identified during December 2019 in Wuhan,
36 China.

37 "Long-term care facilities." Any of the following:

38 (1) A long-term care nursing facility as defined in
39 section 802.1 of the act of July 19, 1979 (P.L.130, No.48),
40 known as the Health Care Facilities Act.

41 (2) An assisted living residence as defined in section
42 1001 of the act of June 13, 1967 (P.L.31, No.21), known as
43 the Human Services Code.

44 (3) A personal care home as defined in section 1001 of
45 the Human Services Code.

46 "Program." Long-Term Care Facility Ventilation Grant Program
47 established under this section.

48 Amend Bill, page 3, line 10, by striking out "2" and
49 inserting

