AN ACT

Amending the act of April 9, 1929 (P.L. 343, No. 176), entitled "An act relating to the finances of the State government; providing for cancer control, prevention and research, for ambulatory surgical center data collection, for the Joint Underwriting Association, for entertainment business financial management firms, for private dam financial assurance and for reinstatement of item vetoes; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth, authorizing the Commonwealth to issue tax anticipation notes to defray current expenses, implementing the provisions of section 7(a) of Article VIII of the Constitution of Pennsylvania authorizing and restricting the incurring of certain debt and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," in emergency COVID-19 response, providing for
appropriations from the account and for continuing appropriations.

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

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

SUBARTICLE B.1

APPROPRIATIONS FROM THE ACCOUNT

Section 115-C. Definitions.

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

"Current fiscal year." The fiscal year beginning July 1, 2020, and ending June 30, 2021.


All appropriations contained in this subarticle from the General Fund shall be in addition to any appropriation under the act of May 29, 2020 (P.L. , No.1A), known as the General Appropriation Act of 2020, and the act of May 29, 2020 (P.L. , No.2A), known as the COVID-19 Emergency Supplement to the General Appropriation Act of 2019.

Section 117-C. Department of Human Services.

(a) Appropriations.--The following Federal amounts are appropriated from the COVID-19 Response Restricted Account to the Department of Human Services for the current fiscal year:

(1) The sum of $450,000,000 is appropriated for the purpose of grants to public payor dependent general acute care hospitals where combined Medicaid payments and Medicare payments represent more than 48.91% of the hospital's net
patient revenue based on the 2019 Pennsylvania Health Care Cost Containment Council Hospital Financial Condition Report in accordance with the following formula:

(i) The sum of $25,000,000 shall be distributed as grants to all eligible general acute care hospitals based upon an equal share per eligible hospital.

(ii) The sum of $265,000,000 shall be distributed as grants to all eligible hospitals by grants equaling 2.5% of each general acute care hospital's fiscal year 2019 net patient revenue.

(iii) The sum of $90,000,000 shall be distributed as grants to eligible hospitals equaling 2% of each general acute care hospital's fiscal year 2019 net patient revenue when combined Medicare and Medicaid payments represent 66% or more of the hospital's net patient revenue.

(iv) The sum of $70,000,000 shall be distributed as grants to eligible hospitals equaling 2% of a general acute care hospital's fiscal year 2019 net patient revenue when Medicaid payments represent at least 25% of a hospital's net patient revenue.

(2) The sum of $25,000,000 is appropriated for the purpose of grants to freestanding psychiatric hospitals where combined Medicaid payments and Medicare payments represent more than 58.07% of the hospital's net patient revenue based on the 2018 Pennsylvania Health Care Cost Containment Council Financial Condition Report in accordance with the following formula:

(i) The sum of $10,000,000 shall be distributed as grants to all eligible freestanding psychiatric hospitals
based upon an equal share per eligible hospital.

(ii) The sum of $15,000,000 shall be distributed as grants to all eligible freestanding psychiatric hospitals equaling 2.5% of each eligible freestanding psychiatric hospital's fiscal year 2018 net patient revenue.

(3) The sum of $25,000,000 is appropriated for the purpose of grants to freestanding medical rehabilitation hospitals where combined Medicaid payments and Medicare payments represent more than 45.07% of the hospital's net patient revenue based on the 2018 Pennsylvania Health Care Cost Containment Council Financial Condition Report in accordance with the following formula:

(i) The sum of $6,000,000 shall be distributed as grants to all eligible freestanding rehabilitation hospitals based upon an equal share per eligible hospital.

(ii) The sum of $19,000,000 shall be distributed as grants equaling 2.5% of a freestanding rehabilitation hospital's fiscal year 2018 net patient revenue.

(b) Submission of information.--Prior to award of a grant to an eligible hospital under this section, the hospital shall submit information, in a form determined by the Secretary of Human Services, to the Secretary of Human Services, the chairperson and minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives that summarizes the hospital's financial condition, including revenues, expenses, receipt of direct federal COVID-19 grants and other relevant information.

Notwithstanding any other provision of law, the individual
hospital information submitted under this subsection shall be considered proprietary and confidential.

(c) Noncompliance.--Money allocated to a hospital that does not comply with the requirements of subsection (b) shall be redistributed to the remaining hospitals in the same class of eligible hospitals in accordance with the requirements of this section.

(d) Limitation and redistribution.--A grant to a hospital under this section shall not exceed 10% of the hospital's net patient revenue and any excess funds shall be redistributed to other eligible hospitals within the same class of eligible hospitals.

(e) Purpose.--Money allocated to a hospital under this section shall be expended for purposes that are consistent with applicable Federal law and is intended, among other relevant factors, to address social determinants of health, innovative services and service delivery changes in the context of COVID-19 response, and to maintain access to needed services for the communities they serve, particularly Medical Assistance recipients and other vulnerable Pennsylvanians.

Section 118-C. Continuing appropriations.

The appropriations in this subarticle shall be continuing appropriations and shall not automatically lapse as of the close of the current fiscal year.

Section 2. This act shall take effect immediately.