

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

# HOUSE BILL

## No. 1012

Session of  
2001

---

INTRODUCED BY MICOZZIE, ADOLPH, BARRAR, CIVERA, GANNON,  
M. BAKER, BARD, BLAUM, BOYES, BUNT, CAPPABIANCA, CAWLEY,  
CLYMER, L. I. COHEN, COLAFELLA, CORRIGAN, COY, CURRY, DAILEY,  
DALLY, DeLUCA, DeWEESE, DiGIROLAMO, DONATUCCI, FICHTER,  
FLEAGLE, FLICK, GODSHALL, HABAY, HARHART, HENNESSEY, HORSEY,  
HUTCHINSON, JAMES, JOSEPHS, KELLER, KENNEY, KIRKLAND,  
LAWLESS, LEH, LESCOVITZ, MANDERINO, McCALL, MCGILL,  
S. MILLER, MUNDY, O'BRIEN, OLIVER, ORIE, PERZEL, REINARD,  
RUBLEY, RYAN, SAYLOR, SCHRODER, SCHULER, SEMMEL, S. H. SMITH,  
STEIL, J. TAYLOR, TIGUE, TULLI, VANCE, WILT, WOGAN,  
M. WRIGHT, ZIMMERMAN, RAYMOND AND J. BAKER, MARCH 15, 2001

---

SENATOR MOWERY, PUBLIC HEALTH AND WELFARE, IN SENATE, AS  
AMENDED, JUNE 11, 2002

---

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," providing for personal  
4 needs allowance deduction for medical assistance eligible  
5 persons in nursing facilities.

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

8 Section 1. The act of June 13, 1967 (P.L.31, No.21), known  
9 as the Public Welfare Code, is amended by adding a section to  
10 read:

11 Section 443.7. Personal Needs Allowance Deduction for  
12 Medical Assistance Eligible Persons in Nursing Facilities.--(a)  
13 A personal needs allowance of not less than forty dollars (\$40)  
14 per month, for clothing and other personal needs, shall be

1 deducted from a medical assistance eligible person's gross  
2 income, as defined by departmental regulation, for purposes of  
3 determining the amount that person must pay toward the cost of  
4 skilled health care and intermediate services or intermediate  
5 care while residing in a nursing facility.

6 (b) The personal needs allowance under subsection (a) shall  
7 be increased beginning July 1, 2002, by an amount equal to the <—  
8 increase in the Consumer Price Index for Urban Wage Earners for  
9 the immediately preceding calendar year, which amount shall be  
10 published in the Pennsylvania Bulletin annually by the  
11 department on or before the preceding November 30. 2007, TO NOT <—  
12 LESS THAN FORTY-FIVE DOLLARS (\$45) PER MONTH.

13 Section 2. Any regulations or parts of regulations are  
14 hereby abrogated to the extent of any inconsistency with this  
15 act.

16 Section 3. This act shall take effect in 90 days.