

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1361 Session of 2011

INTRODUCED BY KILLION, MICOZZIE, BAKER, BENNINGHOFF, CLYMER, COHEN, DAY, FLECK, GODSHALL, GOODMAN, GROVE, HENNESSEY, HESS, MILLER, O'NEILL, PYLE, RAPP, ROSS, SWANGER, VULAKOVICH, WAGNER, WATSON, GINGRICH AND MILNE, APRIL 25, 2011

REFERRED TO COMMITTEE ON HEALTH, APRIL 25, 2011

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," in public assistance,
4 repealing certain provisions relating to county liability for
5 nursing home care for persons at county-owned facilities.

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

8 Section 1. Section 472 of the act of June 13, 1967 (P.L.31,
9 No.21), known as the Public Welfare Code, amended July 7, 2005
10 (P.L.177, No.42), is repealed:

11 [Section 472. Other Computations Affecting Counties.--To
12 compute for each month the amount expended as medical assistance
13 for public nursing home care on behalf of persons at each public
14 medical institution operated by a county, county institution
15 district or municipality and the amount expended in each county
16 for aid to families with dependent children on behalf of
17 children in foster family homes or child-caring institutions,
18 plus the cost of administering such assistance. From such total

1 amount the department shall deduct the amount of Federal funds
2 properly received or to be received by the department on account
3 of such expenditures, and shall certify the remainder increased
4 or decreased, as the case may be, by any amount by which the sum
5 certified for any previous month differed from the amount which
6 should have been certified for such previous month, and by the
7 proportionate share of any refunds of such assistance, to each
8 appropriate county, county institution district or municipality.
9 The amounts so certified shall become obligations of such
10 counties, county institution districts or municipalities to be
11 paid to the department for assistance: Provided, however, That
12 for fiscal year 1979-80 and thereafter, the obligations of the
13 counties shall be the amounts so certified representing aid to
14 dependent children foster care as computed above plus one-tenth
15 of the amount so certified above for public nursing home care:
16 And provided further, That as to public nursing home care, for
17 fiscal year 2005-2006 and thereafter, the obligations of the
18 counties shall be the amount so certified above, less nine-
19 tenths of the non-Federal share of payments made by the
20 department during the fiscal year to county homes for public
21 nursing care at rates established in accordance with section
22 443.1(5).]

23 Section 2. This act shall take effect in 60 days.