
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1960 Session of
2011

INTRODUCED BY VULAKOVICH, WHEATLEY, STEPHENS, BENNINGHOFF,
D. COSTA, DEASY, GEIST, GEORGE, HESS, KORTZ, MAHER, MARSHALL,
MILNE, MUSTIO, QUINN, REICHLEY, TALLMAN, TOEPEL AND WAGNER,
OCTOBER 31, 2011

REFERRED TO COMMITTEE ON HEALTH, OCTOBER 31, 2011

AN ACT

1 Amending the act of November 24, 1999 (P.L.884, No.54), entitled
2 "An act relating to the licensure and regulation of pediatric
3 extended care centers in this Commonwealth," further
4 providing for definitions and for regulations.

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

7 Section 1. The definition of "medically dependent or
8 technologically dependent child" in section 3 of the act of
9 November 24, 1999 (P.L.884, No.54), known as the Prescribed
10 Pediatric Extended Care Centers Act, is amended and the section
11 is amended by adding a definition to read:

12 Section 3. Definitions.

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

16 * * *

17 "Child." A person under 21 years of age.

18 * * *

1 "Medically dependent or technologically dependent child." A
2 child [eight years of age or younger] who because of a medical
3 condition requires continuous therapeutic interventions or
4 skilled nursing supervision which must be prescribed by a
5 licensed physician and administered by or under the direct
6 supervision of a licensed registered nurse.

7 * * *

8 Section 2. Section 15(b)(6) of the act is amended to read:
9 Section 15. Regulations.

10 * * *

11 (b) Requirements.--

12 * * *

13 (6) Each child shall have an individualized care plan
14 which is designed by the attending physician, the PECC
15 treatment team, a parent or legal guardian and, when
16 appropriate, the child. The care plan shall be reviewed at
17 least monthly and revised as the child's care needs change.
18 Staffing shall be adequate to provide for the needs of each
19 child as identified on the child's care plan. For any child
20 enrolled in the early intervention program or the local
21 school district's program under the Individuals with
22 Disabilities Education Act (Public Law 91-230, 20 U.S.C. §
23 1400 et seq.), the PECC shall do all of the following:

24 (i) In the development of the care plan, consider
25 the components of the individualized family services plan
26 for children under four years of age or the
27 individualized education plan for children under [nine]
28 21 years of age. The PECC shall not duplicate services
29 already provided through the early intervention program
30 or the local school district.

1 (ii) Make available upon request by the early
2 intervention program or the local school district any
3 records necessary to develop, review or revise an
4 individualized family services plan or individualized
5 education plan under Federal law.

6 * * *

7 Section 3. This act shall take effect immediately.