

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1298 Session of 2013

INTRODUCED BY FARRY, DIGIROLAMO, O'BRIEN, GODSHALL, WATSON,  
V. BROWN, COHEN, BAKER, DAVIS, BISHOP, GINGRICH, DeLUCA,  
QUINN, CLYMER, KORTZ AND MILNE, MAY 1, 2013

REFERRED TO COMMITTEE ON HUMAN SERVICES, MAY 1, 2013

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employes in certain departments, boards,  
17 and commissions; and prescribing the manner in which the  
18 number and compensation of the deputies and all other  
19 assistants and employes of certain departments, boards and  
20 commissions shall be determined," further providing for  
21 powers and duties of the Department of Drug and Alcohol  
22 Programs.

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

25 Section 1. Section 2301-A(9) of the act of April 9, 1929  
26 (P.L.177, No.175), known as The Administrative Code of 1929,  
27 added June 9, 2010 (P.L.348, No.50), is amended and the section

1 is amended by adding a paragraph to read:

2 Section 2301-A. Powers and duties.

3 The Department of Drug and Alcohol Programs shall have the  
4 power and its duty shall be:

5 \* \* \*

6 (9) [The department shall have the power to] To  
7 promulgate the rules and regulations necessary to carry out  
8 the provisions of this article.

9 (10) To promulgate regulations regarding housing  
10 programs that offer assistance to people with drug or alcohol  
11 abuse problems, sometimes referred to as recovery houses. The  
12 regulations shall include, but not be limited to, a  
13 definition of "recovery house," rights of inspection,  
14 assignment of rights of inspection and penalties when  
15 violations of a departmental regulation occur. In order to  
16 receive any Federal or State funding, a recovery house must  
17 comply with regulations promulgated by the Department of Drug  
18 and Alcohol Programs.

19 Section 2. The regulations promulgated initially under  
20 section 2301-A of the act of April 9, 1929 (P.L.177, No.175),  
21 known as The Administrative Code of 1929, shall be developed  
22 with the assistance and recommendations of a task force  
23 consisting of the chairperson and minority chairperson of the  
24 Public Health and Welfare Committee of the Senate, the  
25 chairperson and minority chairperson of the Human Services  
26 Committee of the House of Representatives, the prime sponsor of  
27 paragraph (10) of section 2301-A of the act and a representative  
28 of the Drug and Alcohol Services Providers of Pennsylvania.

29 Section 3. This act shall take effect in 30 days.