

**AUTHORIZING THE DEPARTMENT OF HEALTH AND COUNTY BORDS OF HEALTH TO
PROVIDE HOME NURSING CARE**

Act of Sep. 26, 1961, P.L. 1660, No. 691

Cl. 35

AN ACT

To authorize the Department of Health and County Departments of Health to render home nursing care services and to charge fees therefor.

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

Section 1. The following words and phrases shall have the meanings ascribed to them in this section, unless the context clearly indicates otherwise:

"County Department," a County Department of Health established pursuant to the provisions of the Local Health Administration Law, the act of August 24, 1951 (P.L.1304):

"Department," the Department of Health of the Commonwealth.

"Home Nursing Care," physical care of the ill and disabled rendered at home including, but not limited to, bedside care and treatment and rehabilitative services.

Section 2. The department is hereby authorized to provide home nursing care to those persons living in areas of the Commonwealth in which adequate home nursing care is not available otherwise. For such services the department shall, and is hereby authorized to, charge fees to individuals to whom it renders such service or to any governmental agency purchasing such service for individuals, except for demonstration and public health program activities.

In order that it may effectively render home nursing care services, the department is authorized to employ the necessary personnel, including nursing and supervisory personnel, and shall have the authority further to purchase equipment and materials necessary to maintain an effective program of home nursing care service.

The department shall, wherever possible, assist and advise nonprofit agencies or associations in the development of a home nursing care program to be carried out by such agencies or associations, and, for that purpose, may enter into agreements with these agencies or associations specifying the type of assistance and advice it will render them.

Section 3. County departments are hereby authorized to enter into written agreements with the department for the purpose of rendering home nursing care services to persons within their respective counties. Such agreements shall provide for the maintenance of standards established by the department for home nursing care by the county departments and for such supervision by the department as is deemed necessary to implement an effective program of home nursing care on the part of the county departments.

Whenever any county department has entered into an agreement with the department as is herein provided, it may render such

home nursing care services as are authorized by this act and for that purpose may charge fees and expend moneys to the same extent as this act authorizes for the department. Any county department may render such service anywhere within the county or counties which it serves.

Section 4. The department and county departments are authorized to receive moneys from any source for home nursing care. All such moneys as the department and county departments may receive as a "Reimbursement of Expenditure" for this service shall be used to carry out the provisions of this act and are hereby specifically appropriated for that purpose.

Section 5. The department is hereby authorized to expend such moneys as is necessary, appropriated to it for general government operations, to carry out the provisions of this act.

Section 6. The department and county departments are authorized to maintain legal action through the Department of Justice or the county solicitor for the collection of fees charged for home nursing care services which have been rendered to any person.

Section 7. This act shall become effective immediately.