

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2108

Session of
1984

INTRODUCED BY LINTON, FATTAH, IRVIS, CARN, FISCHER, KOSINSKI,
OLIVER, TRELLO, LETTERMAN, CALTAGIRONE, FREEMAN, KUKOVICH,
WAMBACH, RYBAK, WIGGINS, DEAL, TRUMAN, PRESTON, WILLIAMS,
WESTON, RICHARDSON, BATTISTO, CORDISCO, DAWIDA, E. TAYLOR,
HERMAN, DeLUCA AND ALDERETTE, APRIL 30, 1984

AS REPORTED FROM COMMITTEE ON FINANCE, HOUSE OF REPRESENTATIVES,
AS AMENDED, JUNE 11, 1984

AN ACT

1 Establishing a program for providing smoke detectors to elderly
2 persons by the use of excess lottery funds.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Smoke
7 Detectors for Senior Citizens Act.

8 Section 2. Definitions.

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

12 "Agency." An Area Agency on Aging as designated by the
13 Department of Aging.

14 "Department." The Department of Aging.

15 "Eligible applicant." A person who is entitled to any rebate
16 and assistance pursuant to the act of March 11, 1971 (P.L.104,

1 No.3), known as the Senior Citizens Rebate and Assistance Act, <—
2 AND WHO DOES NOT RESIDE IN A DWELLING WHOSE OWNER OR MANAGER
3 PROVIDES SMOKE DETECTORS FREE OF CHARGE.

4 "Program." The program of providing smoke detectors to
5 senior citizens established by this act.

6 Section 3. Purpose.

7 A program is hereby established in which moneys can be
8 withdrawn from the State Lottery Fund by the department for the
9 purpose of purchasing smoke detectors to be supplied to elderly
10 persons through Area Agencies on Aging in order to reduce the
11 number of fire deaths, injuries and property damage of such
12 older persons by means of an early warning device ~~altering~~ <—
13 ALERTING them to possible dangers. <—

14 Section 4. Application.

15 Upon application of an eligible applicant to the agency for
16 the area in which the applicant resides, the agency shall
17 provide the applicant with a smoke detector or the number of
18 smoke detectors deemed appropriate to provide adequate
19 protection in the type of dwelling in which the applicant
20 resides BUT IN NO CASE SHALL THE AGENCY ISSUE MORE THAN THREE <—
21 SMOKE DETECTORS TO AN ELIGIBLE APPLICANT. The application shall
22 be in the form prescribed by regulations of the department and
23 shall include, but not be limited to, the following:

- 24 (1) The age and income of the applicant.
25 (2) The number of persons in the household.
26 (3) The name and address of the owner of the dwelling.
27 (4) The type of dwelling.
28 (5) A release from liability.
29 (6) A STATEMENT INDICATING THAT THE APPLICANT DOES NOT <—

30 RESIDE IN A DWELLING WHOSE OWNER OR MANAGER PROVIDES SMOKE

DETECTORS FREE OF CHARGE.

~~(6)~~ (7) The signature of the applicant.

Verification of eligibility shall be in a manner prescribed by regulation of the department.

Section 5. Installation, testing and instruction.

Each agency shall arrange for the installation, testing and instruction on how to use and maintain the smoke detectors.

These services may be performed by personnel of the agency to the extent that funds are available, or may be performed in cooperation with volunteer fire companies or other volunteer agencies willing to participate in the program.

Section 6. ~~Purchase and specifications.~~

The department shall prescribe by regulation the manner of purchase ~~and the specifications~~ for smoke detectors to be provided under this program.

Section 7. Funding.

Funding for the program established by this act shall be from any excess funds existing in the State Lottery Fund after payment of all obligations arising under the act of March 11, 1971 (P.L.104, No.3), known as the Senior Citizens Rebate and Assistance Act, and the act of November 4, 1983 (P.L.217, No.63), known as the Pharmaceutical Assistance Contract for the Elderly Act.

Section 8. Effective date.

This act shall take effect in 60 days.