

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1862 Session of
1985

INTRODUCED BY KENNEY, TRELLO, WILSON, RAYMOND, WESTON, WOGAN,
CHADWICK, J. TAYLOR, FOX, LANGTRY, O'BRIEN, DURHAM, ANGSTADT,
KOSINSKI, HASAY, BURD, PERZEL, VROON, CARLSON, HALUSKA,
JOSEPHS, ACOSTA, BOYES, TIGUE, NAHILL, JOHNSON, SEMMEL,
COHEN, STABACK, ITKIN, TRUMAN, NOYE, D. W. SNYDER, DISTLER,
GANNON, E. Z. TAYLOR AND FISCHER, NOVEMBER 12, 1985

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, NOVEMBER 12, 1985

AN ACT

1 Amending the act of November 4, 1983 (P.L.217, No.63), entitled
2 "An act establishing a program of limited pharmaceutical
3 assistance for the elderly; granting powers to and imposing
4 duties on the Department of Aging; establishing a payment
5 system; making provisions for funding; providing for reports;
6 and fixing penalties for violations of the pharmaceutical
7 assistance program," further providing for eligibility.

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

10 Section 1. Section 4(a) of the act of November 4, 1983
11 (P.L.217, No.63), known as the Pharmaceutical Assistance
12 Contract for the Elderly Act, is amended to read:

13 Section 4. Responsibilities of Department of Aging.

14 (a) Determination of eligibility.--The department shall
15 adopt regulations relating to the determination of eligibility
16 of prospective claimants and providers including dispensing
17 physicians and the determination and elimination of program
18 abuse. The department shall have the power to declare ineligible

1 any claimant who abuses or misuses the established prescription
2 plan. The department shall have the power to investigate cases
3 of suspected provider or recipient fraud. In the case of a
4 spouse widowed within one year of the date of the application,
5 financial eligibility shall be based on the most recently filed
6 State or Federal income tax form or proof of income for six
7 months prior to the date of application, whichever benefits the
8 applicant.

9 * * *

10 Section 2. This act shall apply to applications filed on or
11 after the effective date hereof.

12 Section 3. This act shall take effect in 60 days.