

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 263 Session of
1993

INTRODUCED BY JONES, WILLIAMS, BELAN, BODACK, AFFLERBACH,
REIBMAN, SCHWARTZ AND MUSTO, JANUARY 25, 1993

REFERRED TO PUBLIC HEALTH AND WELFARE, JANUARY 25, 1993

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," providing for the
21 establishment by the Department of Health of residential drug
22 and alcohol treatment programs for pregnant women and mothers
23 and their dependent children; and providing for certain
24 training programs.

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

27 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
28 as The Administrative Code of 1929, is amended by adding

1 sections to read:

2 Section 2123. Residential Drug and Alcohol Treatment
3 Programs for Pregnant Women and Mothers and Their Dependent
4 Children.--(a) The Department of Health shall have the power,
5 and its duty shall be, to make grants to provide residential
6 drug and alcohol treatment and related services for pregnant
7 women, mothers and their dependent children and mothers who do
8 not have custody of their children where there is a reasonable
9 likelihood that the children will be returned to them if the
10 mother participates satisfactorily in the treatment program.
11 Grant moneys shall only be used for treatment and related
12 services provided to residents of this Commonwealth by drug and
13 alcohol treatment programs licensed by the Department of Health
14 which provide the following services:

15 (1) Residential treatment services for women and their
16 children, subject to reasonable limitations on the number and
17 ages of the children, provided in a therapeutic community
18 setting and, including, but not limited to:

19 (i) onsite addiction and substance abuse education,
20 counseling and treatment;

21 (ii) onsite individual, group and family counseling;

22 (iii) onsite drug and alcohol prevention and education
23 activities for children approved by the Office of Drug and
24 Alcohol Programs of the Department of Health;

25 (iv) onsite special counseling for children of alcoholics
26 and addicts;

27 (v) involvement with Alcoholics Anonymous, Narcotics
28 Anonymous, support groups for children of alcoholics and
29 addicts, and other support groups; and

30 (vi) activities which enhance self-esteem and self-

1 sufficiency.

2 (2) Onsite parenting skills counseling and training.

3 (3) Access to school for children and mothers where
4 appropriate, including, but not limited to, securing documents
5 necessary for registration.

6 (4) Job counseling and referral to existing job training
7 programs.

8 (5) Onsite day care for children when the mother is
9 attending counseling, school or a job training program and when
10 the mother is at a job or looking for a job and at other times
11 as the department deems appropriate.

12 (6) Referral and linkage to other needed services including,
13 but not limited to, health care.

14 (7) Onsite structured reentry counseling and activities.

15 (8) Referral to outpatient counseling upon discharge from
16 the residential program.

17 (b) Treatment programs choosing to serve women and children
18 coming from only one county or group of counties covered by one
19 single county authority may only apply for funds under this
20 section through that single county authority. Treatment programs
21 choosing to serve women and children coming from several
22 counties which are beyond the area covered by any one single
23 county authority may apply for funds directly to the Department
24 of Health. In those cases where treatment programs apply
25 directly to the Department of Health, the Department of Health
26 shall inform the single county authorities of those programs in
27 their jurisdiction being considered for funding to provide the
28 services listed in this section and shall give the single county
29 authorities an opportunity to comment on these funding proposals
30 prior to the department making a decision to award funding.

1 (c) The Department of Health shall require programs
2 receiving funds under this section to collect and provide to the
3 department information concerning the number of women and
4 children denied treatment or placed on waiting lists and may
5 require such data and other information as the department deems
6 useful in determining the effectiveness of the treatment
7 programs. Confidentiality of records regarding identifiable
8 individuals enrolled in treatment programs funded under this
9 section shall be maintained.

10 (d) Contributions by counties or single county authorities
11 shall not be required as a condition for receiving grants for
12 programs funded under this section, but the Department of Health
13 may require counties or single county authorities to make
14 commitments to provide outpatient intervention, referral and
15 aftercare services to women whose residential treatment is
16 funded under this section upon completion of their residential
17 treatment.

18 (e) The Department of Health shall annually convene a
19 meeting of all recipients of funds for programs funded under
20 this section and other interested parties so that the department
21 may receive input regarding ways to improve and expand treatment
22 services and prevention activities for pregnant women, mothers
23 and young children.

24 (f) The Department of Health shall report annually to the
25 Governor and the General Assembly as to its activities and
26 expenditures under this section, the activities of recipients of
27 funds under this section, the number of women and children
28 served, the number of women and children denied treatment or
29 placed on waiting lists, the recommendations in summary form
30 made at the annual meeting provided for in subsection (e) and

1 the recommendations of the department.

2 (g) As used in this section and section 2124, the term
3 "single county authority" means the agency designated by the
4 local authorities in a county or counties to plan, fund and
5 administer drug and alcohol treatment, prevention and
6 intervention activities in that county or those counties.

7 (h) As used in this section, the term "therapeutic community
8 setting" means a drug-free, residential, nonhospital treatment
9 program using therapeutic community principles as the underlying
10 philosophy.

11 Section 2124. Staff Training and Referral Mechanisms.--The
12 Department of Health shall have the power, and its duty shall
13 be:

14 (a) To establish on a demonstration basis, programs to train
15 the staff of child protective services agencies, counseling
16 programs and shelters for victims of domestic violence,
17 recipients of funds under the High Risk Maternity Program or the
18 Federal Maternal and Child Health Block Grant and community or
19 State health care centers in order to identify those pregnant
20 women and mothers, for whom these agencies are already providing
21 services, who are in need of drug or alcohol treatment; and

22 (b) To establish referral networks and mechanisms between
23 these agencies and the single county authorities and appropriate
24 drug and alcohol treatment programs.

25 Section 2. This act shall take effect in 60 days.