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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 464 Session of  
2001

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INTRODUCED BY GEORGE, THOMAS, DeWEESE, CAPPABIANCA, YOUNGBLOOD,  
McILHATTAN, CORRIGAN, READSHAW, BELARDI, ROBINSON,  
WOJNAROSKI, M. COHEN, CRUZ, HERMAN, CAWLEY, ALLEN, COSTA,  
LAUGHLIN, SURRA, FRANKEL, TIGUE, T. STEVENSON, MELIO, TRELLO,  
ROONEY, KENNEY, SOLOBAY, M. BAKER, SAINATO, WALKO, HENNESSEY,  
DERMODY, STABACK, L. I. COHEN, LEDERER, BELFANTI, HORSEY,  
SHANER, KAISER, COY, HERSHEY AND DeLUCA, FEBRUARY 5, 2001

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REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,  
FEBRUARY 5, 2001

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AN ACT

1 Authorizing a grant program for type 1 diabetics; providing for  
2 powers and duties of the Department of Health; and making an  
3 appropriation.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Juvenile  
8 Diabetics Grant Act.

9 Section 2. Definitions.

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

13 "Department." The Department of Health of the Commonwealth.

14 "Master Settlement Agreement." The settlement agreement and  
15 related documents entered into on November 23, 1998, by the

1 Commonwealth and leading United States tobacco product  
2 manufacturers and approved by the court in Commonwealth v.  
3 Philip Morris, April Term 1997, No.2443 (C.P. Philadelphia  
4 County), on January 13, 1999.

5 "Type 1 diabetic." A person from birth to 18 years of age  
6 who has been diagnosed with type 1 diabetes.

7 Section 3. Payment for type 1 diabetics.

8 (a) Grants authorized.--The department shall utilize a  
9 portion of the tobacco Master Settlement Agreement funds to  
10 provide grants to type 1 diabetics as provided in this section.

11 (b) Eligibility.--A type 1 diabetic shall be eligible for a  
12 grant for diabetic treatments and equipment if the diabetic:

13 (1) does not have health insurance; or

14 (2) is not covered by Medicaid, the Children's Health  
15 Insurance Program under Article XXIII of the act of May 17,  
16 1921 (P.L.682, No.284), known as The Insurance Company Law of  
17 1921, or a health insurance plan, that provides coverage for  
18 the treatment or equipment, including, but not limited to,  
19 insulin pumps.

20 (c) Amount of grants.--The amount of each grant awarded  
21 under this act shall be equal to the cost of diabetic treatment  
22 and equipment, including, but not limited to, insulin pumps, not  
23 covered by the grant recipient's health insurance plan, provided  
24 that no grant shall be in excess of \$2,500.

25 (d) Regulations.--The department shall administer this  
26 section and shall promulgate rules, regulations and standards  
27 for its proper enforcement and administration.

28 Section 4. Appropriation.

29 The sum of \$3,000,000 is hereby appropriated to the  
30 Department of Health from the moneys received by the

1 Commonwealth from the Master Settlement Agreement for the fiscal  
2 year July 1, 2000, to June 30, 2001, for the purpose of awarding  
3 grants to type 1 diabetics in accordance with this act. This  
4 appropriation shall be a continuing appropriation and shall not  
5 lapse at the end of the fiscal year.

6 Section 5. Effective date.

7 This act shall take effect immediately.