

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 635 Session of
2005

INTRODUCED BY ROHRER, ARMSTRONG, BELARDI, BOYD, CALTAGIRONE,
CORRIGAN, CRAHALLA, CREIGHTON, DeWEESE, GEORGE, GINGRICH,
GRUCELA, JAMES, KAUFFMAN, LEDERER, LEH, MANN, S. MILLER,
PHILLIPS, PISTELLA, SATHER, SAYLOR, SCAVELLO, TANGRETTI,
E. Z. TAYLOR AND YOUNGBLOOD, MARCH 1, 2005

REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,
MARCH 1, 2005

AN ACT

1 Amending the act of August 26, 1971 (P.L.351, No.91), entitled
2 "An act providing for a State Lottery and administration
3 thereof; authorizing the creation of a State Lottery
4 Commission; prescribing its powers and duties; disposition of
5 funds; violations and penalties therefor; exemption of prizes
6 from State and local taxation and making an appropriation,"
7 further defining "income" for purposes of pharmaceutical
8 assistance for the elderly.

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

11 Section 1. The definition of "income" in section 502 of the
12 act of August 26, 1971 (P.L.351, No.91), known as the State
13 Lottery Law, amended November 26, 2003 (P.L.212, No.37), is
14 amended to read:

15 Section 502. Definitions.

16 The following words and phrases when used in this chapter
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

19 * * *

1 "Income." [All] (1) Except as otherwise provided for in
2 paragraph (2), all income from whatever source derived,
3 including, but not limited to, salaries, wages, bonuses,
4 commissions, income from self-employment, alimony, support
5 money, cash public assistance and relief, the gross amount of
6 any pensions or annuities, including railroad retirement
7 benefits, all benefits received under the Social Security Act
8 (49 Stat. 620, 42 U.S.C. § 301 et. seq.) [(except Medicare
9 benefits)], all benefits received under State unemployment
10 insurance laws and veterans' disability payments, all
11 interest received from the Federal Government or any state
12 government or any instrumentality or political subdivision
13 thereof, realized capital gains, rentals, workmen's
14 compensation and the gross amount of loss of time insurance
15 benefits, life insurance benefits and proceeds, [except the
16 first \$10,000 of the total of] death benefits payments in
17 excess of \$5,000, and gifts of cash or property, [other than
18 transfers by gift between members of a household,] in excess
19 of a total value of \$300[, but shall not include surplus food
20 or other relief in kind supplied by a government agency or
21 property tax rebate].

22 (2) The term does not include: Medicare benefits; gifts
23 of cash or property transferred between members of a
24 household; gifts of coupons, vouchers or certificates
25 redeemable for property provided that the recipients of such
26 coupons, vouchers or certificates do not sell, transfer or
27 exchange them for cash in excess of a total value of \$300
28 when combined with the value of any gifts of cash or property
29 under paragraph (1); or surplus food or other relief in kind
30 supplied by a government agency or property tax rebate.

1 * * *

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