
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1368 Session of
2007

INTRODUCED BY KILLION, BAKER, CALTAGIRONE, CAPPELLI, EVERETT,
FAIRCHILD, FLECK, KIRKLAND, KOTIK, R. MILLER, NAILOR,
O'NEILL, PICKETT, READSHAW, RUBLEY, WATSON, BEAR, PYLE,
MOYER, DALLY, MELIO, MARSICO AND GOODMAN, MAY 29, 2007

REFERRED TO COMMITTEE ON JUDICIARY, MAY 29, 2007

AN ACT

1 Amending the act of May 31, 1919 (P.L.356, No.170), entitled, as
2 amended, "An act authorizing courts of record to remove
3 convicts and persons confined in jails, workhouses,
4 reformatories, reform or industrial schools, penitentiaries,
5 prisons, houses of correction or any other penal
6 institutions, who are seriously ill, to other institutions;
7 and providing penalties for breach of prison," providing for
8 payment of medical costs.

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

11 Section 1. The act of May 31, 1919 (P.L.356, No.170),
12 entitled, as amended, "An act authorizing courts of record to
13 remove convicts and persons confined in jails, workhouses,
14 reformatories, reform or industrial schools, penitentiaries,
15 prisons, houses of correction or any other penal institutions,
16 who are seriously ill, to other institutions; and providing
17 penalties for breach of prison," is amended by adding a section
18 to read:

19 Section 1.1. (a) When a person is sentenced to the State
20 correctional system and is in the custody of a county

1 correctional facility awaiting transfer to a State correctional
2 facility, any and all medical costs incurred by the person, from
3 the time of sentencing until the time of commitment to a State
4 correctional facility, shall be the responsibility of the
5 Department of Corrections. Medical costs include, but are not
6 limited to, all medical care services, hospitalizations, durable
7 and nondurable goods, prescription drugs, medications and
8 transportation costs to and from the medical services located
9 outside of the county correctional facility.

10 (b) The Department of Corrections shall enter into a
11 memorandum of understanding with the county correctional
12 facility and the receiving State correctional facility for a
13 division of the responsibilities and duties for each facility
14 and for the procedures to implement this section.

15 (c) The Department of Corrections shall devise and implement
16 a program whereby the State-sentenced persons in subsection (a)
17 who have medical insurance shall pay for their own medical needs
18 through that insurance. The program shall be contained in
19 regulations promulgated by the department.

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