

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

**SENATE BILL**

No. **788** Session of  
2013

---

INTRODUCED BY BOSCOLA AND BREWSTER, APRIL 1, 2013

---

REFERRED TO LOCAL GOVERNMENT, APRIL 1, 2013

---

AN ACT

1 Providing for a siting restriction for assisted living  
2 residences, nursing homes and personal care homes.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Assisted  
7 Living Residence, Nursing Home and Personal Care Home Siting  
8 Restriction 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 "Assisted living residence." A premises in which food,  
14 shelter, personal care, assistance or supervision and  
15 supplemental health care services are provided for a period  
16 exceeding 24 hours for four or more adults who are unrelated to  
17 the operator and who require assistance or supervision in such  
18 matters as dressing, bathing, diet, financial management,

1 evacuation from the residence in the event of an emergency or  
2 medication prescribed for self-administration.

3 "Nursing home." A premises in which nursing care and related  
4 medical or other health services are provided, for a period  
5 exceeding 24 hours, for two or more individuals, who are  
6 unrelated to the operator, who are not acutely ill and not in  
7 need of hospitalization, but who, because of age, illness,  
8 disease, injury, convalescence or physical or mental infirmity,  
9 need that care.

10 "Personal care home." A premises in which food, shelter and  
11 personal assistance or supervision are provided for a period  
12 exceeding 24 hours for four or more adults who are unrelated to  
13 the operator, who do not require the services in or of a  
14 licensed long-term care facility but who do require assistance  
15 or supervision in such matters as dressing, bathing, diet,  
16 financial management, evacuation of a residence in the event of  
17 an emergency or medication prescribed for self-administration.

18 Section 3. Assisted living residence, nursing home and personal  
19 care home siting restriction.

20 A municipality shall adopt, amend and implement such  
21 ordinances as are necessary to prohibit assisted living  
22 residences, nursing homes and personal care homes in areas of  
23 the municipality zoned for industrial use.

24 Section 4. Effective date.

25 This act shall take effect in 60 days.