
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1995 Session of
2021

INTRODUCED BY LEWIS DELROSSO, FARRY, STRUZZI, HEFFLEY, O'NEAL
AND FRITZ, OCTOBER 21, 2021

REFERRED TO COMMITTEE ON HUMAN SERVICES, OCTOBER 21, 2021

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; providing for judicial administration; and
18 prescribing the manner in which the number and compensation
19 of the deputies and all other assistants and employes of
20 certain departments, boards and commissions shall be
21 determined," in powers and duties of the Department of Drug
22 and Alcohol Programs, further providing for powers and
23 duties.

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

26 Section 1. Section 2301-A of the act of April 9, 1929
27 (P.L.177, No.175), known as The Administrative Code of 1929, is
28 amended by adding a paragraph to read:

1 Section 2301-A. Powers and duties.

2 The Department of Drug and Alcohol Programs shall have the
3 power and its duty shall be:

4 * * *

5 (8.2) To do the following:

6 (i) Promulgate regulations for the following that
7 affect licensed drug and alcohol treatment providers:

8 (A) The implementation of new or additional
9 licensing requirements for drug and alcohol
10 facilities.

11 (B) The implementation of new or additional drug
12 and alcohol staff credentialing requirements.

13 (C) The implementation of new or additional drug
14 and alcohol counselor staffing ratios.

15 (D) The implementation of new or major
16 programmatic changes and requirements imposed on drug
17 and alcohol facilities, including the requirement of
18 adding programs that significantly increase the cost
19 of delivering care and meeting staffing requirements.

20 (ii) Notwithstanding subparagraph (i), promulgate
21 any proposed regulatory requirement not currently in
22 effect or for any regulatory requirement that has been
23 delayed by the General Assembly through legislation. The
24 Department of Drug and Alcohol Programs shall provide for
25 the promulgation of regulations pursuant to all
26 procedures for publication, notice and comment and other
27 regulatory review required for administrative regulations
28 provided by the laws of this Commonwealth.

29 * * *

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