

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1261 Session of 2011

INTRODUCED BY QUIGLEY, AUMENT, BAKER, BARRAR, BENNINGHOFF, BOBACK, BOYD, CAUSER, CHRISTIANA, CLYMER, D. COSTA, COX, CREIGHTON, CUTLER, ELLIS, EVERETT, GABLER, GEIST, GILLEN, GINGRICH, GOODMAN, GRELL, GROVE, HARHART, HARPER, HARRIS, HEFFLEY, HESS, HICKERNELL, KAUFFMAN, M. K. KELLER, KNOWLES, KRIEGER, MAJOR, MARSHALL, MARSICO, MASSER, METCALFE, METZGAR, MILLER, MILNE, MOUL, MURT, MUSTIO, O'NEILL, PERRY, PETRI, PICKETT, PYLE, QUINN, READSHAW, REED, REICHLEY, ROAE, ROCK, SAYLOR, SCAVELLO, SCHRODER, STEVENSON, SWANGER, TALLMAN, TOOHIL, VEREB AND VULAKOVICH, APRIL 1, 2011

REFERRED TO COMMITTEE ON HEALTH, APRIL 1, 2011

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An  
2 act to consolidate, editorially revise, and codify the public  
3 welfare laws of the Commonwealth," in public assistance,  
4 further providing for definitions and for determination of  
5 eligibility.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 402 of the act of June 13, 1967 (P.L.31,  
9 No.21), known as the Public Welfare Code, is amended by adding  
10 definitions to read:

11 Section 402. Definitions.--As used in this article, unless  
12 the content clearly indicates otherwise:

13 "Applicant" means an individual who applies for assistance  
14 under this article.

15 \* \* \*

1       "Recipient" means an individual who receives assistance under  
2 this article.

3       \* \* \*

4       "Residence" means permanent legal residence.

5       \* \* \*

6       Section 2. Section 432.2(b) and (c) of the act, amended or  
7 added July 15, 1976 (P.L.993, No.202) and April 8, 1982  
8 (P.L.231, No.75), are amended to read:

9       Section 432.2. Determination of Eligibility.--\* \* \*

10       (b) As a condition of eligibility for assistance, all  
11 applicants and recipients of assistance shall cooperate with the  
12 department in providing and verifying information necessary for  
13 the department to determine initial or continued eligibility in  
14 accordance with the provisions of this act. An individual  
15 applying for assistance shall complete an application containing  
16 such information required to establish eligibility and amount of  
17 grant. The application shall include, but not be limited to, the  
18 following information:

- 19       (1) Names of all persons to receive aid;
- 20       (2) Birth dates of all persons to receive aid;
- 21       (3) Social security numbers of all persons to receive aid,  
22 or proof of application for such social security number;
- 23       (4) Place of residence for all persons to receive aid;
- 24       (5) The names of any legally responsible relative living  
25 in the home;
- 26       (6) Any income or resources as defined in this act or in  
27 regulations promulgated pursuant to this act.

28       The department shall provide assistance as needed to complete  
29 the application and shall insure that all applicants or  
30 recipients have or promptly obtain a social security number. The

1 department shall determine all elements of eligibility based  
2 upon the circumstances as exist at the applicant's place of  
3 residence prior to awarding assistance.

4 (c) The department shall determine all elements of  
5 eligibility periodically based upon the circumstances as exist  
6 at the recipient's place of residence and in accordance with the  
7 provisions of this section: Provided, however, That such  
8 determination shall not be less frequent than every six months.  
9 The department shall require the completion of a continuing  
10 application form at the time of redetermination recertifying the  
11 information required by subsection (b) and the provisions of  
12 section 432.15 shall be applicable to this subsection.

13 \* \* \*

14 Section 3. All regulations inconsistent with this act are  
15 abrogated.

16 Section 4. This act shall take effect in 60 days.