
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **672** Session of
1961

INTRODUCED BY MESSRS. WEINER AND LANE, MAY 23, 1961.

REFERRED TO COMMITTEE ON PUBLIC HEALTH AND
WELFARE, MAY 23, 1961.

AN ACT

Amending the act of June 24 1937 (P L 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" prescribing liabilities for assistance with respect to medical assistance for the aged

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underscoring indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

1 Section 1 Section 3 act of June 24 1937 (P L 2045) known as
2 "The Support Law" amended May 23 1945 (P L 864) and October 7
3 1955 (P L 660) is amended to read

4 Section 3 Relatives Liable for the Support of Indigent Persons
5 Procedure to Enforce Support (a) [The] Except as limited by subsec-
6 tion (c) hereof the husband wife child (except as hereinafter provided)
7 father and mother of every indigent person whether a public charge
8 or not shall if of sufficient financial ability care for and maintain or
9 financially assist such indigent person at such rate as the court of the
10 county where such indigent person resides shall order or direct No child
11 shall be liable for the support of any parent who abandoned the child
12 and persisted in the abandonment for a period of ten years during the
13 child's minority In respect to medical assistance for the aged as pro-
14 vided in the Public Assistance Law the responsibility of the relative
15 liable for support shall be six times the excess of such relative's aver-
16 age monthly income over the amount required for the reasonable sup-
17 port of himself and other persons dependent upon him or the cost of
18 such medical assistance for the aged whichever is less

1 (b) [The] Except as limited by subsection (c) hereof the courts
2 shall have power to hear determined and make orders and decrees in
3 such cases upon the petition of such indigent person or of any other
4 person or any public body or public agency having any interest in the
5 care maintenance or assistance of such indigent person

6 (c) In all cases where an order has been made by the court for
7 the care and maintenance or assistance of a husband wife father mother
8 or child whether or not confined in any public institution and the said
9 order has not been complied with the court or any judge thereof upon
10 affidavit or petition filed setting forth that the person on whom the
11 said order has been made has not complied with the said order shall
12 issue an attachment directed to the sheriff or other proper officer of
13 the county directing and commanding that the person named as having
14 failed to comply with said order be brought before the court at such
15 time as the court may direct If it shall appear to the court after hear-
16 ing that the person on whom the said order was made has wilfully
17 neglected or refused to comply with said order the court may adjudge
18 said person in contempt of court and in its discretion may commit said
19 person to the county jail for a period not exceeding six months No lien
20 may be imposed against the property of any individual prior to his

1 death on account of medical assistance for the aged paid or to be paid
2 on his behalf (except pursuant to the judgment of a court on account
3 of benefits incorrectly paid on behalf of such individual) and there shall
4 be no adjustment or recovery (except after the death of such individual
5 and his surviving spouse if any from such individual's estate) of any
6 medical assistance for the aged correctly paid on behalf of such in-
7 dividual

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor