

No. 211

AN ACT

HB 1514

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," changing the Hollidaysburg State Hospital to the Hollidaysburg Veterans' Home.

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

Section 1. As much of section 202 as relates to the Departments of Military Affairs and Public Welfare, act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," amended May 6, 1970 (P.L.356, No.120) as to the Department of Military Affairs, and July 15, 1976 (No.203) as to the Department of Public Welfare, is amended to read:

Section 202. Departmental Administrative Boards, Commissions, and Offices.—The following boards, commissions, and offices are hereby placed and made departmental administrative boards, commissions, or offices, as the case may be, in the respective administrative departments mentioned in the preceding section, as follows:

* * *

In the Department of Military Affairs,
 Armory Board of the State of Pennsylvania,
 Board of Trustees of Pennsylvania Soldiers' and Sailors'
 Home;
Board of Trustees of Hollidaysburg Veterans' Home.

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In the Department of Public Welfare,
 Board of Trustees of The Western Youth Development Centers,
 Board of Trustees of The Central Youth Development Centers,
 Board of Trustees of The Eastern Youth Development Centers,
 Board of Trustees of Allentown State Hospital,
 Board of Trustees of Clarks Summit State Hospital,
 Board of Trustees of Danville State Hospital,
 Board of Trustees of Embreeville State Hospital,

Board of Trustees of Eastern Pennsylvania Psychiatric
 Institute,
 Board of Trustees of Farview State Hospital,
 Board of Trustees of Harrisburg State Hospital,
[Board of Trustees of Hollidaysburg State Hospital,]
 Board of Trustees of Mayview State Hospital,
 Board of Trustees of Norristown State Hospital,
 Board of Trustees of Philadelphia State Hospital,
 Board of Trustees of Retreat State Hospital,
 Board of Trustees of Somerset State Hospital,
 Board of Trustees of Warren State Hospital,
 Board of Trustees of Wernersville State Hospital,
 Board of Trustees of Woodville State Hospital,
 Board of Trustees of Torrance State Hospital,
 Board of Trustees of Haverford State Hospital,
 Board of Trustees of Ashland State General Hospital,
 Board of Trustees of Coaldale State General Hospital,
 Board of Trustees of Connellsville State General Hospital,
 Board of Trustees of Dixmont State Hospital,
 Board of Trustees of Hazleton State General Hospital,
 Board of Trustees of Locust Mountain State General Hospital,
 Board of Trustees of Nanticoke State General Hospital,
 Board of Trustees of Philipsburg State General Hospital,
 Board of Trustees of Scranton State General Hospital,
 Board of Trustees of Shamokin State General Hospital,
 Board of Trustees of Cresson Center,
 Board of Trustees of Ebensburg Center,
 Board of Trustees of Eastern State School and Hospital,
 Board of Trustees of Laurelton Center,
 Board of Trustees of Pennhurst Center,
 Board of Trustees of Polk Center,
 Board of Trustees of Selinsgrove Center,
 Board of Trustees of Hamburg Center,
 Board of Trustees of Western Center,
 Board of Trustees of White Haven Center,
 Board of Trustees of Woodhaven Center,
 Board of Trustees of Western Restoration Center,
 Board of Trustees of South Mountain Restoration Center.

* * *

Section 2. The act is amended by adding a section to read:

Section 1414. Hollidaysburg Veterans' Home.—(a) The Department of Military Affairs shall maintain and operate the Hollidaysburg Veterans' Home for military veterans.

(b) The department shall appoint a director to administer the home. The director shall be qualified and licensed in the Commonwealth as a nursing home administrator. The director shall appoint such officers and

employes as may be necessary and fix their salaries in conformity with the standards established by the executive board.

(c) The department may accept gifts, grants or payments for the use of the home: Provided, however, That the department shall only receive and accept Federal funds to the extent they are appropriated to the department by the General Assembly.

(d) The department shall establish a schedule of fees to be charged residents. The fees shall be based on the level of service or care required and the ability of the resident to pay.

(e) The department shall establish the level of service to be provided in accordance with the Federal veteran's administration standards of nursing and domiciliary care.

Section 3. (a) Until September 1, 1977:

(1) The Department of Public Welfare shall operate and maintain the facility. The Secretary of Public Welfare shall not admit any new patients to the facility, and shall, as he deems appropriate, transfer patients to other State hospitals.

(2) The Department of Public Welfare shall maintain and operate that part of the facility from which patients have been removed and shall admit veterans at the request of the Department of Military Affairs as space is available.

(b) On and after September 1, 1977:

(1) The Department of Military Affairs shall maintain and operate the facility for veterans, except that part wherein Department of Public Welfare patients have been retained.

(2) The Department of Public Welfare shall continue to operate and maintain that part of the facility wherein patients are retained for so long a period as the facilities are necessary for their use.

Section 4. (a) Personnel employed at the Hollidaysburg State Hospital who are necessary for the maintenance and operation of the facility as a veteran's home shall retain their status under the provisions of the Commonwealth personnel rules and the civil service regulations, whichever is applicable, and shall be transferred to the Department of Military Affairs.

(b) All appropriations, allocations, equipment, agreements, contracts, obligations, records, files and other materials relating to the Hollidaysburg State Hospital which relate to the powers, duties and functions transferred or created by this act to the Department of Military Affairs are hereby transferred to the Department of Military Affairs with the same force and effect as if the appropriations had been made to, and the items been the property of, and the contracts, agreements and obligation had been incurred or entered into by the Department of Military Affairs.

Section 5. This act shall take effect immediately.

APPROVED—The 28th day of September, A. D. 1976.

MILTON J. SHAPP