

No. 2012-111

AN ACT

HB 1960

Amending the act of November 24, 1999 (P.L.884, No.54), entitled "An act relating to the licensure and regulation of pediatric extended care centers in this Commonwealth," further providing for definitions and for regulations.

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

Section 1. The definition of "medically dependent or technologically dependent child" in section 3 of the act of November 24, 1999 (P.L.884, No.54), known as the Prescribed Pediatric Extended Care Centers Act, is amended and the section is amended by adding a definition to read:

Section 3. Definitions.

The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

* * *

"Child." A person under 21 years of age.

* * *

"Medically dependent or technologically dependent child." A child [eight years of age or younger] who because of a medical condition requires continuous therapeutic interventions or skilled nursing supervision which must be prescribed by a licensed physician and administered by or under the direct supervision of a licensed registered nurse.

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Section 2. Section 15(b)(6) of the act is amended to read:

Section 15. Regulations.

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(b) Requirements.—

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(6) Each child shall have an individualized care plan which is designed by the attending physician, the PECC treatment team, a parent or legal guardian and, when appropriate, the child. The care plan shall be reviewed at least monthly and revised as the child's care needs change. Staffing shall be adequate to provide for the needs of each child as identified on the child's care plan. For any child enrolled in the early intervention program or the local school district's program under the Individuals with Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400 et seq.), the PECC shall do all of the following:

(i) In the development of the care plan, consider the components of the individualized family services plan for children under four years of age or the individualized education plan for children under [nine] 21 years of age. The PECC shall not duplicate services already provided through the early intervention program or the local school district.

(ii) Make available upon request by the early intervention program or the local school district any records necessary to develop, review or revise an individualized family services plan or individualized education plan under Federal law.

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Section 3. This act shall take effect immediately.

APPROVED—The 5th day of July, A.D. 2012

TOM CORBETT