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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1669 Session of  
2019

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INTRODUCED BY RABB, MURT, HILL-EVANS, BURGOS, FRANKEL,  
McCLINTON, DAWKINS, MADDEN, CALTAGIRONE AND WEBSTER,  
JUNE 24, 2019

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REFERRED TO COMMITTEE ON HUMAN SERVICES, JUNE 24, 2019

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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 departmental powers and  
4 duties as to licensing, further providing for definitions and  
5 providing for inspection for continuing conformity to  
6 license.

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

9 Section 1. The definition of "mental health establishment"  
10 in section 1001 of the act of June 13, 1967 (P.L.31, No.21),  
11 known as the Human Services Code, is amended to read:

12 Section 1001. Definitions.--As used in this article--

13 \* \* \*

14 "Mental health establishment" means any premises or part  
15 thereof, private or public, for the care of individuals who  
16 require care because of mental illness, [mental retardation]  
17 intellectual disability or inebriety but shall not be deemed to  
18 include the private home of a person who is rendering such care  
19 to a relative.

1 \* \* \*

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

3 Section 1017. Inspection for Continuing Conformity to

4 License.--(a) An authorized agent of the department shall enter

5 and inspect, as provided under section 1016, a facility licensed

6 under this act for the purpose of determining continuing

7 conformity of the licensee to this act and to the applicable

8 regulations of the department. Each facility shall be inspected

9 annually under this subsection.

10 (b) If it is determined under subsection (a) that a facility

11 is operating outside the scope of its license, the department

12 shall revoke the facility's license to operate. The facility

13 shall then be required to apply for the appropriate licensure

14 under this act.

15 Section 3. This act shall take effect in 60 days.