

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1022 Session of  
2015

INTRODUCED BY MURT, COHEN AND MILLARD, APRIL 20, 2015

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, APRIL 20, 2015

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," further providing for  
4 services by county children and youth offices.

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

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

10 Section 704.4. Purchase of Service Contracts.--To comply  
11 with statutory responsibility to provide an array of services,  
12 county children and youth offices may elect to purchase services  
13 from private providers. When counties elect to purchase  
14 prevention, in-home, foster family care, group-home or  
15 residential or institutional services from private agencies  
16 through purchase of service, per-diem or program-funded  
17 agreements, the following provisions apply:

18 (1) Contracted rates for purchased services shall cover the  
19 cost incurred in delivery of such services, providing that these

1 costs are deemed reasonable based on provider documentation.

2 (2) Purchase-of-service contracts shall include contract  
3 extension language to provide for continuation of service  
4 provisions and related payments at the last contracted rate  
5 until a new contract agreement is signed. The new contracted  
6 rate is to be retroactive to the beginning of the contracting  
7 period.

8 (3) Purchase-of-service contracts shall include a "timely  
9 payment" provision, obligating counties to make payment to  
10 private service providers within ninety days of receipt on an  
11 accurate invoice for services rendered. Counties failing to make  
12 timely payment, within ninety days of billing, for private  
13 agency-delivered, nondisputed services shall be required to pay  
14 an additional amount of one percent of the outstanding balance  
15 due to the service provider for each month or portion of each  
16 month during which an outstanding balance remains due.

17 (4) County needs-based plan and implementation budget  
18 requests may reflect the actual costs of purchased services in  
19 submissions for requested funding.

20 Section 2. This act shall take effect in 60 days.