

IN THE SUPREME COURT OF PENNSYLVANIA
EASTERN DISTRICT

MAXIMO ZAPATA,	:	No. 360 EAL 2025
	:	
Respondent	:	
	:	Petition for Allowance of Appeal
	:	from the Order of the
v.	:	Commonwealth Court
	:	
	:	
DEPARTMENT OF HUMAN SERVICES,	:	
	:	
Petitioner	:	

ORDER

PER CURIAM

AND NOW, this 11th day of February, 2026, the Petition for Allowance of Appeal is **GRANTED**. The issues, as stated by petitioner, are:

- (1) Did Commonwealth Court err in interpreting a statute that required applicants to meet federal *and* state requirements by holding that someone could meet federal *or* state requirements, which conflicts with prior statutory interpretation precedent of the Pennsylvania Supreme Court?
- (2) Did the Commonwealth Court err in holding that the General Assembly intended to create a home- and community-based services program funded entirely with state funds, despite the absence of any Pennsylvania court precedent construing the statute in that manner?
- (3) Did the Commonwealth Court err in holding that the General Assembly intended to create a home- and community-based services program funded entirely with state appropriations—distinct from both the Act 150 program and the Options program—thereby imposing a potential multi-million-dollar annual financial obligation upon the Commonwealth?