

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1001 Session of 2015

INTRODUCED BY BROWNE, CORMAN AND SCARNATI, SEPTEMBER 15, 2015

REFERRED TO APPROPRIATIONS, SEPTEMBER 15, 2015

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled,  
 2 as amended, "An act relating to the finances of the State  
 3 government; providing for the settlement, assessment,  
 4 collection, and lien of taxes, bonus, and all other accounts  
 5 due the Commonwealth, the collection and recovery of fees and  
 6 other money or property due or belonging to the Commonwealth,  
 7 or any agency thereof, including escheated property and the  
 8 proceeds of its sale, the custody and disbursement or other  
 9 disposition of funds and securities belonging to or in the  
 10 possession of the Commonwealth, and the settlement of claims  
 11 against the Commonwealth, the resettlement of accounts and  
 12 appeals to the courts, refunds of moneys erroneously paid to  
 13 the Commonwealth, auditing the accounts of the Commonwealth  
 14 and all agencies thereof, of all public officers collecting  
 15 moneys payable to the Commonwealth, or any agency thereof,  
 16 and all receipts of appropriations from the Commonwealth,  
 17 authorizing the Commonwealth to issue tax anticipation notes  
 18 to defray current expenses, implementing the provisions of  
 19 section 7(a) of Article VIII of the Constitution of  
 20 Pennsylvania authorizing and restricting the incurring of  
 21 certain debt and imposing penalties; affecting every  
 22 department, board, commission, and officer of the State  
 23 government, every political subdivision of the State, and  
 24 certain officers of such subdivisions, every person,  
 25 association, and corporation required to pay, assess, or  
 26 collect taxes, or to make returns or reports under the laws  
 27 imposing taxes for State purposes, or to pay license fees or  
 28 other moneys to the Commonwealth, or any agency thereof,  
 29 every State depository and every debtor or creditor of the  
 30 Commonwealth," in special funds, further providing for  
 31 funding, for State Workers' Insurance Board and for  
 32 expiration; in the Tobacco Settlement Fund, further providing  
 33 for use; in the Pennsylvania Race Horse Development Fund,  
 34 further providing for distribution; in general budget  
 35 implementation, further providing for the Department of

1 Community and Economic Development and for the Pennsylvania  
2 State Police; providing for 2015-2016 budget implementation  
3 and for 2015-2016 restrictions on appropriations for funds  
4 and accounts; and making related repeals.

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

7 Section 1. The General Assembly finds and declares as  
8 follows:

9 (1) The intent of this act is to provide interim funding  
10 for fiscal year 2015-2016 in order to minimize disruptions to  
11 services and programs in the Commonwealth.

12 (2) The Constitution of Pennsylvania confers numerous  
13 express duties upon the General Assembly, including the  
14 passage of a balanced budget for the Commonwealth.

15 (3) Section 24 of Article III of the Constitution of  
16 Pennsylvania requires the General Assembly to adopt all  
17 appropriations for the operation of government in the  
18 Commonwealth, regardless of their source. The Supreme Court  
19 has repeatedly affirmed that, "It is fundamental within  
20 Pennsylvania's tripartite system that the General Assembly  
21 enacts the legislation establishing those programs which the  
22 state provides for its citizens and appropriates the funds  
23 necessary for their operation."

24 (4) Pursuant to section 13 of Article VIII of the  
25 Constitution of Pennsylvania, the General Assembly is  
26 explicitly required to adopt a balanced Commonwealth budget.  
27 Given the unpredictability and potential insufficiency of  
28 revenue collections, various changes in State law relating to  
29 sources of revenue, the collection of revenue and the  
30 implementation of statutes which impact revenue may be  
31 required to discharge this constitutional obligation.

32 (5) Section 11 of Article III of the Constitution of

1 Pennsylvania requires the adoption of a general appropriation  
2 act that embraces "nothing but appropriations." While actual  
3 items of appropriation can be contained in a General  
4 Appropriations Act, the achievement and implementation of a  
5 comprehensive budget involves more than subjects of  
6 appropriations and dollar amounts. Ultimately, the budget has  
7 to be balanced under section 13 of Article VIII of the  
8 Constitution of Pennsylvania. This may necessitate changes to  
9 sources of funding and enactment of statutes to achieve full  
10 compliance with these constitutional provisions.

11 (6) For the reasons set forth in paragraphs (1), (2),  
12 (3), (4) and (5), it is the intent of the General Assembly  
13 through this act to provide for interim funding for fiscal  
14 year 2015-2016.

15 (7) Every provision of this act relates to the  
16 implementation of an operating budget for the Commonwealth,  
17 addressing in various ways the fiscal operations, revenues  
18 and potential liabilities of the Commonwealth. To that end,  
19 this act is intended to implement interim funding without  
20 specifically appropriating public money from the General  
21 Fund. This act provides accountability for spending and makes  
22 any transfers or other changes necessary to impact the  
23 availability of revenue in order to meet the requirements of  
24 section 13 of Article VIII of the Constitution of  
25 Pennsylvania and to implement the act of \_\_\_\_\_, 2015 (P.L.,  
26 No. A), known as the General Appropriation Act of 2015.

27 Section 2. Section 1702-A of the act of April 9, 1929  
28 (P.L.343, No.176), known as The Fiscal Code, amended July 10,  
29 2014 (P.L.1053, No.126), is amended to read:  
30 Section 1702-A. Funding.

1 (a) Intent.--It is hereby declared as the intent and goal of  
2 the General Assembly to create a stabilization reserve in an  
3 eventual amount of 6% of the revenues of the General Fund of the  
4 Commonwealth.

5 (b) Transfer of portion of surplus.--

6 (1) Except as may be provided in paragraph (2), for  
7 fiscal years beginning after June 30, 2002, the following  
8 apply:

9 (i) Except as set forth in this paragraph, if the  
10 Secretary of the Budget certifies that there is a surplus  
11 in the General Fund for a specific fiscal year, 25% of  
12 the surplus shall be deposited by the end of the next  
13 succeeding quarter into the Budget Stabilization Reserve  
14 Fund.

15 (ii) If the Secretary of the Budget certifies, after  
16 June 30, 2005, that there is a surplus in the General  
17 Fund for the fiscal year 2004-2005, 15% of the surplus  
18 shall be deposited by the end of the next succeeding  
19 quarter into the Budget Stabilization Reserve Fund.

20 (iii) No amount of the surplus in the General Fund  
21 for fiscal year 2007-2008 may be deposited into the  
22 Budget Stabilization Reserve Fund.

23 (iv) No amount of the surplus in the General Fund  
24 for fiscal year 2010-2011 may be deposited into the  
25 Budget Stabilization Reserve Fund.

26 (v) No amount of the surplus in the General Fund for  
27 fiscal year 2011-2012 may be deposited into the Budget  
28 Stabilization Reserve Fund.

29 (vi) No amount of the surplus in the General Fund  
30 for fiscal year 2012-2013 may be deposited into the

1 Budget Stabilization Reserve Fund.

2 (vii) No amount of the surplus in the General Fund  
3 for fiscal year 2013-2014 may be deposited into the  
4 Budget Stabilization Reserve Fund.

5 (viii) Notwithstanding subparagraph (i), no amount  
6 of the surplus in the General Fund for fiscal year 2014-  
7 2015 may be deposited into the Budget Stabilization  
8 Reserve Fund.

9 (2) If, at the end of any fiscal year, the ending  
10 balance of the Budget Stabilization Reserve Fund equals or  
11 exceeds 6% of the actual General Fund revenues received for  
12 the fiscal year in which the surplus occurs, 10% of the  
13 surplus shall be deposited by the end of the next succeeding  
14 quarter into the Budget Reserve Stabilization Fund.

15 (c) Appropriated funds.--The General Assembly may at any  
16 time provide additional amounts from any funds available to this  
17 Commonwealth as an appropriation to the Budget Stabilization  
18 Reserve Fund.

19 Section 3. The heading of Subarticle D of Article XVII-A of  
20 the act, reenacted June 30, 2011 (P.L.159, No.26), is reenacted  
21 to read:

22 SUBARTICLE D

23 INVESTMENTS

24 Section 4. Sections 1731-A and 1732-A of the act, reenacted  
25 and amended June 30, 2011 (P.L.159, No.26), are reenacted and  
26 amended to read:

27 Section 1731-A. State Workers' Insurance Board.

28 Notwithstanding any inconsistent provisions of section 1512  
29 of the act of June 2, 1915 (P.L.736, No.338), known as the  
30 Workers' Compensation Act, section 504 of the act of November

1 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965,  
2 [section 922 of the act of December 14, 1967 (P.L.746, No.345),  
3 known as the Savings Association Code of 1967,] and any other  
4 law of this Commonwealth, the power of the State Workers'  
5 Insurance Board to invest money shall include the power to hold,  
6 purchase, sell, assign, transfer and dispose of securities,  
7 including common stock with the following restrictions:

8 (1) Investments in equities may not exceed the lesser  
9 of:

10 (i) 15% of the State Workers' Insurance Fund's  
11 assets; or

12 (ii) the State Workers' Insurance Fund's statutory  
13 surplus after discount, except that, notwithstanding the  
14 statutory surplus, the State Workers' Insurance Fund is  
15 authorized to invest up to 7 1/2% of the book value of  
16 its assets in equities.

17 (1.1) Investments in equities shall be made subject to  
18 the prudent investor rule as provided for under 20 Pa.C.S. §  
19 7203 (relating to prudent investor rule).

20 (2) The State Workers' Insurance Board shall establish a  
21 policy for investments and shall meet at least annually to  
22 develop a schedule for rebalancing its investments in  
23 securities to meet the restriction of paragraph (1).

24 Section 1732-A. Expiration.

25 This subarticle shall expire June 30, [2015] 2018.

26 Section 5. Sections 1713-A.1 and 1723-A.1 of the act,  
27 amended July 10, 2014 (P.L.1053, No.126), are amended to read:  
28 Section 1713-A.1. Use of fund.

29 (a) Annual report.--The Governor shall report on the fund in  
30 the annual budget which shall include the amounts appropriated

1 to each program.

2 (b) Appropriations.--

3 (1) Except as otherwise provided in paragraphs (1.1)[,  
4 (1.2) and (1.3)] through (1.5), the General Assembly  
5 appropriates moneys in the fund in accordance with the  
6 following percentages based on the annual payment received in  
7 each year:

8 (i) Thirteen percent for home and community-based  
9 services pursuant to Chapter 5 of the Tobacco Settlement  
10 Act.

11 (ii) Four and five-tenths percent for tobacco use  
12 prevention and cessation programs pursuant to Chapter 7  
13 of the Tobacco Settlement Act.

14 (iii) Twelve and six-tenths percent for health and  
15 related research pursuant to section 906 of the Tobacco  
16 Settlement Act.

17 (iv) One percent for health and related research  
18 pursuant to section 909 of the Tobacco Settlement Act.

19 (v) Eight and eighteen one-hundredths percent for  
20 the uncompensated care payment program pursuant to  
21 Chapter 11 of the Tobacco Settlement Act.

22 (vi) Thirty percent for the purchase of Medicaid  
23 benefits for workers with disabilities pursuant to  
24 Chapter 15 of the Tobacco Settlement Act.

25 (vii) Eight percent for the expansion of the PACENET  
26 program pursuant to Chapter 23 of the Tobacco Settlement  
27 Act.

28 (viii) Twenty-two and seventy-two one-hundredths  
29 percent shall remain in the fund to be separately  
30 appropriated for health-related purposes.

1 (1.1) For fiscal year 2013-2014, the General Assembly  
2 appropriates money in the fund in accordance with the  
3 following percentage based on the annual payment received  
4 each year:

5 (i) Thirteen percent for home-based and community-  
6 based services under Chapter 5 of the Tobacco Settlement  
7 Act.

8 (ii) Two and ninety-three [hundreths] hundredths  
9 percent for tobacco use prevention and cessation programs  
10 under Chapter 7 of the Tobacco Settlement Act.

11 (iii) Six and three-tenths percent for health and  
12 related research under section 906 of the Tobacco  
13 Settlement Act.

14 (iv) One-half percent for health and related  
15 research under section 909 of the Tobacco Settlement Act.

16 (v) Four and nine-hundredths percent for the  
17 uncompensated care payment program under Chapter 11 of  
18 the Tobacco Settlement Act.

19 (vi) Thirty percent for the purchase of Medicaid  
20 benefits for workers with disabilities under Chapter 15  
21 of the Tobacco Settlement Act.

22 (vii) Forty-three and eighteen hundredths percent  
23 shall remain in the fund to be separately appropriated  
24 for health-related purposes.

25 (1.2) For fiscal year 2014-2015, money in the fund from  
26 a payment received due to the recalculation of a prior annual  
27 payment shall remain in the fund to be separately  
28 appropriated for health-related purposes.

29 (1.3) For fiscal year 2014-2015, the General Assembly  
30 appropriates money in the fund in accordance with the



1 following percentages based on the annual payment received  
2 each year:

3 (i) Thirteen percent for home-based and community-  
4 based services under Chapter 5 of the Tobacco Settlement  
5 Act.

6 (ii) Four and five-tenths percent for tobacco use  
7 prevention and cessation programs under Chapter 7 of the  
8 Tobacco Settlement Act.

9 (iii) Twelve and six-tenths percent for health and  
10 related research under section 906 of the Tobacco  
11 Settlement Act.

12 (iv) One percent for health and related research  
13 under section 909 of the Tobacco Settlement Act.

14 (v) Eight and eighteen hundredths percent for the  
15 uncompensated care payment program under Chapter 11 of  
16 the Tobacco Settlement Act.

17 (vi) Fifteen and twelve hundredths percent for the  
18 purchase of Medicaid benefits for workers with  
19 disabilities under Chapter 15 of the Tobacco Settlement  
20 Act.

21 (vii) Forty-five and six-tenths percent shall remain  
22 in the fund to be separately appropriated for health-  
23 related purposes.

24 (1.4) For fiscal year 2015-2016, money in the fund from  
25 a payment received due to the recalculation of a prior annual  
26 payment shall remain in the fund to be separately  
27 appropriated for health-related purposes.

28 (1.5) For fiscal year 2015-2016, the General Assembly  
29 appropriates money in the fund in accordance with the  
30 following percentages based on the annual payment received

1 each year:

2 (i) Thirteen percent for home-based and community-  
3 based services under Chapter 5 of the Tobacco Settlement  
4 Act.

5 (ii) Four and five-tenths percent for tobacco use  
6 prevention and cessation programs under Chapter 7 of the  
7 Tobacco Settlement Act.

8 (iii) Twelve and six-tenths percent for health and  
9 related research under section 906 of the Tobacco  
10 Settlement Act.

11 (iv) One percent for health and related research  
12 under section 909 of the Tobacco Settlement Act.

13 (v) Eight and eighteen hundredths percent for the  
14 uncompensated care payment program under Chapter 11 of  
15 the Tobacco Settlement Act.

16 (vi) Thirty percent for the purchase of Medicaid  
17 benefits for workers with disabilities under Chapter 15  
18 of the Tobacco Settlement Act.

19 (vii) Thirty and seventy-two hundredths percent  
20 shall remain in the fund to be separately appropriated  
21 for health-related purposes.

22 (2) In addition, any Federal funds received for any of  
23 these programs are specifically appropriated to those  
24 programs.

25 (3) All other payments and revenue received in the fund  
26 other than the annual payment shall remain in the fund and  
27 are available to be appropriated for health-related purposes.

28 (c) Lapses.--Lapses shall remain in the fund except that  
29 lapses from money provided for the home and community-based care  
30 services shall be reallocated to the home and community-based

1 care program for use in succeeding years.

2 (d) Lobbying restrictions.--No money derived from  
3 appropriations made by the General Assembly from the fund may be  
4 used for the lobbying of any State public official.

5 (f) Allocation of local program funding.--

6 (1) Funding for local programs under section 708(b) of  
7 the Tobacco Settlement Act shall be allocated as follows:

8 (i) Thirty percent of grant funding to primary  
9 contractors for local programs shall be allocated equally  
10 among each of the 67 counties.

11 (ii) The remaining 70% of the grant funding to  
12 primary contractors for local programs shall be allocated  
13 on a per capita basis of each county with a population  
14 greater than 60,000. The per capita formula shall be  
15 applied only to that portion of the population that is  
16 greater than 60,000 for each county.

17 (2) Budgets shall be developed by each primary  
18 contractor to reflect service planning and expenditures in  
19 each county. Each primary contractor shall ensure that  
20 services are available to residents of each county and must  
21 expend the allocated funds on a per-county basis pursuant to  
22 paragraph (1) and this paragraph.

23 (3) The Department of Health shall compile a detailed  
24 annual report of expenditures per county and the specific  
25 programs offered in each region. This report shall be made  
26 available on the Department of Health's publicly available  
27 Internet website within 60 days following the close of each  
28 fiscal year.

29 (4) During the third quarter of the fiscal year, funds  
30 which have not been spent within a service area may be

1 reallocated to support programming in the same region.

2 (g) Transfer.--The strategic contribution payment received  
3 in fiscal year 2012-2013, and all assets and cash in the Health  
4 Account, shall be transferred to the fund by August 1, 2013.

5 Section 1723-A.1. Distributions from Pennsylvania Race Horse  
6 Development Fund.

7 Funds in the fund are appropriated to the department on a  
8 continuing basis for the purposes set forth in this subsection  
9 and shall be distributed to each active and operating Category 1  
10 licensee conducting live racing as follows:

11 (1) An amount equal to 18% of the daily gross terminal  
12 revenue of each Category 1 licensee shall be distributed to  
13 each active and operating Category 1 licensee conducting live  
14 racing unless the daily assessments are affected by the daily  
15 assessment cap provided for in 4 Pa.C.S. § 1405(c) (relating  
16 to Pennsylvania Race Horse Development Fund). In cases in  
17 which the daily assessment cap affects daily assessments, the  
18 distribution to each active and operating Category 1 licensee  
19 conducting live racing for that day shall be a percentage of  
20 the total daily assessments paid into the fund for that day  
21 equal to the gross terminal revenue of each active and  
22 operating Category 1 licensee conducting live racing for that  
23 day divided by the total gross terminal revenue of all active  
24 and operating Category 1 licensees conducting live racing for  
25 that day. Except as provided in paragraphs (2) and (2.1), the  
26 distributions to licensed racing entities from the fund shall  
27 be allocated as follows:

28 (i) Eighty percent shall be deposited weekly into a  
29 separate, interest-bearing purse account to be  
30 established by and for the benefit of the horsemen. The

1 earned interest on the account shall be credited to the  
2 purse account. Licensees shall combine these funds with  
3 revenues from existing purse agreements to fund purses  
4 for live races consistent with those agreements with the  
5 advice and consent of the horsemen.

6 (ii) For thoroughbred tracks, 16% shall be deposited  
7 on a monthly basis into the Pennsylvania Breeding Fund as  
8 defined in section 223 of the Race Horse Industry Reform  
9 Act. For standardbred tracks, 8% shall be deposited on a  
10 monthly basis in the Pennsylvania Sire Stakes Fund as  
11 defined in section 224 of the Race Horse Industry Reform  
12 Act, and 8% shall be deposited on a monthly basis into a  
13 restricted account in the State Racing Fund to be known  
14 as the Pennsylvania Standardbred Breeders Development  
15 Fund. The State Harness Racing Commission shall, in  
16 consultation with the Secretary of Agriculture, by rule  
17 or by regulation, adopt a standardbred breeders program  
18 that will include the administration of the Pennsylvania  
19 Stallion Award, the Pennsylvania Bred Award and the  
20 Pennsylvania Sired and Bred Award.

21 (iii) Four percent shall be used to fund health and  
22 pension benefits for the members of the horsemen's  
23 organizations representing the owners and trainers at the  
24 racetrack at which the licensed racing entity operates  
25 for the benefit of the organization's members, their  
26 families, employees and others in accordance with the  
27 rules and eligibility requirements of the organization,  
28 as approved by the State Horse Racing Commission or the  
29 State Harness Racing Commission. This amount shall be  
30 deposited within five business days of the end of each

1 month into a separate account to be established by each  
2 respective horsemen's organization at a banking  
3 institution of its choice. Of this amount, \$250,000 shall  
4 be paid annually by the horsemen's organization to the  
5 thoroughbred jockeys or standardbred drivers organization  
6 at the racetrack at which the licensed racing entity  
7 operates for health insurance, life insurance or other  
8 benefits to active and disabled thoroughbred jockeys or  
9 standardbred drivers in accordance with the rules and  
10 eligibility requirements of that organization.

11 (2) Distributions from the fund shall be allocated as  
12 follows:

13 (i) For fiscal years 2013-2014 and 2014-2015, each  
14 week, \$802,682 in the fund shall be transferred to the  
15 account. This transfer shall not exceed \$17,659,000  
16 annually.

17 (i.1) In addition to the transfer under subparagraph  
18 (i), for a total of 14 weeks from the effective date of  
19 this subparagraph, each week, \$300,000 shall be  
20 transferred from the fund, for a total amount of  
21 \$4,200,000, to the State Racing Fund to be used  
22 exclusively for the enforcement of the act of December  
23 17, 1981 (P.L.435, No.135), known as the Race Horse  
24 Industry Reform Act. Moneys transferred pursuant to this  
25 subparagraph shall not be transferred subsequently to any  
26 other State fund or account for any purpose.

27 (i.2) Beginning October 5, 2015, for fiscal year  
28 2015-2016, each week, \$500,000 in the fund shall be  
29 transferred to the account. The transfers shall not  
30 exceed \$5,000,000 annually.

1           (ii) Each week, the money remaining in the fund  
2 after any transfer under subparagraphs (i) [and], (i.1)  
3 and (i.2) shall be distributed to each active and  
4 operating Category 1 licensee conducting live racing in  
5 accordance with the following formula:

6           (A) Divide:

7                 (I) the total daily assessments paid, by  
8 each active and operating Category 1 licensee  
9 conducting live racing, into the fund for that  
10 week; by

11                (II) the total daily assessments paid, by  
12 all active and operating Category 1 licensees  
13 conducting live racing, into the fund for that  
14 week.

15           (B) Multiply the quotient under clause (A) by  
16 the amount to be distributed under this subparagraph.

17           (iii) The distribution under subparagraph (ii) shall  
18 be allocated as follows:

19                 (A) The greater of 4% of the amount to be  
20 distributed under subparagraph (ii) or \$220,000 shall  
21 be used to fund health and pension benefits for the  
22 members of the horsemen's organizations representing  
23 the owners and trainers at the racetrack at which the  
24 licensed racing entity operates for the benefit of  
25 the organization's members, their families, employees  
26 and others in accordance with the rules and  
27 eligibility requirements of the organization, as  
28 approved by the State Horse Racing Commission or the  
29 State Harness Racing Commission. This amount shall be  
30 deposited within five business days of the end of

1 each week into a separate account to be established  
2 by each respective horsemen's organization at a  
3 banking institution of its choice. Of this amount, a  
4 minimum of \$250,000 shall be paid annually by the  
5 horsemen's organization to the thoroughbred jockeys  
6 or standardbred drivers organization at the racetrack  
7 at which the licensed racing entity operates for  
8 health insurance, life insurance or other benefits to  
9 active and disabled thoroughbred jockeys or  
10 standardbred drivers in accordance with the rules and  
11 eligibility requirements of that organization. The  
12 total distribution under this clause in any fiscal  
13 year shall not exceed \$11,400,000.

14 (B) Of the money remaining to be distributed  
15 under subparagraph (ii) after application of clause  
16 (A), the following disbursements shall be made:

17 (I) Eighty-three and one-third percent of  
18 the money to be distributed under this clause  
19 shall be deposited on a weekly basis into a  
20 separate, interest-bearing purse account to be  
21 established by and for the benefit of the  
22 horsemen. The earned interest on the account  
23 shall be credited to the purse account. Licensees  
24 shall combine these funds with revenues from  
25 existing purse agreements to fund purses for live  
26 races consistent with those agreements with the  
27 advice and consent of the horsemen.

28 (II) For thoroughbred tracks, 16 and 2/3% of  
29 the money to be distributed under this clause  
30 shall be deposited on a weekly basis into the



1 Pennsylvania Breeding Fund established in section  
2 223 of the Race Horse Industry Reform Act. For  
3 standardbred tracks, 8 and 1/3% of the money to  
4 be distributed under this clause shall be  
5 deposited on a weekly basis into the Pennsylvania  
6 Sire Stakes Fund as defined in section 224 of the  
7 Race Horse Industry Reform Act; and 8 and 1/3% of  
8 the money to be distributed under this clause  
9 shall be deposited on a weekly basis into a  
10 restricted account in the State Racing Fund to be  
11 known as the Pennsylvania Standardbred Breeders  
12 Development Fund. The State Harness Racing  
13 Commission shall, in consultation with the  
14 Secretary of Agriculture, promulgate regulations  
15 adopting a standardbred breeders program that  
16 will include the administration of the  
17 Pennsylvania Stallion Award, the Pennsylvania  
18 Bred Award and the Pennsylvania Sired and Bred  
19 Award.

20 Section 6. Section 1719-E of the act, added July 17, 2007  
21 (P.L.141, No.42), is amended to read:

22 Section 1719-E. Department of Community and Economic  
23 Development.

24 (a) General.--The following shall apply to appropriations  
25 for the Department of Community and Economic Development:

26 (1) No more than 20% of funds appropriated for grants  
27 under the act of May 20, 1949 (P.L.1633, No.493), known as  
28 the Housing and Redevelopment Assistance Law, shall be  
29 allocated to any one political subdivision.

30 (2) (Reserved).

1 (b) City Revitalization and Improvement Zones.--

2 (1) For purposes of designating and administering a City  
3 Revitalization and Improvement Zone under Article XVIII-C of  
4 the act of March 4, 1971 (P.L.6, No.2), known as the Tax  
5 Reform Code of 1971, a contracting authority shall include an  
6 authority designated by a city and established under the  
7 former act of December 27, 1994 (P.L.1375, No.162), known as  
8 the Third Class County Convention Center Authority Act, or  
9 under Article XXIII(n) or (o) of the act of August 9, 1955  
10 (P.L.323, No.130), known as The County Code.

11 (2) For purposes of funding a City Revitalization and  
12 Improvement Zone, eligible taxes shall include the hotel  
13 occupancy tax under Part V of Article II of the Tax Reform  
14 Code of 1971.

15 Section 7. Section 1733-E of the act, amended October 9,  
16 2009 (P.L.537, No.50), is amended to read:

17 Section 1733-E. Pennsylvania State Police.

18 The following shall apply to appropriations for the  
19 Pennsylvania State Police:

20 (1) The Pennsylvania State Police may not close a  
21 barracks until the Pennsylvania State Police conducts a  
22 public hearing and provides 30 days' notice, which shall be  
23 published in the Pennsylvania Bulletin and in at least two  
24 local newspapers.

25 (2) [(Reserved).] Payments made to municipalities under  
26 53 Pa.C.S. § 2170 (relating to reimbursement of expenses)  
27 shall be limited to money available. If money is not  
28 available to make full payments, the Municipal Police  
29 Officers' Education and Training Commission shall make  
30 payments on a pro rata basis.

1 Section 8. Repeals are as follows:

2 (1) The General Assembly finds and declares as follows:

3 (i) Each year, articles on budget implementation are  
4 added to the act.

5 (ii) These articles are temporary in nature but are  
6 placed permanently into the act, utilizing article  
7 numbers and section numbers.

8 (iii) Reusing article numbers and section numbers  
9 will keep the text of the act more concise.

10 (iv) The repeals under paragraph (2) are necessary  
11 to effectuate subparagraph (iii).

12 (2) Articles XVII-L and XVII-M of the act, added July 6,  
13 2010 (P.L.279, No.46), are repealed.

14 Section 9. The act is amended by adding articles to read:

15 ARTICLE XVII-L

16 2015-2016 BUDGET IMPLEMENTATION

17 SUBARTICLE A

18 PRELIMINARY PROVISIONS

19 Section 1701-L. Applicability.

20 Except as specifically provided in this article, this article  
21 applies to the General Appropriation Act and all other  
22 appropriation acts of 2015.

23 Section 1702-L. Definitions.

24 (a) Definitions.--The following words and phrases when used  
25 in this article shall have the meanings given to them in this  
26 section unless the context clearly indicates otherwise:

27 "General Appropriation Act." The act of , 2015 (P.L. ,  
28 No. ), known as the General Appropriation Act of 2015.

29 "Public School Code of 1949." The act of March 10, 1949  
30 (P.L.30, No.14), known as the Public School Code of 1949.

1     "Secretary." The Secretary of the Budget of the  
2 Commonwealth.

3     (b) Abbreviations.--The following abbreviations when used in  
4 this article shall have the meanings given to them in this  
5 section:

6     "AIDS." Acquired Immune Deficiency Syndrome.

7     "ARC." Appalachian Regional Commission.

8     "ARRA." The American Recovery and Reinvestment Act of 2009  
9 (Public Law 111-5, 123 Stat. 115).

10    "BG." Block Grant.

11    "CCDFBG." Child Care and Development Fund Block Grant.

12    "CSBG." Community Services Block Grant.

13    "DCSI." Drug Control and Systems Improvement Formula Grant  
14 Program.

15    "DFSC." The Safe and Drug-Free Schools and Communities Act  
16 (Public Law 107-110, 20 U.S.C. § 7101 et seq.).

17    "DOE." Department of Energy.

18    "EEOC." Equal Employment Opportunity Commission.

19    "EPA." Environmental Protection Agency.

20    "ESEA." The Elementary and Secondary Education Act of 1965  
21 (Public Law 89-10, 20 U.S.C. § 6301 et seq.).

22    "FEMA." Federal Emergency Management Agency.

23    "FTA." Federal Transit Administration.

24    "HUD." Department of Housing and Urban Development.

25    "ID." Intellectual Disability.

26    "LIHEABG." Low-Income Home Energy Assistance Block Grant.

27    "LSTA." The Library Services and Technology Act (Public Law  
28 104-208, 20 U.S.C. § 9101 et seq.).

29    "MCHSBG." Maternal and Child Health Services Block Grant.

30    "MHSBG." Mental Health Services Block Grant.

1 "PAFE." Pennsylvania Agricultural Food Exposition.  
2 "PHHSBG." Preventive Health and Health Services Block Grant.  
3 "RSAT." Residential Substance Abuse Treatment.  
4 "SABG." Substance Abuse Block Grant.  
5 "SCDBG." Small Communities Development Block Grant.  
6 "SDA." Service Delivery Area.  
7 "SSBG." Social Services Block Grant.  
8 "TANF." Temporary Assistance for Needy Families.  
9 "TANFBG." Temporary Assistance for Needy Families Block  
10 Grant.  
11 "TEFAP." Temporary Emergency Food Assistance Program.  
12 "WIA." The Workforce Investment Act of 1998 (Public Law 105-  
13 220, 112 Stat. 936).  
14 "WIC." Women, Infants and Children Program.

15 SUBARTICLE B

16 EXECUTIVE DEPARTMENTS

17 Section 1711-L. Governor (Reserved).

18 Section 1712-L. Executive offices.

19 The following apply:

20 (1) Funds appropriated to the Pennsylvania Commission on  
21 Crime and Delinquency for intermediate punishment treatment  
22 programs shall be distributed competitively to counties for  
23 offenders sentenced to intermediate punishment programs. The  
24 portion of funds for drug and alcohol treatment programs  
25 shall be based on national statistics that identify the  
26 percentage of incarcerated individuals that are in need of  
27 treatment for substance issues but in no case shall be less  
28 than 80% of the amount appropriated.

29 (2) From funds appropriated to the commission, at least  
30 \$95,000 shall be used to support the Statewide Automated

1 Victim Information and Notification System (SAVIN) to provide  
2 offender information through county jails, \$67,000 shall be  
3 used for a residential treatment community facility for at-  
4 risk youth located in a county of the fifth class, \$33,000  
5 shall be used for an innovative police data sharing pointer  
6 index system that will allow participating law enforcement  
7 agencies access to incident report data, and \$67,000 shall be  
8 used for a diversion program for first time nonviolent  
9 offenders facing mandatory minimum prison sentences. The  
10 diversion program must include education and employment  
11 services, case management and mentoring.

12 (3) From funds appropriated for violence prevention  
13 programs, at least \$83,000 shall be used for programs in a  
14 city of the second class, and at least \$150,000 shall be used  
15 for blueprint mentoring programs that address reducing youth  
16 violence in a city of the second and third class.

17 Section 1713-L. Lieutenant Governor (Reserved).

18 Section 1714-L. Attorney General (Reserved).

19 Section 1715-L. Auditor General (Reserved).

20 Section 1716-L. Treasury Department (Reserved).

21 Section 1717-L. Department of Aging (Reserved).

22 Section 1718-L. Department of Agriculture.

23 The following apply:

24 (1) From funds appropriated for agricultural research,  
25 at least \$100,000 shall be used for an agricultural resource  
26 center in conjunction with a land-grant university and at  
27 least \$800,000 shall be used for an animal diagnostic  
28 laboratory affiliated with a university located in a city of  
29 the first class to increase the capacity to address avian flu  
30 and other animal disease outbreaks.

1       (2) At least 80% of the funds appropriated for hardwoods  
2 research and promotion shall be equally distributed among the  
3 hardwood utilization groups of this Commonwealth established  
4 prior to the effective date of this section.

5       (3) From funds appropriated for general government  
6 operations, \$83,000 shall be transferred to the Dog Law  
7 Restricted Account.

8       (4) From funds appropriated for transfer to agricultural  
9 college land scrip fund, at least \$2,000,000 shall be  
10 allocated to increase capacity to address avian flu and other  
11 animal disease outbreaks.

12 Section 1719-L. Department of Community and Economic  
13 Development.

14 The following shall apply to appropriations for the  
15 Department of Community and Economic Development:

16       (1) From funds appropriated for general government  
17 operations, \$83,000 shall be used for the creation of an  
18 institute in a city of the second class to research and  
19 develop healthy building products and \$50,000 shall be used  
20 for independent research by a not-for-profit entity which  
21 partners with higher education institutions, to identify,  
22 characterize and manage issues related to the economic and  
23 environmental impact of Pennsylvania Marcellus Shale  
24 development.

25       (2) From the sum of \$1,600,000 of the funds appropriated  
26 for marketing to attract tourists a program or activity that  
27 received funds for fiscal year 2014-2015 shall receive one-  
28 third of the amount received by those programs and activities  
29 in fiscal year 2014-2015.

30       (3) From funds appropriated for Keystone Communities,

1 \$150,000 shall be distributed to a multimunicipal  
2 revitalization organization in a county of the sixth class  
3 with a population, based on the most recent Federal decennial  
4 census, of at least 68,000 but not more than 70,000 for  
5 sidewalks and repairs associated with downtown  
6 revitalization. The remaining funds include an allocation for  
7 the Main Street and Elm Street programs which are distributed  
8 in the same proportion as amounts allocated in fiscal year  
9 2012-2013.

10 (4) From funds appropriated for regional event security,  
11 \$5,000,000 shall be used to provide reimbursement of costs  
12 incurred for planning, preparation and event security by a  
13 city of the first class and surrounding counties relating to  
14 a papal visit.

15 Section 1720-L. Department of Conservation and Natural  
16 Resources.

17 The following shall apply to appropriations for the  
18 Department of Conservation and Natural Resources:

19 (1) From funds appropriated for State parks operations,  
20 \$750,000 shall be used for the operation and maintenance of  
21 the Washington Crossing Historical Park.

22 (2) (Reserved).

23 Section 1721-L. Department of Corrections (Reserved).

24 Section 1721.1-L. Department of Drug and Alcohol Programs.

25 The following shall apply to appropriations for the  
26 Department of Drug and Alcohol Programs:

27 (1) From funds appropriated for general government  
28 operations, at least \$250,000 shall be used for programs  
29 providing treatment for posttraumatic stress disorder for  
30 veterans.



1           (2) From funds appropriated for Drug and Alcohol  
2 Programs, at least \$500,000 shall be used to establish in the  
3 department the Non-narcotic Medication Assistance Substance  
4 Abuse Treatment Grant Pilot Program. This allocation is  
5 contingent on the General Assembly enacting enabling  
6 legislation.

7 Section 1722-L. Department of Education.

8           The following shall apply to appropriations for the  
9 Department of Education:

10           (1) From an appropriation for adult and family literacy  
11 programs, summer reading programs and the adult high school  
12 diplomas program, \$133,000 shall be allocated for an after-  
13 school learning program servicing low-income students located  
14 in a county of the sixth class with a population, based on  
15 the most recent Federal decennial census, of at least 60,000  
16 but not more than 70,000.

17           (2) From funds appropriated for mobile science and  
18 mathematics education programs, \$17,000 shall be allocated  
19 for a mathematics education program that targets middle  
20 school students, \$50,000 shall be allocated to a nautical  
21 science center in a county of the second class, \$5,000 shall  
22 be allocated for a mathematics laboratory in a school  
23 district in a city of the third class located in a county of  
24 the third class, \$133,000 shall be allocated for the design,  
25 construction and equipment for a National Aeronautics and  
26 Space Administration-sponsored science, technology,  
27 engineering and mathematics center in a township of the  
28 second class in a county of the sixth class, \$167,000 shall  
29 be allocated for a regional science, technology, engineering  
30 and mathematics center serving sixth through twelfth grade

1 students located in a township of the first class in a county  
2 of the third class and \$33,000 shall be allocated for a  
3 research and development center associated with the  
4 Commonwealth's land grant institution located in a county of  
5 the sixth class for the promotion of economic development.

6 (3) Notwithstanding any other provision of law, funds  
7 appropriated for community education councils shall be  
8 distributed as follows:

9 (i) Each community education council which received  
10 funding in fiscal year 2014-2015 shall receive an amount  
11 equal to one-third of the amount it received in that  
12 fiscal year.

13 (ii) No less than \$200,000 for an education  
14 consortium serving Cameron, Clarion, Clearfield,  
15 Crawford, Elk, Forest, Jefferson, McKean, Potter, Venango  
16 and Warren Counties.

17 (4) From funds appropriated for regional community  
18 college services, \$200,000 shall be distributed to a  
19 community college in a county of the fourth class with a  
20 population, based on the most recent Federal decennial  
21 census, of at least 175,000 but not more than 190,000,  
22 \$167,000 for a dual enrollment program at a community college  
23 in a city of the first class and \$400,000 shall be  
24 distributed to a nonprofit organization authorized under  
25 section 1705-E.1 establishing a rural regional college  
26 serving nine rural counties.

27 (5) From funds appropriated for Pennsylvania Charter  
28 Schools for the Deaf and Blind, \$367,000 shall be distributed  
29 pro rata based on each school's increased share of required  
30 contributions for public school employees' retirement.

1       (6) From funds appropriated for Approved Private  
2 Schools, \$400,000 shall be used for payments to an approved  
3 private school in a county of the fourth class that was  
4 approved in calendar year 2014 but has not received payments.

5       (6.1) Notwithstanding any other provision of law, funds  
6 from the set-aside under section 2509.8(e) of the Public  
7 School Code of 1949 shall be allocated to each approved  
8 private school with a day tuition rate determined to be less  
9 than \$32,000 during the 2010-2011 school year. The allocation  
10 shall be one-third of the formula determined as follows:

11       (i) Subtract:

12           (A) the approved private school's 2010-2011  
13 school year day tuition rate; from

14           (B) \$38,072.

15       (ii) Multiply:

16           (A) the difference under clause (A); by

17           (B) the number of approved students enrolled in  
18 the approved private school during the 2010-2011  
19 school year.

20       (7) Notwithstanding section 1724-A of the Public School  
21 Code of 1949 or 24 Pa.C.S. § 8329 (relating to payments on  
22 account of social security deductions from appropriations),  
23 no payments shall be made to charter schools or cyber charter  
24 schools authorized under Article XVII-A of the Public School  
25 Code of 1949 from funds appropriated for school employees'  
26 Social Security.

27       (8) Notwithstanding section 1724-A of the Public School  
28 Code of 1949 or 24 Pa.C.S. §§ 8326 (relating to contributions  
29 by the Commonwealth) and 8535 (relating to payments to school  
30 entities by Commonwealth), no payments shall be made to

1 charter schools or cyber charter schools authorized under  
2 Article XVII-A of the Public School Code of 1949 from funds  
3 appropriated for payment of required contributions for public  
4 school employees' retirement.

5 (9) For fiscal year 2015-2016, notwithstanding any other  
6 law, the following shall apply:

7 (i) An additional \$3,000,000 shall be available for  
8 distribution for educational tax credits under section  
9 1706-F(a)(1)(i) of the act of March 4, 1971 (P.L.6,  
10 No.2), known as the Tax Reform Code of 1971.

11 (ii) The total aggregate amount of all tax credits  
12 approved under section 1706-F(a)(1) of the Tax Reform  
13 Code of 1971 shall not exceed \$103,000,000.

14 (10) From funds appropriated for job training and  
15 education programs, the following programs, schools or  
16 institutions that received funds for fiscal year 2014-2015  
17 shall receive one-third of the State appropriation made  
18 available to that program, school or institution in 2014-  
19 2015:

20 (i) A degree-granting institution located in a  
21 county of the second class that provides career training  
22 and academic enrichment opportunities.

23 (ii) A career and technical school accredited by the  
24 Accrediting Commission of Career Schools and Colleges and  
25 is licensed by the Pennsylvania State Board of Private  
26 Licensed Schools and located in a county of the second  
27 class that provides career training and academic  
28 enrichment opportunities.

29 (iii) A program designed to close the academic and  
30 social gaps for children in grades prekindergarten

1 through 12 by reducing the risk of dropouts.

2 Section 1723-L. Department of Environmental Protection.

3 The following shall apply to appropriations for the

4 Department of Environmental Protection:

5 (1) Notwithstanding section 502 of the act of July 9,  
6 2008 (1st Sp.Sess., P.L.1873, No.1), known as the Alternative  
7 Energy Investment Act, in fiscal year 2015-2016, no funds  
8 shall be appropriated from the General Fund to the department  
9 for the Consumer Energy Program. Any appropriation for fiscal  
10 year 2015-2016 is revoked.

11 (2) From funds appropriated for general government  
12 operations, \$133,000 shall be used for a project to improve  
13 infrastructure to provide clean drinking water in a county of  
14 the fourth class with a population, based on the most recent  
15 Federal decennial census, of at least 150,000 but not more  
16 than 155,000.

17 (3) From funds appropriated for sewage facilities  
18 grants, up to \$12,000 shall be distributed for reimbursement  
19 of costs incurred by a borough in a county of the third  
20 class. Up to \$18,000 shall be distributed for reimbursement  
21 of costs incurred by a township of the first class in a  
22 county of the second class A. One hundred and sixty-seven  
23 thousand dollars shall be distributed for upgrades at an  
24 existing wastewater pumping station operated by a joint sewer  
25 authority serving a third class city in a county of the fifth  
26 class and \$67,000 shall be distributed to a municipal  
27 authority in a county of the fourth class with a population,  
28 based on the most recent Federal decennial census, of at  
29 least 149,000 but not more than 152,000 for system upgrades  
30 to residential service areas.

1       (4) Not later than 60 days after the effective date of  
2 this section, the department shall pay or transfer \$6,810,000  
3 of the unexpended Alternative Energy Series 2010B proceeds  
4 allocated to the department under section 304(a) of the act  
5 of July 9, 2008 (1st Sp.Sess., P.L.1873, No.1), known as the  
6 Alternative Energy Investment Act, to the Commonwealth  
7 Financing Authority for the payment of interest due during  
8 fiscal year 2015-2016 on the authority's alternative energy  
9 tax-exempt bond issues.

10 Section 1724-L. Department of General Services (Reserved).

11 Section 1725-L. Department of Health.

12 The following apply:

13       (1) From funds appropriated for general government  
14 operations, sufficient funds are included for the  
15 coordination of donated dental services and \$33,000 is  
16 included for outreach for Charcot-Marie-Tooth syndrome.

17       (2) From funds appropriated for newborn screening,  
18 \$83,000 shall be allocated to operate a referral center for  
19 abnormal metabolic screenings at a children's hospital in a  
20 county of the eighth class.

21       (3) From funds appropriated for adult cystic fibrosis  
22 and other chronic respiratory illnesses, at least \$68,000  
23 shall be used for a program promoting cystic fibrosis  
24 research in a county of the second class, and \$34,000 shall  
25 be used for research related to childhood cystic fibrosis in  
26 a city of the first class with a hospital that is nationally  
27 accredited as a cystic fibrosis treatment center and  
28 specializes in the treatment of children.

29       (4) Funds appropriated for lupus programs shall be  
30 distributed in the same proportion as distributed in fiscal

1 year 2014-2015.

2 (5) Funds appropriated for biotechnology research  
3 include allocations for regenerative medicine research, for  
4 regenerative medicine medical technology, for hepatitis and  
5 viral research, for drug research and clinical trials related  
6 to cancer, for genetic and molecular research for disease  
7 identification and eradication, for a study related to  
8 nanotechnology and for the commercialization of applied  
9 research. Programs or projects that received funds in fiscal  
10 year 2014-2015 shall receive no less than one-third of the  
11 State appropriation made available to those programs or  
12 projects in fiscal year 2014-2015.

13 Section 1726-L. Insurance Department (Reserved).

14 Section 1727-L. Department of Labor and Industry.

15 The following shall apply to appropriations for the  
16 Department of Labor and Industry:

17 (1) The appropriation for payment to the Vocational  
18 Rehabilitation Fund for work of the State Board of Vocational  
19 Rehabilitation Services includes:

20 (i) Seven hundred eighty-four thousand dollars for a  
21 Statewide professional service provider association for  
22 the blind to provide specialized services and prevention  
23 of blindness services, which includes \$67,000 for  
24 independent living services for older individuals who are  
25 blind.

26 (ii) One hundred forty-three thousand dollars to  
27 provide specialized services and prevention of blindness  
28 services in cities of the first class.

29 (2) From funds appropriated for Industry Partnerships,  
30 \$67,000 shall be allocated for a work force development

1 program that links veterans with employment in a home rule  
2 county that was formerly a county of the second class A.  
3 Section 1728-L. Department of Military and Veterans Affairs  
4 (Reserved).

5 Section 1729-L. Department of Human Services.

6 The following shall apply to appropriations for the  
7 Department of Human Services:

8 (1) Authorized transfers for child-care services. The  
9 following shall apply:

10 (i) The department, upon approval of the secretary,  
11 may transfer Federal funds appropriated for TANFBG Child  
12 Care Assistance to the CCDFBG Child Care Services  
13 appropriation to provide child-care services to  
14 additional low-income families if the transfer of funds  
15 will not result in a deficit in the appropriation. The  
16 secretary shall provide notice 10 days prior to a  
17 transfer under this subparagraph to the chairman and  
18 minority chairman of the Appropriations Committee of the  
19 Senate and the chairman and minority chairman of the  
20 Appropriations Committee of the House of Representatives.

21 (ii) The department, upon approval of the secretary,  
22 may transfer Federal funds appropriated for CCDFBG Child  
23 Care Assistance to the CCDFBG Child Care Services  
24 appropriation to provide child-care services to  
25 additional low-income families, provided that the  
26 transfer of funds will not result in a deficit in the  
27 appropriation. The secretary shall provide notice 10 days  
28 prior to a transfer under this subparagraph to the  
29 chairman and minority chairman of the Appropriations  
30 Committee of the Senate and the chairman and minority



1 chairman of the Appropriations Committee of the House of  
2 Representatives.

3 (1.1) Payments to counties for services to children.  
4 Notwithstanding section 709.3 of the act of June 13, 1967  
5 (P.L.31, No.21), known as the Public Welfare Code, the full  
6 amount appropriated for payments and services to counties for  
7 children and youth programs and for the care of delinquent  
8 and dependent children shall be paid to counties pursuant to  
9 the payment schedule established in section 704.1(g) (1) and  
10 (2) of the Public Welfare Code.

11 (2) Federal and State medical assistance payments. The  
12 following shall apply:

13 (i) For fiscal year 2015-2016, payments to hospitals  
14 for Community Access Fund grants shall be distributed  
15 under the formulas utilized for these grants in fiscal  
16 year 2014-2015. If the total funding available under this  
17 subparagraph is less than that available in fiscal year  
18 2014-2015, payments shall be made on a pro rata basis.

19 (ii) Funds appropriated for medical assistance  
20 transportation shall only be utilized as a payment of  
21 last resort for transportation for eligible medical  
22 assistance recipients.

23 (iii) Amounts allocated from funds appropriated for  
24 fee-for-service used for the Select Plan for Women  
25 Preventative Health Services shall be used for women's  
26 medical services, including noninvasive contraception  
27 supplies.

28 (iv) Federal or State funds appropriated under the  
29 General Appropriation Act in accordance with Article  
30 VIII-H of the Public Welfare Code not used to make

1 payments to hospitals qualifying as Level III trauma  
2 centers or seeking accreditation as Level III trauma  
3 centers shall be used to make payments to hospitals  
4 qualifying as Levels I and II trauma centers.

5 (v) Qualifying university-affiliated physician  
6 practice plans which received funds for fiscal year 2014-  
7 2015 shall receive one-third of the State appropriation  
8 made available to those university-affiliated physician  
9 practice plans during fiscal year 2014-2015. From funds  
10 appropriated for physician practice plans:

11 (A) the amount of \$500,000 shall be distributed  
12 to a physician practice plan serving a health system  
13 located in a city of the first class and a contiguous  
14 county of the second class A which did receive  
15 funding during fiscal year 2014-2015;

16 (B) at least \$167,000 shall be distributed to a  
17 physician practice plan serving a health system  
18 located in a city of the first class and two  
19 contiguous counties of the second class A that has an  
20 independent academic center which did receive funding  
21 during fiscal year 2014-2015; and

22 (C) the amount of \$333,000 shall be distributed  
23 to an acute care hospital affiliated with an academic  
24 medical center located in a city of the second class.

25 (vi) (A) Qualifying academic medical centers which  
26 received funds for fiscal year 2014-2015 shall  
27 receive one-third of the State appropriation made  
28 available to those academic medical centers during  
29 fiscal year 2014-2015.

30 (B) In addition to funds under clause (A), the

1           following shall apply:

2                   (I) A qualifying academic medical center  
3                   with a regional campus located in a county of the  
4                   fourth class shall receive an additional  
5                   \$333,000.

6                   (II) A qualifying academic medical center in  
7                   a city of the second class shall receive an  
8                   additional \$666,000.

9                   (III) A qualifying academic medical center  
10                   located in a third class county with a population  
11                   between 210,000 and 215,000 under the 2010  
12                   Federal decennial census shall receive an  
13                   additional \$417,000.

14                   (IV) A qualifying academic medical center  
15                   located in a third class county with a population  
16                   between 279,000 and 282,000 under the 2010  
17                   Federal decennial census shall receive an  
18                   additional \$67,000.

19                   (V) A qualifying academic medical center  
20                   located in a city of the first class that did not  
21                   receive funding during fiscal year 2010-2011  
22                   shall receive an additional \$67,000.

23                   (vii) Notwithstanding any other law, funds  
24                   appropriated for medical assistance payments for fee-for-  
25                   service care, exclusive of inpatient services provided  
26                   through capitation plans, shall include sufficient funds  
27                   for two separate All Patient Refined Diagnostic Related  
28                   Group payments for inpatient acute care general hospital  
29                   stays for:

30                   (A) normal newborn care; and

1                   (B) mothers' obstetrical delivery.

2                   (viii) From funds appropriated for medical  
3 assistance payments for fee-for-service care, \$50,000  
4 shall be used for treatment of cleft palates and other  
5 craniofacial anomalies.

6                   (ix) From funds appropriated for medical assistance  
7 fee-for-service care, \$267,000 shall be distributed to a  
8 health system for clinical ophthalmologic services  
9 located in a city of the first class, \$100,000 shall be  
10 distributed for improvements to an intensive care  
11 facility in an acute care hospital located in a city of  
12 the first class, and \$1,667,000 shall be distributed to a  
13 hospital in a city of the third class in a home rule  
14 county that was formerly a county of the second class A.

15                   (x) From funds appropriated for medical assistance  
16 capitation, \$50,000 shall be used for prevention and  
17 treatment of depression and its complications in older  
18 Pennsylvanians in a county of the second class.

19                   (xi) From funds appropriated for medical assistance  
20 long-term care, \$667,000 shall be distributed to a county  
21 nursing home located in a home rule county that was  
22 formerly a county of the second class A which have a  
23 medical assistance occupancy rate of at least 85%.

24                   (xii) Subject to Federal approval of necessary  
25 amendments of the Title XIX State Plan, from funds  
26 appropriated for medical assistance long-term care,  
27 \$2,667,000 is allocated for quarterly medical assistance  
28 day-one incentive payments to qualified nonpublic nursing  
29 facilities under methodology and criteria under section  
30 443.1(7)(v) of the Public Welfare Code.

1 (3) Breast cancer screening. The following shall apply:

2 (i) Funds appropriated for breast cancer screening  
3 may be used for women's medical services, including  
4 noninvasive contraception supplies.

5 (ii) (Reserved).

6 (4) Women's service programs. The following shall apply:

7 (i) Funds appropriated for women's service programs  
8 grants to nonprofit agencies whose primary function is to  
9 promote childbirth and provide alternatives to abortion  
10 shall be expended to provide services to women until  
11 childbirth and for up to 12 months thereafter, including  
12 food, shelter, clothing, health care, counseling,  
13 adoption services, parenting classes, assistance for  
14 postdelivery stress and other supportive programs and  
15 services and for related outreach programs. Agencies may  
16 subcontract with other nonprofit entities which operate  
17 projects designed specifically to provide all or a  
18 portion of these services. Projects receiving funds  
19 referred to in this subparagraph shall not promote, refer  
20 for or perform abortions or engage in any counseling  
21 which is inconsistent with the appropriation referred to  
22 in this subparagraph and shall be physically and  
23 financially separate from any component of any legal  
24 entity engaging in such activities.

25 (ii) Federal funds appropriated for TANFBG  
26 Alternatives to Abortion shall be utilized solely for  
27 services to women whose gross family income is below 185%  
28 of the Federal poverty guidelines.

29 (5) The provisions of 8 U.S.C. §§ 1611 (relating to  
30 aliens who are not qualified aliens ineligible for Federal

1 public benefits), 1612 (relating to limited eligibility of  
2 qualified aliens for certain Federal programs) and 1642  
3 (relating to verification of eligibility for Federal public  
4 benefits) shall apply to payments and providers.

5 (6) From funds appropriated for autism intervention and  
6 services, \$150,000 shall be distributed to a behavioral  
7 health facility located in a fifth class county with a  
8 population between 130,000 and 135,000 under the 2010 Federal  
9 decennial census that operates a center for autism and  
10 developmental disabilities, \$80,000 shall be distributed to  
11 an institution of higher education which provides autism  
12 education and diagnostic curriculum located in a city of the  
13 first class that operates a center for autism in a county of  
14 the second class A, \$80,000 shall be distributed to an  
15 institution of higher education which provides autism  
16 education and diagnostic curriculum and is located in a  
17 county of the second class, and \$67,000 shall be allocated to  
18 programs to promote the health and fitness of persons with  
19 developmental disabilities located in a city of the first  
20 class.

21 (6.1) Community-based family centers. Funds appropriated  
22 for community-based family centers may not be considered as  
23 part of the base for calculation of the county child welfare  
24 needs-based budget for a fiscal year.

25 (7) (Reserved).

26 (8) From funds appropriated for mental health services  
27 or from Federal funds, \$193,000 shall be used for the  
28 following:

29 (i) The operation and maintenance of a network of  
30 web portals that provide comprehensive referral services,

1 support and information relating to early intervention,  
2 prevention and support for individuals with mental health  
3 or substance abuse issues, county mental health offices,  
4 providers and others that provide mental and behavioral  
5 health treatment and related services.

6 (ii) The expansion of the existing web portals,  
7 including services and resources for military veterans  
8 and their families, including comprehensive referral  
9 services for transitional, temporary and permanent  
10 housing, job placement and career counseling and other  
11 services for military veterans returning to civilian  
12 life.

13 (9) From funds appropriated for Intellectual  
14 Disabilities - Community Waiver Program, \$173,000 shall be  
15 used by a provider serving individuals with intellectual  
16 disabilities in community settings.

17 (10) To supplement the funds appropriated to the  
18 department for medical assistance for workers with  
19 disabilities, in addition to the monthly premium established  
20 under section 1503(b) (1) of the act of June 26, 2001  
21 (P.L.755, No.77), known as the Tobacco Settlement Act, the  
22 department may adjust the percentage of the premium upon  
23 approval of the Centers for Medicaid Services as authorized  
24 under Federal requirements. Failure to make payments in  
25 accordance with this paragraph or section 1503(b) (1) of the  
26 Tobacco Settlement Act shall result in the termination of  
27 medical assistance coverage.

28 Section 1730-L. Department of Revenue.

29 The following shall apply to appropriations for the  
30 Department of Revenue:

1           (1) The Enhanced Revenue Collection Account shall  
2 continue through fiscal year 2019-2020. Revenues collected  
3 and the amount of refunds avoided as a result of expanded tax  
4 return reviews and tax collection activities shall be  
5 deposited into the account. The following shall apply:

6           (i) Of the funds in the account, for each of the  
7 fiscal years 2015-2016 through 2019-2020, up to  
8 \$25,000,000 is appropriated to the department to fund the  
9 costs associated with increased tax collection  
10 enforcement and reduction in tax refund errors. The  
11 balance of the funds in the account on June 15, 2014, and  
12 each June 15 thereafter, shall be transferred to the  
13 General Fund.

14           (ii) The department shall issue a report to the  
15 Governor, the chairman and the minority chairman of the  
16 Appropriations Committee of the Senate and the chairman  
17 and minority chairman of the Appropriations Committee of  
18 the House of Representatives by June 1, 2016, and by each  
19 June 1 thereafter, with the following information:

20           (A) A detailed breakdown of the department's  
21 administrative costs in implementing the activities  
22 described under this section.

23           (B) The amount of revenue collected and the  
24 amount of refunds avoided as a result of the  
25 activities under this paragraph, including the type  
26 of tax generating the revenue and avoided refunds.

27           (2) (Reserved).

28 Section 1731-L. Department of State (Reserved).

29 Section 1732-L. Department of Transportation.

30           The following shall apply to appropriations for the



1 Department of Transportation:

2 (1) From amounts appropriated or any other funds used by  
3 the department during the 2015-2016 fiscal year, the  
4 department may not use direct mail inserts in mailings from  
5 the department. As used in this paragraph, the term "direct  
6 mail inserts" include coupons for commercial services,  
7 advertising materials for a private commercial entity and  
8 departmental documents which are sponsored by a private  
9 commercial entity.

10 (2) (Reserved).

11 Section 1733-L. Pennsylvania State Police (Reserved).

12 Section 1734-L. (Reserved).

13 Section 1735-L. Pennsylvania Emergency Management Agency.

14 The following shall apply to appropriations for the  
15 Pennsylvania Emergency Management Agency:

16 (1) From funds appropriated for local municipal  
17 emergency relief, \$1,000,000 shall be used to create a State  
18 program to provide assistance to individuals and political  
19 subdivisions directly affected by natural and man-made  
20 disasters. State assistance will be limited to grants for  
21 projects that do not qualify for Federal assistance to help  
22 repair damages to primary residences, personal property and  
23 public facilities. Grants will be made available in a  
24 disaster emergency area only when a Presidential disaster  
25 declaration is not covering the area.

26 (2) Funds appropriated for search and rescue programs  
27 shall be used to support programs related to training working  
28 service dogs focusing on rescue and public safety at a center  
29 located in a city of the first class.

30 Section 1736-L. Pennsylvania Fish and Boat Commission

1                   (Reserved).

2 Section 1737-L. State System of Higher Education (Reserved).

3 Section 1737.1-L. State-related institutions (Reserved).

4 Section 1738-L. Pennsylvania Higher Education Assistance Agency  
5                   (Reserved).

6 Section 1739-L. Pennsylvania Historical and Museum Commission  
7                   (Reserved).

8 Section 1740-L. Pennsylvania Infrastructure Investment  
9                   Authority (Reserved).

10 Section 1741-L. Environmental Hearing Board (Reserved).

11 Section 1742-L. Pennsylvania Board of Probation and Parole  
12                   (Reserved).

13 Section 1743-L. Pennsylvania Gaming Control Board.

14       The following shall apply:

15               (1) Notwithstanding 4 Pa.C.S. Pt. II (relating to  
16               gaming) or any other provision of law to the contrary, any  
17               payment of a slot machine license fee under 4 Pa.C.S. § 1209  
18               (relating to slot machine license fee) received by the  
19               Pennsylvania Gaming Control Board after June 30, 2014, shall  
20               be deposited in and credited to the General Fund.

21               (2) (Reserved).

22 Section 1744-L. (Reserved).

23 Section 1745-L. (Reserved).

24 Section 1746-L. (Reserved).

25 Section 1747-L. (Reserved).

26 Section 1748-L. Commonwealth Financing Authority (Reserved).

27 Section 1749-L. Thaddeus Stevens College of Technology  
28                   (Reserved).

29 Section 1750-L. Pennsylvania Housing Finance Agency (Reserved).

30 Section 1751-L. LIHEABG (Reserved).



1                   2015-2016 INTERIM GENERAL APPROPRIATIONS ACT

2 Section 1701-L.1. Revenue estimate.

3       The Governor, in conjunction with the Secretary of the Budget  
4 and the Secretary of Revenue, when certifying a revenue  
5 estimate, for an interim General Appropriation Act or any  
6 General Appropriation Act for fiscal year 2015-2016, as required  
7 under section 618 of act of April 9, 1929 (P.L.177, No.175),  
8 known as The Administrative Code of 1929, shall certify the  
9 total amount of tax and nontax revenues estimated to be  
10 collected and available for the period July 1, 2015, to June 30,  
11 2016.

12                                   ARTICLE XVII-M

13                           2015-2016 RESTRICTIONS ON APPROPRIATIONS

14                                   FOR FUNDS AND ACCOUNTS

15 Section 1701-M. Applicability.

16       Except as specifically provided in this article, this article  
17 applies to the act of \_\_\_\_\_, 2015 (P.L. \_\_\_\_\_, No. \_\_\_\_\_), known as  
18 the General Appropriation Act of 2015, and all other  
19 appropriation acts of 2015.

20 Section 1702-M. State Lottery Fund.

21       The following apply:

22           (1) Funds appropriated for PENNCARE shall not be  
23 utilized for administrative costs by the Department of Aging.

24           (2) (Reserved).

25 Section 1703-M. Energy Conservation and Assistance Fund

26                           (Reserved).

27 Section 1704-M. Judicial Computer System Augmentation Account

28                           (Reserved).

29 Section 1704.1-M. Access to Justice Account (Reserved).

30 Section 1705-M. Emergency Medical Services Operating Fund

1                   (Reserved).

2 Section 1706-M. The State Stores Fund (Reserved).

3 Section 1707-M. Motor License Fund (Reserved).

4 Section 1708-M. Hazardous Material Response Fund (Reserved).

5 Section 1709-M. Milk Marketing Fund (Reserved).

6 Section 1710-M. HOME Investment Trust Fund (Reserved).

7 Section 1711-M. Tuition Payment Fund (Reserved).

8 Section 1712-M. Banking Fund (Reserved).

9 Section 1713-M. Firearm Records Check Fund (Reserved).

10 Section 1714-M. Ben Franklin Technology Development Authority  
11 Fund (Reserved).

12 Section 1715-M. Tobacco Settlement Fund (Reserved).

13 Section 1716-M. (Reserved).

14 Section 1717-M. Restricted receipt accounts.

15     (a) General provisions.--The secretary may create restricted  
16 receipt accounts for the purpose of administering Federal grants  
17 only for the purposes designated in this section.

18     (b) Department of Community and Economic Development.--The  
19 following restricted receipt accounts may be established for the  
20 Department of Community and Economic Development:

21         (1) ARC Housing Revolving Loan Program.

22         (2) (Reserved).

23     (c) Department of Conservation and Natural Resources.--The  
24 following restricted receipt accounts may be established for the  
25 Department of Conservation and Natural Resources:

26         (1) Federal Aid to Volunteer Fire Companies.

27         (2) Land and Water Conservation Fund Act of 1965 (Public  
28 Law 88-578, 16 U.S.C. § 4601-4 et seq.).

29         (3) National Forest Reserve Allotment.

30     (d) Department of Education.--The following restricted

1 receipt accounts may be established for the Department of  
2 Education:

- 3 (1) Education of the Disabled - Part C.
- 4 (2) LSTA - Library Grants.
- 5 (3) The Pennsylvania State University Federal Aid.
- 6 (4) Emergency Immigration Education Assistance.
- 7 (5) Education of the Disabled - Part D.
- 8 (6) Homeless Adult Assistance Program.
- 9 (7) Severely Handicapped.
- 10 (8) Medical Assistance Reimbursements to Local Education  
11 Agencies.

12 (e) Department of Environmental Protection.--The following  
13 restricted receipt accounts may be established for the  
14 Department of Environmental Protection:

- 15 (1) Federal Water Resources Planning Act.
- 16 (2) Flood Control Payments.
- 17 (3) Soil and Water Conservation Act - Inventory of  
18 Programs.

19 (f) Department of Drug and Alcohol Programs.--The following  
20 restricted receipt accounts may be established for the  
21 Department of Drug and Alcohol Programs:

- 22 (1) Share Loan Program.
- 23 (2) (Reserved).

24 (g) Department of Transportation.--The following restricted  
25 receipt accounts may be established for the Department of  
26 Transportation:

- 27 (1) Capital Assistance Elderly and Handicapped Programs.
- 28 (2) Railroad Rehabilitation and Improvement Assistance.
- 29 (3) Ridesharing/Van Pool Program - Acquisition.

30 (h) Pennsylvania Emergency Management Agency.--The following

1 restricted receipt accounts may be established for the

2 Pennsylvania Emergency Management Agency:

3 (1) Receipts from Federal Government - Disaster Relief -  
4 Disaster Relief Assistance to State and Political  
5 Subdivisions.

6 (2) (Reserved).

7 (i) Pennsylvania Historical and Museum Commission.--The

8 following restricted receipt accounts may be established for the  
9 Pennsylvania Historical and Museum Commission:

10 (1) Federal Grant - National Historic Preservation Act.

11 (2) (Reserved).

12 (j) Executive Offices.--The following restricted receipt  
13 accounts may be established for the Executive Offices:

14 (1) Retired Employees Medicare Part D.

15 (2) Justice Assistance.

16 (3) Juvenile Accountability Incentive.

17 (4) Early Retiree Reinsurance Program.

18 Section 1718.1-M. Gaming Economic Development and Tourism Fund

19 (Reserved).

20 Section 1719-M. Veterans' Trust Fund (Reserved).

21 Section 1720-M. State Farm Products Show Fund (Reserved).

22 Section 1721-M. Pennsylvania Race Horse Development Fund

23 (Reserved).

24 Section 10. Applicability is as follows:

25 (1) Except as set forth in paragraph (2), this act shall  
26 apply retroactively to July 1, 2015.

27 (2) The reenactment and amendment of Article XVII-A  
28 Subarticle D heading and sections 1731-A and 1732-A of the  
29 act shall apply retroactively to June 30, 2015.

30 Section 11. This act shall take effect immediately.