

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1083 Session of
2019

INTRODUCED BY SANKEY, PEIFER, BERNSTINE, DIAMOND, DUNBAR,
GREINER, HELM, IRVIN, KAUFER, MARSHALL, MILLARD, MOUL, PYLE,
ROTHMAN, RYAN, STAATS AND GILLEN, APRIL 8, 2019

SENATOR BROWNE, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, MAY 28, 2020

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 cancer control, prevention and~~
4 ~~research, for ambulatory surgical center data collection, for~~
5 ~~the Joint Underwriting Association, for entertainment~~
6 ~~business financial management firms, for private dam~~
7 ~~financial assurance and for reinstatement of item vetoes;~~
8 ~~providing for the settlement, assessment, collection, and~~
9 ~~lien of taxes, bonus, and all other accounts due the~~
10 ~~Commonwealth, the collection and recovery of fees and other~~
11 ~~money or property due or belonging to the Commonwealth, or~~
12 ~~any agency thereof, including escheated property and the~~
13 ~~proceeds of its sale, the custody and disbursement or other~~
14 ~~disposition of funds and securities belonging to or in the~~
15 ~~possession of the Commonwealth, and the settlement of claims~~
16 ~~against the Commonwealth, the resettlement of accounts and~~
17 ~~appeals to the courts, refunds of moneys erroneously paid to~~
18 ~~the Commonwealth, auditing the accounts of the Commonwealth~~
19 ~~and all agencies thereof, of all public officers collecting~~
20 ~~moneys payable to the Commonwealth, or any agency thereof,~~
21 ~~and all receipts of appropriations from the Commonwealth,~~
22 ~~authorizing the Commonwealth to issue tax anticipation notes~~
23 ~~to defray current expenses, implementing the provisions of~~
24 ~~section 7(a) of Article VIII of the Constitution of~~
25 ~~Pennsylvania authorizing and restricting the incurring of~~
26 ~~certain debt and imposing penalties; affecting every~~
27 ~~department, board, commission, and officer of the State~~
28 ~~government, every political subdivision of the State, and~~
29 ~~certain officers of such subdivisions, every person,~~
30 ~~association, and corporation required to pay, assess, or~~
31 ~~collect taxes, or to make returns or reports under the laws~~
32 ~~imposing taxes for State purposes, or to pay license fees or~~

1 ~~other moneys to the Commonwealth, or any agency thereof,~~
2 ~~every State depository and every debtor or creditor of the~~
3 ~~Commonwealth," repealing provisions relating to capital stock~~
4 ~~and franchise tax reports and payment of tax.~~

5 AMENDING THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), ENTITLED <--
6 "AN ACT RELATING TO THE FINANCES OF THE STATE GOVERNMENT;
7 PROVIDING FOR CANCER CONTROL, PREVENTION AND RESEARCH, FOR
8 AMBULATORY SURGICAL CENTER DATA COLLECTION, FOR THE JOINT
9 UNDERWRITING ASSOCIATION, FOR ENTERTAINMENT BUSINESS
10 FINANCIAL MANAGEMENT FIRMS, FOR PRIVATE DAM FINANCIAL
11 ASSURANCE AND FOR REINSTATEMENT OF ITEM VEToes; PROVIDING FOR
12 THE SETTLEMENT, ASSESSMENT, COLLECTION, AND LIEN OF TAXES,
13 BONUS, AND ALL OTHER ACCOUNTS DUE THE COMMONWEALTH, THE
14 COLLECTION AND RECOVERY OF FEES AND OTHER MONEY OR PROPERTY
15 DUE OR BELONGING TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
16 INCLUDING ESCHEATED PROPERTY AND THE PROCEEDS OF ITS SALE,
17 THE CUSTODY AND DISBURSEMENT OR OTHER DISPOSITION OF FUNDS
18 AND SECURITIES BELONGING TO OR IN THE POSSESSION OF THE
19 COMMONWEALTH, AND THE SETTLEMENT OF CLAIMS AGAINST THE
20 COMMONWEALTH, THE RESETTLEMENT OF ACCOUNTS AND APPEALS TO THE
21 COURTS, REFUNDS OF MONEYS ERRONEOUSLY PAID TO THE
22 COMMONWEALTH, AUDITING THE ACCOUNTS OF THE COMMONWEALTH AND
23 ALL AGENCIES THEREOF, OF ALL PUBLIC OFFICERS COLLECTING
24 MONEYS PAYABLE TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
25 AND ALL RECEIPTS OF APPROPRIATIONS FROM THE COMMONWEALTH,
26 AUTHORIZING THE COMMONWEALTH TO ISSUE TAX ANTICIPATION NOTES
27 TO DEFRAY CURRENT EXPENSES, IMPLEMENTING THE PROVISIONS OF
28 SECTION 7(A) OF ARTICLE VIII OF THE CONSTITUTION OF
29 PENNSYLVANIA AUTHORIZING AND RESTRICTING THE INCURRING OF
30 CERTAIN DEBT AND IMPOSING PENALTIES; AFFECTING EVERY
31 DEPARTMENT, BOARD, COMMISSION, AND OFFICER OF THE STATE
32 GOVERNMENT, EVERY POLITICAL SUBDIVISION OF THE STATE, AND
33 CERTAIN OFFICERS OF SUCH SUBDIVISIONS, EVERY PERSON,
34 ASSOCIATION, AND CORPORATION REQUIRED TO PAY, ASSESS, OR
35 COLLECT TAXES, OR TO MAKE RETURNS OR REPORTS UNDER THE LAWS
36 IMPOSING TAXES FOR STATE PURPOSES, OR TO PAY LICENSE FEES OR
37 OTHER MONEYS TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
38 EVERY STATE DEPOSITORY AND EVERY DEBTOR OR CREDITOR OF THE
39 COMMONWEALTH," IN BONUS AND TAX REPORTS AND RETURNS AND
40 REPORTS AND RECORDS RELATING TO TAX COLLECTIONS, REPEALING
41 PROVISIONS RELATING TO CAPITAL STOCK AND FRANCHISE TAX
42 REPORTS AND PAYMENT OF TAX; IN FINANCIALLY DISTRESSED
43 MUNICIPALITIES, PROVIDING FOR EMERGENCY PLAN EXTENSION, IN
44 OIL AND GAS WELLS, FURTHER PROVIDING FOR OIL AND GAS LEASE
45 FUND; IN TRANSPORTATION NETWORK COMPANIES, MOTOR CARRIER
46 COMPANIES AND PARKING AUTHORITY OF A CITY OF THE FIRST CLASS,
47 FURTHER PROVIDING FOR TRANSPORTATION NETWORK COMPANY
48 EXTENSION; PROVIDING FOR ASSESSMENTS; IN ADDITIONAL SPECIAL
49 FUNDS AND RESTRICTED ACCOUNTS, FURTHER PROVIDING FOR
50 ESTABLISHMENT OF SPECIAL FUND AND ACCOUNT, FOR USE OF FUND
51 AND FOR DISTRIBUTIONS FROM PENNSYLVANIA RACE HORSE
52 DEVELOPMENT FUND; IN GENERAL BUDGET IMPLEMENTATION, FURTHER
53 PROVIDING FOR REPORTS TO GENERAL ASSEMBLY, FOR PENNSYLVANIA
54 GAMING CONTROL BOARD, FOR DEPARTMENT OF HEALTH, FOR STATE
55 EMPLOYEES' RETIREMENT SYSTEM, FOR SURCHARGES, FOR MULTIMODAL
56 TRANSPORTATION FUND AND FOR LIQUOR CODE TERM; PROVIDING FOR
57 2020-2021 BUDGET IMPLEMENTATION AND FOR 2020-2021
58 RESTRICTIONS ON APPROPRIATIONS FOR FUNDS AND ACCOUNTS; AND
59 MAKING RELATED REPEALS.

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

3 ~~Section 1. Section 707 of the act of April 9, 1929 (P.L.343, <--~~
4 ~~No.176), known as The Fiscal Code, is repealed:~~

5 ~~{Section 707. Capital Stock and Franchise Tax Reports and~~
6 ~~Payment of Tax. Except in the case of corporations of the first~~
7 ~~class, and cooperative agricultural associations not having~~
8 ~~capital stock and not conducted for profit, banks, savings~~
9 ~~institutions, title insurance or trust companies, building and~~
10 ~~loan associations, and foreign insurance companies, every~~
11 ~~corporation, joint stock association, limited partnership, and~~
12 ~~other company, liable to pay to the Commonwealth a capital stock~~
13 ~~tax upon the value of all or a part of its capital stock, or a~~
14 ~~franchise tax with respect to its capital or property employed~~
15 ~~or used in this Commonwealth, shall make, annually, a capital~~
16 ~~stock report to the Department of Revenue, on or before the~~
17 ~~fifteenth day of April, for the calendar year next preceding.~~
18 ~~With such report, shall be filed any statement necessary to~~
19 ~~enable the Department of Revenue to determine the amount of any~~
20 ~~deduction or exemption to which any such taxpayer is entitled.~~
21 ~~Every corporation, joint stock association, limited partnership,~~
22 ~~and other company, at the time of making every report required~~
23 ~~by this section, shall compute and pay to the department the~~
24 ~~capital stock tax or franchise tax, as the case may be, due to~~
25 ~~the Commonwealth upon or with respect to the value of its~~
26 ~~capital stock.]~~

27 ~~Section 2. This act shall take effect in 60 days.~~

28 SECTION 1. THE GENERAL ASSEMBLY FINDS AND DECLARES AS <--
29 FOLLOWS:

30 (1) THE INTENT OF THIS ACT IS TO PROVIDE FOR THE

1 IMPLEMENTATION OF THE 2020-2021 COMMONWEALTH BUDGET.

2 (2) THE CONSTITUTION OF PENNSYLVANIA CONFERS NUMEROUS
3 EXPRESS DUTIES UPON THE GENERAL ASSEMBLY, INCLUDING THE
4 PASSAGE OF A BALANCED BUDGET FOR THE COMMONWEALTH.

5 (3) SECTION 24 OF ARTICLE III OF THE CONSTITUTION OF
6 PENNSYLVANIA REQUIRES THE GENERAL ASSEMBLY TO ADOPT ALL
7 APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT IN THIS
8 COMMONWEALTH, REGARDLESS OF THEIR SOURCE. THE SUPREME COURT
9 HAS REPEATEDLY AFFIRMED THAT "IT IS FUNDAMENTAL WITHIN
10 PENNSYLVANIA'S TRIPARTITE SYSTEM THAT THE GENERAL ASSEMBLY
11 ENACTS THE LEGISLATION ESTABLISHING THOSE PROGRAMS WHICH THE
12 STATE PROVIDES FOR ITS CITIZENS AND APPROPRIATES THE FUNDS
13 NECESSARY FOR THEIR OPERATION."

14 (4) PURSUANT TO SECTION 13 OF ARTICLE VIII OF THE
15 CONSTITUTION OF PENNSYLVANIA, THE GENERAL ASSEMBLY IS
16 EXPLICITLY REQUIRED TO ADOPT A BALANCED COMMONWEALTH BUDGET.
17 GIVEN THE UNPREDICTABILITY AND POTENTIAL INSUFFICIENCY OF
18 REVENUE COLLECTIONS, VARIOUS CHANGES IN STATE LAW RELATING TO
19 SOURCES OF REVENUE, THE COLLECTION OF REVENUE AND THE
20 IMPLEMENTATION OF STATUTES WHICH IMPACT REVENUE MAY BE
21 REQUIRED TO DISCHARGE THIS CONSTITUTIONAL OBLIGATION.

22 (5) SECTION 11 OF ARTICLE III OF THE CONSTITUTION OF
23 PENNSYLVANIA REQUIRES THE ADOPTION OF A GENERAL APPROPRIATION
24 ACT THAT EMBRACES "NOTHING BUT APPROPRIATIONS." WHILE ACTUAL
25 ITEMS OF APPROPRIATION CAN BE CONTAINED IN A GENERAL
26 APPROPRIATION ACT, THE ACHIEVEMENT AND IMPLEMENTATION OF A
27 COMPREHENSIVE BUDGET INVOLVES MORE THAN SUBJECTS OF
28 APPROPRIATIONS AND DOLLAR AMOUNTS. ULTIMATELY, THE BUDGET HAS
29 TO BE BALANCED UNDER SECTION 13 OF ARTICLE VIII OF THE
30 CONSTITUTION OF PENNSYLVANIA. THIS MAY NECESSITATE CHANGES TO

1 SOURCES OF FUNDING AND ENACTMENT OF STATUTES TO ACHIEVE FULL
2 COMPLIANCE WITH THESE CONSTITUTIONAL PROVISIONS.

3 (6) FOR THE REASONS SET FORTH IN PARAGRAPHS (1), (2),
4 (3), (4) AND (5), IT IS THE INTENT OF THE GENERAL ASSEMBLY
5 THROUGH THIS ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE
6 2020-2021 COMMONWEALTH BUDGET.

7 (7) EVERY PROVISION OF THIS ACT RELATES TO THE
8 IMPLEMENTATION OF THE OPERATING BUDGET OF THE COMMONWEALTH
9 FOR THIS FISCAL YEAR, ADDRESSING IN VARIOUS WAYS THE FISCAL
10 OPERATIONS, REVENUES AND POTENTIAL LIABILITIES OF THE
11 COMMONWEALTH. TO THAT END, THIS ACT IS INTENDED TO IMPLEMENT
12 THE 2020-2021 COMMONWEALTH BUDGET WITHOUT SPECIFICALLY
13 APPROPRIATING PUBLIC MONEY FROM THE GENERAL FUND. THIS ACT
14 PROVIDES ACCOUNTABILITY FOR SPENDING AND MAKES TRANSFERS OR
15 OTHER CHANGES NECESSARY TO IMPACT THE AVAILABILITY OF REVENUE
16 IN ORDER TO MEET THE REQUIREMENTS OF SECTION 13 OF ARTICLE
17 VIII OF THE CONSTITUTION OF PENNSYLVANIA AND TO IMPLEMENT THE
18 ACT OF (P.L. , NO.), KNOWN AS THE GENERAL
19 APPROPRIATION ACT OF 2020.

20 SECTION 2. SECTION 707 OF THE ACT OF APRIL 9, 1929 (P.L.343,
21 NO.176), KNOWN AS THE FISCAL CODE, IS REPEALED:

22 [SECTION 707. CAPITAL STOCK AND FRANCHISE TAX REPORTS AND
23 PAYMENT OF TAX.--EXCEPT IN THE CASE OF CORPORATIONS OF THE FIRST
24 CLASS, AND COOPERATIVE AGRICULTURAL ASSOCIATIONS NOT HAVING
25 CAPITAL STOCK AND NOT CONDUCTED FOR PROFIT, BANKS, SAVINGS
26 INSTITUTIONS, TITLE INSURANCE OR TRUST COMPANIES, BUILDING AND
27 LOAN ASSOCIATIONS, AND FOREIGN INSURANCE COMPANIES, EVERY
28 CORPORATION, JOINT-STOCK ASSOCIATION, LIMITED PARTNERSHIP, AND
29 OTHER COMPANY, LIABLE TO PAY TO THE COMMONWEALTH A CAPITAL STOCK
30 TAX UPON THE VALUE OF ALL OR A PART OF ITS CAPITAL STOCK, OR A

1 FRANCHISE TAX WITH RESPECT TO ITS CAPITAL OR PROPERTY EMPLOYED
2 OR USED IN THIS COMMONWEALTH, SHALL MAKE, ANNUALLY, A CAPITAL
3 STOCK REPORT TO THE DEPARTMENT OF REVENUE, ON OR BEFORE THE
4 FIFTEENTH DAY OF APRIL, FOR THE CALENDAR YEAR NEXT PRECEDING.
5 WITH SUCH REPORT, SHALL BE FILED ANY STATEMENT NECESSARY TO
6 ENABLE THE DEPARTMENT OF REVENUE TO DETERMINE THE AMOUNT OF ANY
7 DEDUCTION OR EXEMPTION TO WHICH ANY SUCH TAXPAYER IS ENTITLED.
8 EVERY CORPORATION, JOINT-STOCK ASSOCIATION, LIMITED PARTNERSHIP,
9 AND OTHER COMPANY, AT THE TIME OF MAKING EVERY REPORT REQUIRED
10 BY THIS SECTION, SHALL COMPUTE AND PAY TO THE DEPARTMENT THE
11 CAPITAL STOCK TAX OR FRANCHISE TAX, AS THE CASE MAY BE, DUE TO
12 THE COMMONWEALTH UPON OR WITH RESPECT TO THE VALUE OF ITS
13 CAPITAL STOCK.]

14 SECTION 2.1. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
15 SECTION 1604-D.1. EMERGENCY PLAN EXTENSION.

16 A MUNICIPALITY OPERATING PURSUANT TO A RECOVERY PLAN UNDER
17 THE ACT OF JULY 10, 1987 (P.L.246, NO.47), KNOWN AS THE
18 MUNICIPALITIES FINANCIAL RECOVERY ACT, SHALL BE ELIGIBLE FOR AN
19 18-MONTH EXTENSION BEYOND THE TIME LIMIT IMPOSED UNDER SECTION
20 254 OF THE MUNICIPALITIES FINANCIAL RECOVERY ACT.

21 SECTION 3. SECTIONS 1601.2-E(E) AND 1606-M OF THE ACT,
22 AMENDED OR ADDED JUNE 28, 2019 (P.L.173, NO.20), ARE AMENDED TO
23 READ:

24 SECTION 1601.2-E. OIL AND GAS LEASE FUND.

25 * * *

26 (E) ANNUAL TRANSFERS.--THE FOLLOWING APPLY:

27 (1) (I) EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II), FOR
28 THE 2017-2018 FISCAL YEAR AND EACH FISCAL YEAR
29 THEREAFTER, \$20,000,000 SHALL BE TRANSFERRED FROM THE
30 FUND TO THE MARCELLUS LEGACY FUND FOR DISTRIBUTION TO THE

1 ENVIRONMENTAL STEWARDSHIP FUND.

2 (II) NO AMOUNT SHALL BE TRANSFERRED FROM THE FUND TO
3 THE MARCELLUS LEGACY FUND FOR DISTRIBUTION TO THE
4 ENVIRONMENTAL STEWARDSHIP FUND FOR THE 2019-2020 AND
5 2020-2021 FISCAL YEAR.

6 (2) FOR THE 2017-2018 FISCAL YEAR AND EACH FISCAL YEAR
7 THEREAFTER, \$15,000,000 SHALL BE TRANSFERRED FROM THE FUND TO
8 THE MARCELLUS LEGACY FUND FOR DISTRIBUTION TO THE HAZARDOUS
9 SITES CLEANUP FUND.

10 SECTION 1606-M. TRANSPORTATION NETWORK COMPANY EXTENSION.

11 NOTWITHSTANDING 53 PA.C.S. § 57A22(1) (RELATING TO
12 ASSESSMENT), THE PROVISIONS OF 53 PA.C.S. § 57A22 SHALL NOT
13 EXPIRE UNTIL [DECEMBER 31, 2020] DECEMBER 31, 2022.

14 SECTION 4. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

15 ARTICLE XVI-O

16 ASSESSMENTS

17 SECTION 1601-O. MANAGED CARE ORGANIZATION ASSESSMENT.

18 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE ASSESSMENT
19 AUTHORIZED AND IMPLEMENTED UNDER ARTICLE VIII-I OF THE ACT OF
20 JUNE 13, 1967 (P.L.31, NO.21), KNOWN AS THE HUMAN SERVICES CODE,
21 SHALL CONTINUE AND REMAIN IN EFFECT UNTIL JUNE 30, 2025.

22 BEGINNING JULY 1, 2020, THE FIXED FEE REQUIRED UNDER SECTION
23 803-I(B) OF THE HUMAN SERVICES CODE SHALL BE \$24.95 AND REMAIN
24 IN EFFECT UNTIL JUNE 30, 2025. THE ASSESSMENT, INCLUDING THE
25 FIXED FEE, SHALL REMAIN SUBJECT TO THE PROVISIONS OF ARTICLE
26 VIII-I OF THE HUMAN SERVICES CODE.

27 SECTIONS 5. SECTIONS 1712-A.1(A)(2)(II) AND 1713-A.1(B)(1.7)
28 OF THE ACT, AMENDED OR ADDED JUNE 28, 2019 (P.L.173, NO.20), ARE
29 AMENDED TO READ:

30 SECTION 1712-A.1. ESTABLISHMENT OF SPECIAL FUND AND ACCOUNT.

1 (A) TOBACCO SETTLEMENT FUND.--

2 * * *

3 (2) THE FOLLOWING SHALL BE DEPOSITED INTO THE TOBACCO
4 SETTLEMENT FUND:

5 * * *

6 (II) FOR [THE] FISCAL YEARS 2019-2020 [FISCAL YEAR]
7 AND 2020-2021, AN AMOUNT EQUAL TO THE ANNUAL DEBT SERVICE
8 DUE IN THE [2019-2020] FISCAL YEAR AS CERTIFIED BY THE
9 SECRETARY OF THE BUDGET PURSUANT TO SECTION 2804 OF THE
10 TAX REFORM CODE OF 1971, AS PUBLISHED IN THE PENNSYLVANIA
11 BULLETIN ON MARCH 3, 2018, AT 48 PA.B. 1406, SHALL BE
12 TRANSFERRED TO THE FUND FROM THE TAXES COLLECTED UNDER
13 ARTICLE XII OF THE TAX REFORM CODE OF 1971 BY APRIL 30[,
14 2020.] FOLLOWING THE BEGINNING OF THE FISCAL YEAR. A
15 DEPOSIT UNDER THIS PARAGRAPH SHALL OCCUR PRIOR TO THE
16 DEPOSITS AND TRANSFERS UNDER SECTION 1296 OF THE TAX
17 REFORM CODE OF 1971.

18 * * *

19 SECTION 1713-A.1. USE OF FUND.

20 * * *

21 (B) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY:

22 * * *

23 (1.7) FOR FISCAL [YEAR] YEARS 2019-2020 AND 2020-2021,
24 THE GENERAL ASSEMBLY APPROPRIATES MONEY IN THE FUND IN
25 ACCORDANCE WITH THE FOLLOWING PERCENTAGES BASED ON THE SUM OF
26 THE PORTION OF THE ANNUAL PAYMENT DEPOSITED AND THE AMOUNT
27 DEPOSITED UNDER SECTION 1712-A.1 (A) (2) (II) IN THE FISCAL
28 YEAR:

29 (I) FOUR AND FIVE-TENTHS PERCENT FOR TOBACCO USE
30 PREVENTION AND CESSATION PROGRAMS UNDER CHAPTER 7 OF THE

1 TOBACCO SETTLEMENT ACT.

2 (II) TWELVE AND SIX-TENTHS PERCENT FOR HEALTH AND
3 RELATED RESEARCH UNDER SECTION 906 OF THE TOBACCO
4 SETTLEMENT ACT.

5 (III) ONE PERCENT FOR HEALTH AND RELATED RESEARCH
6 UNDER SECTION 909 OF THE TOBACCO SETTLEMENT ACT.

7 (IV) EIGHT AND EIGHTEEN HUNDREDTHS PERCENT FOR THE
8 UNCOMPENSATED CARE PAYMENT PROGRAM UNDER CHAPTER 11 OF
9 THE TOBACCO SETTLEMENT ACT.

10 (V) THIRTY PERCENT FOR THE PURCHASE OF MEDICAID
11 BENEFITS FOR WORKERS WITH DISABILITIES UNDER CHAPTER 15
12 OF THE TOBACCO SETTLEMENT ACT.

13 (VI) FORTY-THREE AND SEVENTY-TWO HUNDREDTHS PERCENT
14 SHALL REMAIN IN THE FUND TO BE SEPARATELY APPROPRIATED
15 FOR HEALTH-RELATED PURPOSES.

16 * * *

17 SECTION 6. SECTION 1723-A.1(2) AND (3) OF THE ACT, AMENDED
18 JUNE 28, 2019 (P.L.173, NO.20), ARE AMENDED TO READ:

19 SECTION 1723-A.1. DISTRIBUTIONS FROM PENNSYLVANIA RACE HORSE
20 DEVELOPMENT FUND.

21 FUNDS IN THE FUND ARE APPROPRIATED TO THE DEPARTMENT ON A
22 CONTINUING BASIS FOR THE PURPOSES SET FORTH IN THIS SUBSECTION
23 AND SHALL BE DISTRIBUTED TO EACH ACTIVE AND OPERATING CATEGORY 1
24 LICENSEE CONDUCTING LIVE RACING AS FOLLOWS:

25 * * *

26 (2) DISTRIBUTIONS FROM THE FUND SHALL BE ALLOCATED AS
27 FOLLOWS:

28 (I) FOR FISCAL YEARS 2013-2014 AND 2014-2015, EACH
29 WEEK, \$802,682 IN THE FUND SHALL BE TRANSFERRED TO THE
30 ACCOUNT. THIS TRANSFER SHALL NOT EXCEED \$17,659,000

1 ANNUALLY.

2 (I.1) IN ADDITION TO THE TRANSFER UNDER SUBPARAGRAPH
3 (I), FOR A TOTAL OF 14 WEEKS FROM THE EFFECTIVE DATE OF
4 THIS SUBPARAGRAPH, EACH WEEK, \$300,000 SHALL BE
5 TRANSFERRED FROM THE FUND, FOR A TOTAL AMOUNT OF
6 \$4,200,000, TO THE STATE RACING FUND TO BE USED
7 EXCLUSIVELY FOR THE ENFORCEMENT OF THE ACT OF DECEMBER
8 17, 1981 (P.L.435, NO.135), KNOWN AS THE RACE HORSE
9 INDUSTRY REFORM ACT. MONEYS TRANSFERRED PURSUANT TO THIS
10 SUBPARAGRAPH SHALL NOT BE TRANSFERRED SUBSEQUENTLY TO ANY
11 OTHER STATE FUND OR ACCOUNT FOR ANY PURPOSE.

12 (I.2) FOR FISCAL YEAR 2015-2016, BEGINNING ON THE
13 EFFECTIVE DATE OF THIS SUBPARAGRAPH, THE SUM OF
14 \$25,759,000 IN THE FUND SHALL BE TRANSFERRED TO THE
15 ACCOUNT IN EQUAL WEEKLY AMOUNTS SUFFICIENT TO COMPLETE
16 THE TRANSFER BY JUNE 30, 2016.

17 (I.3) FOR FISCAL YEAR 2016-2017, THE SUM OF
18 \$19,659,000 IN THE FUND SHALL BE TRANSFERRED TO THE
19 ACCOUNT IN 22 EQUAL WEEKLY AMOUNTS BEGINNING ON THE
20 EFFECTIVE DATE OF THIS SUBPARAGRAPH.

21 (I.4) FOR FISCAL YEAR 2017-2018, THE SUM OF
22 \$19,659,000 IN THE FUND SHALL BE TRANSFERRED TO THE
23 ACCOUNT IN 22 EQUAL WEEKLY AMOUNTS BEGINNING ON THE
24 EFFECTIVE DATE OF THIS SUBPARAGRAPH.

25 (I.5) FOR FISCAL YEAR 2018-2019, THE SUM OF
26 \$19,659,000 IN THE FUND SHALL BE TRANSFERRED TO THE
27 ACCOUNT IN 22 EQUAL WEEKLY AMOUNTS BEGINNING ON THE
28 EFFECTIVE DATE OF THIS SUBPARAGRAPH.

29 (I.6) FOR FISCAL YEAR 2019-2020, THE SUM OF
30 \$19,659,000 IN THE FUND SHALL BE TRANSFERRED TO THE

1 ACCOUNT IN 22 EQUAL WEEKLY AMOUNTS BEGINNING ON THE
2 EFFECTIVE DATE OF THIS SUBPARAGRAPH.

3 (I.7) FOR FISCAL YEAR 2020-2021, THE SUM OF
4 \$19,659,000 IN THE FUND SHALL BE TRANSFERRED TO THE
5 ACCOUNT IN 22 WEEKLY AMOUNTS BEGINNING ON SEPTEMBER 1,
6 2020.

7 (II) EACH WEEK, THE MONEY REMAINING IN THE FUND
8 AFTER ANY TRANSFER UNDER SUBPARAGRAPHS (I), (I.1), (I.2),
9 (I.3), (I.4), (I.5) [AND], (I.6) AND (I.7) SHALL BE
10 DISTRIBUTED TO EACH ACTIVE AND OPERATING CATEGORY 1
11 LICENSEE CONDUCTING LIVE RACING IN ACCORDANCE WITH THE
12 FOLLOWING FORMULA:

13 (A) DIVIDE:

14 (I) THE TOTAL DAILY ASSESSMENTS PAID, BY
15 EACH ACTIVE AND OPERATING CATEGORY 1 LICENSEE
16 CONDUCTING LIVE RACING, INTO THE FUND FOR THAT
17 WEEK; BY

18 (II) THE TOTAL DAILY ASSESSMENTS PAID, BY
19 ALL ACTIVE AND OPERATING CATEGORY 1 LICENSEES
20 CONDUCTING LIVE RACING, INTO THE FUND FOR THAT
21 WEEK.

22 (B) MULTIPLY THE QUOTIENT UNDER CLAUSE (A) BY
23 THE AMOUNT TO BE DISTRIBUTED UNDER THIS SUBPARAGRAPH.

24 (III) THE DISTRIBUTION UNDER SUBPARAGRAPH (II) SHALL
25 BE ALLOCATED AS FOLLOWS:

26 (A) THE GREATER OF 4% OF THE AMOUNT TO BE
27 DISTRIBUTED UNDER SUBPARAGRAPH (II) OR \$220,000 SHALL
28 BE USED TO FUND HEALTH AND PENSION BENEFITS FOR THE
29 MEMBERS OF THE HORSEMEN'S ORGANIZATIONS REPRESENTING
30 THE OWNERS AND TRAINERS AT THE RACETRACK AT WHICH THE

1 LICENSED RACING ENTITY OPERATES FOR THE BENEFIT OF
2 THE ORGANIZATION'S MEMBERS, THEIR FAMILIES, EMPLOYEES
3 AND OTHERS IN ACCORDANCE WITH THE RULES AND
4 ELIGIBILITY REQUIREMENTS OF THE ORGANIZATION, AS
5 APPROVED BY THE COMMISSION. THIS AMOUNT SHALL BE
6 DEPOSITED WITHIN FIVE BUSINESS DAYS OF THE END OF
7 EACH WEEK INTO A SEPARATE ACCOUNT TO BE ESTABLISHED
8 BY EACH RESPECTIVE HORSEMEN'S ORGANIZATION AT A
9 BANKING INSTITUTION OF ITS CHOICE. OF THIS AMOUNT, A
10 MINIMUM OF \$250,000 SHALL BE PAID ANNUALLY BY THE
11 HORSEMEN'S ORGANIZATION TO THE THOROUGHBRED JOCKEYS
12 OR STANDARDBRED DRIVERS ORGANIZATION AT THE RACETRACK
13 AT WHICH THE LICENSED RACING ENTITY OPERATES FOR
14 HEALTH INSURANCE, LIFE INSURANCE OR OTHER BENEFITS TO
15 ACTIVE AND DISABLED THOROUGHBRED JOCKEYS OR
16 STANDARDBRED DRIVERS IN ACCORDANCE WITH THE RULES AND
17 ELIGIBILITY REQUIREMENTS OF THAT ORGANIZATION. THE
18 TOTAL DISTRIBUTION UNDER THIS CLAUSE IN ANY FISCAL
19 YEAR SHALL NOT EXCEED \$11,400,000.

20 (B) OF THE MONEY REMAINING TO BE DISTRIBUTED
21 UNDER SUBPARAGRAPH (II) AFTER APPLICATION OF CLAUSE
22 (A), THE FOLLOWING DISBURSEMENTS SHALL BE MADE:

23 (I) EIGHTY-THREE AND ONE-THIRD PERCENT OF
24 THE MONEY TO BE DISTRIBUTED UNDER THIS CLAUSE
25 SHALL BE DEPOSITED ON A WEEKLY BASIS INTO A
26 SEPARATE, INTEREST-BEARING PURSE ACCOUNT TO BE
27 ESTABLISHED BY AND FOR THE BENEFIT OF THE
28 HORSEMEN. THE EARNED INTEREST ON THE ACCOUNT
29 SHALL BE CREDITED TO THE PURSE ACCOUNT. LICENSEES
30 SHALL COMBINE THESE FUNDS WITH REVENUES FROM

1 EXISTING PURSE AGREEMENTS TO FUND PURSES FOR LIVE
2 RACES CONSISTENT WITH THOSE AGREEMENTS WITH THE
3 ADVICE AND CONSENT OF THE HORSEMEN.

4 (II) FOR THOROUGHBRED TRACKS, 16 AND 2/3% OF
5 THE MONEY TO BE DISTRIBUTED UNDER THIS CLAUSE
6 SHALL BE DEPOSITED ON A WEEKLY BASIS INTO THE
7 PENNSYLVANIA BREEDING FUND. FOR STANDARDBRED
8 TRACKS, 8 AND 1/3% OF THE MONEY TO BE DISTRIBUTED
9 UNDER THIS CLAUSE SHALL BE DEPOSITED ON A WEEKLY
10 BASIS INTO THE PENNSYLVANIA SIRE STAKES FUND; AND
11 8 AND 1/3% OF THE MONEY TO BE DISTRIBUTED UNDER
12 THIS CLAUSE SHALL BE DEPOSITED ON A WEEKLY BASIS
13 INTO A RESTRICTED ACCOUNT IN THE STATE RACING
14 FUND TO BE KNOWN AS THE PENNSYLVANIA STANDARDBRED
15 BREEDERS DEVELOPMENT FUND. THE COMMISSION SHALL,
16 IN CONSULTATION WITH THE SECRETARY OF
17 AGRICULTURE, PROMULGATE REGULATIONS ADOPTING A
18 STANDARDBRED BREEDERS PROGRAM THAT WILL INCLUDE
19 THE ADMINISTRATION OF THE PENNSYLVANIA STALLION
20 AWARD, THE PENNSYLVANIA BRED AWARD AND THE
21 PENNSYLVANIA SIRE AND BRED AWARD.

22 (3) THE FOLLOWING SHALL APPLY:

23 (I) FOR FISCAL YEAR 2016-2017, THE DEPARTMENT SHALL
24 TRANSFER \$8,555,255 FROM THE FUND TO THE STATE RACING
25 FUND PURSUANT TO SECTION 2874-D OF THE ADMINISTRATIVE
26 CODE OF 1929.

27 (II) FOR FISCAL YEAR 2017-2018, THE DEPARTMENT SHALL
28 TRANSFER \$10,066,000 FROM THE FUND TO THE STATE RACING
29 FUND PURSUANT TO 3 PA.C.S. § 9374 (RELATING TO COSTS OF
30 ENFORCEMENT OF MEDICATION RULES OR REGULATIONS).

1 (III) FOR FISCAL YEAR 2018-2019, THE DEPARTMENT
2 SHALL TRANSFER \$10,066,000 FROM THE FUND TO THE STATE
3 RACING FUND PURSUANT TO 3 PA.C.S. § 9374.

4 (IV) FOR FISCAL YEAR 2019-2020, THE DEPARTMENT SHALL
5 TRANSFER \$10,066,000 FROM THE FUND TO THE STATE RACING
6 FUND PURSUANT TO 3 PA.C.S. § 9374.

7 (V) FOR FISCAL YEAR 2020-2021, THE DEPARTMENT SHALL
8 TRANSFER \$10,066,000 FROM THE FUND TO THE STATE RACING
9 FUND PURSUANT TO 3 PA.C.S. § 9374(A). 3 PA.C.S. § 9374(A)
10 SHALL EXPIRE JUNE 30, 2022.

11 SECTION 7. SECTIONS 1706-E AND 1724.1-E OF THE ACT ARE
12 AMENDED BY ADDING SUBSECTIONS TO READ:

13 SECTION 1706-E. REPORTS TO GENERAL ASSEMBLY.

14 * * *

15 (D) STATE OF EMERGENCY.--THE GENERAL ASSEMBLY OR A LOCAL
16 GOVERNMENTAL BODY OR AGENCY MAY NOT ENACT OR ENFORCE A LAW,
17 RULE, REGULATION OR ORDINANCE IMPOSING A TAX ON OR RELATING TO
18 THE USE, DISPOSITION, SALE, PROHIBITION OR RESTRICTION OF
19 SINGLE-USE PLASTICS, AUXILIARY CONTAINERS, WRAPPINGS OR
20 POLYSTYRENE CONTAINERS, UNTIL JULY 1, 2021, OR SIX MONTHS AFTER
21 THE ORDER ISSUED BY THE GOVERNOR ON MARCH 6, 2020, PUBLISHED AT
22 50 PA.B. 1644 (MARCH 21, 2020), AND ANY RENEWAL OF THE STATE OF
23 DISASTER EMERGENCY, WHICHEVER IS LATER.

24 SECTION 1724.1-E. PENNSYLVANIA GAMING CONTROL BOARD.

25 * * *

26 (C.1) SPORTS WAGERING CERTIFICATE HOLDERS.--THE FOLLOWING
27 APPLY:

28 (1) IN ADDITION TO THE LOCATIONS PROVIDED UNDER 4
29 PA.C.S. §§ 13C11 (RELATING TO AUTHORIZATION TO CONDUCT SPORTS
30 WAGERING) AND 13C21 (RELATING TO AUTHORIZED LOCATIONS FOR

1 OPERATION), A CATEGORY 1, CATEGORY 2 OR CATEGORY 3 SLOT
2 MACHINE LICENSEE THAT HOLDS A SPORTS WAGERING CERTIFICATE AND
3 IS AN AFFILIATE OF A CATEGORY 4 SLOT MACHINE LICENSEE MAY
4 CONDUCT SPORTS WAGERING AT A CATEGORY 4 LICENSED FACILITY
5 UNDER THE CATEGORY 1, CATEGORY 2 OR CATEGORY 3 SLOT MACHINE
6 LICENSEE'S SPORTS WAGERING CERTIFICATE.

7 (2) FOR PURPOSES OF THIS SUBSECTION, THE TERM
8 "AFFILIATE" SHALL HAVE THE SAME MEANING AS UNDER 4 PA.C.S. §
9 1103.

10 * * *

11 (E) CATEGORY 4 SLOT MACHINE LICENSE AUCTION.--
12 NOTWITHSTANDING 4 PA.C.S. PT. II OR ANY OTHER PROVISION OF LAW
13 TO THE CONTRARY, THE FOLLOWING SHALL APPLY:

14 (1) WITHIN 90 DAYS OF THE EFFECTIVE DATE OF THIS
15 SUBSECTION, THE BOARD SHALL CONDUCT AN AUCTION PURSUANT TO 4
16 PA.C.S. § 1305.2(C)(12) OF ANY CATEGORY 4 SLOT MACHINE
17 LICENSE FOR WHICH THE BOARD HAS DENIED THE APPLICATION FILED
18 BY THE WINNING BIDDER OF AN INITIAL AUCTION, SUBJECT TO THE
19 LIMITATIONS UNDER PARAGRAPHS (2), (3) AND (4).

20 (2) IN CONDUCTING THE AUCTION UNDER THIS SUBSECTION, THE
21 FOLLOWING SHALL APPLY:

22 (I) THE BOARD SHALL CONDUCT THE AUCTION ACCORDING TO
23 THE PROCEDURES UNDER 4 PA.C.S. § 1305.2(C).

24 (II) THE BOARD SHALL SET THE DATE, TIME AND LOCATION
25 OF THE AUCTION AT LEAST TWO WEEKS PRIOR TO THE AUCTION
26 AND MAKE AUCTION INFORMATION AVAILABLE ON THE BOARD'S
27 PUBLICLY ACCESSIBLE INTERNET WEBSITE.

28 (III) IF THE AUCTION FAILS TO GENERATE A BID,
29 FURTHER AUCTIONS MAY NOT BE CONDUCTED.

30 (IV) ELIGIBLE BIDDERS MUST BE ONE OF THE FOLLOWING:

1 (A) A SLOT MACHINE LICENSEE AS DEFINED UNDER 4
2 PA.C.S. § 1103 THAT SATISFIES THE FOLLOWING:

3 (I) THE SLOT MACHINE LICENSEE'S LICENSE AND
4 TABLE GAMES OPERATION CERTIFICATE ARE IN GOOD
5 STANDING WITH THE BOARD; AND

6 (II) THE SLOT MACHINE LICENSEE AGREES TO
7 LOCATE A CATEGORY 4 LICENSED FACILITY AS PROVIDED
8 UNDER 4 PA.C.S. § 1305.1(B) (1), (3), (4), (5),
9 (6) AND (7).

10 (B) A PERSON WITH AN OWNERSHIP INTEREST IN A
11 SLOT MACHINE LICENSEE AS DEFINED UNDER 4 PA.C.S. §
12 1103 THAT SATISFIES THE FOLLOWING:

13 (I) THE PERSON HOLDS A LICENSE IN GOOD
14 STANDING ISSUED BY THE BOARD;

15 (II) THE PERSON SATISFIES THE REQUIREMENTS
16 OF 4 PA.C.S. PART II AND ANY CRITERIA ESTABLISHED
17 BY THE BOARD FOR LICENSURE, INCLUDING, BUT NOT
18 LIMITED TO, FINANCIAL AND CHARACTER SUITABILITY
19 REQUIREMENTS, AND HAS BEEN APPROVED BY THE BOARD;
20 AND

21 (III) THE PERSON AGREES TO LOCATE A CATEGORY
22 4 LICENSED FACILITY AS PROVIDED UNDER 4 PA.C.S. §
23 1305.1(B) (1), (3), (4), (5), (6) AND (7).

24 (3) A WINNING BIDDER'S CATEGORY 4 LOCATION MAY NOT BE
25 LOCATED WITHIN 40 LINEAR MILES OF A LICENSED FACILITY, AS
26 DEFINED UNDER 4 PA.C.S. § 1103, OR A PROPOSED CATEGORY 4
27 LICENSED FACILITY.

28 (4) A WINNING BIDDER THAT IS NOT AN EXISTING SLOT
29 MACHINE LICENSEE SHALL FOLLOW THE PROCEDURES SET FORTH UNDER
30 4 PA.C.S. § 1305.1(D) (3) (III) BY FILING A PETITION WITH THE

1 BOARD TO OPERATE SLOT MACHINES AND PAYING THE AUTHORIZATION
2 FEE PER AUTHORIZED SLOT MACHINE.

3 SECTION 8. SECTIONS 1725-E(A) AND (B) AND 1748-E OF THE ACT
4 ARE AMENDED TO READ:

5 SECTION 1725-E. DEPARTMENT OF HEALTH.

6 (A) ISSUANCE OF CERTIFICATES OF DEATH.--FOR THE ISSUANCE OF
7 CERTIFICATES OF DEATH BY A LOCAL REGISTRAR UNDER SECTION 609-
8 A(A) (6) (II) OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN
9 AS THE ADMINISTRATIVE CODE OF 1929, THE FOLLOWING SHALL APPLY:

10 (1) A LOCAL REGISTRAR SHALL ISSUE CERTIFICATES OF DEATH
11 FROM ORIGINAL CERTIFICATES OF DEATH IN ITS POSSESSION UPON
12 COMPLETION OF A PERIOD OF INSTRUCTION ON THE PREPARATION OF
13 CERTIFICATES BY REPRESENTATIVES OF THE DIVISION OF VITAL
14 RECORDS.

15 (2) EACH FEE RECEIVED BY THE LOCAL REGISTRAR UNDER
16 SECTION 609-A(A) (6) (II) OF THE ADMINISTRATIVE CODE OF 1929
17 SHALL BE DISTRIBUTED, RETAINED OR TRANSMITTED TO THE
18 DEPARTMENT OF HEALTH AS FOLLOWS:

19 (I) THE FOLLOWING APPLY:

20 (A) EXCEPT AS PROVIDED UNDER CLAUSE (B), \$3
21 SHALL BE RETAINED BY THE LOCAL REGISTRAR.

22 (B) IF THE LIMITATION UNDER [SECTION 304(C) (1)
23 OF THE ACT OF JUNE 29, 1953 (P.L.304, NO.66), KNOWN
24 AS THE VITAL STATISTICS LAW OF 1953,] PARAGRAPH (3)
25 HAS BEEN REACHED, \$3 SHALL BE TRANSMITTED TO THE
26 DEPARTMENT OF HEALTH FOR DEPOSIT IN THE GENERAL FUND.

27 (II) SIXTEEN DOLLARS SHALL BE TRANSMITTED TO THE
28 DEPARTMENT OF HEALTH FOR DEPOSIT IN THE VITAL STATISTICS
29 IMPROVEMENT ACCOUNT.

30 (III) ONE DOLLAR SHALL BE TRANSMITTED TO THE

1 DEPARTMENT OF HEALTH FOR DISTRIBUTION TO THE COUNTY
2 CORONER OR MEDICAL EXAMINER AS PROVIDED FOR UNDER SECTION
3 206 OF THE ACT OF JUNE 29, 1953 (P.L.304, NO.66), KNOWN
4 AS THE VITAL STATISTICS LAW OF 1953.

5 (3) THE FOLLOWING SHALL APPLY:

6 (I) NOTWITHSTANDING SECTION 304(C)(1) OF THE VITAL
7 STATISTICS LAW OF 1953, A LOCAL REGISTRAR MAY NOT BE
8 COMPENSATED IN EXCESS OF \$85,000 IN ANY ONE CALENDAR
9 YEAR.

10 (II) FEES RECEIVED FROM CERTIFICATES OF DEATH ISSUED
11 AFTER MARCH 6, 2020, AND DURING THE DURATION OF THE
12 PROCLAMATION OF DISASTER EMERGENCY ISSUED BY THE GOVERNOR
13 ON MARCH 6, 2020, PUBLISHED AT 50 PA.B. 1644 (MARCH 21,
14 2020), AND ANY RENEWAL OF THE STATE OF DISASTER
15 EMERGENCY, SHALL NOT APPLY TO THE LIMITATION ON
16 COMPENSATION UNDER SUBPARAGRAPH (I).

17 (B) [(RESERVED)]. IF A PERSON HOLDS A PERMIT TO OPERATE AS A
18 MEDICAL MARIJUANA GROWER/PROCESSOR UNDER THE ACT OF APRIL 17,
19 2016 (P.L.84, NO.16), KNOWN AS THE MEDICAL MARIJUANA ACT, AND
20 THE PERMIT IS SURRENDERED, REVOKED OR OTHERWISE FORFEITED
21 BECAUSE THE PERMITTEE MISREPRESENTED INFORMATION ON ITS INITIAL
22 OR RENEWAL PERMIT APPLICATION, THE DEPARTMENT OF HEALTH SHALL
23 ISSUE THE GROWER/PROCESSOR PERMIT TO THE NEXT MOST QUALIFIED
24 APPLICANT IN THE SAME REGION ACCORDING TO THE DEPARTMENT'S
25 RANKING AND SCORING IN THE APPLICATION PHASE DURING WHICH THE
26 INITIAL PERMIT WAS ISSUED. THIS PROVISION DOES NOT APPLY TO
27 PERMITS ISSUED UNDER SECTION 2002 OF THE MEDICAL MARIJUANA ACT.

28 SECTION 1748-E. STATE EMPLOYEES' RETIREMENT SYSTEM

29 [(RESERVED)].

30 (A) PER-PARTICIPANT CHARGE.--IN ADDITION TO THE STATE

1 EMPLOYEES' RETIREMENT BOARD'S AUTHORITY TO ALLOCATE
2 PROPORTIONATELY THE ADMINISTRATIVE FEES, COSTS AND EXPENSES OF
3 THE STATE EMPLOYEES' DEFINED CONTRIBUTION PLAN CHARGED AGAINST
4 PARTICIPANTS' INDIVIDUAL INVESTMENT ACCOUNTS UNDER 71 PA.C.S. §
5 5812(2) (RELATING TO POWERS AND DUTIES OF BOARD), THE STATE
6 EMPLOYEES' RETIREMENT BOARD MAY ASSESS, AND EACH EMPLOYER SHALL
7 PAY IN THE FORM, MANNER, TIME, AND AMOUNT AS THE STATE
8 EMPLOYEES' RETIREMENT BOARD SHALL DETERMINE, AN ANNUAL PER-
9 PARTICIPANT CHARGE FOR THE PAYMENT OF ADMINISTRATIVE FEES, COSTS
10 AND EXPENSES OF MANAGING, INVESTING AND ADMINISTERING THE STATE
11 EMPLOYEES' DEFINED CONTRIBUTION PLAN, THE STATE EMPLOYEES'
12 DEFINED CONTRIBUTION TRUST AND THE PARTICIPANTS' INDIVIDUAL
13 INVESTMENT ACCOUNTS.

14 (B) (RESERVED).

15 SECTION 9. SECTIONS 1795.1-E AND 1798.3-E(C) AND (D) OF THE
16 ACT, AMENDED JUNE 28, 2019 (P.L.173, NO.20), ARE AMENDED TO
17 READ:

18 SECTION 1795.1-E. SURCHARGES.

19 (A) LEGISLATIVE FINDING.--DUE TO REDUCTIONS IN REVENUE
20 AVAILABLE TO THE COMMONWEALTH, IT IS NECESSARY TO INCREASE
21 CERTAIN FEES OR SURCHARGES TO ADEQUATELY FUND THE UNIFIED
22 JUDICIAL SYSTEM.

23 (B) IMPOSITION.--

24 (1) IN ADDITION TO THE [FEE UNDER SECTION 2802-E(A) (1)
25 OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS THE
26 ADMINISTRATIVE CODE OF 1929] SURCHARGE UNDER SUBSECTION (C),
27 AN ADDITIONAL SURCHARGE OF \$10 SHALL BE CHARGED AND COLLECTED
28 BY A DIVISION OF THE UNIFIED JUDICIAL SYSTEM. THE PROVISIONS
29 OF [SECTION 2802-E(B) OF THE ADMINISTRATIVE CODE OF 1929]
30 SUBSECTION (C) (2) SHALL NOT APPLY TO THIS [SUBSECTION]

1 PARAGRAPH. THIS PARAGRAPH SHALL EXPIRE DECEMBER 31, [2020]
2 2021.

3 (2) IN ADDITION TO THE [FEE] FEES UNDER SUBSECTION (C)
4 AND 42 PA.C.S. § 3733(A.1) (1) AND (2) (III) (RELATING TO
5 DEPOSITS INTO ACCOUNT), AN ADDITIONAL SURCHARGE OF \$2 SHALL
6 BE CHARGED AND COLLECTED BY A DIVISION OF THE UNIFIED
7 JUDICIAL SYSTEM AND DEPOSITED INTO THE ACCESS TO JUSTICE
8 ACCOUNT UNDER 42 PA.C.S. § 4904 (RELATING TO ESTABLISHMENT OF
9 ACCESS TO JUSTICE ACCOUNT).

10 (C) OTHER SURCHARGE AND FEES.--

11 (1) IN ADDITION TO THE FEES IMPOSED UNDER 42 PA.C.S. §§
12 3733(A.1) AND 3733.1 (RELATING TO SURCHARGE), EXCEPT AS SET
13 FORTH IN PARAGRAPH (2), THE FOLLOWING APPLY:

14 (I) A SURCHARGE OF \$11.25 SHALL BE CHARGED AND
15 COLLECTED. THIS SUBPARAGRAPH SHALL EXPIRE DECEMBER 31,
16 2021.

17 (II) A PERMANENT FEE OF \$2.50 SHALL BE CHARGED AND
18 COLLECTED.

19 (III) AN ADDITIONAL PERMANENT FEE OF \$2.50 SHALL BE
20 CHARGED AND COLLECTED.

21 (2) PARAGRAPH (1) DOES NOT APPLY TO A CONVICTION OR
22 GUILTY PLEA BASED ON THE FILING OF A TRAFFIC CITATION
23 CHARGING AN OFFENSE UNDER 75 PA.C.S. (RELATING TO VEHICLES)
24 THAT IS CLASSIFIED AS A SUMMARY OFFENSE UNDER A STATE STATUTE
25 OR LOCAL ORDINANCE AS PROVIDED IN THE PENNSYLVANIA RULES OF
26 CRIMINAL PROCEDURE.

27 (3) THE FOLLOWING APPLY:

28 (I) THE SEPARATE RESERVE ACCOUNT WITHIN THE JUDICIAL
29 COMPUTER SYSTEM AUGMENTATION ACCOUNT ESTABLISHED UNDER 42
30 PA.C.S. § 3733.1(C) (1) IS CONTINUED, AND THE SURCHARGE

1 UNDER PARAGRAPH (1) (I) SHALL BE DEPOSITED INTO THE
2 SEPARATE RESERVE ACCOUNT. NOTWITHSTANDING 42 PA.C.S. §
3 3732 (RELATING TO UTILIZATION OF FUNDS IN ACCOUNT), MONEY
4 DEPOSITED UNDER THIS PARAGRAPH IS APPROPRIATED TO THE
5 SUPREME COURT, UPON COMPLIANCE WITH ARTICLE XV, FOR THE
6 OPERATION OF THE JUDICIAL DEPARTMENT.

7 (II) THE FEE UNDER PARAGRAPH (1) (II) SHALL BE
8 DEPOSITED INTO THE CRIMINAL JUSTICE ENHANCEMENT ACCOUNT.

9 (III) THE FEE UNDER PARAGRAPH (1) (III) SHALL BE
10 DEPOSITED IN A RESTRICTED ACCOUNT ESTABLISHED IN THE
11 GENERAL FUND. MONEY IN THE RESTRICTED ACCOUNT IS
12 APPROPRIATED TO THE OFFICE OF ATTORNEY GENERAL ON A
13 CONTINUING BASIS TO SUPPLEMENT GENERAL GOVERNMENT
14 OPERATIONS.

15 SECTION 1798.3-E. MULTIMODAL TRANSPORTATION FUND.

16 * * *

17 (C) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
18 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
19 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

20 "MUNICIPALITY." A COUNTY, CITY, BOROUGH, INCORPORATED TOWN
21 [OR], TOWNSHIP OR LOCAL, REGIONAL OR METROPOLITAN TRANSPORTATION
22 AUTHORITY.

23 "PORT AUTHORITY." A PORT AUTHORITY AS ESTABLISHED UNDER THE
24 ACT OF JULY 10, 1989 (P.L.291, NO.50), KNOWN AS THE PHILADELPHIA
25 REGIONAL PORT AUTHORITY ACT.

26 (D) EXPIRATION.--THIS SECTION SHALL EXPIRE DECEMBER 31,
27 [2020] 2021.

28 SECTION 10. SECTION 1799.4-E OF THE ACT IS AMENDED TO READ:
29 SECTION 1799.4-E. LIQUOR CODE [TERM] TERMS.

30 NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY [, THE

1 TERM "BEST SELLING ITEMS"] THE FOLLOWING TERMS WHEN USED IN THE
2 ACT OF APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS THE LIQUOR CODE,
3 SHALL HAVE THE FOLLOWING MEANINGS:

4 (1) "BEST SELLING ITEMS" SHALL MEAN THE 150 MOST SOLD
5 BRANDS AND PRODUCT TYPES OF WINE AND THE 150 MOST SOLD BRANDS
6 AND PRODUCT TYPES OF LIQUOR AS MEASURED BY THE TOTAL NUMBER
7 OF UNITS SOLD ON A SIX-MONTH BASIS CALCULATED EVERY JANUARY 1
8 AND JULY 1.

9 (2) "COMMERCIAL AND MIXED-USE OVERLAY PROJECT" SHALL
10 INCLUDE AN EXISTING OR PROPOSED HOTEL WITH AT LEAST NINETY
11 ROOMS.

12 SECTION 11. REPEALS ARE AS FOLLOWS:

13 (1) THE GENERAL ASSEMBLY FINDS AND DECLARES AS FOLLOWS:

14 (I) EACH YEAR, ARTICLES ON BUDGET IMPLEMENTATION ARE
15 ADDED TO THE ACT.

16 (II) THESE ARTICLES ARE TEMPORARY IN NATURE BUT ARE
17 PLACED PERMANENTLY INTO THE ACT, UTILIZING ARTICLE
18 NUMBERS AND SECTION NUMBERS.

19 (III) REUSING ARTICLE NUMBERS AND SECTION NUMBERS
20 WILL KEEP THE TEXT OF THE ACT MORE CONCISE.

21 (IV) THE REPEALS UNDER PARAGRAPH (2) ARE NECESSARY
22 TO EFFECTUATE SUBPARAGRAPH (III).

23 (2) ARTICLES XVII-L AND XVII-M OF THE ACT ARE REPEALED.

24 SECTION 12. THE ACT IS AMENDED BY ADDING ARTICLES TO READ:

25 ARTICLE XVII-L
26 2020-2021 BUDGET IMPLEMENTATION
27 SUBARTICLE A
28 PRELIMINARY PROVISIONS

29 SECTION 1701-L. APPLICABILITY.

30 EXCEPT AS SPECIFICALLY PROVIDED IN THIS ARTICLE, THIS ARTICLE

1 APPLIES TO THE GENERAL APPROPRIATION ACT OF 2020 AND ALL OTHER
2 APPROPRIATION ACTS OF 2020.

3 SECTION 1702-L. DEFINITIONS.

4 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
6 CONTEXT CLEARLY INDICATES OTHERWISE:

7 "GENERAL APPROPRIATION ACT OF 2020." THE ACT OF , 2020
8 (P.L. , NO.), KNOWN AS THE GENERAL APPROPRIATION ACT OF 2020.

9 "HUMAN SERVICES CODE." THE ACT OF JUNE 13, 1967 (P.L.31,
10 NO.21), KNOWN AS THE HUMAN SERVICES CODE.

11 "PUBLIC SCHOOL CODE OF 1949." THE ACT OF MARCH 10, 1949
12 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949.

13 "SECRETARY." THE SECRETARY OF THE BUDGET OF THE
14 COMMONWEALTH.

15 "TANFBG." TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
16 GRANT.

17 SECTION 1703-L. DEPARTMENT OF CRIMINAL JUSTICE.

18 FOR THE PURPOSES OF THE GENERAL APPROPRIATION ACT OF 2020, A
19 REFERENCE TO THE DEPARTMENT OF CRIMINAL JUSTICE SHALL BE DEEMED
20 TO BE A REFERENCE TO THE DEPARTMENT OF CORRECTIONS OR THE
21 PENNSYLVANIA BOARD OF PROBATION AND PAROLE, OR BOTH, AS
22 APPLICABLE.

23 SUBARTICLE B

24 EXECUTIVE DEPARTMENTS

25 SECTION 1711-L. GOVERNOR (RESERVED).

26 SECTION 1712-L. EXECUTIVE OFFICES.

27 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE PENNSYLVANIA
28 COMMISSION ON CRIME AND DELINQUENCY:

29 (1) MONEY APPROPRIATED FOR INTERMEDIATE PUNISHMENT
30 TREATMENT PROGRAMS SHALL BE DISTRIBUTED COMPETITIVELY TO

1 COUNTIES FOR OFFENDERS SENTENCED TO INTERMEDIATE PUNISHMENT
2 PROGRAMS. THE PORTION OF MONEY FOR DRUG AND ALCOHOL AND
3 MENTAL HEALTH TREATMENT PROGRAMS SHALL BE BASED ON NATIONAL
4 STATISTICS THAT IDENTIFY THE PERCENTAGE OF INCARCERATED
5 INDIVIDUALS THAT ARE IN NEED OF TREATMENT FOR SUBSTANCE
6 ISSUES BUT IN NO CASE SHALL BE LESS THAN 80% OF THE AMOUNT
7 APPROPRIATED.

8 (2) THE FOLLOWING APPLY:

9 (I) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
10 THE 2019-2020 FISCAL YEAR SHALL BE USED TO SUPPORT THE
11 STATEWIDE AUTOMATED VICTIM INFORMATION AND NOTIFICATION
12 SYSTEM (SAVIN) TO PROVIDE OFFENDER INFORMATION THROUGH
13 COUNTY JAILS.

14 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
15 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR A
16 RESIDENTIAL TREATMENT COMMUNITY FACILITY FOR AT-RISK
17 YOUTH LOCATED IN A COUNTY OF THE FIFTH CLASS.

18 (III) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
19 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR AN
20 INNOVATIVE POLICE DATA SHARING POINTER INDEX SYSTEM THAT
21 WILL ALLOW PARTICIPATING LAW ENFORCEMENT AGENCIES ACCESS
22 TO INCIDENT REPORT DATA.

23 (IV) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
24 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR A
25 DIVERSION PROGRAM FOR FIRST-TIME NONVIOLENT OFFENDERS
26 FACING PRISON SENTENCES. THE DIVERSION PROGRAM MUST
27 INCLUDE EDUCATION AND EMPLOYMENT SERVICES, CASE
28 MANAGEMENT AND MENTORING.

29 (3) FROM MONEY APPROPRIATED FOR VIOLENCE AND DELINQUENCY
30 PREVENTION PROGRAMS, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT

1 USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR PROGRAMS
2 IN A CITY OF THE SECOND CLASS, AND NO LESS THAN FIVE-TWELFTHS
3 OF THE AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED
4 FOR BLUEPRINT MENTORING PROGRAMS THAT ADDRESS REDUCING YOUTH
5 VIOLENCE IN CITIES OF THE FIRST, SECOND AND THIRD CLASS.

6 SECTION 1713-L. LIEUTENANT GOVERNOR (RESERVED).

7 SECTION 1714-L. ATTORNEY GENERAL (RESERVED).

8 SECTION 1715-L. AUDITOR GENERAL.

9 FROM MONEY APPROPRIATED FOR SPECIAL FINANCIAL AUDITS, NO LESS
10 THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020 FISCAL
11 YEAR SHALL BE USED FOR THE FINANCIAL AUDITING OF ENTITIES THAT
12 RECEIVE FUNDS THROUGH CONTRACTS WITH THE DEPARTMENT OF HUMAN
13 SERVICES FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE -
14 CAPITATION, MEDICAL ASSISTANCE COMMUNITY HEALTHCHOICES, MEDICAL
15 ASSISTANCE - LONG-TERM CARE, MENTAL HEALTH SERVICES OR THE
16 INTELLECTUAL DISABILITIES - COMMUNITY WAIVER PROGRAM.

17 SECTION 1716-L. TREASURY DEPARTMENT (RESERVED).

18 SECTION 1717-L. DEPARTMENT OF AGING (RESERVED).

19 SECTION 1718-L. DEPARTMENT OF AGRICULTURE.

20 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
21 AGRICULTURE:

22 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
23 OPERATIONS, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
24 TRANSFERRED IN THE 2019-2020 FISCAL YEAR SHALL BE TRANSFERRED
25 TO THE DOG LAW RESTRICTED ACCOUNT.

26 (2) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
27 OPERATIONS, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
28 THE 2019-2020 FISCAL YEAR SHALL BE USED FOR THE COMMISSION OF
29 AGRICULTURAL EDUCATION EXCELLENCE TO ASSIST IN DEVELOPMENT
30 AND IMPLEMENTATION OF AGRICULTURAL EDUCATION PROGRAMMING.

1 (3) FROM MONEY APPROPRIATED FOR AGRICULTURAL
2 PREPAREDNESS AND RESPONSE, AN AMOUNT EQUAL TO \$416,667 SHALL
3 BE USED FOR AGRICULTURAL PREPAREDNESS AND RESPONSE PURPOSES
4 AS PROVIDED BY LEGISLATION ENACTED BY THE GENERAL ASSEMBLY
5 AFTER THE EFFECTIVE DATE OF THIS CLAUSE.

6 (4) FROM MONEY APPROPRIATED FOR AGRICULTURAL RESEARCH,
7 THE FOLLOWING APPLY:

8 (I) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
9 THE 2019-2020 FISCAL YEAR SHALL BE USED FOR AN
10 AGRICULTURAL RESOURCE CENTER.

11 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
12 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR
13 AGRICULTURAL LAW RESEARCH PROGRAMS, INCLUDING THOSE
14 ADDRESSING ENERGY DEVELOPMENT, IN CONJUNCTION WITH A
15 LAND-GRANT UNIVERSITY.

16 (5) THE APPROPRIATION FOR AGRICULTURE PROMOTION,
17 EDUCATION AND EXPORTS INCLUDES NO LESS THAN FIVE-TWELFTHS OF
18 THE AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED
19 FOR COSTS RELATED TO SUPPORTING THE EXPANSION OF HEMP
20 FARMING, INCLUDING PROGRAM DEVELOPMENT, OUTREACH AND
21 EDUCATION.

22 (6) FROM MONEY APPROPRIATED FOR HARDWOODS RESEARCH AND
23 PROMOTION, AT LEAST 80% OF THE MONEY SHALL BE EQUALLY
24 DISTRIBUTED AMONG THE HARDWOOD UTILIZATION GROUPS OF THIS
25 COMMONWEALTH ESTABLISHED PRIOR TO THE EFFECTIVE DATE OF THIS
26 SECTION.

27 (7) IN ADDITION TO THE USES PROVIDED IN SECTION 7.3 OF
28 THE ACT OF JUNE 18, 1982 (P.L.549, NO.159), ENTITLED "AN ACT
29 PROVIDING FOR THE ADMINISTRATION OF CERTAIN COMMONWEALTH
30 FARMLAND WITHIN THE DEPARTMENT OF AGRICULTURE," THE

1 DEPARTMENT MAY USE UP TO A TOTAL OF \$165,000 IN THE
2 AGRICULTURAL CONSERVATION EASEMENT PURCHASE FUND UNDER
3 SECTION 7.1 OF THE ACT OF JUNE 18, 1982 (P.L.549, NO.159),
4 ENTITLED "AN ACT PROVIDING FOR THE ADMINISTRATION OF CERTAIN
5 COMMONWEALTH FARMLAND WITHIN THE DEPARTMENT OF AGRICULTURE,"
6 TO ISSUE GRANTS NOT TO EXCEED \$5,000 EACH FOR SUCCESSION
7 PLANNING TO ENSURE THAT AGRICULTURAL OPERATIONS CONTINUE ON
8 LAND SUBJECT TO AGRICULTURAL CONSERVATION EASEMENTS. THE
9 DEPARTMENT, IN CONSULTATION WITH THE STATE AGRICULTURAL LAND
10 PRESERVATION BOARD, SHALL ESTABLISH ELIGIBILITY CRITERIA FOR
11 AWARDING GRANTS UNDER THIS PARAGRAPH.

12 SECTION 1719-L. DEPARTMENT OF COMMUNITY AND ECONOMIC
13 DEVELOPMENT.

14 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
15 COMMUNITY AND ECONOMIC DEVELOPMENT:

16 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
17 OPERATIONS:

18 (I) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
19 THE 2019-2020 FISCAL YEAR SHALL BE USED TO BUILD CAPACITY
20 AND SUPPORT FOR ECONOMIC DEVELOPMENT INITIATIVES RELATED
21 TO THE REHABILITATION AND MARKETING OF COMMERCIAL
22 DISTRICTS BY A COUNTY ECONOMIC DEVELOPMENT AUTHORITY IN A
23 COUNTY OF THE SIXTH CLASS WITH A POPULATION OF AT LEAST
24 45,950, BUT NOT MORE THAN 46,500, UNDER THE 2010 FEDERAL
25 DECENNIAL CENSUS.

26 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
27 IN THE 2019-2020 FISCAL YEAR SHALL BE USED TO SUPPORT A
28 MANUFACTURING TECHNOLOGY DEVELOPMENT EFFORT IN A COUNTY
29 OF THE FOURTH CLASS WITH A POPULATION OF AT LEAST
30 143,679, BUT NOT MORE THAN 144,200, UNDER THE 2010

1 FEDERAL DECENNIAL CENSUS.

2 (2) FROM MONEY APPROPRIATED FOR MARKETING TO ATTRACT
3 TOURISTS:

4 (I) \$1,695,000 TO FUND THE ACTIVITIES OF THE TOURISM
5 OFFICE WITHIN THE DEPARTMENT; AND

6 (II) THE REMAINING MONEY INCLUDES AN ALLOCATION, NOT
7 TO EXCEED FIVE-TWELFTHS OF THE AMOUNT ALLOCATED IN THE
8 2019-2020 FISCAL YEAR, TO BE USED TO PLAN, MARKET AND
9 CONDUCT A SERIES OF ARTS AND CULTURAL ACTIVITIES THAT
10 GENERATE STATEWIDE AND REGIONAL ECONOMIC IMPACT, AND NO
11 LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-
12 2020 FISCAL YEAR SHALL BE USED FOR AN ANNUAL STATEWIDE
13 COMPETITION SERVING APPROXIMATELY 2,000 ATHLETES WITH
14 INTELLECTUAL DISABILITIES FROM ACROSS THIS COMMONWEALTH
15 TO BE HELD IN A COUNTY OF THE FOURTH CLASS.

16 (3) FROM MONEY APPROPRIATED FOR KEYSTONE COMMUNITIES:

17 (I) \$2,649,000 SHALL BE USED TO FUND THE MAIN STREET
18 PROGRAM, ELM STREET PROGRAM, ENTERPRISE ZONE PROGRAM AND
19 ACCESSIBLE HOUSING. THE ALLOCATION FOR THE MAIN STREET
20 PROGRAM, ELM STREET PROGRAM, ENTERPRISE ZONE PROGRAM AND
21 ACCESSIBLE HOUSING SHALL BE DISTRIBUTED IN THE SAME
22 PROPORTION AS AMOUNTS ALLOCATED IN FISCAL YEAR 2012-2013.

23 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
24 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR AN
25 ANTIVIOLENCE TASK FORCE, IN CONSULTATION WITH THE OFFICE
26 OF ATTORNEY GENERAL, IN A COUNTY OF THE SECOND CLASS A
27 THAT IS ALSO A HOME RULE COUNTY.

28 (III) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
29 IN THE 2019-2020 FISCAL YEAR SHALL BE USED TO ESTABLISH A
30 BROADBAND EXPANSION PILOT PROGRAM THAT IS A JOINT VENTURE

1 BETWEEN TWO LOCAL DEVELOPMENT DISTRICTS OPERATING IN THE
2 NORTH CENTRAL AND NORTH WESTERN REGIONS OF THIS
3 COMMONWEALTH.

4 (IV) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
5 IN THE 2019-2020 FISCAL YEAR SHALL BE USED TO PROVIDE
6 FUNDING FOR INNOVATIVE PILOT PROGRAMS TO PROVIDE OR
7 EXPAND COST EFFECTIVE BROADBAND SERVICES TO UNDERSERVED,
8 RURAL AREAS. PILOT PROGRAMS UNDER THIS PARAGRAPH SHALL BE
9 IMPLEMENTED BY THE REGIONAL ECONOMIC DEVELOPMENT ENTITIES
10 THAT SERVE THE APPALACHIA AREA OF THIS COMMONWEALTH.

11 (V) THE REMAINING MONEY SHALL BE USED FOR PROJECTS
12 SUPPORTING ECONOMIC GROWTH, COMMUNITY DEVELOPMENT AND
13 MUNICIPAL ASSISTANCE THROUGHOUT THIS COMMONWEALTH.

14 (4) FUNDS APPROPRIATED FOR LOCAL MUNICIPAL RELIEF SHALL
15 INCLUDE AN ALLOCATION TO PROVIDE STATE ASSISTANCE TO
16 INDIVIDUALS, PERSONS OR POLITICAL SUBDIVISIONS DIRECTLY
17 AFFECTED BY NATURAL OR MAN-MADE DISASTERS, PUBLIC SAFETY
18 EMERGENCIES, OTHER SITUATIONS THAT POSE A PUBLIC SAFETY
19 DANGER OR OTHER SITUATIONS AT THE DISCRETION OF THE
20 DEPARTMENT. STATE ASSISTANCE MAY 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 AND STRUCTURES. GRANTS SHALL BE MADE
24 AVAILABLE FOR REIMBURSEMENT IN A DISASTER EMERGENCY AREA ONLY
25 WHEN A PRESIDENTIAL DISASTER DECLARATION DOES NOT COVER THE
26 AREA OR WHEN THE DEPARTMENT DETERMINES THAT A PUBLIC SAFETY
27 EMERGENCY HAS OCCURRED.

28 (5) NOTWITHSTANDING SECTION 4(1) OF THE ACT OF OCTOBER
29 11, 1984 (P.L.906, NO.179), KNOWN AS THE COMMUNITY
30 DEVELOPMENT BLOCK GRANT ENTITLEMENT PROGRAM FOR NONURBAN

1 COUNTIES AND CERTAIN OTHER MUNICIPALITIES, THE COMMONWEALTH
2 MAY USE UP TO 3% OF THE FUNDS RECEIVED PURSUANT TO THE
3 HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (PUBLIC LAW 93-
4 383, 88 STAT. 633) FOR ADMINISTRATIVE COSTS.

5 SECTION 1720-L. DEPARTMENT OF CONSERVATION AND NATURAL
6 RESOURCES (RESERVED).

7 SECTION 1721-L. DEPARTMENT OF CORRECTIONS.

8 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
9 CORRECTIONS:

10 (1) FROM THE APPROPRIATION TO THE DEPARTMENT OF CRIMINAL
11 JUSTICE FOR GENERAL GOVERNMENT OPERATIONS UNDER THE GENERAL
12 APPROPRIATION ACT OF 2020, NO LESS THAN FIVE-TWELFTHS OF THE
13 AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED BY THE
14 DEPARTMENT OF CORRECTIONS FOR NONNARCOTIC MEDICATION
15 SUBSTANCE USE DISORDER TREATMENT, WHICH MAY INCLUDE THE
16 ESTABLISHMENT AND ADMINISTRATION OF A NONNARCOTIC MEDICATION
17 ASSISTED SUBSTANCE ABUSE TREATMENT GRANT PROGRAM.

18 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
19 CONTRARY, FOR THE PURPOSES OF ANY PROGRAM FUNDED UNDER
20 PARAGRAPH (1) AND ESTABLISHED UNDER 61 PA.C.S. CH. 46
21 (RELATING TO NONNARCOTIC MEDICATION ASSISTED SUBSTANCE ABUSE
22 TREATMENT GRANT PILOT PROGRAM), "ELIGIBLE OFFENDER" MEANS A
23 DEFENDANT OR INMATE CONVICTED OF A CRIMINAL OFFENSE WHO WILL
24 BE COMMITTED TO THE CUSTODY OF THE COUNTY AND WHO MEETS THE
25 CLINICAL CRITERIA FOR AN OPIOID AND OR ALCOHOL USE DISORDER
26 AS DETERMINED BY A PHYSICIAN.

27 SECTION 1721.1-L. DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS
28 (RESERVED).

29 SECTION 1722-L. DEPARTMENT OF EDUCATION.

30 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS TO THE DEPARTMENT

1 OF EDUCATION:

2 (1) FROM AN APPROPRIATION FOR ADULT AND FAMILY LITERACY
3 PROGRAMS, SUMMER READING PROGRAMS AND THE ADULT HIGH SCHOOL
4 DIPLOMAS PROGRAM, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
5 USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR AN AFTER-
6 SCHOOL LEARNING PROGRAM SERVICING LOW-INCOME STUDENTS LOCATED
7 IN A COUNTY OF THE SIXTH CLASS WITH A POPULATION, BASED ON
8 THE MOST RECENT FEDERAL DECENNIAL CENSUS, OF AT LEAST 60,000
9 BUT NOT MORE THAN 70,000, NO LESS THAN FIVE-TWELFTHS OF THE
10 AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR AN
11 AFTER-SCHOOL LEARNING PROGRAM SERVICING LOW-INCOME STUDENTS
12 LOCATED IN A COUNTY OF THE THIRD CLASS WITH A POPULATION,
13 BASED ON THE 2010 FEDERAL DECENNIAL CENSUS, OF AT LEAST
14 320,000 BUT NOT MORE THAN 321,000.

15 (2) FROM MONEY APPROPRIATED FOR THE PRE-K COUNTS
16 PROGRAM, THE PER-STUDENT GRANT AWARD AMOUNT FOR GRANTS MADE
17 PURSUANT TO SECTION 1514-D OF THE PUBLIC SCHOOL CODE OF 1949
18 SHALL BE PAID AT THE SAME RATE AS THE AMOUNT PAID IN FISCAL
19 YEAR 2019-2020.

20 (3) FROM MONEY APPROPRIATED FOR PENNSYLVANIA CHARTERED
21 SCHOOLS FOR THE DEAF AND BLIND:

22 (I) UPON DISTRIBUTION OF THE FINAL TUITION PAYMENT
23 FOR FISCAL YEAR 2020-2021, THE BALANCE OF THE
24 APPROPRIATION, EXCLUDING FUNDS FOR CAPITAL-RELATED COSTS
25 AND DEFERRED MAINTENANCE, SHALL BE USED TO PAY THE
26 SCHOOLS' INCREASED SHARE OF REQUIRED CONTRIBUTIONS FOR
27 PUBLIC SCHOOL EMPLOYEES' RETIREMENT AND SHALL BE
28 DISTRIBUTED PRO RATA BASED ON EACH SCHOOL'S CONTRIBUTIONS
29 FOR THE 2019-2020 FISCAL YEAR.

30 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED

1 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR CAPITAL-
2 RELATED COSTS AND DEFERRED MAINTENANCE TO BE DIVIDED
3 EQUALLY BETWEEN EACH SCHOOL.

4 (4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, MONEY
5 FROM THE SET-ASIDE UNDER SECTION 2509.8 OF THE PUBLIC SCHOOL
6 CODE OF 1949 SHALL BE ALLOCATED TO EACH APPROVED PRIVATE
7 SCHOOL WITH A DAY TUITION RATE DETERMINED TO BE LESS THAN
8 \$32,000 DURING THE 2010-2011 SCHOOL YEAR. THE ALLOCATION
9 SHALL BE NO LESS THAN THE AMOUNT ALLOCATED IN THE 2015-2016
10 FISCAL YEAR.

11 (5) MONEY APPROPRIATED FOR REGIONAL COMMUNITY COLLEGE
12 SERVICES SHALL BE DISTRIBUTED TO EACH ENTITY THAT RECEIVED
13 FUNDING IN FISCAL YEAR 2019-2020 IN AN AMOUNT EQUAL TO THE
14 AMOUNT IT RECEIVED IN THAT FISCAL YEAR.

15 (6) MONEY APPROPRIATED FOR COMMUNITY EDUCATION COUNCILS
16 SHALL BE DISTRIBUTED TO EACH ENTITY THAT RECEIVED FUNDING IN
17 FISCAL YEAR 2019-2020 IN AN AMOUNT EQUAL TO THE AMOUNT IT
18 RECEIVED IN THAT FISCAL YEAR.

19 (7) NOTWITHSTANDING SECTION 1724-A OF THE PUBLIC SCHOOL
20 CODE OF 1949 OR 24 PA.C.S. § 8329 (RELATING TO PAYMENTS ON
21 ACCOUNT OF SOCIAL SECURITY DEDUCTIONS FROM APPROPRIATIONS),
22 NO PAYMENTS SHALL BE MADE TO CHARTER SCHOOLS, REGIONAL
23 CHARTER SCHOOLS OR CYBER CHARTER SCHOOLS AUTHORIZED UNDER
24 ARTICLE XVII-A OF THE PUBLIC SCHOOL CODE OF 1949 TO PROVIDE
25 FOR SOCIAL SECURITY AND MEDICARE CONTRIBUTIONS FROM MONEY
26 APPROPRIATED FOR BASIC EDUCATION FUNDING OR SCHOOL EMPLOYEES'
27 SOCIAL SECURITY.

28 (8) NOTWITHSTANDING SECTION 1724-A OF THE PUBLIC SCHOOL
29 CODE OF 1949 OR 24 PA.C.S. §§ 8326 (RELATING TO CONTRIBUTIONS
30 BY THE COMMONWEALTH) AND 8535 (RELATING TO PAYMENTS TO SCHOOL

1 ENTITIES BY COMMONWEALTH), NO PAYMENTS SHALL BE MADE TO
2 CHARTER SCHOOLS, REGIONAL CHARTER SCHOOLS OR CYBER CHARTER
3 SCHOOLS AUTHORIZED UNDER ARTICLE XVII-A OF THE PUBLIC SCHOOL
4 CODE OF 1949 FROM MONEY APPROPRIATED FOR PAYMENT OF REQUIRED
5 CONTRIBUTIONS FOR PUBLIC SCHOOL EMPLOYEES' RETIREMENT.

6 SECTION 1723-L. DEPARTMENT OF ENVIRONMENTAL PROTECTION
7 (RESERVED).

8 SECTION 1724-L. DEPARTMENT OF GENERAL SERVICES.

9 FROM MONEY APPROPRIATED TO THE DEPARTMENT OF GENERAL SERVICES
10 FOR CAPITOL FIRE PROTECTION, THE CITY OF HARRISBURG SHALL USE
11 THE MONEY TO SUPPORT THE PROVISIONS OF FIRE SERVICES TO THE
12 CAPITOL COMPLEX.

13 SECTION 1725-L. DEPARTMENT OF HEALTH.

14 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
15 HEALTH:

16 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
17 OPERATIONS, SUFFICIENT MONEY SHALL BE INCLUDED FOR THE
18 COORDINATION OF DONATED DENTAL SERVICES AND NO LESS THAN
19 FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020 FISCAL YEAR
20 SHALL BE USED FOR OUTREACH FOR CHARCOT-MARIE-TOOTH SYNDROME.

21 (2) FROM MONEY APPROPRIATED FOR DIABETES PROGRAMS, NO
22 LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020
23 FISCAL YEAR SHALL BE USED FOR TYPE I DIABETES AWARENESS,
24 EDUCATION AND OUTREACH.

25 (3) FROM MONEY APPROPRIATED FOR ADULT CYSTIC FIBROSIS
26 AND OTHER CHRONIC RESPIRATORY ILLNESSES, NO LESS THAN FIVE-
27 TWELFTHS OF THE AMOUNT USED IN THE 2019-2020 FISCAL YEAR
28 SHALL BE USED FOR A PROGRAM PROMOTING CYSTIC FIBROSIS
29 RESEARCH IN A COUNTY OF THE SECOND CLASS, AND NO LESS THAN
30 FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020 FISCAL YEAR

1 SHALL BE USED FOR RESEARCH RELATED TO CHILDHOOD CYSTIC
2 FIBROSIS IN A CITY OF THE FIRST CLASS WITH A HOSPITAL THAT IS
3 NATIONALLY ACCREDITED AS A CYSTIC FIBROSIS TREATMENT CENTER
4 AND SPECIALIZES IN THE TREATMENT OF CHILDREN.

5 (4) FROM MONEY APPROPRIATED FOR LYME DISEASE NO LESS
6 THAN FIVE-TWELFTHS OF THE AMOUNT USED IN 2019-2020 FISCAL
7 YEAR SHALL BE USED FOR COSTS RELATED TO FREE TICK TESTING FOR
8 RESIDENTS PERFORMED IN CONJUNCTION WITH A UNIVERSITY THAT IS
9 PART OF THE STATE SYSTEM OF HIGHER EDUCATION, INCLUDING
10 OUTREACH AND MARKETING.

11 (5) MONEY APPROPRIATED FOR LUPUS PROGRAMS SHALL BE
12 DISTRIBUTED PROPORTIONATELY TO EACH ENTITY THAT RECEIVED
13 FUNDING IN FISCAL YEAR 2018-2019.

14 (6) MONEY APPROPRIATED FOR BIOTECHNOLOGY RESEARCH SHALL
15 INCLUDE ALLOCATIONS FOR REGENERATIVE MEDICINE RESEARCH, FOR
16 REGENERATIVE MEDICINE MEDICAL TECHNOLOGY, FOR HEPATITIS AND
17 VIRAL RESEARCH, FOR DRUG RESEARCH AND CLINICAL TRIALS RELATED
18 TO CANCER, PULMONARY EMBOLISM AND DEEP VEIN THROMBOSIS, FOR
19 GENETIC AND MOLECULAR RESEARCH FOR DISEASE IDENTIFICATION AND
20 ERADICATION, FOR NANOTECHNOLOGY AND FOR THE COMMERCIALIZATION
21 OF APPLIED RESEARCH.

22 (7) FROM THE APPROPRIATION FOR LEUKEMIA AND LYMPHOMA, NO
23 LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020
24 FISCAL YEAR SHALL BE DISTRIBUTED TO A BRANCH OF AN EASTERN
25 PENNSYLVANIA CHAPTER OF A NONPROFIT ORGANIZATION, WHERE THE
26 BRANCH IS LOCATED WITHIN A CITY OF THE THIRD CLASS THAT IS
27 LOCATED IN TWO COUNTIES OF THE THIRD CLASS, DEDICATED TO
28 AWARENESS, EDUCATION, PATIENT ASSISTANCE AND OUTREACH RELATED
29 TO BLOOD CANCER.

30 (8) FUNDS APPROPRIATED FOR HEMOPHILIA SERVICES SHALL BE

1 DISTRIBUTED TO GRANTEEES IN THE SAME PROPORTION AS DISTRIBUTED
2 IN FISCAL YEAR 2019-2020.

3 (9) FUNDS APPROPRIATED FOR SICKLE CELL ANEMIA SERVICES,
4 INCLUDING CAMPS FOR CHILDREN WITH SICKLE CELL ANEMIA, SHALL
5 BE DISTRIBUTED TO GRANTEEES IN THE SAME PROPORTION AS
6 DISTRIBUTED IN FISCAL YEAR 2019-2020.

7 (10) FUNDS APPROPRIATED FOR ADULT CYSTIC FIBROSIS AND
8 OTHER CHRONIC RESPIRATORY ILLNESSES SHALL BE DISTRIBUTED TO
9 GRANTEEES IN THE SAME PROPORTION AS DISTRIBUTED IN FISCAL YEAR
10 2019-2020.

11 (11) FUNDS APPROPRIATED FOR DIAGNOSIS AND TREATMENT FOR
12 COOLEY'S ANEMIA SHALL BE DISTRIBUTED TO GRANTEEES IN THE SAME
13 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

14 (12) FUNDS APPROPRIATED FOR SERVICES FOR CHILDREN WITH
15 SPECIAL NEEDS SHALL BE DISTRIBUTED TO GRANTEEES IN THE SAME
16 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

17 SECTION 1726-L. INSURANCE DEPARTMENT (RESERVED).

18 SECTION 1727-L. DEPARTMENT OF LABOR AND INDUSTRY.

19 THE FOLLOWING APPLY TO APPROPRIATIONS TO THE DEPARTMENT OF
20 LABOR AND INDUSTRY:

21 (1) FROM MONEY APPROPRIATED TO THE DEPARTMENT OF LABOR
22 AND INDUSTRY FOR INDUSTRY PARTNERSHIPS:

23 (I) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
24 THE 2019-2020 FISCAL YEAR SHALL BE USED FOR A WORK FORCE
25 DEVELOPMENT PROGRAM THAT LINKS VETERANS WITH EMPLOYMENT
26 IN A HOME RULE COUNTY THAT WAS FORMERLY A COUNTY OF THE
27 SECOND CLASS A.

28 (II) (RESERVED).

29 (2) (RESERVED).

30 SECTION 1728-L. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

1 (RESERVED).

2 SECTION 1729-L. DEPARTMENT OF HUMAN SERVICES.

3 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
4 HUMAN SERVICES:

5 (1) FROM MONEY APPROPRIATED FOR MENTAL HEALTH SERVICES
6 OR FROM FEDERAL MONEY, NO LESS THAN FIVE-TWELFTHS OF THE
7 AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR
8 THE FOLLOWING:

9 (I) THE OPERATION AND MAINTENANCE OF A NETWORK OF
10 WEB PORTALS THAT PROVIDE COMPREHENSIVE REFERRAL SERVICES,
11 SUPPORT AND INFORMATION RELATING TO EARLY INTERVENTION,
12 PREVENTION AND SUPPORT FOR INDIVIDUALS WITH MENTAL HEALTH
13 OR SUBSTANCE ABUSE ISSUES, COUNTY MENTAL HEALTH OFFICES,
14 PROVIDERS AND OTHERS THAT PROVIDE MENTAL AND BEHAVIORAL
15 HEALTH TREATMENT AND RELATED SERVICES.

16 (II) THE EXPANSION OF THE EXISTING WEB PORTALS,
17 INCLUDING SERVICES AND RESOURCES FOR MILITARY VETERANS
18 AND THEIR FAMILIES, INCLUDING COMPREHENSIVE REFERRAL
19 SERVICES FOR TRANSITIONAL, TEMPORARY AND PERMANENT
20 HOUSING, JOB PLACEMENT AND CAREER COUNSELING AND OTHER
21 SERVICES FOR MILITARY VETERANS RETURNING TO CIVILIAN
22 LIFE.

23 (2) FROM MONEY APPROPRIATED FOR MENTAL HEALTH SERVICES,
24 NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-
25 2020 FISCAL YEAR SHALL BE USED FOR EXPANDED SERVICES FOR A
26 PEDIATRIC MENTAL HEALTH HOSPITAL AND AN ADOLESCENT
27 RESIDENTIAL TREATMENT PROGRAM IN A COUNTY OF THE THIRD CLASS
28 WITH A POPULATION OF AT LEAST 349,000, BUT NOT MORE THAN
29 350,000, UNDER THE 2010 FEDERAL DECENNIAL CENSUS.

30 (3) THE FOLLOWING SHALL APPLY:

1 (I) PAYMENTS TO HOSPITALS FOR COMMUNITY ACCESS FUND
2 GRANTS SHALL BE DISTRIBUTED UNDER THE FORMULAS UTILIZED
3 FOR THESE GRANTS IN FISCAL YEAR 2014-2015. IF THE TOTAL
4 FUNDING AVAILABLE UNDER THIS SUBPARAGRAPH IS LESS THAN
5 THAT AVAILABLE IN FISCAL YEAR 2014-2015, PAYMENTS SHALL
6 BE MADE ON A PRO RATA BASIS.

7 (II) AMOUNTS ALLOCATED FROM MONEY APPROPRIATED FOR
8 FEE-FOR-SERVICE USED FOR THE SELECT PLAN FOR WOMEN'S
9 PREVENTATIVE HEALTH SERVICES SHALL BE USED FOR WOMEN'S
10 MEDICAL SERVICES, INCLUDING NONINVASIVE CONTRACEPTION
11 SUPPLIES.

12 (III) NOTWITHSTANDING ANY OTHER LAW, MONEY
13 APPROPRIATED FOR MEDICAL ASSISTANCE PAYMENTS FOR FEE-FOR-
14 SERVICE CARE, EXCLUSIVE OF INPATIENT SERVICES PROVIDED
15 THROUGH CAPITATION PLANS, SHALL INCLUDE SUFFICIENT MONEY
16 FOR TWO SEPARATE ALL PATIENT REFINED DIAGNOSTIC RELATED
17 GROUP PAYMENTS FOR INPATIENT ACUTE CARE GENERAL HOSPITAL
18 STAYS FOR:

19 (A) NORMAL NEWBORN CARE; AND

20 (B) MOTHERS' OBSTETRICAL DELIVERY.

21 (IV) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
22 FEE-FOR-SERVICE CARE THE FOLLOWING APPLY:

23 (A) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
24 USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR
25 CLEFT PALATES AND OTHER CRANIOFACIAL ANOMALIES.

26 (B) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
27 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
28 DISTRIBUTED TO A HOSPITAL FOR CLINICAL OPHTHALMOLOGIC
29 SERVICES LOCATED IN A CITY OF THE FIRST CLASS.

30 (C) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT

1 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
2 DISTRIBUTED FOR IMPROVEMENTS TO AN ACUTE CARE
3 HOSPITAL LOCATED IN A CITY OF THE FIRST CLASS.

4 (D) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
5 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
6 DISTRIBUTED TO A HOSPITAL IN A CITY OF THE THIRD
7 CLASS IN A HOME RULE COUNTY THAT WAS FORMERLY A
8 COUNTY OF THE SECOND CLASS A.

9 (E) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
10 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
11 DISTRIBUTED TO A UNIVERSITY LOCATED IN A CITY OF THE
12 FIRST CLASS TO EXPAND RESEARCH AND TREATMENT
13 PROTOCOLS FOR COMBATING OPIOID ADDICTION.

14 (F) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
15 USED IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR
16 AN ACUTE CARE HOSPITAL LOCATED IN A CITY OF THE THIRD
17 CLASS IN A COUNTY OF THE THIRD CLASS FOR A REGIONAL
18 BREAST CANCER CENTER.

19 (G) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
20 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
21 DISTRIBUTED TO AN ENROLLED OUTPATIENT THERAPY SERVICE
22 PROVIDER LOCATED IN A CITY OF THE SECOND CLASS IN A
23 COUNTY OF THE SECOND CLASS THAT PROVIDES BEHAVIORAL
24 HEALTH AND MEDICAL REHABILITATION PEDIATRIC
25 OUTPATIENT SERVICES.

26 (V) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
27 CAPITATION, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
28 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR PREVENTION
29 AND TREATMENT OF DEPRESSION AND ITS COMPLICATIONS IN
30 OLDER PENNSYLVANIANS IN A COUNTY OF THE SECOND CLASS.

1 (VI) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
2 LONG-TERM CARE:

3 (A) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
4 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
5 DISTRIBUTED TO A NONPUBLIC NURSING HOME LOCATED IN A
6 COUNTY OF THE FIRST CLASS WITH MORE THAN 395 BEDS AND
7 A MEDICAID ACUITY AT 1.17 AS OF AUGUST 1, 2019, TO
8 ENSURE ACCESS TO NECESSARY NURSING CARE IN THAT
9 COUNTY.

10 (B) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
11 USED IN THE 2019-2020 FISCAL YEAR SHALL BE
12 DISTRIBUTED TO A NONPUBLIC NURSING HOME LOCATED IN A
13 COUNTY OF THE EIGHTH CLASS WITH MORE THAN 119 BEDS
14 AND A MEDICAID ACUITY AT 1.09 AS OF AUGUST 1, 2019,
15 TO ENSURE ACCESS TO NECESSARY NURSING HOME CARE IN
16 THAT COUNTY.

17 (VII) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
18 LONG-TERM CARE, NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT
19 USED IN THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED TO
20 A SPECIAL REHABILITATION FACILITY IN PEER GROUP NUMBER 13
21 IN A CITY OF THE THIRD CLASS WITH A POPULATION BETWEEN
22 115,000 AND 120,000 BASED UPON THE 2010 FEDERAL DECENNIAL
23 CENSUS, AND AN ADDITIONAL, AT LEAST, FIVE-TWELFTHS OF THE
24 AMOUNT USED IN THE 2019-2020 FISCAL YEAR SHALL BE PAID IN
25 EQUAL PAYMENTS TO NURSING FACILITIES THAT QUALIFIED FOR
26 SUPPLEMENTAL VENTILATOR CARE AND TRACHEOSTOMY CARE
27 PAYMENTS IN FISCAL YEAR 2014-2015 WITH A PERCENTAGE OF
28 MEDICAL ASSISTANCE RECIPIENT RESIDENTS WHO REQUIRED
29 MEDICALLY NECESSARY VENTILATOR CARE OR TRACHEOSTOMY CARE
30 GREATER THAN 90%.

1 (VIII) FEDERAL OR STATE MONEY APPROPRIATED UNDER THE
2 GENERAL APPROPRIATION ACT OF 2019 IN ACCORDANCE WITH 35
3 PA.C.S. § 8107.3 (RELATING TO FUNDING) NOT USED TO MAKE
4 PAYMENTS TO HOSPITALS QUALIFYING AS LEVEL III TRAUMA
5 CENTERS OR SEEKING ACCREDITATION AS LEVEL III TRAUMA
6 CENTERS SHALL BE USED TO MAKE PAYMENTS TO HOSPITALS
7 QUALIFYING AS LEVELS I AND II TRAUMA CENTERS.

8 (IX) QUALIFYING ACADEMIC MEDICAL CENTERS THAT
9 RECEIVED MONEY FOR FISCAL YEAR 2019-2020 SHALL RECEIVE NO
10 LESS THAN FIVE-TWELFTHS OF THE STATE APPROPRIATION MADE
11 AVAILABLE TO THOSE ACADEMIC MEDICAL CENTERS DURING FISCAL
12 YEAR 2019-2020.

13 (X) QUALIFYING PHYSICIAN PRACTICE PLANS THAT
14 RECEIVED MONEY FOR FISCAL YEAR 2019-2020 SHALL RECEIVE NO
15 LESS THAN FIVE-TWELFTHS OF THE STATE APPROPRIATION MADE
16 AVAILABLE TO THOSE PHYSICIAN PRACTICE PLANS DURING FISCAL
17 YEAR 2019-2020.

18 (XI) MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
19 TRANSPORTATION SHALL ONLY BE UTILIZED AS A PAYMENT OF
20 LAST RESORT FOR TRANSPORTATION FOR ELIGIBLE MEDICAL
21 ASSISTANCE RECIPIENTS.

22 (XII) SUBJECT TO FEDERAL APPROVAL OF NECESSARY
23 AMENDMENTS OF THE TITLE XIX STATE PLAN, FROM FUNDS
24 APPROPRIATED FOR MEDICAL ASSISTANCE LONG-TERM CARE,
25 \$16,000,000 IS ALLOCATED FOR MEDICAL ASSISTANCE DAY-ONE
26 INCENTIVE PAYMENTS TO QUALIFIED NONPUBLIC NURSING
27 FACILITIES UNDER METHODOLOGY AND CRITERIA UNDER SECTION
28 443.1(7)(VI) OF THE HUMAN SERVICES CODE.

29 (4) THE FOLLOWING APPLY:

30 (I) MONEY APPROPRIATED FOR BREAST CANCER SCREENING

1 MAY BE USED FOR WOMEN'S MEDICAL SERVICES, INCLUDING
2 NONINVASIVE CONTRACEPTION SUPPLIES.

3 (II) (RESERVED).

4 (5) THE FOLLOWING APPLY:

5 (I) MONEY APPROPRIATED FOR WOMEN'S SERVICE PROGRAMS
6 GRANTS TO NONPROFIT AGENCIES WHOSE PRIMARY FUNCTION IS TO
7 PROMOTE CHILDBIRTH AND PROVIDE ALTERNATIVES TO ABORTION
8 SHALL BE EXPENDED TO PROVIDE SERVICES TO WOMEN UNTIL
9 CHILDBIRTH AND FOR UP TO 12 MONTHS THEREAFTER, INCLUDING
10 FOOD, SHELTER, CLOTHING, HEALTH CARE, COUNSELING,
11 ADOPTION SERVICES, PARENTING CLASSES, ASSISTANCE FOR
12 POSTDELIVERY STRESS AND OTHER SUPPORTIVE PROGRAMS AND
13 SERVICES AND FOR RELATED OUTREACH PROGRAMS. AGENCIES MAY
14 SUBCONTRACT WITH OTHER NONPROFIT ENTITIES THAT OPERATE
15 PROJECTS DESIGNED SPECIFICALLY TO PROVIDE ALL OR A
16 PORTION OF THESE SERVICES. PROJECTS RECEIVING MONEY
17 REFERRED TO IN THIS SUBPARAGRAPH SHALL NOT PROMOTE, REFER
18 FOR OR PERFORM ABORTIONS OR ENGAGE IN ANY COUNSELING
19 WHICH IS INCONSISTENT WITH THE APPROPRIATION REFERRED TO
20 IN THIS SUBPARAGRAPH AND SHALL BE PHYSICALLY AND
21 FINANCIALLY SEPARATE FROM ANY COMPONENT OF ANY LEGAL
22 ENTITY ENGAGING IN SUCH ACTIVITIES.

23 (II) FEDERAL FUNDS APPROPRIATED FOR TANFBG
24 ALTERNATIVES TO ABORTION SHALL BE UTILIZED SOLELY FOR
25 SERVICES TO WOMEN WHOSE GROSS FAMILY INCOME IS BELOW 185%
26 OF THE FEDERAL POVERTY GUIDELINES.

27 (6) FROM MONEY APPROPRIATED FOR AUTISM INTERVENTION AND
28 SERVICES:

29 (I) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
30 THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED TO A

1 BEHAVIORAL HEALTH FACILITY LOCATED IN A COUNTY OF THE
2 FIFTH CLASS WITH A POPULATION BETWEEN 130,000 AND 135,000
3 UNDER THE 2010 FEDERAL DECENNIAL CENSUS AND SHALL BE
4 DISTRIBUTED TO A HEALTH SYSTEM THAT OPERATES BOTH A
5 GENERAL ACUTE CARE HOSPITAL AND A BEHAVIORAL HEALTH
6 FACILITY THAT HAS A CENTER FOR AUTISM AND DEVELOPMENTAL
7 DISABILITIES LOCATED IN A COUNTY OF THE FIFTH CLASS WITH
8 A POPULATION BETWEEN 130,000 AND 135,000 UNDER THE 2010
9 FEDERAL DECENNIAL CENSUS;

10 (II) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
11 IN THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED TO AN
12 INSTITUTION OF HIGHER EDUCATION THAT PROVIDES AUTISM
13 EDUCATION AND DIAGNOSTIC CURRICULUM LOCATED IN A CITY OF
14 THE FIRST CLASS THAT OPERATES A CENTER FOR AUTISM IN A
15 COUNTY OF THE SECOND CLASS A;

16 (III) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
17 IN THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED TO AN
18 INSTITUTION OF HIGHER EDUCATION THAT PROVIDES AUTISM
19 EDUCATION AND DIAGNOSTIC CURRICULUM AND IS LOCATED IN A
20 COUNTY OF THE SECOND CLASS;

21 (IV) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED
22 IN THE 2019-2020 FISCAL YEAR SHALL BE USED FOR PROGRAMS
23 TO PROMOTE THE HEALTH AND FITNESS OF PERSONS WITH
24 DEVELOPMENTAL DISABILITIES LOCATED IN A CITY OF THE FIRST
25 CLASS;

26 (V) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN
27 THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED FOR THE
28 EXPANSION OF AN ADULT AUTISM PROGRAM IN A COUNTY OF THE
29 THIRD CLASS; AND

30 (VI) NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED

1 IN THE 2019-2020 FISCAL YEAR SHALL BE DISTRIBUTED FOR AN
2 ENTITY THAT PROVIDES ALTERNATIVE EDUCATIONAL SERVICES TO
3 INDIVIDUALS WITH AUTISM AND DEVELOPMENTAL DISABILITIES IN
4 A COUNTY OF THE THIRD CLASS WITH A POPULATION OF AT LEAST
5 519,000, BUT NOT MORE THAN 519,500, UNDER THE 2010
6 FEDERAL DECENNIAL CENSUS.

7 (7) MONEY APPROPRIATED FOR COMMUNITY-BASED FAMILY
8 CENTERS MAY NOT BE CONSIDERED AS PART OF THE BASE FOR
9 CALCULATION OF THE COUNTY CHILD WELFARE NEEDS-BASED BUDGET
10 FOR A FISCAL YEAR.

11 (8) FROM THE APPROPRIATION FOR 2-1-1 COMMUNICATIONS, NO
12 LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-2020
13 FISCAL YEAR SHALL BE USED FOR A STATEWIDE 2-1-1 SYSTEM GRANT
14 PROGRAM.

15 (9) THE APPROPRIATION FOR SERVICES FOR THE VISUALLY
16 IMPAIRED INCLUDES THE FOLLOWING:

17 (I) AN ALLOCATION OF NO LESS THAN FIVE-TWELFTHS OF
18 THE AMOUNT ALLOCATED IN THE 2019-2020 FISCAL YEAR FOR
19 STATEWIDE PROFESSIONAL SERVICES PROVIDER ASSOCIATION FOR
20 THE BLIND TO PROVIDE TRAINING AND SUPPORTIVE SERVICES FOR
21 INDIVIDUALS WHO ARE BLIND AND PRESCHOOL VISION SCREENINGS
22 AND EYE SAFETY EDUCATION; AND

23 (II) AN ALLOCATION OF NO LESS THAN FIVE-TWELFTHS OF
24 THE AMOUNT ALLOCATED IN THE 2019-2020 FISCAL YEAR TO
25 PROVIDE SPECIALIZED SERVICES AND PREVENTION OF BLINDNESS
26 SERVICES IN CITIES OF THE FIRST CLASS.

27 (10) TO SUPPLEMENT THE MONEY APPROPRIATED TO THE
28 DEPARTMENT FOR MEDICAL ASSISTANCE FOR WORKERS WITH
29 DISABILITIES, IN ADDITION TO THE MONTHLY PREMIUM ESTABLISHED
30 UNDER SECTION 1503(B) (1) OF THE ACT OF JUNE 26, 2001

1 (P.L.755, NO.77), KNOWN AS THE TOBACCO SETTLEMENT ACT, THE
2 DEPARTMENT MAY ADJUST THE PERCENTAGE OF THE PREMIUM UPON
3 APPROVAL OF THE CENTERS FOR MEDICARE AND MEDICAID SERVICES AS
4 AUTHORIZED UNDER FEDERAL REQUIREMENTS. FAILURE TO MAKE
5 PAYMENTS IN ACCORDANCE WITH THIS PARAGRAPH OR SECTION 1503(B)
6 (1) OF THE TOBACCO SETTLEMENT ACT SHALL RESULT IN THE
7 TERMINATION OF MEDICAL ASSISTANCE COVERAGE.

8 (11) THE PROVISIONS OF 8 U.S.C. §§ 1611 (RELATING TO
9 ALIENS WHO ARE NOT QUALIFIED ALIENS INELIGIBLE FOR FEDERAL
10 PUBLIC BENEFITS), 1612 (RELATING TO LIMITED ELIGIBILITY OF
11 QUALIFIED ALIENS FOR CERTAIN FEDERAL PROGRAMS) AND 1642
12 (RELATING TO VERIFICATION OF ELIGIBILITY FOR FEDERAL PUBLIC
13 BENEFITS) SHALL APPLY TO PAYMENTS AND PROVIDERS.

14 (12) SUBJECT TO THE AVAILABILITY OF FEDERAL FUNDS AND
15 ELIGIBILITY UNDER FEDERAL TANFBG RULES, GRANTEEES WHO OPERATED
16 WITHIN THE PA WORKWEAR PROGRAM IN FISCAL YEAR 2019-2020 SHALL
17 BE OFFERED A FISCAL YEAR 2020-2021 GRANT TO CONTINUE SERVICE
18 DELIVERY UNDER SUBSTANTIALLY SIMILAR TERMS AS PREVIOUS PA
19 WORKWEAR GRANTS.

20 SECTION 1730-L. DEPARTMENT OF REVENUE (RESERVED).

21 SECTION 1731-L. DEPARTMENT OF STATE (RESERVED).

22 SECTION 1732-L. DEPARTMENT OF TRANSPORTATION.

23 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE
24 DEPARTMENT OF TRANSPORTATION:

25 (1) FROM MONEY APPROPRIATED FOR INFRASTRUCTURE PROJECTS,
26 NO LESS THAN FIVE-TWELFTHS OF THE AMOUNT USED IN THE 2019-
27 2020 FISCAL YEAR SHALL BE USED FOR COSTS RELATED TO CAPITAL
28 EQUIPMENT FOR A RURAL TRANSIT SERVICE HEADQUARTERED IN THIS
29 COMMONWEALTH THAT PROVIDES INTERCITY LINE-RUN SERVICE WITH AT
30 LEAST SIX DIFFERENT LINE-RUNS.

1 (2) (RESERVED).

2 SECTION 1733-L. PENNSYLVANIA STATE POLICE (RESERVED).

3 SECTION 1734-L. STATE CIVIL SERVICE COMMISSION (RESERVED).

4 SECTION 1735-L. PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

5 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE

6 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY:

7 (1) MONEY APPROPRIATED FOR SEARCH AND RESCUE PROGRAMS
8 SHALL BE USED TO SUPPORT PROGRAMS RELATED TO TRAINING WORKING
9 SERVICE DOGS FOCUSING ON RESCUE AND PUBLIC SAFETY.

10 (2) MONEY APPROPRIATED FOR THE STATE FIRE COMMISSIONER
11 INCLUDES FUNDING FOR A STATEWIDE RECRUITMENT AND RETENTION
12 COORDINATOR AND REGIONAL TECHNICAL ADVISORS TO DEVELOP,
13 IMPLEMENT AND DELIVER RECRUITMENT AND RETENTION TRAINING
14 PROGRAMS AND PROVIDE TECHNICAL ASSISTANCE TO LOCAL FIRE
15 ORGANIZATIONS AND LOCAL GOVERNMENTS.

16 SECTION 1736-L. PENNSYLVANIA FISH AND BOAT COMMISSION

17 (RESERVED).

18 SECTION 1737-L. STATE SYSTEM OF HIGHER EDUCATION (RESERVED).

19 SECTION 1737.1-L. STATE-RELATED INSTITUTIONS (RESERVED).

20 SECTION 1738-L. PENNSYLVANIA HIGHER EDUCATION ASSISTANCE

21 AGENCY.

22 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE

23 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY:

24 (1) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY
25 SHALL ALLOCATE NO LESS THAN THE AMOUNT ALLOCATED IN THE 2019-
26 2020 FISCAL YEAR FROM THE HIGHER EDUCATION ASSISTANCE FUND
27 FOR THE CHEYNEY UNIVERSITY KEYSTONE ACADEMY.

28 (2) FROM FUNDS APPROPRIATED FOR PAYMENT OF EDUCATION
29 ASSISTANCE GRANTS, NO LESS THAN THE AMOUNT ALLOCATED IN THE
30 2019-2020 FISCAL YEAR SHALL BE ALLOCATED TO A STATE-OWNED

1 UNIVERSITY LOCATED IN TIOGA COUNTY FOR MERIT SCHOLARSHIPS.
2 SECTION 1739-L. PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION
3 (RESERVED).
4 SECTION 1740-L. PENNSYLVANIA INFRASTRUCTURE INVESTMENT
5 AUTHORITY (RESERVED).
6 SECTION 1741-L. ENVIRONMENTAL HEARING BOARD (RESERVED).
7 SECTION 1742-L. PENNSYLVANIA BOARD OF PROBATION AND PAROLE
8 (RESERVED).
9 SECTION 1743-L. (RESERVED).
10 SECTION 1744-L. (RESERVED).
11 SECTION 1745-L. (RESERVED).
12 SECTION 1746-L. (RESERVED).
13 SECTION 1747-L. (RESERVED).
14 SECTION 1748-L. COMMONWEALTH FINANCING AUTHORITY (RESERVED).
15 SECTION 1749-L. THADDEUS STEVENS COLLEGE OF TECHNOLOGY
16 (RESERVED).
17 SECTION 1750-L. PENNSYLVANIA HOUSING FINANCE AGENCY (RESERVED).
18 SECTION 1751-L. LIHEABG (RESERVED).
19 SUBARTICLE C
20 STATE GOVERNMENT SUPPORT AGENCIES
21 SECTION 1761-L. HEALTH CARE COST CONTAINMENT COUNCIL
22 (RESERVED).
23 SECTION 1762-L. STATE ETHICS COMMISSION (RESERVED).
24 SECTION 1763-L. LEGISLATIVE REFERENCE BUREAU (RESERVED).
25 SECTION 1764-L. LEGISLATIVE BUDGET AND FINANCE COMMITTEE
26 (RESERVED).
27 SECTION 1765-L. LEGISLATIVE DATA PROCESSING COMMITTEE
28 (RESERVED).
29 SECTION 1766-L. JOINT STATE GOVERNMENT COMMISSION (RESERVED).
30 SECTION 1767-L. JOINT LEGISLATIVE AIR AND WATER POLLUTION

1 CONTROL AND CONSERVATION COMMITTEE (RESERVED) .
2 SECTION 1768-L. LEGISLATIVE AUDIT ADVISORY COMMISSION
3 (RESERVED) .
4 SECTION 1769-L. INDEPENDENT REGULATORY REVIEW COMMISSION
5 (RESERVED) .
6 SECTION 1770-L. CAPITOL PRESERVATION COMMITTEE (RESERVED) .
7 SECTION 1771-L. PENNSYLVANIA COMMISSION ON SENTENCING
8 (RESERVED) .
9 SECTION 1772-L. CENTER FOR RURAL PENNSYLVANIA (RESERVED) .
10 SECTION 1773-L. COMMONWEALTH MAIL PROCESSING CENTER (RESERVED) .
11 SECTION 1774-L. TRANSFERS (RESERVED) .
12 SUBARTICLE D
13 JUDICIAL DEPARTMENT
14 SECTION 1781-L. SUPREME COURT (RESERVED) .
15 SECTION 1782-L. SUPERIOR COURT (RESERVED) .
16 SECTION 1783-L. COMMONWEALTH COURT (RESERVED) .
17 SECTION 1784-L. COURTS OF COMMON PLEAS (RESERVED) .
18 SECTION 1785-L. COMMUNITY COURTS; MAGISTERIAL DISTRICT JUDGES
19 (RESERVED) .
20 SECTION 1786-L. PHILADELPHIA TRAFFIC COURT (RESERVED) .
21 SECTION 1787-L. PHILADELPHIA MUNICIPAL COURT (RESERVED) .
22 SECTION 1788-L. JUDICIAL CONDUCT BOARD (RESERVED) .
23 SECTION 1789-L. COURT OF JUDICIAL DISCIPLINE (RESERVED) .
24 SECTION 1790-L. JUROR COST REIMBURSEMENT (RESERVED) .
25 SECTION 1791-L. COUNTY COURT REIMBURSEMENT (RESERVED) .
26 SECTION 1792-L. SENIOR JUDGES (RESERVED) .
27 SECTION 1793-L. TRANSFER OF MONEY BY SUPREME COURT (RESERVED) .
28 SUBARTICLE E
29 GENERAL ASSEMBLY
30 (RESERVED) .

1 ARTICLE XVII-M

2 2020-2021 RESTRICTIONS ON APPROPRIATIONS

3 FOR FUNDS AND ACCOUNTS

4 SECTION 1701-M. APPLICABILITY.

5 EXCEPT AS SPECIFICALLY PROVIDED IN THIS ARTICLE, THIS ARTICLE
6 APPLIES TO THE ACT OF (P.L. , NO.), KNOWN AS THE GENERAL
7 APPROPRIATION ACT OF 2020, AND ALL OTHER APPROPRIATION ACTS OF
8 2020.

9 SECTION 1702-M. STATE LOTTERY FUND.

10 THE FOLLOWING APPLY:

11 (1) MONEY APPROPRIATED FOR PENNCARE SHALL NOT BE
12 UTILIZED FOR ADMINISTRATIVE COSTS BY THE DEPARTMENT OF AGING.

13 (2) (RESERVED).

14 SECTION 1703-M. TOBACCO SETTLEMENT FUND (RESERVED).

15 SECTION 1704-M. JUDICIAL COMPUTER SYSTEM AUGMENTATION ACCOUNT
16 (RESERVED).

17 SECTION 1705-M. EMERGENCY MEDICAL SERVICES OPERATING FUND
18 (RESERVED).

19 SECTION 1706-M. THE STATE STORES FUND (RESERVED).

20 SECTION 1707-M. MOTOR LICENSE FUND (RESERVED).

21 SECTION 1708-M. AVIATION RESTRICTED ACCOUNT (RESERVED).

22 SECTION 1709-M. HAZARDOUS MATERIAL RESPONSE FUND (RESERVED).

23 SECTION 1710-M. MILK MARKETING FUND (RESERVED).

24 SECTION 1711-M. HOME INVESTMENT TRUST FUND (RESERVED).

25 SECTION 1712-M. TUITION ACCOUNT GUARANTEED SAVINGS PROGRAM FUND
26 (RESERVED).

27 SECTION 1713-M. BANKING FUND (RESERVED).

28 SECTION 1714-M. FIREARM RECORDS CHECK FUND (RESERVED).

29 SECTION 1715-M. BEN FRANKLIN TECHNOLOGY DEVELOPMENT AUTHORITY
30 FUND (RESERVED).

1 SECTION 1716-M. OIL AND GAS LEASE FUND (RESERVED).
2 SECTION 1717-M. HOME IMPROVEMENT ACCOUNT (RESERVED).
3 SECTION 1718-M. CIGARETTE FIRE SAFETY AND FIREFIGHTER
4 PROTECTION ACT ENFORCEMENT FUND (RESERVED).
5 SECTION 1719-M. INSURANCE REGULATION AND OVERSIGHT FUND
6 (RESERVED).
7 SECTION 1720-M. PENNSYLVANIA RACE HORSE DEVELOPMENT RESTRICTED
8 RECEIPTS ACCOUNT (RESERVED).
9 SECTION 1721-M. JUSTICE REINVESTMENT FUND (RESERVED).
10 SECTION 1722-M. MULTIMODAL TRANSPORTATION FUND (RESERVED).
11 SECTION 1723-M. STATE RACING FUND (RESERVED).
12 SECTION 1724-M. ABLE SAVINGS PROGRAM FUND (RESERVED).
13 SECTION 1725-M. RESTRICTED RECEIPT ACCOUNTS.
14 (A) GENERAL PROVISIONS.--THE SECRETARY OF THE BUDGET MAY
15 CREATE RESTRICTED RECEIPT ACCOUNTS FOR THE PURPOSE OF
16 ADMINISTERING FEDERAL GRANTS ONLY FOR THE PURPOSES DESIGNATED IN
17 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. § 460L-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 1726-M. FUND TRANSFERS.

19 (A) TRANSFER TO SCHOOL SAFETY AND SECURITY FUND.--OF THE
20 AMOUNT APPROPRIATED TO THE DEPARTMENT OF EDUCATION FOR COVID -
21 ESSER - SEA IN FISCAL YEAR 2019-2020, \$49,762,000 SHALL BE
22 TRANSFERRED TO THE SCHOOL SAFETY AND SECURITY FUND.

23 (B) TRANSFER TO ENVIRONMENTAL STEWARDSHIP FUND.--FROM FUNDS
24 RECEIVED UNDER THE AUTHORITY OF ARTICLE III OF THE TAX REFORM
25 CODE OF 1971, THE SUM OF \$13,782,000 SHALL BE TRANSFERRED TO THE
26 ENVIRONMENTAL STEWARDSHIP FUND.

27 (C) TRANSFER TO PROPERTY TAX RELIEF FUND.--

28 (1) IF THE SECRETARY OF THE BUDGET DETERMINES THE MAY
29 19, 2020, REVISED CERTIFICATION UNDER SECTION 503 OF THE ACT
30 OF JUNE 27, 2006 (1ST SP.SESS., P.L.1873, NO.1), KNOWN AS THE

1 TAXPAYER RELIEF ACT, IS INSUFFICIENT TO GENERATE \$621,000,000
2 FOR STATEWIDE PROPERTY TAX RELIEF, THE SECRETARY OF THE
3 BUDGET IS AUTHORIZED TO TRANSFER UP TO \$300,000,000 FROM THE
4 COVID-19 RESPONSE RESTRICTED ACCOUNT TO THE PROPERTY TAX
5 RELIEF FUND. IF THE SECRETARY OF THE BUDGET DETERMINES A
6 TRANSFER IS NECESSARY, THE SECRETARY OF THE BUDGET SHALL
7 ISSUE A REVISED CERTIFICATION UNDER SECTION 503 OF THE
8 TAXPAYER RELIEF ACT.

9 (2) THE AMOUNT TRANSFERRED FROM THE COVID-19 RESPONSE
10 RESTRICTED ACCOUNT BY THE SECRETARY OF THE BUDGET IS
11 APPROPRIATED TO THE DEPARTMENT OF EDUCATION. THE DEPARTMENT
12 OF EDUCATION SHALL COMBINE THE AMOUNT APPROPRIATED FROM THE
13 ACCOUNT WITH OTHER FUNDS AVAILABLE FOR PROPERTY TAX RELIEF
14 PAYMENTS AND SHALL MAKE DISTRIBUTIONS TO SCHOOL DISTRICTS
15 UNDER SECTIONS 324 AND 505 OF THE TAXPAYER RELIEF ACT. THE
16 SECRETARY OF THE BUDGET MAY NOT TRANSFER AN AMOUNT MORE THAN
17 IS NECESSARY TO PROVIDE \$621,000,000 OF STATEWIDE PROPERTY
18 TAX RELIEF, INCLUDING OTHER FUNDS AVAILABLE FOR PROPERTY TAX
19 RELIEF PAYMENTS.

20 SECTION 13. THE AMENDMENT OF SECTION 1798.3-E OF THE ACT
21 SHALL APPLY TO APPLICATIONS SUBMITTED TO THE DEPARTMENT OF
22 COMMUNITY AND ECONOMIC DEVELOPMENT OR THE DEPARTMENT OF
23 TRANSPORTATION ON OR AFTER MARCH 1, 2020.

24 SECTION 14. REPEALS ARE AS FOLLOWS:

25 (1) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
26 PARAGRAPH (2) IS NECESSARY TO EFFECTUATE THE ADDITION OF
27 ARTICLE XVI-O OF THE ACT.

28 (2) SECTION 811-I OF THE ACT OF JUNE 13, 1967
29 (P.L.31,NO.21), KNOWN AS THE HUMAN SERVICES CODE, IS
30 REPEALED.

1 (3) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
2 PARAGRAPH (4) IS NECESSARY TO EFFECTUATE THE ADDITION OF
3 SECTION 1723-A.1(3)(V) OF THE ACT.

4 (4) 3 PA.C.S. § 9374(B) IS REPEALED.

5 (5) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
6 PARAGRAPH (6) IS NECESSARY TO EFFECTUATE THE ADDITION OF
7 SECTION 1795.1-E(C) OF THE ACT.

8 (6) SECTION 2802-E OF THE ACT OF APRIL 9, 1929 (P.L.177,
9 NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929, IS
10 REPEALED.

11 (7) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
12 PARAGRAPH (8) IS NECESSARY TO EFFECTUATE THE ADDITION OF
13 SECTION 1721-L(2) OF THE ACT.

14 (8) THE DEFINITION OF "ELIGIBLE OFFENDER" UNDER 61
15 PA.C.S. § 4601 IS REPEALED INsofar AS IT IS INCONSISTENT WITH
16 SECTION 1721-L(2) OF THIS ACT.

17 SECTION 15. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

18 (1) THIS SECTION SHALL TAKE EFFECT IMMEDIATELY.

19 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT JULY 1,
20 2020, OR IMMEDIATELY, WHICHEVER IS LATER.