

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 474 Session of
1993

INTRODUCED BY O'PAKE, BELAN, LINCOLN, AFFLERBACH, REIBMAN,
BODACK, STAPLETON, MELLOW, JONES, SCHWARTZ, MOWERY, HELFRICK,
MUSTO, FISHER, PETERSON AND SALVATORE, FEBRUARY 9, 1993

SENATOR O'PAKE, INTERGOVERNMENTAL AFFAIRS, AS AMENDED,
MARCH 23, 1993

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," establishing the Governor's
21 Office of Citizen Service (PennSERVE) within the Department
22 of Labor and Industry; creating the Community Service
23 Advisory Board; and providing for coordination of
24 Commonwealth community service programs.

25 The General Assembly of the Commonwealth of Pennsylvania
26 hereby enacts as follows:

27 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
28 as The Administrative Code of 1929, is amended by adding an

1 article to read:

2 ARTICLE XXII-B

3 COORDINATION OF COMMONWEALTH

4 COMMUNITY SERVICE PROGRAMS

5 Section 2201-B. Definitions.--The following words and
6 phrases when used in this article shall have the meanings given
7 to them in this section unless the context clearly indicates
8 otherwise:

9 "Board" means the Community Service Advisory Board.

10 "Community-based agency" means a private, nonprofit
11 organization that is representative of a community or a
12 significant segment of a community that is engaged in meeting
13 human, educational or environmental community needs.

14 "Community service" means performance of tasks designated to
15 accomplish any of the following:

16 (1) Environmental preservation, enhancement and remediation.

17 (2) Promotion of the well-being of children, the elderly,
18 persons with physical or developmental disabilities and persons
19 with low incomes.

20 (3) Educational development, including, but not limited to,
21 literacy training, adult basic education courses and instruction
22 in job search skills and job application skills.

23 (4) Improvement activities on public lands or facilities.

24 (5) Projects or activities calculated to improve public
25 health, safety and welfare developed by the board.

26 (6) EDUCATIONAL ACTIVITIES, THROUGH A PENNSYLVANIA EDUCATION <—
27 SYSTEM OR A COMMUNITY OR GOVERNMENTAL ENTITY, THAT INSTILL AN
28 ETHIC OF CIVIC RESPONSIBILITY AND CITIZENSHIP IN ALL
29 PENNSYLVANIANS AND IN PARTICULAR YOUNG PENNSYLVANIANS.

30 "Department" means the Department of Labor and Industry of

1 the Commonwealth.

2 "Office" means the Governor's Office of Citizen Service
3 (PennServe) within the Department of Labor and Industry.

4 Section 2202-B. Governor's Office of Citizen Service
5 (PennServe) Established.--(a) There is hereby established
6 within the department the Governor's Office of Citizen Service
7 (PennServe).

8 (b) The department shall provide staff, space, equipment and
9 supplies for the office to discharge its duties.

10 Section 2203-B. ~~Predominant Responsibility~~ RESPONSIBILITIES <—
11 of Office.--(a) The predominant, BUT NOT THE SOLE <—
12 responsibility of the office shall be to coordinate the
13 development and implementation of community service programs
14 within this Commonwealth.

15 (B) PENNSERVE IS ESTABLISHED TO MAKE COMMUNITY SERVICE THE <—
16 COMMON EXPECTATION AND EXPERIENCE OF ALL PENNSYLVANIANS WITH A
17 SPECIAL CONCENTRATION ON PENNSYLVANIA'S YOUNG PEOPLE.

18 (C) PENNSERVE SHALL WORK TO RENEW THE ETHIC OF CIVIC
19 RESPONSIBILITY IN PENNSYLVANIA AND TO INVOLVE AND ENROLL YOUNG
20 PEOPLE IN SERVICE OPPORTUNITIES THAT WILL BENEFIT PENNSYLVANIA
21 WHILE OFFERING OUR YOUNG PEOPLE LITERACY SKILLS AND IMPROVED JOB
22 SKILLS. PENNSERVE SHALL BUILD ON THE EXISTING ORGANIZATIONAL
23 FRAMEWORK OF STATE, LOCAL, AND COMMUNITY-BASED PROGRAMS AND
24 AGENCIES TO EXPAND FULL-TIME AND PART-TIME SERVICE OPPORTUNITIES
25 FOR ALL CITIZENS, BUT PARTICULARLY YOUTH.

26 ~~(b)~~ (D) All Commonwealth departments, agencies, boards, <—
27 commissions and instrumentalities shall share information and
28 cooperate with the office to enable it to perform the functions
29 assigned to it in this article.

30 Section 2204-B. Commonwealth Departments and Agencies.--The

1 office shall have the following powers and duties:

2 (1) (i) To develop jointly with the DEPARTMENT OF EDUCATION <—
3 AND THE Pennsylvania Higher Education Assistance Agency a plan
4 under which at least ten per centum (10%) of the funds available
5 under Title IV of the Higher Education Act of 1965 (Public Law
6 89-329, 79 Stat. 1219), may be used to permit students to
7 perform community service. The office shall assist the
8 DEPARTMENT OF EDUCATION AND THE Pennsylvania Higher Education <—
9 Assistance Agency in preparing a public information program for
10 students receiving the funds to apprise them of the community
11 service option.

12 (ii) To develop jointly with the DEPARTMENT OF EDUCATION AND <—
13 THE Pennsylvania Higher Education Assistance Agency a plan to
14 encourage college and university students to participate in
15 thirty (30) hours of community service each year. The plan shall
16 include tuition reimbursement or academic course credit or
17 tuition reimbursement and academic course credit for students
18 who perform community service.

19 (2) To cooperate with the Department of Community Affairs to
20 produce the following:

21 (i) A plan to advise local governments of the procedure for
22 establishing community service programs. The plan shall include
23 creation of a data base that will enable local governments to
24 share information with educational institutions, community-based
25 agencies and other entities and individuals concerned with
26 community service and the private sector on a regional basis.

27 (ii) An informational brochure or pamphlet for local
28 governments that describes community-based agencies and explains
29 the desirability of having participants in community service and
30 recipients of community service serve on the governing board of

1 community-based agencies.

2 (iii) A proposal, including a fee schedule, that would
3 permit participants in community service programs and
4 participants in the corps program under the act of July 2, 1984
5 (P.L.561, No.112), known as the "Pennsylvania Conservation Corps
6 Act," to perform services for State or local governments and
7 community-based agencies and to receive compensation for their
8 services.

9 (3) To work jointly with the Department of Corrections and
10 the State Board of Education to formulate and implement a
11 project to encourage children adjudicated delinquent for
12 commission of nonviolent offenses to perform community service
13 for local governments and school districts. The project shall
14 include an evaluative and reflective component.

15 (4) To cooperate with the Department of Education to
16 implement the policy of the State Board of Education that all
17 secondary, college and university students be encouraged to
18 become involved in community service.

19 (5) (i) To work with other bureaus and offices of the
20 department to attempt to obtain increased Federal funding for
21 the Pennsylvania Conservation Corps and Summer Youth Corps
22 programs.

23 (ii) To meet and consult with other bureaus and offices of
24 the department to enhance the quality and efficiency of job
25 training programs.

26 (6) To assist the Department of Environmental Resources in
27 incorporating the goals of protecting the environment, promoting
28 recreational facilities and restoring public parks into the
29 mission of the Pennsylvania Conservation Corps.

30 (7) TO WORK WITH THE DEPARTMENT OF AGING TO PRODUCE THE

<—

1 FOLLOWING RESULTS:

2 (I) INVOLVEMENT OF YOUNG PEOPLE IN ASSISTING PROFESSIONAL
3 STAFF IN THE DELIVERY OF SERVICES TO OLDER PENNSYLVANIANS IN
4 NURSING HOMES, RETIREMENT COMMUNITIES OR PERSONAL HOUSEHOLDS.

5 (II) EXPANSION OF SERVICE OPPORTUNITIES THAT COMBINE THE
6 HUMAN RESOURCES OF YOUNGER PENNSYLVANIANS WITH THE HUMAN
7 RESOURCES OF OLDER PENNSYLVANIANS TO EXPAND INTER-GENERATIONAL
8 PROGRAMS SO AS TO COMBINE THE ENERGY, WISDOM, STRENGTH AND TIME
9 OF BOTH OUR YOUNGER AND OLDER POPULATION IN ORDER TO ADDRESS
10 VITAL SOCIAL NEEDS.

11 (8) TO DEVELOP WITH THE DEPARTMENT OF HEALTH A PROPOSAL THAT
12 WILL ALLOW YOUNG PEOPLE TO BE INVOLVED IN THE HEALTH-RELATED
13 ACTIVITIES, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING:

14 (I) EDUCATIONAL PROGRAMS THAT ARE AIMED AT INCREASING
15 AWARENESS IN COMMUNITIES AND EDUCATIONAL INSTITUTIONS ABOUT
16 COMMUNITY HEALTH PROBLEMS.

17 (II) ENGAGEMENT WITH COMMUNITY HEALTH CLINICS AND
18 PROFESSIONAL MEDICAL PERSONNEL TO ENSURE THAT ALL PENNSYLVANIA
19 CHILDREN ARE IMMUNIZED.

20 (9) TO WORK WITH THE DEPARTMENT OF TRANSPORTATION TO MEET
21 THE TRANSPORTATION AND INFRASTRUCTURE NEEDS OF PENNSYLVANIA BY
22 ENSURING THE ELIGIBILITY OF THE PENNSYLVANIA CONSERVATION CORPS
23 OR LOCAL CORPS TO PERFORM CONTRACT WORK THAT MAY INCLUDE, BUT
24 NEED NOT BE LIMITED TO, MAINTENANCE WORK, REHABILITATION AND
25 REPAINTING OF BRIDGE AND UNDERPASS STRUCTURES AND BEAUTIFYING
26 EFFORTS ALONG PUBLIC ROADWAYS.

27 (10) TO DEVELOP AND IMPLEMENT WITH THE DEPARTMENT OF PUBLIC
28 WELFARE A PLAN FOR JOB TRAINING PROGRAMS THAT WILL HAVE
29 COMMUNITY SERVICE OPTIONS WHICH CAN SERVE AS A TRANSITION FROM
30 PUBLIC ASSISTANCE TO SUSTAINED EMPLOYMENT.

1 Section 2205-B. Liaison with Federal Government.--The office
2 shall serve as the liaison between the Federal Government and
3 State, county and local governments for submitting grant
4 proposals, accessing funds, seeking changes in Federal community
5 service laws and regulations and related purposes.

6 Section 2206-B. Annual Report.--The office, through the
7 Secretary of Labor and Industry, shall submit an annual report
8 of its activities to the General Assembly.

9 Section 2207-B. Community Service Advisory Board.--(a)
10 There is hereby established within the department the Community
11 Service Advisory Board which shall include no more than twenty-
12 five (25) members.

13 (b) The board shall include the following members:

14 (1) The Secretary of Labor and Industry who shall be the
15 presiding officer of the board.

16 (2) The Secretary of Education.

17 (3) The Secretary of Community Affairs.

18 (4) The Secretary of Corrections.

19 (5) The executive director of the Pennsylvania Higher
20 Education Assistance Agency.

21 (6) A member of the Senate appointed by the Majority Leader.

22 (7) A member of the Senate appointed by the Minority Leader.

23 (8) A member of the House of Representatives appointed by
24 the Majority Leader.

25 (9) A member of the House of Representatives appointed by
26 the Minority Leader.

27 (10) A representative of the State System of Higher
28 Education, who is an active member of the Pennsylvania Campus
29 Compact, appointed by the Governor.

30 (11) A representative of a private college or university,

1 who is an active member of the Pennsylvania Campus Compact,
2 appointed by the Governor.

3 (12) A college or university student who is personally
4 involved in community service, appointed by the Governor.

5 (13) One adult and one minor who are actively involved in
6 the Pennsylvania Conservation Corps or the Summer Youth Corps,
7 both appointed by the Governor.

8 (14) A public school administrator, appointed by the
9 Governor.

10 (15) A secondary public school student, appointed by the
11 Governor.

12 (16) Two representatives of community-based agencies, both
13 appointed by the Governor.

14 (17) A member of the ~~AFL-CIO~~ A LABOR ORGANIZATION, appointed <—
15 by the Governor.

16 (18) A member representing the business community, appointed
17 by the Governor.

18 (19) A MEMBER OF THE PENNSYLVANIA SERVICE DELIVERY AREA, <—
19 APPOINTED BY THE GOVERNOR.

20 ~~(19)~~ (20) Other members, at the discretion of and appointed <—
21 by the Governor.

22 (c) The terms of office of the public members shall coincide
23 with the terms of their respective elective or appointive
24 offices. Members appointed by the Governor shall serve for a
25 term of two years. No member shall serve for more than two
26 consecutive terms on the board.

27 (d) The board shall have the power to adopt rules governing
28 its organization and its procedure.

29 (e) The members of the board shall receive no compensation
30 for their services on the board, but shall be reimbursed by the

1 department for ordinary and necessary expenses incurred in the
2 performance of their duties.

3 (f) The board shall consult with and advise the office on
4 the development of a Statewide plan for expansion of community
5 service opportunities. The board shall encourage youth to
6 participate in community service, shall disseminate information
7 concerning community service and shall monitor the effectiveness
8 and geographical distribution of community service programs. The
9 board shall also have the power to develop novel community
10 service programs.

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