

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 546 Session of 2007

INTRODUCED BY WAUGH, COSTA, STOUT, RAFFERTY, PUNT, GORDNER, TOMLINSON, WONDERLING, KASUNIC, MADIGAN, ROBBINS, RHOADES, O'PAKE AND D. WHITE, MARCH 19, 2007

SENATOR ARMSTRONG, APPROPRIATIONS, RE-REPORTED AS AMENDED, JUNE 16, 2008

AN ACT

1 ~~Amending the act of July 2, 2006 (P.L. , No.2A), entitled "An~~ <—
2 ~~act to provide from the General Fund for the expenses of the~~
3 ~~Executive, Legislative and Judicial Departments of the~~
4 ~~Commonwealth, the public debt and for the public schools for~~
5 ~~the fiscal year July 1, 2006, to June 30, 2007, for certain~~
6 ~~institutions and organizations, and for the payment of bills~~
7 ~~incurred and remaining unpaid at the close of the fiscal year~~
8 ~~ending June 30, 2006; to provide appropriations from the~~
9 ~~State Lottery Fund, the Energy Conservation and Assistance~~
10 ~~Fund, the Hazardous Material Response Fund, The State Stores~~
11 ~~Fund, the Milk Marketing Fund, the Home Investment Trust~~
12 ~~Fund, the Emergency Medical Services Operating Fund, the~~
13 ~~Tuition Payment Fund, the Banking Department Fund, the~~
14 ~~Firearm Records Check Fund, the Ben Franklin Technology~~
15 ~~Development Authority Fund, the Tobacco Settlement Fund and~~
16 ~~the Health Care Provider Retention Account to the Executive~~
17 ~~Department; to provide appropriations from the Judicial~~
18 ~~Computer System Augmentation Account to the Judicial~~
19 ~~Department for the fiscal year July 1, 2006, to June 30,~~
20 ~~2007; to provide appropriations from the Motor License Fund~~
21 ~~for the fiscal year July 1, 2006, to June 30, 2007, for the~~
22 ~~proper operation of the several departments of the~~
23 ~~Commonwealth and the Pennsylvania State Police authorized to~~
24 ~~spend Motor License Fund moneys; to provide for the~~
25 ~~appropriation of Federal funds to the Executive Department of~~
26 ~~the Commonwealth and for the establishment of restricted~~
27 ~~receipt accounts for the fiscal year July 1, 2006, to June~~
28 ~~30, 2007, and for the payment of bills remaining unpaid at~~
29 ~~the close of the fiscal year ending June 30, 2006; to provide~~
30 ~~for the additional appropriation of Federal and State funds~~
31 ~~from the General Fund, the Motor License Fund and the State~~
32 ~~Lottery Fund for the Executive, Legislative and Judicial~~

1 ~~Departments of the Commonwealth for the fiscal year July 1,~~
2 ~~2005, to June 30, 2006, and for the payment of bills incurred~~
3 ~~and remaining unpaid at the close of the fiscal year ending~~
4 ~~June 30, 2005," further providing for appropriations to the~~
5 ~~Department of Agriculture and the Department of Community and~~
6 ~~Economic Development.~~

7 AMENDING THE ACT OF JULY 17, 2007 (P.L.499, NO.8A), ENTITLED, <—
8 "AN ACT TO PROVIDE FROM THE GENERAL FUND FOR THE EXPENSES OF
9 THE EXECUTIVE, LEGISLATIVE AND JUDICIAL DEPARTMENTS OF THE
10 COMMONWEALTH, THE PUBLIC DEBT AND THE PUBLIC SCHOOLS FOR THE
11 FISCAL YEAR JULY 1, 2007, TO JUNE 30, 2008, FOR CERTAIN
12 INSTITUTIONS AND ORGANIZATIONS, AND FOR THE PAYMENT OF BILLS
13 INCURRED AND REMAINING UNPAID AT THE CLOSE OF THE FISCAL YEAR
14 ENDING JUNE 30, 2007; TO PROVIDE APPROPRIATIONS FROM THE
15 STATE LOTTERY FUND, THE ENERGY CONSERVATION AND ASSISTANCE
16 FUND, THE HAZARDOUS MATERIAL RESPONSE FUND, THE STATE STORES
17 FUND, THE MILK MARKETING FUND, THE HOME INVESTMENT TRUST
18 FUND, THE EMERGENCY MEDICAL SERVICES OPERATING FUND, THE
19 TUITION PAYMENT FUND, THE BANKING DEPARTMENT FUND, THE
20 FIREARM RECORDS CHECK FUND, THE BEN FRANKLIN TECHNOLOGY
21 DEVELOPMENT AUTHORITY FUND AND THE TOBACCO SETTLEMENT FUND TO
22 THE EXECUTIVE DEPARTMENT; TO PROVIDE APPROPRIATIONS FROM THE
23 JUDICIAL COMPUTER SYSTEM AUGMENTATION ACCOUNT TO THE JUDICIAL
24 DEPARTMENT FOR THE FISCAL YEAR JULY 1, 2007, TO JUNE 30,
25 2008; TO PROVIDE APPROPRIATIONS FROM THE MOTOR LICENSE FUND
26 FOR THE FISCAL YEAR JULY 1, 2007, TO JUNE 30, 2008, FOR THE
27 PROPER OPERATION OF THE SEVERAL DEPARTMENTS OF THE
28 COMMONWEALTH AND THE PENNSYLVANIA STATE POLICE AUTHORIZED TO
29 SPEND MOTOR LICENSE FUND MONEYS; TO PROVIDE FOR THE
30 APPROPRIATION OF FEDERAL FUNDS TO THE EXECUTIVE DEPARTMENT OF
31 THE COMMONWEALTH AND FOR THE PAYMENT OF BILLS REMAINING
32 UNPAID AT THE CLOSE OF THE FISCAL YEAR ENDING JUNE 30, 2007;
33 TO PROVIDE FOR THE ADDITIONAL APPROPRIATION OF FEDERAL AND
34 STATE FUNDS FROM THE GENERAL FUND, THE STATE LOTTERY FUND AND
35 THE PHARMACEUTICAL ASSISTANCE CONTRACT FOR THE ELDERLY FUND
36 FOR THE EXECUTIVE, LEGISLATIVE AND JUDICIAL DEPARTMENTS OF
37 THE COMMONWEALTH FOR THE FISCAL YEAR JULY 1, 2006, TO JUNE
38 30, 2007, AND FOR THE PAYMENT OF BILLS INCURRED AND REMAINING
39 UNPAID AT THE CLOSE OF THE FISCAL YEAR ENDING JUNE 30, 2006,"
40 INCREASING AND DECREASING FEDERAL AND STATE APPROPRIATIONS
41 FOR THE DEPARTMENT OF AGRICULTURE, THE DEPARTMENT OF
42 EDUCATION, THE DEPARTMENT OF HEALTH, THE INSURANCE
43 DEPARTMENT, THE DEPARTMENT OF PUBLIC WELFARE, THE DEPARTMENT
44 OF STATE, THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY, THE
45 PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION, THE COURTS OF
46 COMMON PLEAS AND COMMUNITY COURTS AND MAGISTERIAL DISTRICT
47 JUDGES; ADDING A FEDERAL APPROPRIATION TO THE DEPARTMENT OF
48 AGING; AND FURTHER PROVIDING FOR THE LAPSING OF UNEXPENDED
49 APPROPRIATIONS.

50 The General Assembly of the Commonwealth of Pennsylvania
51 hereby enacts as follows:

52 ~~Section 1. The appropriation for county fairs in section 208 <—~~
53 ~~of the act of July 2, 2006 (P.L. , No.2A), known as the General~~
54 ~~Appropriation Act of 2006, is amended to read:~~

1 Section 208. Department of Agriculture. The following
2 amounts are appropriated to the Department of Agriculture:

3 _____ Federal _____ State

4 * * *

5 For payments to county fairs.

6 [State appropriation.....4,000,000]

7 State appropriation.....4,400,000

8 * * *

9 Section 2. The appropriation for cultural expositions and
10 exhibitions in section 209 of the act is amended to read:

11 Section 209. Department of Community and Economic
12 Development. The following amounts are appropriated to the
13 Department of Community and Economic Development:

14 _____ Federal _____ State

15 * * *

16 For cultural expositions and exhibitions.

17 [State appropriation.....11,725,000]

18 State appropriation.....11,325,000

19 * * *

20 Section 3. This act shall take effect immediately.

21 SECTION 1. AS MUCH AS RELATES TO THE FEDERAL APPROPRIATION <—
22 FOR GENERAL GOVERNMENT OPERATIONS IN SECTION 208 OF THE ACT OF
23 JULY 17, 2007 (P.L.499, NO.8A), KNOWN AS THE GENERAL
24 APPROPRIATION ACT OF 2007, IS AMENDED TO READ:

25 SECTION 208. DEPARTMENT OF
26 AGRICULTURE.--THE FOLLOWING AMOUNTS
27 ARE APPROPRIATED TO THE DEPARTMENT OF
28 AGRICULTURE:

FEDERAL STATE

29 * * *

30 THE FOLLOWING FEDERAL AMOUNTS ARE

1 APPROPRIATED TO SUPPLEMENT THE SUM
2 APPROPRIATED FOR GENERAL GOVERNMENT
3 OPERATIONS:

4 * * *

5 (4) "NATIONAL SCHOOL LUNCH
6 ADMINISTRATION."

7 [FEDERAL APPROPRIATION..... 425,000]

8 FEDERAL APPROPRIATION..... 600,000

9 * * *

10 SECTION 2. AS MUCH AS RELATES TO THE STATE APPROPRIATIONS
11 FOR PAYMENTS ON ACCOUNT OF ANNUAL RENTAL CHARGES, FOR PAYMENTS
12 TO PENNSYLVANIA CHARTER SCHOOLS FOR THE DEAF AND BLIND AND FOR
13 SPECIAL EDUCATION-APPROVED PRIVATE SCHOOLS IN SECTION 212 OF THE
14 ACT ARE AMENDED TO READ:

15 SECTION 212. DEPARTMENT OF
16 EDUCATION.--THE FOLLOWING AMOUNTS ARE
17 APPROPRIATED TO THE DEPARTMENT OF

18 EDUCATION: FEDERAL STATE

19 * * *

20 FOR PAYMENTS ON ACCOUNT OF ANNUAL
21 RENTAL OR SINKING FUND CHARGES ON
22 SCHOOL BUILDINGS, INCLUDING CHARTER
23 SCHOOLS.

24 [STATE APPROPRIATION..... 308,368,000]

25 STATE APPROPRIATION..... 323,368,000

26 * * *

27 FOR PAYMENTS TO PENNSYLVANIA
28 CHARTER SCHOOLS FOR THE DEAF AND
29 BLIND.

30 [STATE APPROPRIATION..... 34,236,000]

1 SECTION 4. AS MUCH AS RELATES TO THE FEDERAL AND STATE
2 APPROPRIATION FOR CHILDREN'S HEALTH INSURANCE IN SECTION 216 OF
3 THE ACT ARE AMENDED TO READ:

4 SECTION 216. INSURANCE
5 DEPARTMENT.--THE FOLLOWING AMOUNTS ARE
6 APPROPRIATED TO THE INSURANCE

7 DEPARTMENT: FEDERAL STATE

8 * * *

9 FOR CHILDREN'S HEALTH INSURANCE.

10 [STATE APPROPRIATION..... 57,259,000]

11 STATE APPROPRIATION..... 59,659,000

12 THE FOLLOWING FEDERAL AMOUNTS ARE

13 APPROPRIATED TO SUPPLEMENT THE SUM

14 APPROPRIATED FOR CHILDREN'S HEALTH

15 INSURANCE:

16 (1) "CHILDREN'S HEALTH INSURANCE

17 PROGRAM."

18 [FEDERAL APPROPRIATION..... 199,113,000]

19 FEDERAL APPROPRIATION..... 200,409,000

20 * * *

21 SECTION 5. AS MUCH AS RELATES TO THE FEDERAL AND STATE
22 APPROPRIATIONS FOR MENTAL HEALTH SERVICES AND FOR CHILD-CARE
23 ASSISTANCE; FOR FEDERAL APPROPRIATIONS RELATED TO COUNTY
24 ADMINISTRATION STATEWIDE, COMMUNITY SERVICES FOR THE MENTALLY
25 RETARDED AND FOR BEHAVIORAL HEALTH SERVICES AND FOR STATE
26 APPROPRIATIONS RELATED TO CASH ASSISTANCE GRANTS, FOR
27 SUPPLEMENTAL GRANTS FOR THE MEDICARE DRUG PROGRAM, FOR MEDICAL
28 ASSISTANCE PAYMENTS-CAPITATION PLANS AND FOR MEDICAL ASSISTANCE-
29 TRANSPORTATION IN SECTION 219 OF THE ACT ARE AMENDED TO READ:

30 SECTION 219. DEPARTMENT OF PUBLIC

1 WELFARE.--THE FOLLOWING SUMS ARE
2 APPROPRIATED TO THE DEPARTMENT OF
3 PUBLIC WELFARE:

FEDERAL STATE

4 * * *

5 THE FOLLOWING FEDERAL AMOUNTS ARE
6 APPROPRIATED TO SUPPLEMENT THE SUM
7 APPROPRIATED FOR STATEWIDE OPERATIONS
8 RELATING TO COUNTY ADMINISTRATION:

9 * * *

10 (4) "RYAN WHITE - STATEWIDE."

11 * * *

12 [FEDERAL APPROPRIATION..... 151,000]

13 FEDERAL APPROPRIATION..... 200,000

14 FOR MENTAL HEALTH SERVICES,
15 INCLUDING GRANTS TO COUNTIES EXCLUSIVE
16 OF CAPITAL IMPROVEMENTS. THIS
17 APPROPRIATION INCLUDES SUFFICIENT
18 FUNDS FOR A 3% COST-OF-LIVING INCREASE
19 FOR COMMUNITY SERVICES.

20 [STATE APPROPRIATION..... 723,659,000]

21 STATE APPROPRIATION..... 725,659,000

22 THE FOLLOWING FEDERAL AMOUNTS ARE
23 APPROPRIATED TO SUPPLEMENT THE SUM
24 APPROPRIATED FOR MENTAL HEALTH
25 SERVICES:

26 * * *

27 (1) "MEDICAL ASSISTANCE - MENTAL
28 HEALTH."

29 [FEDERAL APPROPRIATION..... 212,752,000]

30 FEDERAL APPROPRIATION..... 212,822,000

1 (2) "MEDICARE SERVICES - STATE
2 MENTAL HOSPITALS."

3 [FEDERAL APPROPRIATION..... 23,122,000]
4 FEDERAL APPROPRIATION..... 25,122,000

5 * * *

6 FOR CASH ASSISTANCE GRANTS,
7 INCLUDING EMPLOYMENT AND TRAINING AND
8 SUPPORTIVE SERVICES FOR CASH
9 ASSISTANCE RECIPIENTS.

10 [STATE APPROPRIATION..... 286,047,000]
11 STATE APPROPRIATION..... 264,459,000

12 * * *

13 FOR SUPPLEMENTAL GRANTS TO THE
14 AGED, BLIND AND DISABLED.

15 [STATE APPROPRIATION..... 141,783,000]
16 STATE APPROPRIATION..... 136,654,000

17 FOR PAYMENT TO THE FEDERAL
18 GOVERNMENT FOR THE MEDICARE DRUG
19 PROGRAM.

20 [STATE APPROPRIATION..... 351,008,000]
21 STATE APPROPRIATION..... 383,871,000

22 * * *

23 FOR MEDICAL ASSISTANCE PAYMENTS -
24 CAPITATION PLANS. FOR PROVISION OF
25 OUTPATIENT SERVICES AND INPATIENT
26 HOSPITAL SERVICES TO ELIGIBLE PERSONS
27 ENROLLED IN AN APPROVED CAPITATION
28 PLAN.

29 [STATE APPROPRIATION..... 2,715,022,000]
30 STATE APPROPRIATION..... 2,700,022,000

1 * * *

2 FOR MEDICAL ASSISTANCE -
3 TRANSPORTATION.

4 [STATE APPROPRIATION..... 63,102,000]

5 STATE APPROPRIATION..... 59,602,000

6 * * *

7 THE FOLLOWING FEDERAL AMOUNTS ARE
8 APPROPRIATED TO SUPPLEMENT THE SUM
9 APPROPRIATED FOR COMMUNITY SERVICES
10 FOR THE MENTALLY RETARDED:

11 (1) "MEDICAL ASSISTANCE -
12 COMMUNITY MR SERVICES."

13 [FEDERAL APPROPRIATION..... 836,908,000]

14 FEDERAL APPROPRIATION..... 866,908,000

15 * * *

16 THE FOLLOWING FEDERAL AMOUNTS ARE
17 APPROPRIATED TO SUPPLEMENT THE SUM
18 APPROPRIATED FOR BEHAVIORAL HEALTH
19 SERVICES TRANSITION:

20 (1) "MEDICAL ASSISTANCE -
21 BEHAVIORAL HEALTH SERVICES."

22 [FEDERAL APPROPRIATION..... 9,512,000]

23 FEDERAL APPROPRIATION..... 25,015,000

24 * * *

25 FOR CHILD-CARE ASSISTANCE.

26 [STATE APPROPRIATION..... 215,448,000]

27 STATE APPROPRIATION..... 199,698,000

28 THE FOLLOWING FEDERAL AMOUNTS ARE
29 APPROPRIATED TO SUPPLEMENT THE SUM
30 APPROPRIATED FOR THE CHILD-CARE

1 ASSISTANCE PROGRAM:

2 * * *

3 (3) "FOOD STAMPS - CHILD-CARE
4 ASSISTANCE."

5 [FEDERAL APPROPRIATION..... 8,247,000]

6 FEDERAL APPROPRIATION..... 12,247,000

7 * * *

8 SECTION 6. AS MUCH AS RELATES TO THE FEDERAL APPROPRIATION
9 FOR VOTER REGISTRATION PROGRAMS IN SECTION 221 OF THE ACT IS
10 AMENDED TO READ:

11 SECTION 221. DEPARTMENT OF
12 STATE.--THE FOLLOWING AMOUNTS ARE
13 APPROPRIATED TO THE DEPARTMENT OF

14 STATE: FEDERAL STATE

15 * * *

16 THE FOLLOWING FEDERAL AMOUNTS ARE
17 APPROPRIATED TO SUPPLEMENT THE SUM
18 APPROPRIATED FOR VOTER REGISTRATION
19 PROGRAMS:

20 (1) "ELECTIONS ASSISTANCE - GRANTS
21 TO COUNTIES."

22 [FEDERAL APPROPRIATION..... 500,000]

23 FEDERAL APPROPRIATION..... 2,503,000

24 * * *

25 SECTION 7. AS MUCH AS RELATES TO THE STATE APPROPRIATION FOR
26 GENERAL GOVERNMENT IN SECTION 225 OF THE ACT IS AMENDED TO READ:

27 SECTION 225. PENNSYLVANIA
28 EMERGENCY MANAGEMENT AGENCY.--THE
29 FOLLOWING AMOUNTS ARE APPROPRIATED TO
30 THE PENNSYLVANIA EMERGENCY MANAGEMENT

1 AGENCY: FEDERAL STATE
 2 FOR GENERAL GOVERNMENT OPERATIONS
 3 OF THE PENNSYLVANIA EMERGENCY
 4 MANAGEMENT AGENCY.

5 [STATE APPROPRIATION..... 6,379,000]
 6 STATE APPROPRIATION..... 6,687,000

7 * * *

8 SECTION 8. SECTION 229 OF THE ACT IS AMENDED BY ADDING A
 9 FEDERAL APPROPRIATION TO READ:

10 SECTION 229. PENNSYLVANIA
 11 HISTORICAL AND MUSEUM COMMISSION.--THE
 12 FOLLOWING AMOUNTS ARE APPROPRIATED TO
 13 THE PENNSYLVANIA HISTORICAL AND MUSEUM
 14 COMMISSION:

15 * * *

16 THE FOLLOWING FEDERAL AMOUNTS ARE
 17 APPROPRIATED TO SUPPLEMENT THE SUM
 18 APPROPRIATED FOR GENERAL GOVERNMENT
 19 OPERATIONS:

20 * * *

21 (12) "PRESERVE AMERICA."

22 FEDERAL APPROPRIATION..... 90,000

23 * * *

24 SECTION 9. AS MUCH AS RELATES TO THE STATE APPROPRIATION FOR
 25 THE COURTS OF COMMON PLEAS IN SECTION 284 OF THE ACT IS AMENDED
 26 TO READ:

27 SECTION 284. COURTS OF COMMON
 28 PLEAS.--THE FOLLOWING AMOUNTS ARE
 29 APPROPRIATED TO THE COURTS OF COMMON

30 PLEAS: FEDERAL STATE

1 FOR THE COURTS OF COMMON PLEAS:
2 INCLUDING THE SALARIES AND EXPENSES OF
3 JUDGES, INCLUDING THE EXPENSES OF
4 TRAVELING JUDGES, INCLUDING THE
5 MILEAGE IN DIVIDED JUDICIAL DISTRICTS,
6 AND THE PAYMENT OF A PER DIEM SALARY,
7 MILEAGE AND MISCELLANEOUS EXPENSES TO
8 ACTIVE VISITING JUDGES FOR THE
9 PERFORMANCE OF THEIR OFFICIAL DUTIES.

| | | |
|----|---------------------------------|-------------------|
| 10 | [STATE APPROPRIATION..... | 75,925,000] |
| 11 | <u>STATE APPROPRIATION.....</u> | <u>84,842,000</u> |

12 * * *

13 SECTION 10. AS MUCH AS RELATES TO THE SALARIES AND EXPENSES
14 OF THE COMMUNITY COURTS AND MAGISTERIAL COURTS IN SECTION 285 OF
15 THE ACT IS AMENDED TO READ:

16 SECTION 285. COMMUNITY COURTS -
17 MAGISTERIAL DISTRICT JUDGES.--THE
18 FOLLOWING AMOUNTS ARE APPROPRIATED TO
19 THE COMMUNITY COURTS AND MAGISTERIAL
20 DISTRICT JUDGES:

| | FEDERAL | STATE |
|---|---------|-------|
| 21 FOR THE SALARIES AND EXPENSES OF | | |
| 22 COMMUNITY COURT JUDGES AND MAGISTERIAL | | |
| 23 DISTRICT JUDGES. | | |

| | | |
|----|---------------------------------|-------------------|
| 24 | [STATE APPROPRIATION..... | 61,509,000] |
| 25 | <u>STATE APPROPRIATION.....</u> | <u>63,595,000</u> |

26 SECTION 11. SECTION 301 OF THE ACT IS AMENDED BY ADDING A
27 FEDERAL APPROPRIATION TO READ:

28 SECTION 301. DEPARTMENT OF
29 AGING.--THE FOLLOWING AMOUNTS ARE
30 APPROPRIATED TO THE DEPARTMENT OF

1 AGING: FEDERAL STATE

2 * * *

3 THE FOLLOWING FEDERAL AMOUNTS ARE
4 APPROPRIATED TO SUPPLEMENT THE SUM
5 APPROPRIATED FOR PENNCARE:

6 * * *

7 (10) "IMPROVING LEGAL ADVOCACY
8 SERVICES FOR SENIORS."

9 FEDERAL APPROPRIATION..... 100,000

10 SECTION 12. SECTION 1906(A) OF THE ACT IS AMENDED TO READ:

11 SECTION 1906. LAPSING OF UNUSED FUNDS.--(A) EXCEPT AS
12 OTHERWISE PROVIDED BY LAW OR BY THIS SECTION, THAT PART OF ALL
13 APPROPRIATIONS IN PARTS II, III, IV, V, VI, VII, VIII, IX, X,
14 XI, XII, XIII, XIV, XV AND XVI UNEXPENDED, UNCOMMITTED OR
15 UNENCUMBERED AS OF JUNE 30, 2008, SHALL AUTOMATICALLY LAPSE [AS
16 OF THAT DATE] ON THE EFFECTIVE DATE OF THE ACT OF 2008
17 (P.L. , NO.), KNOWN AS THE GENERAL APPROPRIATION ACT OF
18 2008.

19 * * *

20 SECTION 13. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.