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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 682      Session of  
1983

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Report of the Committee of Conference

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To the Members of the House of Representatives and Senate:

We, the undersigned, Committee of Conference on the part of the House of Representatives and Senate for the purpose of considering House Bill No. 682, entitled:  
"An act amending the act of April 9, 1929 (P.L.177, No.175), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth \* \* \*, ' FURTHER PROVIDING FOR GUBERNATORIAL APPOINTMENTS; FURTHER PROVIDING FOR BOARDS OF TRUSTEES OF STATE INSTITUTIONS; increasing the membership on the State Board of Education AND THE STATE VETERANS' COMMISSION; FURTHER PROVIDING FOR MEMBERSHIP ON THE COUNCIL OF HIGHER EDUCATION; excluding State colleges and universities from certain requirements relating to purchases of printing supplies; imposing additional limitations relating to publications; ~~and further providing for notice to certain municipalities;~~ FURTHER PROVIDING FOR THE POWERS AND DUTIES OF THE DEPARTMENT OF PUBLIC WELFARE; ~~CREATING A~~ FURTHER PROVIDING FOR THE POWERS AND DUTIES OF THE STATE BOARD OF OCCUPATIONAL THERAPY EDUCATION AND LICENSURE; TRANSFERRING CERTAIN FEES TO THE HISTORICAL AND MUSEUM COMMISSION; AND MAKING A REPEAL,"

respectfully submit the following bill as our report:

RONALD R. COWELL

PAUL McHALE

JAMES J. GALLEN

(Committee on the part of the House of Representatives.)

RALPH W. HESS

D. MICHAEL FISHER

ROBERT J. MELLOW

(Committee on the part of the Senate.)

AN ACT

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," further providing for gubernatorial appointments; further providing for boards of trustees of State institutions; increasing the membership on the State Board of Education and the State Veterans' Commission; establishing the Pennsylvania Academic Commission on Technological Development and providing for its powers and duties; further providing for membership on the Council of Higher Education; excluding State colleges and universities from certain requirements relating to purchases of printing supplies; imposing additional limitations relating to publications; providing for notice to certain municipalities; further providing for the powers and duties of the Department of Public Welfare; further providing for the powers and duties of the State Board of Occupational Therapy Education and Licensure; transferring certain fees to the Historical and Museum Commission; and making a repeal.

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

Section 1. As much of section 202 as relates to the Board of Trustees of Eastern Pennsylvania Psychiatric Institute of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is repealed.

Section 2. Section 207.1(d)(4) of the act, added November 8, 1976 (P.L.1109, No.227), is amended to read:

Section 207.1. Gubernatorial Appointments.--\* \* \*

(d) The Governor shall nominate in accordance with the provisions of the Constitution of the Commonwealth of

1 Pennsylvania and, by and with the advice and consent of a  
2 majority of the members elected to the Senate appoint persons to  
3 fill the following positions:

4 \* \* \*

5 (4) Those members which he is authorized to appoint to the  
6 Delaware Valley Regional Planning Commission, the Pennsylvania  
7 Public Television Network Commission, the State Council of Civil  
8 Defense, the State Farm Products Commission, the Pennsylvania  
9 Housing Finance Agency, the Board of Trustees of each State  
10 College and University, the Board of Trustees of Scotland School  
11 for Veterans' Children, the Board of Trustees of Thaddeus  
12 Stevens [Trade School] State School of Technology, the State  
13 Conservation Commission, the Commonwealth of Pennsylvania  
14 Council on the Arts, the State Planning Board, the Pennsylvania  
15 Drug, Device and Cosmetic Board, the County Board of Assistance  
16 in each county, the State Board of Public Welfare, the Boards of  
17 Trustees of Centers, [the Board of Trustees of Eastern  
18 Pennsylvania Psychiatric Institute,] the Board of Trustees of  
19 each Restoration Center, the Board of Trustees of each State  
20 General Hospital, the Board of Trustees of each State School and  
21 Hospital, the Board of Trustees of each State Hospital, the  
22 State Dental Council and Examining Board, the State Real Estate  
23 Commission, the State Registration Board for Professional  
24 Engineers, the State Boards of Examiners of Architects,  
25 Auctioneers, Nursing Home Administrators and Public Accountants,  
26 the State Boards of Barber Examiners, Chiropractic Examiners,  
27 Cosmetology, Funeral Directors, Medical Education and Licensure,  
28 Nurse Examiners, Optometrical Examiners, Osteopathic Examiners,  
29 Pharmacy, Physical Therapy Examiners, Podiatry Examiners,  
30 Veterinary Medical Examiners, Landscape Architects and Motor

1 Vehicle Manufacturers, Dealers and Salesmen, the Pennsylvania  
2 Board of Psychologist Examiners, the State Athletic Commission,  
3 the Hazardous Substance Transportation Board, the Pennsylvania  
4 Higher Education Assistance Agency, the Pennsylvania Historical  
5 and Museum Commission, the State Tax Equalization Board, the  
6 Public School Employees' Retirement Board, the State Employees'  
7 Retirement Board, the Municipal Police Officers' Education and  
8 Training Commission, the Pennsylvania Nursing Home Loan Agency,  
9 the Crime Victims Compensation Board, the Consumer Advocate, and  
10 the Pennsylvania Minority Business Development Authority.

11 \* \* \*

12 Section 3. Section 401 of the act, amended July 9, 1976  
13 (P.L.986, No.199), is amended to read:

14 Section 401. Boards of Trustees of State Institutions.--The  
15 boards of trustees of each of the State institutions hereinafter  
16 mentioned shall consist of nine members, and the head of the  
17 department having supervision over the institution ex officio.

18 The terms of each member of each such board shall be six  
19 years, and until his successor is appointed and qualified.

20 The terms of the first three members of all boards, the  
21 members of which now serve for terms of four years, appointed by  
22 the Governor on or after the third Tuesday of January, 1959,  
23 shall expire on the third Tuesday of January, 1961. The terms of  
24 the next three members appointed shall expire on the third  
25 Tuesday of January, 1963. The terms of the next three members  
26 appointed shall expire on the third Tuesday of January, 1965.  
27 Their successors and all members of all boards, appointed to  
28 succeed members who have served six year terms, shall be  
29 appointed for terms of six years from the date of the expiration  
30 of the preceding term. Vacancies happening before the expiration

1 of a term shall be filled for the unexpired term.

2 Five members of any such board shall constitute a quorum.

3 Each such board shall annually elect a president and vice-  
4 president from among its members, and a secretary and treasurer  
5 who need not be members of the board. The secretary and  
6 treasurer may be the same person.

7 This section shall apply to:

8 Board of Trustees of Thaddeus Stevens [Trade School]

9 State School of Technology,

10 Board of Trustees of Scranton State School for the Deaf,

11 Board of Trustees of Scotland School for Veterans' Children,

12 Board of Trustees of Pennsylvania Soldiers' and Sailors'

13 Home,

14 Board of Trustees of State Industrial Home for Women,

15 Board of Trustees of the Western Youth Development Centers,

16 Board of Trustees of the Central Youth Development Centers,

17 Board of Trustees of the Eastern Youth Development Centers,

18 Board of Trustees of Allentown State Hospital,

19 Board of Trustees of Clarks Summit State Hospital,

20 Board of Trustees of Danville State Hospital,

21 Board of Trustees of Embreeville State Hospital,

22 [Board of Trustees of Eastern Pennsylvania Psychiatric

23 Institute,]

24 Board of Trustees of Farview State Hospital,

25 Board of Trustees of Harrisburg State Hospital,

26 Board of Trustees of Hollidaysburg State Hospital,

27 Board of Trustees of Mayview State Hospital,

28 Board of Trustees of Norristown State Hospital,

29 Board of Trustees of Philadelphia State Hospital,

30 Board of Trustees of Retreat State Hospital,

1 Board of Trustees of Somerset State Hospital,  
2 Board of Trustees of Warren State Hospital,  
3 Board of Trustees of Wernersville State Hospital,  
4 Board of Trustees of Woodville State Hospital,  
5 Board of Trustees of Torrance State Hospital,  
6 Board of Trustees of Haverford State Hospital,  
7 Board of Trustees of Ashland State General Hospital,  
8 [Board of Trustees of Blossburg State General Hospital,]  
9 Board of Trustees of Coaldale State General Hospital,  
10 Board of Trustees of Connellsville State General Hospital,  
11 Board of Trustees of Dixmont State Hospital,  
12 Board of Trustees of Hazleton State General Hospital,  
13 Board of Trustees of Locust Mountain State General Hospital,  
14 Board of Trustees of Nanticoke State General Hospital,  
15 Board of Trustees of Philipsburg State General Hospital,  
16 Board of Trustees of Scranton State General Hospital,  
17 Board of Trustees of Shamokin State General Hospital,  
18 Board of Trustees of Cresson State School and Hospital,  
19 Board of Trustees of Ebensburg State School and Hospital,  
20 Board of Trustees of Eastern State School and Hospital,  
21 Board of Trustees of Laurelton State School and Hospital,  
22 Board of Trustees of Pennhurst State School and Hospital,  
23 Board of Trustees of Polk State School and Hospital,  
24 Board of Trustees of Selinsgrove State School and Hospital,  
25 Board of Trustees of Hamburg State School and Hospital,  
26 Board of Trustees of Western State School and Hospital,  
27 Board of Trustees of White Haven State School and Hospital,  
28 Board of Trustees of Eastern Mental Health Center,  
29 Board of Trustees of the Western Restoration Centers,  
30 Board of Trustees of the Central Restoration Centers,

Board of Trustees of the Eastern Restoration Centers.

Section 4. Section 408.1 of the act, amended October 18, 1972 (P.L.935, No.224), is amended to read:

Section 408.1. The State Board of Education.--(a) The State Board of Education shall consist of [seventeen] twenty-one members, [eight] ten of whom shall also serve as members of the Council of Basic Education, and [eight] ten of whom shall also serve as members of the Council of Higher Education. Three members of the Council of Higher Education shall be actively employed by an institution of higher education, at least one holding an administrative position and at least one holding a professional position on a faculty of an institution of higher education. The member designated by the Governor as Chairman of the State Board of Education shall also serve as a member of the Council of Basic Education and of the Council of Higher Education. Members at large on the effective date of this act may be assigned by the Governor to either council. [Each] Except the legislative members, each member shall be appointed by the Governor, by and with the advice and consent of [two-thirds] a majority of all the members of the Senate, and shall, except as hereinafter provided, hold office for terms of six years each and until his successor has been appointed and has qualified. The chairmen and minority chairmen of the House of Representatives and Senate Education Committees or their respective designees from such committees shall serve as ex officio members of the board with full voting privileges and shall serve as members for as long as they hold their respective positions. Members shall receive no salary but shall be entitled to travel and other necessary expenses incurred in the performance of their duties as members of the board.

1        [Nine] (b) Eleven members shall constitute a quorum provided  
2        that at least [four] five members serving on each of the  
3        councils are present. The affirmative vote of a majority of all  
4        the members of the board duly recorded showing how each member  
5        voted shall be required in order to take action adopting  
6        policies, standards, rules and regulations. The board shall meet  
7        at least five times a year at such times and places as it shall  
8        determine. Special meetings may be called by the chairman or at  
9        the request of a majority of the members of the board.

10       (c) [Of the members first appointed, three shall be  
11       appointed for a term of one year, three shall be appointed for a  
12       term of two years, three shall be appointed for a term of three  
13       years, three shall be appointed for a term of four years, three  
14       shall be appointed for a term of five years, and two shall be  
15       appointed for a term of six years. Thereafter, all] All terms  
16       shall be for six years, except that an appointment to fill a  
17       vacancy shall be for the unexpired term.

18       (d) The Governor shall designate, to serve at his pleasure,  
19       a member as Chairman of the State Board of Education.

20       (e) Except for the chairman, not more than two members  
21       serving on each council shall be employed either in a school  
22       system or in the Department of Education [or any educational  
23       institution]. For purposes of this subsection, the State System  
24       of Higher Education shall not be considered a school system. At  
25       least two members serving on each council shall have had  
26       previous experience with technical education or training.

27       (f) For the purpose of formulating policy proposals  
28       applicable to elementary, secondary, vocational-technical  
29       education and higher education in the Commonwealth, there shall  
30       be two councils to consist of [nine] ten members of the board



1 each, the chairman of the board being a member of both councils,  
2 and to be known as the Council of Basic Education and the  
3 Council of Higher Education. The Governor shall designate to  
4 serve at his pleasure a member serving on each council to act as  
5 chairman of the council. Each council shall meet at the call of  
6 its chairman or at the request of a majority of the members of  
7 the council. The chairman of the board may appoint special joint  
8 committees from among the members of the board to formulate  
9 policy proposals in those areas which fall within the purview of  
10 both of the councils. The board shall employ and fix the  
11 compensation of such staff as is deemed necessary to perform the  
12 duties of the board. The board shall assign a member of the  
13 staff to each of the councils to serve as secretary.

14 (g) The Secretary of Education, or his designated  
15 representative, shall be the chief executive officer of the  
16 State Board of Education and shall be entitled to attend all  
17 meetings of the board and the councils, and shall have the right  
18 to speak on all matters before the board and the councils but  
19 not to vote.

20 Section 5. Section 448(b) of the act, amended June 1, 1978  
21 (P.L.449, No.55), is amended and the section is amended by  
22 adding a subsection to read to read:

23 Section 448. Advisory Boards and Commissions.--The advisory  
24 boards and commissions, within the several administrative  
25 departments, shall be constituted as follows:

26 \* \* \*

27 (b) The State Veterans' Commission shall consist of the  
28 Adjutant General, ex officio, [and fourteen members, all of whom  
29 shall have served in the armed forces of the United States while  
30 a state of war or armed conflict existed between the United

1 States of America and another sovereign power, and shall be  
2 members in good and regular standing of a Pennsylvania branch,  
3 post, lodge, or club, of a recognized national veterans'  
4 organization active in this Commonwealth.

5 The Governor, upon recommendation of the Adjutant General,  
6 shall declare a vacancy to exist whenever any member shall fail  
7 to attend three consecutive meetings, and shall fill the vacancy  
8 for the unexpired term.

9 Three members of the fourteen shall be considered members-at-  
10 large and shall be approved by the Governor and appointed for  
11 terms of four years.

12 Eight members of the commission shall constitute a quorum.

13 The commission shall select from its number a chairman and a  
14 secretary.] or his designee, and the State commander, commandant  
15 or head, or his designee, of the following named veterans'  
16 organizations: the American Legion, AMVETS, Blinded Veterans  
17 Association, Catholic War Veterans of the United States of  
18 America, Disabled American Veterans, Jewish War Veterans of the  
19 United States, Marine Corps League, Military Order of the Purple  
20 Heart, State Association of County Directors of Veterans'  
21 Affairs, Veterans of Foreign Wars of the United States, Veterans  
22 of World War I of the U.S.A., Inc., and Italian-American War  
23 Veterans of the U.S., Inc. In addition, the Governor shall  
24 appoint four members-at-large to the commission from a list  
25 provided by the Adjutant General, each of whom shall be a  
26 veteran and a member in good and regular standing of a  
27 Pennsylvania branch, post, lodge or club of a recognized  
28 national veterans' organization active in this Commonwealth and  
29 at least one of whom shall be a female veteran and at least one  
30 of whom shall be a veteran of the Vietnam era. The members-at-

large shall serve for terms of four years and until their successors shall have been appointed. The initial four members-at-large appointed by the Governor shall be as follows: one member for four years, one member for three years, one member for two years and one member for one year, as designated by the Governor.

The commission shall elect a chairman and a vice chairman annually at the first meeting of the commission after October 1. The Director of the Bureau for Veterans' Affairs shall serve as executive secretary to the commission.

The Governor, upon recommendation of the Adjutant General, shall declare a vacancy to exist whenever any member-at-large fails to attend three consecutive meetings without good cause and shall fill the vacancy for the unexpired term.

The commission shall meet upon call of the chairman or the Adjutant General. Nine members of the commission shall constitute a quorum.

Members of the commission shall receive no compensation for their services but shall receive reimbursement for their necessary and proper expenses for their attendance at meetings.

The commission shall advise the Adjutant General and the department on all matters pertaining to the status, welfare, benefits, employment and support of veterans and veterans' programs in this Commonwealth and shall perform such other functions as are provided by law.

\* \* \*

(n.1) There is hereby created the Pennsylvania Academic Commission on Technological Development as an advisory body to the Board of the Ben Franklin Partnership Fund, which shall consist of the Chairman of the Ben Franklin Partnership Fund, or

his designee, who shall serve as chairman of the commission, the Secretary of Education, or his designee, three representatives from universities within the Pennsylvania State System of Higher Education to be appointed by the chancellor of the system, and one representative from each of the following institutions, to be appointed by the chief executive officer of the institution:

The Pennsylvania State University

The University of Pittsburgh

Temple University

Lincoln University

The University of Pennsylvania

Hahnemann Medical College

Thomas Jefferson University

The Medical College of Pennsylvania

The Philadelphia College of Osteopathic Medicine

Drexel University

The Pennsylvania College of Optometry

The Pennsylvania College of Podiatric Medicine

The Lancaster Cleft Palate

The Pittsburgh Cleft Palate

The Franklin Institute

The Academy of Natural Sciences

Buhl Science Center

The Pittsburgh Home for Crippled Children

Carnegie-Mellon University, so long as the institution is participating in the Ben Franklin Partnership Fund Program as an advanced technology center.

Lehigh University, so long as the institution is participating in the Ben Franklin Partnership Fund Program as an advanced technology center.

1 In addition, the chairman of the commission may accept for  
2 membership representatives from any other educational,  
3 scientific or research institution located within the  
4 Commonwealth, to be appointed by the respective chief executive  
5 officer thereof.

6 The Chairman of the Ben Franklin Partnership Fund and the  
7 Secretary of Education shall serve for the duration of their  
8 tenure of office. If designees are chosen, such designees shall  
9 serve at the pleasure of the Chairman of the Ben Franklin  
10 Partnership Fund or the Secretary of Education, whichever  
11 appointed said designee. Members from the State System of Higher  
12 Education shall serve at the pleasure of the chancellor of the  
13 system. The remaining members shall serve at the pleasure of the  
14 chief executive officer of their respective institutions.

15 Members shall receive no compensation for their services, but  
16 shall be reimbursed for expenses actually incurred by them in  
17 the performance of their duties by the Ben Franklin Partnership  
18 Fund in the case of the Chairman of the Ben Franklin Partnership  
19 Fund or his designee, by the Department of Education in the case  
20 of the Secretary of Education or his designee and by the  
21 respective institutions in the case of other members. Technical,  
22 managerial and other assistance required by the commission in  
23 the performance of its powers and duties shall be provided by  
24 the Ben Franklin Partnership Fund staff. Actual and necessary  
25 expenses incurred by the commission shall be paid from the Ben  
26 Franklin Partnership Fund Program.

27 Section 6. The act is amended by adding a section to read:

28 Section 464.1. Additional Powers of the State Board of  
29 Occupational Therapy Education and Licensure.--In addition to  
30 the powers and duties of the State Board of Occupational Therapy

Education and Licensure as set forth in the act of June 15, 1982 (P.L.502, No.140), known as the "Occupational Therapy Practice Act," the board, upon payment of the fees required and upon submission of a written application on forms provided by the board, shall issue a license without examination to:

(1) A person paying the fee and filing an application within thirty days from the effective date of this act who presents evidence satisfactory to the board that, prior to the effective date of this act, the applicant has a baccalaureate degree or its equivalent as established by the board in occupational therapy and has had a minimum of five years experience with training satisfactory to the board in occupational therapy or was an occupational therapist registered (O.T.R.) or a certified occupational therapy assistant (C.O.T.A.) through the certification of the American Occupational Therapy Association who resided and practiced in the Commonwealth of Pennsylvania on the effective date of this act.

(2) A person paying the fee and filing an application who presents evidence satisfactory to the board of being licensed or registered as an occupational therapist or occupational therapy assistant by another state, territory of the United States or the District of Columbia, or of being a registered occupational therapist or certified occupational therapy assistant through the American Occupational Therapy Association and of residing in or practicing in another state or territory of the United States or the District of Columbia where the requirements for licensure, registration or certification were at the date of his or her licensure, registration or certification substantially equal to the requirements set forth in this act.

Section 7. The introductory paragraph of section 507 of the

1 act, amended June 21, 1937 (P.L.1865, No.373), is amended and a  
2 clause is added to read:

3 Section 507. Purchases.--It shall be unlawful for any  
4 administrative department, other than the Department of  
5 [Property and Supplies] General Services, or for any independent  
6 administrative board or commission, or for any departmental  
7 administrative body, board or commission, or for any advisory  
8 board or commission, to purchase or contract for the purchase of  
9 any stationery, paper, printing, binding, ruling, lithographing,  
10 engraving, envelopes, or other printing or binding supplies, or  
11 any fuel, supplies, furniture, furnishings, or equipment, except

12 \* \* \*

13 (d) As provided in section 2409.2 the State System of Higher  
14 Education or its member institutions which may purchase or  
15 contract for the purchase of any stationery, paper, printing,  
16 binding, ruling, lithographing, engraving, envelopes or other  
17 printing or binding supplies.

18 Section 8. Section 521 of the act is amended to read:

19 Section 521. Publications.--No department, board, or  
20 commission shall publish or distribute any publication, map, or  
21 document to the public, except through the Department of  
22 [Property and Supplies] General Services, unless the Department  
23 of [Property and Supplies] General Services shall have consented  
24 to the direct publication or distribution of such publication,  
25 map, or document, by such other department, or by such board or  
26 commission. The State System of Higher Education and its member  
27 institutions shall be authorized to publish or distribute  
28 publications, maps or documents to the public, but this  
29 authority shall be limited to those publications, maps or  
30 documents directly related to the recruitment of students,

1 maintenance of alumni relations, and the informational  
2 requirements of students in selecting or scheduling courses or  
3 regarding academic requirements and other information directly  
4 related to a student's academic program or housing needs. The  
5 State System of Higher Education shall be further authorized to  
6 publish or distribute publications or documents to the public  
7 which convey information regarding educational programs or  
8 profiles of the system and its member institutions.

9 Section 9. Section 605-A of the act, added July 1, 1981  
10 (P.L.143, No.48), is amended to read:

11 Section 605-A. Department of Community Affairs.--The  
12 Department of Community Affairs is authorized to charge fees for  
13 the following purposes and in the following amounts:

14 [(1) Land office fees:

|    |                                            |        |
|----|--------------------------------------------|--------|
| 15 | (i) Certified copy of a warrant.....       | \$5.00 |
| 16 | (ii) Certified copy of a survey.....       | 5.00   |
| 17 | (iii) Certified copy of a patent.....      | 5.00   |
| 18 | (iv) Certified copy of a connected draft.  | 10.00  |
| 19 | (v) Certified photocopy of any document or |        |
| 20 | record not covered by the fees             |        |
| 21 | prescribed herein.....                     | 5.00   |
| 22 | (vi) Issue warrant.....                    | 100.00 |
| 23 | (vii) Issue patent.....                    | 150.00 |
| 24 | (viii) Record search.....                  | 5.00   |
| 25 | (ix) Filing of caveat.....                 | 5.00   |

26 (2)] (1) Municipal indebtedness:

|    |                                     |         |
|----|-------------------------------------|---------|
| 27 | (i) Filing fee for each filing..... | \$50.00 |
|----|-------------------------------------|---------|

28 In addition the filing shall be  
29 accompanied by an additional fee of  
30 1/32 mill on each dollar of the aggre-



1           gate principal amount of the debt  
2           relating to such filing.

3       Section 10. The act is amended by adding a section to read:

4       Section 617-A. Historical and Museum Commission.--The  
5       Historical and Museum Commission is authorized to charge fees  
6       for the following purposes and in the following amounts:

7       (1) Land office fees:

|                                                 |        |
|-------------------------------------------------|--------|
| 8       (i) Certified copy of a warrant.....    | \$5.00 |
| 9       (ii) Certified copy of a survey.....    | 5.00   |
| 10      (iii) Certified copy of a patent.....   | 5.00   |
| 11      (iv) Certified copy of a connected      |        |
| 12          draft.....                          | 10.00  |
| 13      (v) Certified photocopy of any document |        |
| 14          or record not covered by the fees   |        |
| 15          prescribed herein.....              | 5.00   |
| 16      (vi) Issue warrant.....                 | 100.00 |
| 17      (vii) Issue patent.....                 | 150.00 |
| 18      (viii) Record search.....               | 5.00   |
| 19      (ix) Filing of caveat.....              | 5.00   |

20       Section 11. Section 1905-A of the act, added December 3,  
21       1970 (P.L.834, No.275), is amended to read:

22       Section 1905-A. Cooperation with Municipalities.--(a) The  
23       Department of Environmental Resources shall cooperate with  
24       municipalities in the construction and completion of projects  
25       and improvements for the conservation of water and the control  
26       of floods. For this purpose, the department shall have the power  
27       to use and expend any funds advanced by municipalities, under  
28       authority of law, on the projects and improvements designated,  
29       when such funds are advanced, in the same manner as it expends  
30       any funds appropriated by the Commonwealth for similar purposes.

(b) (1) The Department of Environmental Resources shall require every applicant for the following permits and permit revisions to give written notice to each municipality in which the activities are located:

(i) Air quality permits applied for pursuant to the act of January 8, 1960 (1959 P.L.2119, No.787), known as the "Air Pollution Control Act."

(ii) Water allocation permits applied for pursuant to the act of June 24, 1939 (P.L.842, No.365), entitled "An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds, or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937."

(iii) Water obstruction permits applied for pursuant to the act of November 26, 1978 (P.L.1375, No.325), known as the "Dam Safety and Encroachments Act."

1     (iv) Water quality permits, except permits relating to coal  
2 mining activities, applied for pursuant to the act of June 22,  
3 1937 (P.L.1987, No.394), known as "The Clean Streams Law."

4     (v) Solid waste and hazardous waste permits applied for  
5 pursuant to the act of July 7, 1980 (P.L.380, No.97), known as  
6 the "Solid Waste Management Act."

7     (2) In the case of written notices sent pursuant to  
8 subclauses (i), (ii), (iii) and (iv), the written notices shall  
9 be received by the municipalities at least thirty (30) days  
10 before the Department of Environmental Resources may issue or  
11 deny the permit. In the case of written notices sent pursuant to  
12 subclause (v), the written notices shall be received by the  
13 municipalities at least sixty (60) days before the Department of  
14 Environmental Resources may issue or deny the permit.

15     (3) The provisions of this subsection shall not apply to  
16 permits relating to coal mining activities issued under the act  
17 of June 22, 1937 (P.L.1987, No.394), known as "The Clean Streams  
18 Law," the act of May 31, 1945 (P.L.1198, No.418), known as the  
19 "Surface Mining Conservation and Reclamation Act," the act of  
20 April 27, 1966 (1st Sp.Sess., P.L.31, No.1), known as "The  
21 Bituminous Mine Subsidence and Land Conservation Act," and the  
22 act of September 24, 1968 (P.L.1040, No.318), known as the "Coal  
23 Refuse Disposal Control Act."

24     Section 12. Section 2313(b) of the act, amended December 14,  
25 1955 (P.L.853, No.255), is amended to read:

26     Section 2313. Mental Health.--The Department of Public  
27 Welfare shall have the power and its duty shall be:

28     \* \* \*

29     (b) Subject to any inconsistent provisions in this act  
30 contained, approve or disapprove the advice and recommendations

1 of the several boards of trustees of State mental institutions  
2 [other than the Board of Trustees of the Eastern Pennsylvania  
3 Psychiatric Institute].

4 Section 13. Section 2406(b) and (d) of the act, amended  
5 September 28, 1965 (P.L.553, No.287), are amended to read:

6 Section 2406. Publications.--The Department of General  
7 Services shall have the power, and its duty shall be:

8 \* \* \*

9 (b) (1) With the approval of the Governor, to determine the  
10 need, size, character, quantity, and method of distribution of  
11 the various publications to be printed for the use of or  
12 distribution by the several departments, boards, commissions and  
13 other agencies engaged in the administrative work of the State  
14 Government: Provided, That in the case of reports made by the  
15 several departments, boards, or commissions, the department,  
16 board, or commission making the report shall be consulted with  
17 regard to the need, size, character, quantity and method of  
18 distribution of such reports;

19 (2) With the approval of the Governor, and of the Chief  
20 Justice of the Supreme Court of Pennsylvania, to determine the  
21 size, character, quantity, and method of distribution of the  
22 various publications to be printed for the use of the judicial  
23 department;

24 (3) Unless specifically authorized by act or resolution, no  
25 public printing and binding shall be ordered, performed, or  
26 furnished by the department for any department, board,  
27 commission, or other agency, of the State Government, until a  
28 requisition for said work or materials has been presented to the  
29 department, duly signed by the head or the person or persons who  
30 may be given such authority by the head of the department, or

1 the chief executive officer, or other authorized representative  
2 of the board, commission, or other agency of the State  
3 Government making such requisition;

4 (4) The provisions of this subsection shall not apply to the  
5 State System of Higher Education or any member institution.

6 \* \* \*

7 (d) (1) To enter into contracts for furnishing all printing  
8 used in the Legislative Reference Bureau and other departments  
9 of the government, and the printing, binding and distributing of  
10 the laws, journals, department reports, and all other printing  
11 and binding, lithographing, cuts, plates, dies and supplies and  
12 materials incident thereto, which contracts shall be given to  
13 the lowest responsible bidder below such maximum price and under  
14 such regulations as are prescribed by this act, and shall be  
15 subject to the approval of the Governor, Auditor General and  
16 State Treasurer;

17 (2) The provisions of this subsection shall not apply to the  
18 State System of Higher Education or any member institution.

19 \* \* \*

20 Section 14. The act is amended by adding sections to read:

21 Section 2409.2. Authority for State System of Higher  
22 Education and Member Institutions to Award Contracts for  
23 Stationery, Paper, Printing Supplies, Public Printing and  
24 Binding.--Notwithstanding any other provisions of this act, the  
25 State System of Higher Education or any member institution shall  
26 be authorized to accept local bids and award contracts for its  
27 stationery, paper, printing supplies, printing and binding needs  
28 through a competitive bidding process.

29 Section 2502-C. Powers and Duties of Pennsylvania Academic  
30 Commission on Technological Development.--The function of the

Pennsylvania Academic Commission on Technological Development shall be to establish a Statewide network of inter-institutional communication on technological innovation and development for dissemination of information on such matters to the Pennsylvania business community and others who may use such information for new business and job development in Pennsylvania. To further these purposes, the commission shall have the following powers and its duties shall be to:

(1) Meet at least quarterly at locations designated by the chairman.

(2) Keep minutes and records of its meetings and other activities and to make such minutes and records available to the public through publication and broadcast in newspapers, trade journals, business magazines, radio, television and other appropriate media sources.

(3) Receive and accept grants, appropriations, aid or contributions from any source, of money, property or labor or other things of value to be held, used and applied to carry out the purposes of this act, subject to the conditions upon which such grants and contributions may be made, including but not limited to gifts or grants from any department or agency of the United States or the Commonwealth.

(4) Collect and disseminate information on technological innovation, new product and process development and implementation, industrial and commercial development and such other information which may encourage or stimulate new business or job growth in Pennsylvania.

(5) Do all things necessary and proper to carry out the powers, duties, purposes and functions stated herein.

Section 15. This act shall take effect in 60 days.