

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2398 Session of
1984

INTRODUCED BY BURNS, DURHAM, DEAL, GREENWOOD, REINARD AND ARTY,
JUNE 29, 1984

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 29, 1984

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," requiring the Department of
21 General Services to purchase vehicles equipped with air bags
22 and make a report; and making editorial changes.

23 The General Assembly of the Commonwealth of Pennsylvania

24 hereby enacts as follows:

25 Section 1. Section 515 of the act of April 9, 1929 (P.L.177,
26 No.175), known as The Administrative Code of 1929, is amended to
27 read:

1 Section 515. Automobiles.--All automobiles required for the
2 proper conduct of the business of the several administrative
3 departments, boards, and commissions, shall be purchased and
4 maintained by or under the supervision of the Department of
5 [Property and Supplies] General Services, except that the
6 Department of [Highways] Transportation may continue to maintain
7 automobiles purchased for it by the Department of [Property and
8 Supplies] General Services as purchasing agency. All vehicles
9 purchased by the Department of General Services after July 1,
10 1985, shall be equipped with air bags. A report on the effect of
11 the air bag restraint system on the rate of injury and death
12 resulting from vehicle accidents shall be made by the Department
13 of General Services to the Senate and House Committees on
14 Transportation at the conclusion of each fiscal year. The report
15 shall be distributed to all members of the Senate and House of
16 Representatives within thirty (30) days.

17 Section 2. Section 2407 of the act, amended June 3, 1943
18 (P.L.833, No.352), February 23, 1956 (1955 P.L.1080, No.350) and
19 December 18, 1968 (P.L.1232, No.390), is amended to read:

20 Section 2407. Automobiles.--The Department of [Property and
21 Supplies] General Services shall, upon the effective date of
22 this act, take over, and thereafter assume responsibility for,
23 the maintenance and operation of all automobiles owned by the
24 Commonwealth, or any administrative department, board, or
25 commission thereof, except the Department of [Highways]
26 Transportation.

27 After the effective date of this act, all automobiles
28 required for use by the administrative departments, boards,
29 commissions, and officers of the State Government, shall be
30 purchased by the Department of [Property and Supplies] General

1 Services, but, in purchasing automobiles required for the use of
2 any department, board, or commission, having authority to
3 purchase automobiles out of money appropriated to it, the
4 Department of [Property and Supplies] General Services shall act
5 as purchasing agency.

6 The Department of [Property and Supplies] General Services
7 shall make or contract for the making of all repairs to
8 automobiles owned by the Commonwealth, except those operated by
9 the Department of [Highways] Transportation, unless in any case
10 it shall specifically authorize any department, board,
11 commission, or officer, to make or order the making of repairs
12 to any specified automobiles, and, except emergency repairs
13 necessarily made while any automobile is away from its garage.

14 The Department of [Property and Supplies] General Services
15 may assign to any department, board, or commission, such
16 automobiles as may be required by it for full-time daily use,
17 and such automobiles shall be operated by employees of such
18 departments, boards, or commissions. The department shall
19 maintain a sufficient number of automobiles, not assigned to
20 departments, boards, or commissions, to meet the requirements of
21 departments, boards, and commissions which do not require the
22 full-time daily use of automobiles, and to meet extraordinary
23 and occasional demands of all departments, boards, and
24 commissions, other than the Department of [Highways]
25 Transportation. Such automobiles with or without chauffeurs,
26 shall be furnished to departments, boards, or commissions, upon
27 requisition of the heads of the respective departments, or of
28 the executive officers of the respective boards or commissions.
29 This paragraph shall not be construed to prohibit a State
30 officer or employe from being reimbursed for the use of his own

1 automobile on State business, but all such reimbursements shall
2 be made under and subject to the rules of the Executive Board
3 regulating the payment of expenses to State officers and
4 employes.

5 The cost of oil, gasoline, tires, repair parts for and
6 repairs to automobiles permanently assigned to departments,
7 boards, and commissions, shall be paid out of the appropriations
8 to such departments, boards, and commissions, but the Department
9 of [Property and Supplies] General Services shall contract for
10 all such oil, gasoline, tires, repair parts, and repairs, except
11 that repairs may be made by the Department of [Highways]
12 Transportation, and, if authorized as hereinbefore provided, by
13 other departments and by boards and commissions. For the use of
14 other automobiles, departments, boards, and commissions shall be
15 billed by the Department of [Property and Supplies] General
16 Services, upon a mileage basis, at such amount per mile as the
17 Department of [Property and Supplies] General Services, with the
18 approval of the Governor, shall determine. Amounts payable for
19 the use of such automobiles shall be paid out of the
20 appropriations to such departments, boards, or commissions to
21 the Department of [Property and Supplies] General Services, and
22 shall be, by it, paid into the General Fund of the State
23 Treasury, through the Department of Revenue.

24 The Department of [Property and Supplies] General Services
25 shall require every administrative department, including the
26 Department of [Highways] Transportation, and every independent
27 administrative and departmental administrative board or
28 commission, to report to it monthly, upon forms supplied by it,
29 and with such detail as it shall require, the places to and from
30 which each automobile was operated, the mileage traveled, the

1 amount of oil and gasoline purchased, the names of employes of
2 the department, board, or commission operating each automobile,
3 the names of the employes of the department, board, or
4 commission for whom the automobiles were operated, and such
5 other information as may be necessary to enable the Department
6 of [Property and Supplies] General Services to make and keep
7 complete records of the use and cost of operation of all State
8 automobiles, except that it shall not be necessary for the
9 Department of the Auditor General, the Treasury Department, or
10 the Pennsylvania State Police, to report the places to and from
11 which, or the names of the persons by or for whom automobiles
12 were operated.

13 The types and number of automobiles to be purchased by the
14 Department of [Property and Supplies] General Services hereunder
15 shall be subject to approval by the Executive Board, and the use
16 of automobiles by State officers and employes shall be subject
17 to the rules and regulations of the Executive Board.

18 All vehicles purchased by the Department of General Services
19 after July 1, 1985, shall be equipped with air bags. A report on
20 the effect of the air bag restraint system on the rate of injury
21 and death resulting from vehicle accidents shall be made by the
22 Department of General Services to the Senate and House
23 Committees on Transportation at the conclusion of each fiscal
24 year. The report shall be distributed to all members of the
25 Senate and House of Representatives within thirty (30) days.

26 Subject to the approval of the Board of Commissioners of
27 Public Grounds and Buildings, the Department of [Property and
28 Supplies] General Services may sell automobiles, owned by the
29 Commonwealth, when it deems it is in the public interest to do
30 so. The proceeds of such sales shall be paid into the State

1 Treasury, shall be credited to the appropriation to the
2 department for the purchase of automobiles, or to any
3 department, board or commission having authority to purchase
4 automobiles with money appropriated to it, and are hereby
5 appropriated to the respective department, board or commission
6 for the purchase of automobiles.

7 Section 3. This act shall take effect in 60 days.