

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2170 Session of
1991

INTRODUCED BY MIHALICH, TRELLO, GEORGE, PETRONE, CAPPABIANCA,
CAWLEY, KUKOVICH, COLAIZZO, ARGALL, ARMSTRONG, HERMAN,
MARKOSEK, STUBAN, STISH, TIGUE, LEVDANSKY, JAROLIN, DALEY,
FAJT, KREBS, TANGRETTI, CALTAGIRONE, KING, McNALLY, BILLOW,
HALUSKA, LUCYK, STURLA, ROBINSON, MAYERNIK, CIVERA,
KRUSZEWSKI, RUDY, SALOOM, FREEMAN, VAN HORNE, TRICH,
GIGLIOTTI, PESCI, RITTER, STEELMAN, ARNOLD AND GRUITZA,
NOVEMBER 13, 1991

REFERRED TO COMMITTEE ON APPROPRIATIONS, NOVEMBER 13, 1991

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 employees 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 employees of certain departments, boards and
20 commissions shall be determined," further providing for
21 submission of the budget to the General Assembly.

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

24 Section 1. Section 613 of the act of April 9, 1929 (P.L.177,

1 No.175), known as The Administrative Code of 1929, amended or
2 added September 27, 1978 (P.L.775, No.149), July 1, 1981
3 (P.L.143, No.48) and August 14, 1991 (P.L. , No.35), is
4 amended to read:

5 Section 613. Submission of Budget to General Assembly.--(a)
6 As soon as possible after the organization of the General
7 Assembly, but not later than the first full week in February of
8 each year, except in the case where a Governor has been elected
9 for his first term of office and then no later than the first
10 full week in March, the Governor shall submit to the General
11 Assembly copies of original agency budget requests and all
12 subsequent revised agency budget requests and a State budget and
13 program and financial plan embracing:

14 (1) A balanced operating budget for the ensuing fiscal year
15 setting forth in detail:

16 (i) The amounts recommended by him to be appropriated to the
17 General Assembly, the Judicial Department, the Governor, and the
18 several administrative departments, boards, and commissions of
19 the State Government, and to institutions within the State, and
20 for all public purposes, classified by department or agency and
21 by program.

22 (ii) The estimated revenues or receipts from any and all
23 sources, and an estimated amount to be raised by taxation or
24 otherwise, including proposals for new revenues and receipts.

25 (2) A capital budget for the ensuing fiscal year setting
26 forth capital projects to be financed from the proceeds of
27 obligations of the Commonwealth or of its agencies or
28 authorities or from operating funds.

29 (3) A program and financial plan for not less than the prior
30 fiscal year, the current fiscal year, this budget year and the

1 four succeeding fiscal years, which plan shall include for each
2 such fiscal year:

3 (i) Actual or estimated operating expenditures classified by
4 department or agency and by program, in reasonable detail, and
5 actual or estimated revenue by major categories from existing
6 and additional sources.

7 (ii) Clearly stated purposes of each program in terms of
8 desired accomplishments.

9 (iii) Measures used to determine to what extent such program
10 has achieved its stated purposes.

11 (iv) Actual or estimated levels of accomplishment for each
12 program and actual or estimated levels of program activities and
13 their associated costs.

14 (v) Clearly stated purposes for each recommended new or
15 revised program, measures to be used to determine whether each
16 new or revised program has achieved its purpose, estimated
17 levels of additional or new accomplishment of each new or
18 revised program, estimated levels of additional activities for
19 each such program, and their associated costs.

20 (vi) When the Secretary of the Budget identifies a new or
21 expanded program by criteria used in the budget instructions,
22 the new or expanded program shall be displayed and justified as
23 a separate item in the Governor's budget request. A new program
24 shall not be considered to be enacted by the General Assembly in
25 its first year unless it is specifically referred to or
26 displayed as a line item in an appropriation bill.

27 (4) The budget shall list as a single, separate line item
28 for each administrative department, board, and commission the
29 amount which the Governor recommends to be appropriated for the
30 ensuing fiscal year for public relations. For the purposes of

1 this clause, "public relations" shall include the preparation,
2 presentation and distribution of advertising, publications,
3 radio tapes, television films and tapes, and media releases. The
4 separate line item shall include all compensation, including
5 fringe benefits; all travel, meal, lodging, and similar
6 expenses; the cost of purchasing new equipment and supplies; the
7 cost of leasing offices and equipment; the cost of purchasing
8 material, including newspapers, magazines, movies, films and
9 tapes; the cost of using wire service equipment; and all other
10 similar public relations expenditures.

11 (b) Within ninety (90) days of the submission under
12 subsection (a), the Majority Leader and the Minority Leader of
13 the Senate and the Majority Leader and the Minority Leader of
14 the House of Representatives shall do one of the following:

15 (1) Certify to the presiding officer of the chamber that a
16 majority of the leader's party in the leader's chamber is in
17 full support of the budget submitted under subsection (a).

18 (2) Submit to the presiding officer of the chamber a State
19 budget and program and financial plan embracing:

20 (i) A balanced operating budget for the ensuing fiscal year
21 setting forth in detail:

22 (A) The amounts recommended by the leader to be appropriated
23 to the General Assembly, the Judicial Department, the Governor,
24 and the several administrative departments, boards, and
25 commissions of the State Government, and to institutions within
26 the State, and for all public purposes, classified by department
27 or agency and by program.

28 (B) The estimated revenues or receipts from any and all
29 sources, and an estimated amount to be raised by taxation or
30 otherwise, including proposals for new revenues and receipts.

1 (C) A capital budget for the ensuing fiscal year setting
2 forth capital projects to be financed from the proceeds of
3 obligations of the Commonwealth or of its agencies or
4 authorities or from operating funds.

5 Section 2. If this act takes effect after February 7, 1992,
6 the 90-day period referred to in section 613(b) of the act shall
7 begin to run from the effective date of this act rather than
8 from the submission of the budget.

9 Section 3. This act shall take effect immediately.