

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 2531** Session of
2004

INTRODUCED BY ARGALL, APRIL 12, 2004

SENATOR THOMPSON, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, JULY 3, 2004

A SUPPLEMENT

1 To the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3),
2 entitled "An act providing for the establishment and
3 operation of the University of Pittsburgh as an
4 instrumentality of the Commonwealth to serve as a State-
5 related university in the higher education system of the
6 Commonwealth; providing for change of name; providing for the
7 composition of the board of trustees; terms of trustees, and
8 the power and duties of such trustees; authorizing
9 appropriations in amounts to be fixed annually by the General
10 Assembly; providing for the auditing of accounts of
11 expenditures from said appropriations; providing for public
12 support and capital improvements; authorizing the issuance of
13 bonds exempt from taxation within the Commonwealth; requiring
14 the chancellor to make an annual report of the operations of
15 the University of Pittsburgh," making appropriations for
16 carrying the same into effect; providing for a basis for
17 payments of such appropriations; and providing a method of
18 accounting for the funds appropriated and for certain fiscal
19 information disclosure.

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

22 Section 1. The following sums, or as much thereof as may be
23 necessary, are hereby appropriated to the Trustees of the
24 University of Pittsburgh for the fiscal year July 1, 2004, to
25 June 30, 2005, for the purposes and in the amounts as shown:

1	(1) For educational and general expenses.....	\$149,301,000	<—
2	(2) For student life initiatives.....	413,000	
3	(3) For instruction — Doctor of Medicine only.	6,558,000	
4	(4) For operation of dental clinics in the		
5	school of dentistry.....	1,029,000	
6	(5) To enhance the recruitment and retention		
7	of disadvantaged students.....	321,000	
8	(6) For general maintenance and operation of		
9	the Western Psychiatric Institute and Clinic.....	7,682,000	
10	(7) For the teen suicide center at the Western		
11	Psychiatric Institute and Clinic.....	496,000	
12	(8) For the Graduate School of Public Health..	249,000	
13	(9) For rural education outreach.....	1,013,000	
14	(1) FOR EDUCATIONAL AND GENERAL EXPENSES.....	\$150,393,000	<—
15	(2) FOR STUDENT LIFE INITIATIVES.....	416,000	
16	(3) FOR INSTRUCTION - DOCTOR OF MEDICINE ONLY.	6,607,000	
17	(4) FOR OPERATION OF DENTAL CLINICS IN THE		
18	SCHOOL OF DENTISTRY.....	1,037,000	
19	(5) TO ENHANCE THE RECRUITMENT AND RETENTION		
20	OF DISADVANTAGED STUDENTS.....	423,000	
21	(6) FOR GENERAL MAINTENANCE AND OPERATION OF		
22	THE WESTERN PSYCHIATRIC INSTITUTE AND CLINIC.....	7,740,000	
23	(7) FOR THE TEEN SUICIDE CENTER AT THE WESTERN		
24	PSYCHIATRIC INSTITUTE AND CLINIC.....	500,000	
25	(8) FOR THE GRADUATE SCHOOL OF PUBLIC HEALTH..	251,000	
26	(9) FOR RURAL EDUCATION OUTREACH.....	1,401,000	

27 Section 2. Payments to the University of Pittsburgh on
28 account of the appropriations for all items as provided in
29 section 1 shall be made on the basis of costs during the fiscal
30 year.

1 Section 3. If necessary, the University of Pittsburgh may
2 transfer funds between the appropriations listed in section 1(1)
3 and (3), provided that the aggregate amount transferred into or
4 out of each appropriation during the fiscal year shall not
5 exceed 5% of the amount specifically appropriated for that
6 purpose.

7 Section 4. (a) Payments to the University of Pittsburgh of
8 the appropriations provided in section 1 shall be made monthly
9 during the fiscal year.

10 (b) Such monthly payments shall be made in accordance with
11 the provisions of section 2 on the basis of estimated costs. The
12 estimate of costs shall be submitted by the University of
13 Pittsburgh to the Secretary of Education, the General Assembly
14 and the State Treasurer not later than 30 days prior to the date
15 on which such payment is to be made.

16 Section 5. (a) The University of Pittsburgh shall apply the
17 moneys appropriated by this act only for such purposes as are
18 permitted in this act and shall at all times maintain proper
19 records showing the application of such moneys. Not later than
20 120 days after the close of the fiscal year to which this act
21 relates, the University of Pittsburgh shall file, with the
22 Secretary of Education, the General Assembly, the Auditor
23 General of the Commonwealth and the chief administrator of each
24 branch campus, a statement setting forth the amounts and
25 purposes of all expenditures made from moneys appropriated by
26 this act and other university accounts during said fiscal year,
27 as provided in section 2, used as a basis for receipt of any
28 appropriation during said fiscal year.

29 (b) Such statement of expenditures and costs shall be
30 reviewed by the Auditor General of the Commonwealth, and he

1 shall have the right, in respect to the moneys appropriated by
2 this act, to audit and disallow expenditures made for purposes
3 not permitted by this act and to cause such sums to be recovered
4 and paid by the University of Pittsburgh to the State Treasurer.
5 In respect to expenditures made by the university from moneys
6 other than those appropriated by this act, the Auditor General
7 shall have the right to review only, and he shall file annually
8 with the General Assembly such information concerning such
9 expenditures as the General Assembly or any of its committees
10 may require.

11 Section 6. A report shall be submitted to the Governor and
12 the Appropriations and Education Committees of the Senate and
13 House of Representatives and shall include data for all
14 programs, except for the Doctor of Medicine program. The report,
15 to be submitted prior to September 1, 2005, shall cover the 12-
16 month period beginning with the summer term 2004 and shall
17 include:

18 (1) The following counts and distributions for each term
19 during the period:

20 (i) The definitions and numbers of faculty members employed
21 full time, of faculty members employed part time, of full-time
22 students enrolled in graduate courses, of full-time students
23 enrolled in undergraduate courses, of part-time students
24 enrolled in graduate courses and of part-time students enrolled
25 in undergraduate courses.

26 (ii) The total numbers of undergraduate student credit
27 hours, divided into lower division and upper division course
28 levels, and of graduate student credit hours, divided into three
29 course levels--master's, first professional and doctoral.

30 (iii) The number of different courses scheduled by level of

1 instruction and the number of sections of individual instruction
2 scheduled by level of instruction, each further subdivided by
3 two-digit Classification of Instructional Program (CIP)
4 categories of instructional programs of higher education as
5 defined by the National Center for Education Statistics, United
6 States Department of Education.

7 (iv) The number of terms scheduled and the dates thereof.

8 (2) For the summer term and the following academic year in
9 total and for each two-digit CIP program category, a
10 classification of faculty members or other professional
11 employees by title, including: professor, associate professor,
12 assistant professor, instructor, lecturer, research associate,
13 librarian and academic administrator; faculty members or other
14 professional employees under each title to be subdivided by type
15 of assignment: teaching and nonteaching; and each such set of
16 faculty members or other professional employees to be further
17 subdivided by type of employment: full-time or part-time; and
18 the following aggregates for each such subdivided
19 classification:

20 (i) The number of faculty and other professional employees
21 and their full-time equivalence in instructional and
22 noninstructional functions.

23 (ii) The sum of credits assigned to undergraduate classroom
24 courses and the sum of credits assigned to graduate classroom
25 courses taught, divided into lower division, upper division,
26 master's, first professional and doctoral course levels.

27 (iii) The sum of credits assigned to undergraduate
28 individual instruction courses and the sum of credits assigned
29 to graduate individual instruction courses taught, divided into
30 lower division, upper division, master's, first professional and

1 doctoral course levels.

2 (iv) The sum of undergraduate classroom student credit hours
3 and the sum of graduate classroom student credit hours
4 generated, divided into lower division, upper division,
5 master's, first professional and doctoral course levels.

6 (v) The sum of undergraduate individual instruction student
7 credit hours and the sum of graduate individual instruction
8 student credit hours generated, divided into lower division,
9 upper division, master's, first professional and doctoral course
10 levels.

11 (vi) The total salary paid for instructional functions and
12 for noninstructional functions and the amount of this salary
13 paid for each of these functions from university funds, Federal
14 funds and other funds.

15 (3) For each term of the period covered for each faculty
16 member employed full time identified by two-digit CIP program
17 category and title, the report shall contain an analysis of the
18 average hours per week spent in university-related activities,
19 stating specifically hours spent in undergraduate classroom
20 contact and graduate classroom contact, hours spent in
21 preparation, hours spent in research and hours spent in public
22 service.

23 Section 7. In addition to the requirements in section 6
24 relative to this appropriation, the report covering the 12-month
25 period beginning with the summer term 2004 shall include for all
26 programs of the university:

27 (1) Minimum number of credits required for a baccalaureate
28 degree and for a master's degree.

29 (2) Number of bachelor's degrees, master's degrees, first
30 professional degrees and doctoral degrees awarded in 2000, 2001,

1 2002, 2003, 2004 and estimated 2005.

2 Section 8. (a) The following words and phrases when used in
3 this section shall have the meanings given to them in this
4 subsection unless the context clearly indicates otherwise:

5 "Academic and administrative support units." Any
6 organizational entity, as defined in the organizational manual
7 of the university, that reports directly to the president of the
8 university, chief academic officer or vice president, including
9 the office of the president, chief academic officer and vice
10 president.

11 "Expenditures." Disbursements or payments of State
12 appropriations, tuition and fees supporting operational,
13 educational or other general categories of expenses as defined
14 in: the generally accepted accounting principles as prescribed
15 by the National Association of College and University Business
16 Officers, the American Institute of Certified Public
17 Accountants, or by their successors, or by any other recognized
18 authoritative body; the "Commonwealth of Pennsylvania Budget
19 Instructions for the State System of Higher Education, State-
20 Related Universities and Non-State-Related Colleges and
21 Universities"; and the financial reporting policies and
22 standards promulgated by the Commonwealth of Pennsylvania and by
23 the Federal Government that apply to the University of
24 Pittsburgh.

25 "Revenue." All State appropriations and tuition and fees.

26 (b) The University of Pittsburgh shall disclose the
27 following:

28 (1) Revenue and expenditure budgets of the university's
29 academic and administrative support units for the current fiscal
30 year.

1 (2) The actual revenue and expenditures for the prior year
2 in the same format as the information reported under paragraph
3 (1).

4 (3) For any defined project or program which is the subject
5 of a specific line item appropriation from the General Fund, the
6 university shall disclose the following:

7 (i) Revenue and expenditure budgets of the defined program
8 or project for the current fiscal year.

9 (ii) The actual revenue and expenditures of the defined
10 program or project for the prior year in the same format as the
11 information reported under paragraph (1).

12 (4) The revenue and expenditures of any auxiliary enterprise
13 which is directly funded in whole or in part by tuition or a
14 State appropriation for the current fiscal year.

15 (c) The university shall provide the following additional
16 information for the prior fiscal year for each academic or
17 administrative support unit, for each defined project or program
18 and for any auxiliary enterprise:

19 (1) The number of employees by academic rank and by
20 classification the number of administrators, staff, clerical and
21 technical service employees.

22 (2) Median and mean salary by academic rank and by
23 classification the median and mean salaries of administrators,
24 staff, clerical and technical service employees.

25 (3) Nonsalary compensation as a percentage of salary.
26 Nonsalary compensation shall include, but not be limited to,
27 medical benefits, life insurance benefits, pension benefits,
28 leave benefits, employer Social Security payments and workers'
29 compensation benefits.

30 (4) A statement of the university's retirement policies.

1 (5) A policy statement relating to a reduction of tuition
2 for employees' family members.

3 (6) A list of purchase of service contracts which exceed
4 \$1,000 by category of service, including, but not limited to,
5 legal, instructional, management, accounting, architecture,
6 public relations and maintenance. The list shall contain the
7 name and address of the contractor, a statement of the nature of
8 the duties of the contractor and the academic and administrative
9 support unit for which the duties are performed. If a purchase
10 of service contract exceeds 10% of the total aggregate
11 expenditure of the contract category per academic or
12 administrative support unit, then the contracted amount shall
13 also be listed.

14 (7) A list of purchase of goods contracts which exceed
15 \$1,000. The list shall contain the name and address of the
16 contractor and a list of the goods purchased and the academic or
17 administrative support unit for which such goods were
18 contracted. If a purchase of goods contract exceeds 10% of the
19 total aggregate expenditure per academic or administrative
20 support unit, then the contracted amount shall also be listed.

21 (8) A list by academic or administrative support unit in the
22 aggregate, of the expenses of travel, subsistence and lodging,
23 whether provided or reimbursed.

24 (d) The university shall submit a report of the information
25 under subsections (b) and (c) to the Education Committee of the
26 Senate and the Appropriations Committee of the Senate and the
27 Education Committee of the House of Representatives and the
28 Appropriations Committee of the House of Representatives. In
29 addition, the university shall submit a copy of the report to
30 each of the following:

- 1 (1) Governor's Office.
- 2 (2) Secretary of Education.
- 3 (3) State Treasurer.
- 4 (4) Auditor General.
- 5 (5) Joint State Government Commission.

6 Each such institution shall maintain a copy of the report in the
7 institution's library and shall submit a copy to each of the
8 four State regional library resource centers.

9 (e) A university's report required to be submitted under
10 this section shall be submitted within 180 days of the close of
11 the university's current fiscal year.

12 (f) The Joint State Government Commission shall develop a
13 statistical comparison analysis recognizing differences in
14 missions from the reports made under this section. A majority of
15 the members of the commission may request additional
16 documentation, except for salary or identity of individuals,
17 necessary to complete the comparative analysis. The comparison
18 shall be provided to the Education Committee of the Senate and
19 the Appropriations Committee of the Senate and the Education
20 Committee of the House of Representatives and the Appropriations
21 Committee of the House of Representatives and the four State
22 regional libraries.

23 (g) The university shall make a copy of the minutes of each
24 public meeting of the institution's board of trustees, as well
25 as a copy of the institution's integrated postsecondary
26 education data systems report, available for public inspection
27 in the institution's library.

28 Section 9. The University of Pittsburgh shall provide full,
29 complete and accurate information as may be required by the
30 Department of Education or the chairman or the minority chairman

1 of the Appropriations Committee of the Senate or the chairman or
2 the minority chairman of the Appropriations Committee of the
3 House of Representatives.

4 Section 10. The University of Pittsburgh shall present and
5 report its financial statements required under the provisions of
6 this act in accordance with: the generally accepted accounting
7 principles as prescribed by the National Association of College
8 and University Business Officers, the American Institute of
9 Certified Public Accountants, or their successors, or by any
10 other recognized authoritative body; the "Commonwealth of
11 Pennsylvania Budget Instructions for the State System of Higher
12 Education, State-Related Universities and Non-State-Related
13 Colleges and Universities"; and the financial reporting policies
14 and standards promulgated by the Commonwealth of Pennsylvania
15 and by the Federal Government that apply to the University of
16 Pittsburgh.

17 Section 11. The University of Pittsburgh shall make all
18 articulation agreements with other higher education institutions
19 available on the Internet.

20 Section 12. No funds appropriated by this act may be used
21 for costs of personnel and operations of the environmental law
22 clinic.

23 Section 13. This act shall take effect July 1, 2004, or
24 immediately, whichever is later.