
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 471 Session of
2005

INTRODUCED BY REICHLEY, LEH, WHEATLEY, BELFANTI, BEBKO-JONES,
BROWNE, BUNT, CALTAGIRONE, CRAHALLA, CURRY, FABRIZIO,
FRANKEL, GOODMAN, KOTIK, MANN, MUNDY, E. Z. TAYLOR, THOMAS,
WALKO, GEIST, EACHUS AND HARPER, FEBRUARY 14, 2005

AMENDMENTS TO SENATE AMENDMENTS, HOUSE OF REPRESENTATIVES,
NOVEMBER 15, 2006

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," providing for transfers of
21 appropriations and for notice of transfers and loans between
22 funds; extending the time period covered by an application
23 considered for the Merchant Marine World War II Veterans
24 Bonus and the expiration of the Merchant Marine World War II
25 Veterans Bonus Act; ~~providing for State plane logs;~~
26 establishing the Cardiovascular Disease Advisory Committee
27 and a Statewide stroke database; ~~providing for regulation by~~
28 ~~political subdivisions of public smoking at certain licensed~~
29 ~~facilities and reporting by Department of Health on public~~
30 ~~smoking ordinances;~~ and making inconsistent repeals relating

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1 to the Merchant Marine World War II Veterans Bonus Act.

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

4 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
5 as The Administrative Code of 1929, is amended by adding
6 sections to read:

7 Section 626. Transfers of Appropriations.--The following
8 shall apply to transfers between appropriations of State funds
9 regardless of the form the transfer takes:

10 (1) Transfers shall be made only as expressly authorized by
11 law.

12 (2) The Secretary of the Budget shall provide, at least ten
13 days prior to any transfer, written notice of such transfer to
14 the chairman and minority chairman of the Appropriations
15 Committee of the Senate and the chairman and minority chairman
16 of the Appropriations Committee of the House of Representatives.

17 (3) Transfers shall be subject to review for form and
18 legality by the Attorney General in the same manner as deeds,
19 leases and contracts to be executed by Commonwealth agencies as
20 provided in section 204(f) of the act of October 15, 1980
21 (P.L.950, No.164), known as the "Commonwealth Attorneys Act."

22 (4) A copy of the approval from the Attorney General shall
23 be submitted to the State Treasurer with the request for
24 transfer.

25 (5) Agreements between agencies or other documents providing
26 for transfers between appropriations of State funds shall be
27 deemed public records for the purposes of the act of June 21,
28 1957 (P.L.390, No.212), referred to as the Right-to-Know Law.

29 Section 627. Inter-Fund Transfers and Loans.--For transfers
30 between funds proposed to be executed pursuant to the authority

1 granted under the act of August 22, 1961 (P.L.1049, No.479),
2 entitled "An act authorizing the State Treasurer under certain
3 conditions to transfer sums of money between the General Fund
4 and certain funds and subsequent transfers of equal sums between
5 such funds, and making appropriations necessary to effect such
6 transfers," and for loans from the Motor License Fund proposed
7 to be executed pursuant to section 11 of Article VIII of the
8 Constitution of Pennsylvania, the Secretary of the Budget shall
9 provide, at least ten days prior to any transfer or loan,
10 written notice of such transfer or loan to the chairman and
11 minority chairman of the Appropriations Committee of the Senate
12 and the chairman and minority chairman of the Appropriations
13 Committee of the House of Representatives.

14 Section 1418. Extension of Dates for Service, Application
15 and Expiration for the Merchant Marine World War II Bonus.--(a)
16 Notwithstanding the specific time periods set forth in the
17 definition of "Merchant Marine veteran who served during World
18 War II" in section 2 and section 4 of the act of April 12, 2006
19 (P.L.67, No.22), known as the "Merchant Marine World War II
20 Veterans Bonus Act," the Adjutant General of the Pennsylvania
21 Department of Military and Veterans Affairs shall accept any
22 submitted Federal DD-214 covering the time period from December
23 7, 1941, through December 31, 1946.

24 (b) Notwithstanding section 4(c) of the Merchant Marine
25 World War II Veterans Bonus Act, the Adjutant General of the
26 Pennsylvania Department of Military and Veterans Affairs shall
27 accept and consider any application submitted under the
28 "Merchant Marine World War II Veterans Bonus Act," until June
29 30, 2007, covering the time period from December 7, 1941,
30 through December 31, 1946.

1 (c) Notwithstanding section 11 of the Merchant Marine World
2 War II Veterans Bonus Act, the expiration date for that act
3 shall be June 30, 2008.

4 (d) The definition of "Merchant Marine veteran who served
5 during World War II" in section 2 and sections 4(a) and (c) and
6 11 of the "Merchant Marine World War II Veterans Bonus Act" are
7 repealed insofar as those provisions are inconsistent with the
8 provisions of this section.

9 ~~Section 2016. State Plane Logs. (a) The Department of~~ <—
10 ~~Transportation shall prepare a daily log of all travel on~~
11 ~~Commonwealth owned planes and other aircraft other than travel~~
12 ~~for military or law enforcement purposes.~~

13 ~~(b) The daily log shall include, at a minimum:~~

14 ~~(1) The date of travel.~~

15 ~~(2) The time of travel.~~

16 ~~(3) The origin and destination of the trip.~~

17 ~~(4) The name and title of each passenger.~~

18 ~~(5) The specific reason for the travel.~~

19 ~~(c) No later than fourteen (14) days after the date of each~~
20 ~~log, the department shall post that log on a publicly accessible~~
21 ~~Internet website.~~

22 Section 2126. Cardiovascular Disease Advisory Committee.--

23 (a) The Cardiovascular Disease Advisory Committee is
24 established.

25 (b) The Cardiovascular Disease Advisory Committee shall:

26 (1) Advise the department on how to raise awareness on
27 prevention of cardiovascular disease and stroke among the
28 public, the health care community and policymakers using all
29 available data.

30 (2) Identify evidence-based best practice education

strategies for the public to identify risk factors associated with the cardiovascular disease and stroke and to identify symptoms at onset.

(3) Identify and review evidence-based best practice health promotion and disease prevention strategies related to cardiovascular disease and stroke for implementation in Pennsylvania, with the goal of reducing death and long-term disability among Pennsylvanians.

(4) Identify limitations and problems associated with existing laws, regulations, programs and services related to cardiovascular disease and stroke and propose feasible changes.

(5) Examine evidence-based current and alternative treatment options available for treating different types of cardiovascular disease and stroke.

(6) Review data collected by the Department of Health pursuant to section 2127 to identify areas of improved outcomes, including reduced secondary stroke events.

(7) Identify any additional issues that come before the advisory committee.

(c) (1) The Cardiovascular Disease Advisory Committee shall consist of a maximum of 16 members, including representatives from the Department of Aging, the Department of Health, the Insurance Department and the Department of Public Welfare.

(2) The Secretary of Health shall appoint one representative from each of the following fields to serve on the advisory committee:

(i) Board-certified cardiac surgeon.

(ii) Board-certified neurologist.

(iii) Public health professional.

(iv) Licensed dietitian.

1 (v) Registered nurse with expertise in cardiovascular
2 disease.
3 (vi) Hospital administrator.
4 (vii) Disparate community.
5 (viii) Emergency medical services community.
6 (ix) Organization representing the rural population.
7 (x) Board certified primary care provider that is a
8 physician specializing in either family practice or internal
9 medicine.

10 (xi) Nonprofit health service plan.
11 (xii) Voluntary organization that addresses cardiovascular
12 disease.

13 (d) The term of the advisory committee members shall be two
14 years from the respective date of their appointment, except that
15 the initial appointments shall be made in such a manner so that
16 six members appointed under subsection (c)(2) shall be appointed
17 for a term of two years, and six members be appointed for a term
18 of one year. A member shall hold office for the term of his
19 appointment and until a successor has been appointed and
20 qualified. All vacancies shall be filled for the balance of the
21 unexpired term in the same manner as the original appointment. A
22 member of the advisory committee is eligible for reappointment
23 by the Secretary of Health, contingent upon diligent attendance
24 at meetings of the board.

25 (e) The Secretary of Health or his designee will serve as
26 the chairperson of the advisory committee and may select a
27 secretary, who need not be a member of the advisory committee.

28 (f) Members who are not employees of State government shall
29 be reimbursed for travel and other actual expenses reasonably
30 incurred in the performance of their duties.

1 (g) The advisory committee shall meet no less than twice
2 annually. Nine members of the advisory committee shall
3 constitute a quorum for the purpose of exercising all of the
4 powers of the advisory committee. A vote of the majority of the
5 members present shall be sufficient for all actions of the
6 advisory committee.

7 (h) This section shall take expire December 31, 2011.

8 Section 2127. Stroke Data Collection.--The Department of
9 Health shall establish and maintain a Statewide stroke database
10 that compiles stroke care information and statistics relating to
11 strokes in this Commonwealth and shall make information and
12 statistics available to the public on the Department of Health's
13 Internet website. The Department of Health shall not be required
14 to collect data for this database that is already required to be
15 collected by the Pennsylvania Health Care Cost Containment
16 Council. To every extent possible, the Department of Health
17 shall coordinate with the Pennsylvania Health Care Cost
18 Containment Council to avoid duplication and redundancy. In
19 establishing this database the Department of Health shall use
20 its annual survey of hospitals to collect aggregate information
21 by hospital on the Joint Commission of Accreditation of
22 Healthcare Organizations Primary Stroke Centers Standardized
23 Stroke Measure Set used, as a measurement of best practice for
24 stroke care.

25 ~~Section 2128. Public Smoking at Licensed Facilities and~~ <—
26 ~~Reporting. (a) Licensed facilities defined under 4 Pa.C.S. §~~
27 ~~1103 (relating to definitions) shall be subject to public~~
28 ~~smoking ordinances, rules and regulations adopted by any~~
29 ~~political subdivision of this Commonwealth.~~

30 ~~(b) The Department of Health shall collect information on~~

1 ~~the number of political subdivisions that have adopted public~~
2 ~~smoking ordinances, rules and regulations and shall report the~~
3 ~~information annually to the General Assembly.~~

4 Section 2. This act shall take effect as follows:

5 (1) The addition of sections 626, 627 and 1418 of the
6 act shall take effect immediately.

7 (2) This section shall take effect immediately.

8 (3) The remainder of this act shall take effect in 60
9 days.