
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 312 Session of
2013

INTRODUCED BY CONKLIN, SCHLOSSBERG, HARHAI, GOODMAN, D. COSTA,
HARKINS, KORTZ, DELUCA, MAHONEY, WATERS AND STURLA,
JANUARY 23, 2013

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 23, 2013

AN ACT

1 Amending Title 65 (Public Officers) of the Pennsylvania
2 Consolidated Statutes, in ethics standards and financial
3 disclosure, further providing for definitions.

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

6 Section 1. The definitions of "governmental body,"
7 "governmental body with which a public official or public
8 employee is or has been associated" and "public employee" in
9 section 1102 of Title 65 of the Pennsylvania Consolidated
10 Statutes are amended and the section is amended by adding a
11 definition to read:

12 § 1102. Definitions.

13 The following words and phrases when used in this chapter
14 shall have, unless the context clearly indicates otherwise, the
15 meanings given to them in this section:

16 * * *

17 "Governmental body." Any department, authority, commission,
18 committee, council, board, bureau, division, service, office,

1 officer, administration, legislative body or other establishment
2 in the executive, legislative or judicial branch of a state, a
3 nation or a political subdivision thereof [or], any agency
4 performing a governmental function or a State-related
5 institution and its affiliates.

6 "Governmental body with which a public official or public
7 employee is or has been associated." The governmental body
8 within State government, a State-related institution and its
9 affiliates or a political subdivision by which the public
10 official or employee is or has been employed or to which the
11 public official or employee is or has been appointed or elected
12 and subdivisions and offices within that governmental body.

13 * * *

14 "Public employee." Any individual employed by the
15 Commonwealth, a State-related institution and its affiliates or
16 a political subdivision who is responsible for taking or
17 recommending official action of a nonministerial nature with
18 regard to:

- 19 (1) contracting or procurement;
- 20 (2) administering or monitoring grants or subsidies;
- 21 (3) planning or zoning;
- 22 (4) inspecting, licensing, regulating or auditing any
23 person; or
- 24 (5) any other activity where the official action has an
25 economic impact of greater than a de minimis nature on the
26 interests of any person.

27 The term shall not include individuals who are employed by this
28 Commonwealth or any political subdivision thereof in teaching as
29 distinguished from administrative duties.

30 * * *

1 "State-related institution and its affiliates." The
2 Pennsylvania State University, including the Pennsylvania
3 College of Technology, Temple University, the University of
4 Pittsburgh and Lincoln University serving as instrumentalities
5 of the Commonwealth within the Commonwealth system of higher
6 education. The term also includes any of their graduate schools,
7 law schools, medical schools, continental and international
8 branch campuses, as applicable, and any associated hospital,
9 medical center, institute, facility, subsidiary or subordinate
10 unit.

11 Section 2. This act shall take effect immediately.