

## AMENDMENTS TO SENATE BILL NO. 1166

Sponsor: SENATOR STEFANO

Printer's No. 1625

1 Amend Bill, page 1, line 3, by inserting after "commission"  
2 and for accountability

3 Amend Bill, page 1, line 3, by striking out "and,"

4 Amend Bill, page 1, line 5, by inserting after "fees"  
5 ; and making an editorial change

6 Amend Bill, page 1, lines 16 through 19; page 2, lines 1  
7 through 8; by striking out all of said lines on said pages and  
8 inserting

9 (14) Following submission of the analysis required under  
10 section 328(f) (relating to accountability), establish fees  
11 for licenses as follows:

12 (i) The commission shall publish a notice of  
13 proposed rulemaking containing the proposed fee change in  
14 accordance with section 201 of the act of July 31, 1968  
15 (P.L.769, No.240), referred to as the Commonwealth  
16 Documents Law. The commission shall give at least 30 days  
17 for the submission of written comments and shall hold at  
18 least one public hearing on the proposed change.

19 (ii) Prior to adoption of a final-form regulation  
20 containing a fee change, the commission shall review and  
21 consider any public comments and may modify the text of  
22 the final-form regulation as it deems necessary under  
23 section 202 of the Commonwealth Documents Law.

24 (iii) After adoption of a final-form regulation  
25 containing a fee change, the commission shall submit the  
26 final-form regulation, copies of all public comments and  
27 the transcript of the public hearing to the Game and  
28 Fisheries Committee of the Senate and the Game and  
29 Fisheries Committee of the House of Representatives.

30 (iv) Either committee under subparagraph (iii) may  
31 report a concurrent resolution recommending disapproval  
32 of the fee change within 30 days of the submission under  
33 subparagraph (iii). If neither committee reports a

1 concurrent resolution recommending disapproval within the  
2 time prescribed in this subparagraph, the fee change  
3 shall be deemed approved.

4 (v) If either committee reports a concurrent  
5 resolution under subparagraph (iv) and the General  
6 Assembly does not adopt it within 30 days of the date on  
7 which the concurrent resolution is reported, the fee  
8 change shall be deemed approved.

9 (vi) If the General Assembly adopts a concurrent  
10 resolution under subparagraph (iv) within 30 days of the  
11 date on which the concurrent resolution is reported, the  
12 following shall apply:

13 (A) The concurrent resolution shall be presented  
14 to the Governor in accordance with section 9 of  
15 Article III of the Constitution of Pennsylvania.

16 (B) If the Governor does not veto the concurrent  
17 resolution of the General Assembly within 10 days  
18 after it is presented, the fee change shall be deemed  
19 disapproved.

20 (C) If the Governor vetoes the concurrent  
21 resolution within 10 days after it is presented, the  
22 General Assembly may, within 30 days of the veto,  
23 override the veto by a two-thirds vote in each house.  
24 If the General Assembly does not override the veto in  
25 the time prescribed in this clause, the fee change  
26 shall be deemed approved. If the General Assembly  
27 overrides the veto in the time prescribed in this  
28 clause, the fee change shall be deemed disapproved.

29 (vii) If the fee change is deemed approved under  
30 subparagraph (iv), subparagraph (v) or subparagraph (vi)  
31 (C), the commission shall:

32 (A) submit the final-form regulation containing  
33 the fee change to the Office of Attorney General for  
34 approval as to legality; and

35 (B) publish an order adopting the final-form  
36 regulation containing the fee change and deposit the  
37 text of the order with the Legislative Reference  
38 Bureau in accordance with section 207 of the  
39 Commonwealth Documents Law.

40 (viii) Except for this subparagraph, this paragraph  
41 shall expire July 15, 2019. Upon expiration, final-form  
42 regulations promulgated under subparagraph (vi)(B) shall  
43 remain in effect.

44 Section 2. Section 328 of Title 34 is amended by adding a  
45 subsection to read:

46 § 328. Accountability.

47 \* \* \*

48 (f) Financial analysis.--Prior to the establishment of fees  
49 under section 322(c)(14) (relating to powers and duties of  
50 commission), the Legislative Budget and Finance Committee shall  
51 prepare a financial analysis of fees, fines, penalties,

1 royalties, Federal and State appropriations and other sources of  
2 revenue received by the commission and of expenditures,  
3 including annual operating costs, investments, land purchases  
4 and capital projects. To carry out the financial analysis under  
5 this section:

6 (1) The commission shall provide records, financial  
7 statements and other documents reflecting the revenue and  
8 expenditures subject to the analysis.

9 (2) The commission shall respond to inquiries and  
10 requests for information from the committee in a timely  
11 manner.

12 (3) The Legislative Budget and Finance Committee shall  
13 include its most recent performance audit under section  
14 522(b) (relating to appropriation and audit of moneys).

15 (4) The Legislative Budget and Finance Committee shall  
16 complete the report within 90 days of the effective date of  
17 this subsection. The report shall be submitted to the  
18 President pro tempore of the Senate and the Speaker of the  
19 House of Representatives. The report shall be public  
20 information.

21 Section 3. Section 2709 heading and (a) introductory  
22 paragraph of Title 34 are amended, subsection (a) is amended by  
23 adding paragraphs and the section is amended by adding a  
24 subsection to read:

25 § 2709. License [costs and] fees.

26 (a) License [costs.--Any] fees.--Subject to subsections  
27 (a.1) and (c), any person who qualifies under the

28 Amend Bill, page 2, line 10, by inserting a bracket before  
29 "costs"

30 Amend Bill, page 2, line 11, by inserting after "fee"  
31 ] fees

32 Amend Bill, page 2, lines 12 through 30; page 3, lines 1  
33 through 30; page 4, lines 1 through 8; by striking out all of  
34 said lines on said pages and inserting

35 \* \* \*

36 (23) Hunting and furtaking:

37 (i) Senior nonresident hunting - to be set by  
38 commission.

39 (ii) Senior nonresident furtaker - to be set by  
40 commission.

41 (iii) Senior nonresident combination hunting and  
42 furtaker - to be set by commission.

43 (24) Ultimate outdoorsman combination license, including  
44 bear, archery, muzzleloader, furtaker, migratory game bird  
45 and special wild turkey:

- 1           (i) Resident - to be set by commission.  
2           (ii) Nonresident - to be set by commission.  
3    (a.1) Fee setting.--  
4           (1) A fee set under subsection (a)(23) or (24) must be  
5           made under section 322(c)(14) (relating to powers and duties  
6           of commission).  
7           (2) A change in a fee under subsection (a) must be made  
8           under section 322(c)(14).

9           \* \* \*

10          Section 4. Section 2712(b) of Title 34 is amended to read:  
11    § 2712. Vouchers for licenses and permits.

12          \* \* \*

13          (b) Fees.--A person purchasing a voucher shall pay the costs  
14    for the type of license or permit being purchased and the  
15    issuing agent fee as provided in sections 2709 (relating to  
16    license [costs and] fees) and 2904 (relating to permit fees).

17          \* \* \*

18          Section 5. This act shall take effect as follows:

19           (1) The following provisions shall take effect  
20    immediately:

21               (i) The addition of 34 Pa.C.S. § 328(f).

22               (ii) This section.

23           (2) The remainder of this act shall take effect in 90  
24    days.