

AMENDMENTS TO HOUSE BILL NO. 118

Sponsor: SENATOR CORMAN

Printer's No. 2159

1 Amend Bill, page 1, lines 11 through 30; page 2, lines 1
2 through 8; by striking out "AMENDING THE ACT OF APRIL 9, 1929"
3 in line 11, all of lines 12 through 30 on page 1 and all of
4 lines 1 through 8 on page 2 and inserting

5 Amending the act of April 9, 1929 (P.L.177, No.175), entitled,
6 as amended, "An act providing for and reorganizing the
7 conduct of the executive and administrative work of the
8 Commonwealth by the Executive Department thereof and the
9 administrative departments, boards, commissions, and officers
10 thereof, including the boards of trustees of State Normal
11 Schools, or Teachers Colleges; abolishing, creating,
12 reorganizing or authorizing the reorganization of certain
13 administrative departments, boards, and commissions; defining
14 the powers and duties of the Governor and other executive and
15 administrative officers, and of the several administrative
16 departments, boards, commissions, and officers; fixing the
17 salaries of the Governor, Lieutenant Governor, and certain
18 other executive and administrative officers; providing for
19 the appointment of certain administrative officers, and of
20 all deputies and other assistants and employes in certain
21 departments, boards, and commissions; providing for the
22 regulation of pari-mutuel thoroughbred horse racing and
23 harness horse racing activities, imposing certain taxes and
24 providing for the disposition of funds from pari-mutuel
25 tickets; and prescribing the manner in which the number and
26 compensation of the deputies and all other assistants and
27 employes of certain departments, boards and commissions shall
28 be determined," implementing the 2017-2018 Commonwealth
29 budget and instituting future budget implementation: further
30 providing for title of act; in administrative organization,
31 providing for employees with access to Federal tax
32 information; in organization of independent administrative
33 boards and commissions, providing for Pennsylvania Commission
34 on Crime and Delinquency; in Commonwealth agency fees,
35 further providing for Department of Health, for Department of
36 Labor and Industry and for Pennsylvania State Police; in

1 powers and duties of the Department of Justice and its
2 departmental administrative boards, providing for collections
3 by Attorney General; in powers and duties of Department of
4 Corrections, providing for notice of public hearing for State
5 correctional institution closure; in powers and duties of
6 Department of Education and its departmental administrative
7 boards and commissions, providing for Higher Education
8 Regulatory Restricted Account; providing for Joint
9 Underwriting Association; in powers and duties of Department
10 of Environmental Protection, its officers and departmental
11 and advisory boards and commissions, further providing for
12 Environmental Quality Board and for municipal recycling
13 grants and providing for water treatment facilities;
14 providing for powers and duties of Department of Conservation
15 and Natural Resources; in powers and duties of Department of
16 Health and its departmental administrative and advisory
17 boards, providing for Emergency Drug and Alcohol
18 Detoxification Program; in Department of Aging, providing for
19 PACE and PACENET program payments and for older adult daily
20 living centers; in powers and duties of Department of Human
21 Services and its departmental administrative and advisory
22 boards and commissions, providing for child protective
23 services fees; providing for jail facilities; in powers and
24 duties of the Pennsylvania Public Utility Commission,
25 providing for alternative energy portfolio standards;
26 providing for judicial administration; and making related
27 repeals.

28 Amend Bill, page 2, lines 29 through 34; page 3, lines 1
29 through 20; by striking out all of said lines on said pages and
30 inserting

31 Section 1. The General Assembly finds and declares as
32 follows:

33 (1) The intent of this act is to provide for the
34 administration of the 2017-2018 Commonwealth budget.

35 (2) The Constitution of Pennsylvania confers numerous
36 express duties upon the General Assembly, including the
37 passage of a balanced budget for the Commonwealth.

38 (3) Section 24 of Article III of the Constitution of
39 Pennsylvania requires the General Assembly to adopt all
40 appropriations for the operation of government in the
41 Commonwealth, regardless of their source. The Supreme Court
42 has repeatedly affirmed that, "It is fundamental within
43 Pennsylvania's tripartite system that the General Assembly
44 enacts the legislation establishing those programs which the
45 State provides for its citizens and appropriates the funds
46 necessary for their operation."

47 (4) Pursuant to section 13 of Article VIII of the
48 Constitution of Pennsylvania, the General Assembly is

1 explicitly required to adopt a balanced Commonwealth budget.
2 Given the unpredictability and potential insufficiency of
3 revenue collections, various changes in State law relating to
4 the 2017-2018 budget implementation and the administration of
5 State Government which impact revenue may be required to
6 discharge this constitutional obligation.

7 (5) Section 11 of Article III of the Constitution of
8 Pennsylvania requires the adoption of a general appropriation
9 act that embraces "nothing but appropriations." While actual
10 items of appropriation can be contained in a General
11 Appropriations Act, the achievement and implementation of a
12 comprehensive budget involves administrative action related
13 to appropriations. Ultimately, the budget has to be balanced
14 under section 13 of Article VIII of the Constitution of
15 Pennsylvania. This may necessitate administrative changes and
16 the enactment of statutes to achieve full compliance with
17 these constitutional provisions.

18 (6) Among the many administrative challenges faced by
19 the Commonwealth is use of financial resources for health
20 care. Central to the health care crisis in this Commonwealth
21 is substance dependence.

22 (7) For the reasons set forth in paragraphs (1) through
23 (6), it is the intent of the General Assembly through this
24 act to provide for the administrative implementation of the
25 2017-2018 Commonwealth budget.

26 (8) Every provision of this act relates to the
27 administrative implementation of the operating budget of the
28 Commonwealth for this fiscal year, addressing in various ways
29 the administrative operations and potential liabilities of
30 the Commonwealth. To that end, this act is intended to
31 implement the 2017-2018 Commonwealth budget without
32 specifically appropriating public money from the General
33 Fund. This act provides administrative accountability for
34 spending and makes other changes necessary to impact the
35 availability of revenue in order to meet the requirements of
36 section 13 of Article VIII of the Constitution of
37 Pennsylvania and to implement the act of July 11, 2017 (P.L.
38 , No.1A), known as the General Appropriation Act of 2017.
39 Section 1.1. The title of the act of April 9, 1929 (P.L.177,
40 No.175), known as The Administrative Code of 1929, amended
41 February 23, 2016 (P.L.15, No.7), is amended to read:

42 AN ACT

43 Providing for and reorganizing the conduct of the executive and
44 administrative work of the Commonwealth by the Executive
45 Department thereof and the administrative departments,
46 boards, commissions, and officers thereof, including the
47 boards of trustees of State Normal Schools, or Teachers
48 Colleges; abolishing, creating, reorganizing or authorizing
49 the reorganization of certain administrative departments,
50 boards, and commissions; defining the powers and duties of
51 the Governor and other executive and administrative officers,

1 and of the several administrative departments, boards,
2 commissions, and officers; fixing the salaries of the
3 Governor, Lieutenant Governor, and certain other executive
4 and administrative officers; providing for the appointment of
5 certain administrative officers, and of all deputies and
6 other assistants and employees in certain departments, boards,
7 and commissions; [providing for the regulation of pari-mutuel
8 thoroughbred horse racing and harness horse racing
9 activities, imposing certain taxes and providing for the
10 disposition of funds from pari-mutuel tickets;] providing for
11 judicial administration; and prescribing the manner in which
12 the number and compensation of the deputies and all other
13 assistants and employees of certain departments, boards and
14 commissions shall be determined."

15 Section 2. The act is amended by adding sections to read:

16 Section 225. Employees with Access to Federal Tax
17 Information.--(a) As required under any Federal law, regulation
18 or published guidance from the Internal Revenue Service, an
19 employee or prospective employee whose duties and responsibilities
20 require or will require access to Federal tax information shall
21 submit all of the following to the employee's or prospective
22 employee's employer:

23 (1) A report of Federal criminal history record information.

24 (2) A report of criminal history record information from the
25 Pennsylvania State Police as provided under 18 Pa.C.S. Ch. 91
26 (relating to criminal history record information) or a statement
27 from the Pennsylvania State Police that the Pennsylvania State
28 Police central repository contains no information relating to
29 the individual. The criminal history record information shall be
30 limited to that which is disseminated under 18 Pa.C.S. § 9121(b)
31 (2) (relating to general regulations).

32 (3) Validation of the employee's or prospective employee's
33 eligibility to legally work in the United States.

34 (b) For the purpose of complying with subsection (a)(1), an
35 employee or prospective employee shall provide fingerprints to the
36 Pennsylvania State Police, its agent or an agent approved for
37 fingerprinting by the Federal Government. The fingerprints may
38 be used by the Pennsylvania State Police to conduct a criminal
39 background check and shall be forwarded to the Federal Bureau of
40 Investigation for a national criminal background check.

41 (c) (1) Except as provided under paragraph (2), information
42 relating to an employee or prospective employee submitted to or
43 obtained by an employer or prospective employer under this
44 section shall be interpreted and used only to determine the
45 employee's or prospective employee's character, fitness and
46 suitability to access Federal tax information.

47 (2) An employer may utilize information obtained under this
48 section for employment decisions, including hiring of an
49 applicant, promotion of a current employee or disciplinary action
50 against an employee regarding a position that requires access to
51 Federal tax information.

1 (3) An employer may receive and retain information
2 consistent with this section that is otherwise protected under
3 18 Pa.C.S. Ch. 91, subject to any requirements related to
4 redaction as specified in 18 Pa.C.S. § 9121(b)(2).

5 (d) An individual who has been cleared to access Federal tax
6 information under this section shall reapply for clearance under
7 subsections (a) and (b) within ten years of the issuance of the
8 prior clearance unless the employer participates in a program
9 exempting employees from clearance.

10 (e) A Commonwealth agency receiving Federal tax information
11 that transfers the Federal tax information to any other entity
12 except as it involves a Federal or State court or the Board of
13 Finance and Revenue as part of a legal proceeding before the
14 same may audit that entity to determine compliance with this
15 section.

16 (f) The Department of Revenue shall publish guidelines to
17 implement this section.

18 (g) As used in this section, the following words and phrases
19 shall have the meanings given to them in this subsection unless
20 the context clearly indicates otherwise:

21 "Employer." Any Commonwealth agency, office, department,
22 authority, board, multistate agency or commission of the
23 executive branch, an independent agency or State-affiliated
24 entity, political subdivision or a contractor thereof, receiving
25 Federal tax information, even though the Federal tax information
26 may be forwarded to another Commonwealth agency, political
27 subdivision or contractor, from any of the following:

28 (1) The Internal Revenue Service.

29 (2) The Social Security Administration.

30 (3) Under section 6103 of the Internal Revenue Code of 1986
31 (Public Law 99-514, 26 U.S.C. § 6103).

32 (4) By exchange agreement approved by the Internal Revenue
33 Service.

34 (5) Any other secondary source.

35 "Federal tax information." Includes any "return" or "return
36 information" as defined in section 6103 of the Internal Revenue
37 Code of 1986.

38 Section 310. Pennsylvania Commission on Crime and
39 Delinquency.--The following shall apply:

40 (1) Notwithstanding section 2(b)(1) of the act of November
41 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania
42 Commission on Crime and Delinquency Law, the composition of the
43 Pennsylvania Commission on Crime and Delinquency shall consist
44 of the Attorney General or a designee.

45 (2) Notwithstanding section 2(b)(6) of the Pennsylvania
46 Commission on Crime and Delinquency Law, the composition of the
47 Pennsylvania Commission on Crime and Delinquency shall consist
48 of the chairperson of the Appropriations Committee of the Senate
49 and the chairperson of the Appropriations Committee of the House
50 of Representatives or the chairpersons' designated legislative
51 staff.

1 (3) Notwithstanding section 2(b)(8) of the Pennsylvania
2 Commission on Crime and Delinquency Law, the composition of the
3 Pennsylvania Commission on Crime and Delinquency shall consist
4 of four members of the General Assembly or the members'
5 designated legislative staff, of whom one shall be designated
6 by, and serve at the pleasure of, the President pro tempore of
7 the Senate, one by the Minority Leader of the Senate, one by the
8 Speaker of the House of Representatives and one by the Minority
9 Leader of the House of Representatives.

10 Section 3. Sections 609-A, 613-A and 616-A of the act are
11 amended to read:

12 Section 609-A. Department of Health.--(a) The Department of
13 Health is authorized to charge fees for the following purposes
14 and in the following amounts:

- | | |
|--|--------------|
| 15 (1) Permit for operation of clinical | |
| 16 laboratory..... | \$100.00 |
| 17 (2) Provisional approval issued to nursing | |
| 18 homes: | |
| 19 (i) Provisional license: | |
| 20 (A) First provisional..... | 100.00 |
| 21 Each approved nursing home bed..... | 2.00 |
| 22 (B) Second provisional..... | 200.00 |
| 23 Each approved nursing home bed..... | 2.00 |
| 24 (C) Third provisional..... | 300.00 |
| 25 Each approved nursing home bed..... | 2.00 |
| 26 (D) Fourth provisional..... | 400.00 |
| 27 Each approved nursing home bed..... | 2.00 |
| 28 (4) Nursing homes: | |
| 29 (i) Regular license..... | 100.00 |
| 30 Each inpatient bed..... | 2.00 |
| 31 (ii) Renewal of regular license..... | 100.00 |
| 32 Each inpatient bed..... | 2.00 |
| 33 (5) Home health care agency: | |
| 34 (i) License..... | 200.00 |
| 35 (6) Vital statistics: | |
| 36 (i) Certified copy of a birth record..... | 20.00 |
| 37 (ii) Certified copy of a death record..... | [9.00] 20.00 |

38 (b) When there is no local registrar, upon application and
39 payment of a fee of twenty dollars, the local Department of
40 Health office shall issue a certificate of death. Each fee
41 received by the local Department of Health office shall be
42 distributed as follows:

43 (1) Eleven dollars shall be retained by the Department
44 of Health.

45 (2) Eight dollars shall be deposited in the General
46 Fund.

47 (3) One dollar shall be retained by the Department of
48 Health for distribution to the county coroner or medical
49 examiner as provided for in section 206 of the act of June
50 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law
51 of 1953.

1 Section 613-A. Department of Labor and Industry to Collect
2 Fees.--[The Department of Labor and Industry is authorized to
3 charge fees for the following purposes and in the following
4 amounts:

5 (1) Fees for unfired pressure vessels and
6 boilers:

7 (i) Certificate of operations:

8 (A) Unfired pressure vessels..... \$44.00

9 (B) Boilers..... 22.00

10 (ii) For the internal inspection of power
11 boilers, high pressure, high temperature
12 water boilers and miniature boilers, the
13 fees shall be as follows:

14 (A) Boilers of 50 square feet of
15 heating surface or less..... 22.00

16 (B) Boilers over 50 square feet of
17 heating surface and less than 4,000
18 square feet of heating surface..... 36.00

19 (C) Boilers over 4,000 square feet of
20 heating surface or more and less than
21 10,000 square feet of heating surface
22 51.00

23 (D) Boilers over 10,000 square feet of
24 heating surface or more..... 58.00

25 (E) Miniature boilers..... 15.00

26 (iii) For the external inspection of power
27 boilers, high pressure and high
28 temperature water boilers, the fees
29 shall be as follows:

30 (A) Boilers of 50 square feet of
31 heating surface or less..... 15.00

32 (B) Boilers over 50 square feet of
33 heating surface..... 22.00

34 (C) Not more than \$50 plus the annual
35 certificate fee shall be collected
36 for any and all inspection above of
37 any boiler in any one year.

38 (iv) For the internal or external
39 inspection of low pressure boilers, the
40 fees shall be as follows:

41 (A) Heating boilers without a
42 manhole..... 18.00

43 (B) Heating boilers with a manhole.... 22.00

44 (C) Hot water supply boilers..... 15.00

45 (D) Not more than \$50 plus the annual
46 certificate fee shall be collected
47 for any and all inspections as above
48 of any low pressure boiler in any
49 required inspection period.

50 (v) For the internal or external inspection
51 of pressure vessels, the fees shall be

1	as follows:	
2	(A) Each pressure vessel subject to	
3	inspection having a cross sectional	
4	area of 50 square feet or less.....	15.00
5	(B) Each additional 100 square feet of	
6	area in excess of 50 square feet....	15.00
7	(C) Not more than \$75 shall be paid for	
8	each inspection on any one vessel.	
9	(D) A group of pressure vessels, such	
10	as the rolls of a paper machine for	
11	dryer operating as a single machine	
12	or unit, shall be considered one	
13	pressure vessel. Not more than \$75	
14	plus annual certificate fee shall be	
15	collected for any and all inspections	
16	as above of any pressure vessel in	
17	any required inspection period,	
18	except in such cases where the vessel	
19	is moved.	
20	(vi) Approval of plans:	
21	(A) Complete mechanical room drawings -	
22	boilers and other vessels.....	73.00
23	(B) High pressure boilers.....	29.00
24	(C) Low pressure boilers.....	29.00
25	(vii) Boiler inspectors:	
26	(A) Inspector's examination fee.....	44.00
27	(B) Certificate of competency and	
28	commission fee.....	22.00
29	(C) New credential card fee (annual	
30	renewal).....	15.00
31	(viii) Hydrostatic test (witnessed).....	22.00
32	(ix) Onsite consultation fee (per hour)...	29.00
33	(x) Inspection of repair fee.....	15.00
34	(xi) ASME shop survey fee.....	
35	Full day.....	726.00
36	Half day.....	363.00
37	(xii) Copy of department boiler regulations	
38	7.00
39	(xiii) Acceptance of boilers and pressure	
40	vessels not originally destined for use	
41	within the Commonwealth.....	726.00
42	(2) Fees for elevators:	
43	(i) Inspector's examination fee.....	73.00
44	(ii) Commission fee and initial credential	
45	card.....	51.00
46	(iii) Renewal credential card fee.....	29.00
47	(iv) Plans approval application:	
48	(A) Passenger, freight and combination	
49	passenger/freight elevators except	
50	hydraulic elevators:	
51	(1) 1-7 floors.....	363.00

1	(2) 8-20 floors.....	436.00
2	(3) More than 20 floors.....	508.00
3	(B) Hydraulic passenger, freight and	
4	combination passenger/freight	
5	elevators and other lifting	
6	devices.....	290.00
7	(C) Ski lifts.....	508.00
8	(D) Escalators.....	290.00
9	(v) Major repairs.....	145.00
10	(vi) Certificate renewals.....	36.00
11	(vii) Elevator inspections:	
12	(A) Passenger, freight and combination	
13	passenger/freight elevators except	
14	hydraulic elevators:	
15	(1) 1-7 floors.....	94.00
16	(2) 8-20 floors.....	116.00
17	(3) More than 20 floors.....	145.00
18	(B) Hydraulic passenger, freight and	
19	combination passenger/freight	
20	elevators and other lifting devices..	73.00
21	(C) Ski lifts.....	145.00
22	(D) Escalators.....	94.00
23	(viii) Special approval.....	508.00
24	(ix) Reinspection following failed initial	
25	acceptance inspection.....	145.00
26	(x) Reinspection following failure to	
27	correct violations within allotted time	
28	period.....	73.00
29	(xi) Copy of Department Elevator	
30	Regulations.....	7.00
31	(xii) Duplicate certificate of operation..	15.00
32	(3) Fees for liquefied petroleum gas:	
33	(i) Bulk plants 30,000 gallons or less....	90.00
34	(ii) Bulk plants 30,001 - 90,000 gallons..	135.00
35	(iii) Bulk plants 90,001 or more gallons..	180.00
36	(iv) Industrial/utility users 2,001 -	
37	30,000 gallons.....	45.00
38	(v) Industrial/utility users 30,001 -	
39	180,000 gallons.....	90.00
40	(vi) Industrial/utility users 180,001 or	
41	more gallons.....	180.00
42	(vii) Dealers having less than 1,000	
43	customers.....	112.50
44	(viii) Dealers having 1,000 - 2,999	
45	customers.....	235.00
46	(ix) Dealers having 3,000 - 5,999 customers	
47	337.50
48	(x) Dealers having 6,000 or more	
49	customers.....	450.00
50	(xi) LP Gas Plot Plan Fee.....	20.00
51	(xii) Copy of Department LP Gas	

1	Regulations.....	5.00
2	(4) Fees for building plans approval.....	actual cost
3		incurred in
4		examination
5	(5) Fees for dry cleaning and dyeing approval.	75.00
6	(6) Fees for projectionist licensing	
7	(i) Apprentice fee.....	5.00
8	(ii) Examination fee.....	5.00
9	(iii) Renewal fee.....	10.00
10	(iv) Projectionist license.....	7.50
11	(v) Nontheatrical renewal.....	3.00
12	(vi) Apprentice renewal.....	2.00
13	(7) Fees for bedding and upholstery:	
14	(i) Sale of stamps.....	2 1/2 cents
15	(ii) Registration.....	10.00
16	(iii) Manufacturer's license.....	50.00
17	(iv) Sterilization permit.....	25.00
18	(v) Sterilization renewal.....	10.00
19	(vi) Auctioneer permit.....	25.00
20	(vii) Auctioneer renewal.....	10.00
21	(viii) Quarterly reports.....	2 1/2 cents
22	(8) Fees for private employment agency	
23	licenses:	
24	(i) Agency licenses.....	300.00
25	(ii) Counselor licenses.....	50.00
26	(iii) Counselor license renewal.....	10.00]
27	<u>(a) Notwithstanding any other provision of law, the</u>	
28	<u>department is authorized to charge fees for the following</u>	
29	<u>purposes and in the following amounts:</u>	
30	<u>(1) Fees for unfired pressure vessels and</u>	
31	<u>boilers:</u>	
32	<u>(i) Certificate of operations:</u>	
33	<u>(A) Unfired Pressure Vessels.....</u>	<u>\$72</u>
34	<u>(B) Boilers.....</u>	<u>44</u>
35	<u>(ii) For the internal inspection of power</u>	
36	<u>boilers, high-pressure, high-temperature water</u>	
37	<u>boilers and miniature boilers, the fees shall be</u>	
38	<u>as follows:</u>	
39	<u>(A) Boilers of 50 square feet or less of</u>	
40	<u>heating surface:</u>	
41	<u>(I) Standard fee.....</u>	<u>65</u>
42	<u>(II) For expedited inspections.....</u>	<u>165</u>
43		<u>plus \$160</u>
44		<u>per hour for</u>
45		<u>inspections</u>
46		<u>that occur</u>
47		<u>outside of</u>
48		<u>normal</u>
49		<u>business hours</u>
50	<u>(B) Boilers with more than 50 square feet of</u>	
51	<u>heating surface and less than 4,000 square feet</u>	

1	<u>of heating surface:</u>	
2	<u>(I) Standard fee.....</u>	<u>125</u>
3	<u>(II) For expedited inspections.....</u>	<u>225</u>
4		<u>plus \$160</u>
5		<u>per hour for</u>
6		<u>inspections</u>
7		<u>that occur</u>
8		<u>outside of</u>
9		<u>normal</u>
10		<u>business hours</u>
11	<u>(C) Boilers with more than 4,000 square feet</u>	
12	<u>of heating surface and less than 10,000 square</u>	
13	<u>feet of heating surface:</u>	
14	<u>(I) Standard fee.....</u>	<u>175</u>
15	<u>(II) For expedited inspections.....</u>	<u>275</u>
16		<u>plus \$160</u>
17		<u>per hour for</u>
18		<u>inspections</u>
19		<u>that occur</u>
20		<u>outside of</u>
21		<u>normal</u>
22		<u>business hours</u>
23	<u>(D) Boilers with 10,000 or more square feet</u>	
24	<u>of heating surface:</u>	
25	<u>(I) Standard fee.....</u>	<u>210</u>
26	<u>(II) For expedited inspections.....</u>	<u>310</u>
27		<u>plus \$160</u>
28		<u>per hour for</u>
29		<u>inspections</u>
30		<u>that occur</u>
31		<u>outside of</u>
32		<u>normal</u>
33		<u>business hours</u>
34	<u>(E) Miniature boilers:</u>	
35	<u>(I) Standard fee.....</u>	<u>35</u>
36	<u>(II) For expedited inspections.....</u>	<u>135</u>
37		<u>plus \$160</u>
38		<u>per hour for</u>
39		<u>inspections</u>
40		<u>that occur</u>
41		<u>outside of</u>
42		<u>normal</u>
43		<u>business hours</u>
44	<u>(iii) For the external inspection of power</u>	
45	<u>boilers, high-pressure and high-temperature water</u>	
46	<u>boilers, the fees shall be as follows:</u>	
47	<u>(A) Boilers with 50 square feet or less of</u>	
48	<u>heating surface:</u>	
49	<u>(I) Standard fee.....</u>	<u>55</u>
50	<u>(II) For expedited inspections.....</u>	<u>155</u>
51		<u>plus \$160</u>

1		<u>per hour for</u>
2		<u>inspections</u>
3		<u>that occur</u>
4		<u>outside of</u>
5		<u>normal</u>
6		<u>business hours</u>
7	<u>(B) Boilers with more than 50 square feet of</u>	
8	<u>heating surface:</u>	
9	<u>(I) Standard fee.....</u>	<u>80</u>
10	<u>(II) For expedited inspections.....</u>	<u>180</u>
11		<u>plus \$160</u>
12		<u>per hour for</u>
13		<u>inspections</u>
14		<u>that occur</u>
15		<u>outside of</u>
16		<u>normal</u>
17		<u>business hours</u>
18	<u>(iv) For the internal or external inspection</u>	
19	<u>of low-pressure boilers, the fees shall be as</u>	
20	<u>follows:</u>	
21	<u>(A) Heating boilers without a manhole:</u>	
22	<u>(I) Standard fee.....</u>	<u>55</u>
23	<u>(II) For expedited inspections.....</u>	<u>155</u>
24		<u>plus \$160</u>
25		<u>per hour for</u>
26		<u>inspections</u>
27		<u>that occur</u>
28		<u>outside of</u>
29		<u>normal</u>
30		<u>business hours</u>
31	<u>(B) Heating boilers with a manhole:</u>	
32	<u>(I) Standard fee.....</u>	<u>100</u>
33	<u>(II) For expedited inspections.....</u>	<u>200</u>
34		<u>plus \$160</u>
35		<u>per hour for</u>
36		<u>inspections</u>
37		<u>that occur</u>
38		<u>outside of</u>
39		<u>normal</u>
40		<u>business hours</u>
41	<u>(C) Hot water supply boilers:</u>	
42	<u>(I) Standard fee.....</u>	<u>55</u>
43	<u>(II) For expedited inspections.....</u>	<u>155</u>
44		<u>plus \$160</u>
45		<u>per hour for</u>
46		<u>inspections</u>
47		<u>that occur</u>
48		<u>outside of</u>
49		<u>normal</u>
50		<u>business hours</u>
51	<u>(v) For the internal or external inspection</u>	

1	<u>of pressure vessels, the fees shall be as</u>	
2	<u>follows:</u>	
3	<u>(A) Pressure vessels subject to inspection</u>	
4	<u>having a cross-sectional area of 50 square feet</u>	
5	<u>or less:</u>	
6	<u>(I) Standard fee.....</u>	<u>45</u>
7	<u>(II) For expedited inspections.....</u>	<u>145</u>
8		<u>plus \$160</u>
9		<u>per hour for</u>
10		<u>inspections</u>
11		<u>that occur</u>
12		<u>outside of</u>
13		<u>normal</u>
14		<u>business hours</u>
15	<u>(B) Each additional 100 square feet of area</u>	
16	<u>in excess of 50 square feet:</u>	
17	<u>(I) Standard fee.....</u>	<u>45</u>
18	<u>(II) For expedited inspections.....</u>	<u>145</u>
19		<u>per each</u>
20		<u>additional 100</u>
21		<u>square feet in</u>
22		<u>area in excess</u>
23		<u>of 50 square</u>
24		<u>feet plus \$160</u>
25		<u>per hour for</u>
26		<u>inspections</u>
27		<u>that occur</u>
28		<u>outside of</u>
29		<u>normal</u>
30		<u>business hours</u>
31	<u>(C) A group of pressure vessels, such as the</u>	
32	<u>rolls of a paper machine for a dryer operating as</u>	
33	<u>a single machine or unit, shall be considered one</u>	
34	<u>pressure vessel.</u>	
35	<u>(vi) Intent to install approval:</u>	
36	<u>(A) Complete mechanical room drawings -</u>	
37	<u>boilers and other vessels:</u>	
38	<u>(I) Standard fee.....</u>	<u>165</u>
39	<u>(II) For expedited approval.....</u>	<u>1,165</u>
40		<u>plus \$160</u>
41		<u>per hour for</u>
42		<u>inspections</u>
43		<u>that occur</u>
44		<u>outside of</u>
45		<u>normal</u>
46		<u>business hours</u>
47	<u>(B) High-pressure boilers:</u>	
48	<u>(I) Standard fee.....</u>	<u>100</u>
49	<u>(II) For expedited approval.....</u>	<u>1,100</u>
50		<u>plus \$160</u>
51		<u>per hour for</u>

1		<u>inspections</u>
2		<u>that occur</u>
3		<u>outside of</u>
4		<u>normal</u>
5		<u>business hours</u>
6	<u>(C) Low-pressure boilers:</u>	
7	<u>(I) Standard fee.....</u>	<u>100</u>
8	<u>(II) For expedited approval.....</u>	<u>1,100</u>
9		<u>plus \$160</u>
10		<u>per hour for</u>
11		<u>inspections</u>
12		<u>that occur</u>
13		<u>outside of</u>
14		<u>normal</u>
15		<u>business hours</u>
16	<u>(vii) Boiler inspectors:</u>	
17	<u>(A) Inspector's examination fee.....</u>	<u>150</u>
18	<u>(B) New credential card (annual renewal)....</u>	<u>25</u>
19	<u>(viii) Hydrostatic test (witnessed):</u>	
20	<u>(A) Standard fee.....</u>	<u>65</u>
21	<u>(B) For expedited action.....</u>	<u>165</u>
22		<u>plus \$160</u>
23		<u>per hour for</u>
24		<u>inspections</u>
25		<u>that occur</u>
26		<u>outside of</u>
27		<u>normal</u>
28		<u>business hours</u>
29	<u>(ix) Inspection of repair fee:</u>	
30	<u>(A) Standard fee.....</u>	<u>65</u>
31	<u>(B) For expedited inspection.....</u>	<u>165</u>
32		<u>plus \$160</u>
33		<u>per hour for</u>
34		<u>inspections</u>
35		<u>that occur</u>
36		<u>outside of</u>
37		<u>normal</u>
38		<u>business hours</u>
39	<u>(x) Copy of department boiler regulations...</u>	<u>7</u>
40	<u>(xi) Acceptance of boilers and pressure</u>	
41	<u>vessels not originally destined for use within</u>	
42	<u>this Commonwealth:</u>	
43	<u>(A) Standard fee.....</u>	<u>1,500</u>
44	<u>(B) For expedited action.....</u>	<u>2,500</u>
45		<u>plus \$160</u>
46		<u>per hour for</u>
47		<u>inspections</u>
48		<u>that occur</u>
49		<u>outside of</u>
50		<u>normal</u>
51		<u>business hours</u>

1	<u>(2) Fees for elevators:</u>	
2	<u>(i) Plans approval application:</u>	
3	<u>(A) Passenger, freight and combination</u>	
4	<u>passenger/freight elevators except hydraulic</u>	
5	<u>elevators:</u>	
6	<u>(I) 1-7 floors:</u>	
7	<u>(a) Standard fee.....</u>	<u>663</u>
8	<u>(b) For expedited plan reviews, approvals and</u>	
9	<u>inspections.....</u>	<u>1,663</u>
10		<u>plus \$160</u>
11		<u>per hour for</u>
12		<u>inspections</u>
13		<u>that occur</u>
14		<u>outside normal</u>
15		<u>business hours</u>
16		
17	<u>(II) 8-20 floors:</u>	
18	<u>(a) Standard fee.....</u>	<u>768</u>
19	<u>(b) For expedited plan reviews, approvals and</u>	
20	<u>inspections.....</u>	<u>1,768</u>
21		<u>plus \$160</u>
22		<u>per hour for</u>
23		<u>inspections</u>
24		<u>that occur</u>
25		<u>outside normal</u>
26		<u>business hours</u>
27	<u>(III) More than 20 floors:</u>	
28	<u>(a) Standard fee.....</u>	<u>950</u>
29	<u>(b) For expedited plan reviews, approvals and</u>	
30	<u>inspections.....</u>	<u>1,950</u>
31		<u>plus \$160</u>
32		<u>per hour for</u>
33		<u>inspections</u>
34		<u>that occur</u>
35		<u>outside normal</u>
36		<u>business hours</u>
37	<u>(B) Hydraulic passenger, freight and</u>	
38	<u>combination passenger/freight elevators and other</u>	
39	<u>lifting devices:</u>	
40	<u>(I) Standard fee.....</u>	<u>581</u>
41	<u>(II) For expedited plan reviews, permits and</u>	
42	<u>inspections.....</u>	<u>1,581</u>
43		<u>plus \$160</u>
44		<u>per hour for</u>
45		<u>inspections</u>
46		<u>that occur</u>
47		<u>outside normal</u>
48		<u>business hours</u>
49	<u>(C) Ski lifts (aerial passenger ropeways):</u>	
50	<u>(I) Standard fee.....</u>	<u>2,800</u>
51	<u>(II) For expedited plan reviews, permits and</u>	

1	<u>inspections.....</u>	<u>3,500</u>
2		<u>plus \$320</u>
3		<u>per hour for</u>
4		<u>inspections</u>
5		<u>that occur</u>
6		<u>outside normal</u>
7		<u>business hours</u>
8	<u>(D) Ski lifts non-aerial (surface lifts):</u>	
9	<u>(I) Standard fee.....</u>	<u>600</u>
10	<u>(II) For expedited plan reviews, permits and</u>	
11	<u>inspections.....</u>	<u>1,600</u>
12		<u>plus \$320</u>
13		<u>per hour for</u>
14		<u>inspections</u>
15		<u>that occur</u>
16		<u>outside normal</u>
17		<u>business hours</u>
18	<u>(E) Escalators and moving walks:</u>	
19	<u>(I) Standard fee.....</u>	<u>558</u>
20	<u>(II) For expedited plan reviews, permits and</u>	
21	<u>inspections.....</u>	<u>1,558</u>
22		<u>plus \$160</u>
23		<u>per hour for</u>
24		<u>inspections</u>
25		<u>that occur</u>
26		<u>outside normal</u>
27		<u>business hours</u>
28	<u>(ii) Alterations and major repairs:</u>	
29	<u>(A) Standard fee.....</u>	<u>696</u>
30	<u>(B) For expedited plan review and inspections</u>	<u>1,696</u>
31		<u>plus \$160</u>
32		<u>per hour for</u>
33		<u>inspections</u>
34		<u>that occur</u>
35		<u>outside normal</u>
36		<u>business hours</u>
37	<u>(iii) Certificate renewals:</u>	
38	<u>(A) Two-year renewal.....</u>	<u>72</u>
39	<u>(B) Four-year renewal.....</u>	<u>144</u>
40	<u>(iv) Elevator inspections:</u>	
41	<u>(A) Passenger, freight and combination</u>	
42	<u>passenger/freight elevators except hydraulic</u>	
43	<u>elevators:</u>	
44	<u>(I) 1-7 floors:</u>	
45	<u>(a) Standard fee.....</u>	<u>200</u>
46	<u>(b) For expedited inspections.....</u>	<u>300</u>
47		<u>plus \$160</u>
48		<u>per hour for</u>
49		<u>inspections</u>
50		<u>that occur</u>
51		<u>outside normal</u>

1		<u>business hours</u>
2	<u>(II) 8-20 floors:</u>	
3	<u>(a) Standard fee.....</u>	<u>236</u>
4	<u>(b) For expedited inspections.....</u>	<u>336</u>
5		<u>plus \$160</u>
6		<u>per hour for</u>
7		<u>inspections</u>
8		<u>that occur</u>
9		<u>outside normal</u>
10		<u>business hours</u>
11	<u>(III) More than 20 floors:</u>	
12	<u>(a) Standard fee.....</u>	<u>250</u>
13	<u>(b) For expedited inspections.....</u>	<u>350</u>
14		<u>plus \$160</u>
15		<u>per hour for</u>
16		<u>inspections</u>
17		<u>that occur</u>
18		<u>outside normal</u>
19		<u>business hours</u>
20	<u>(B) Hydraulic passenger, freight and</u>	
21	<u>combination passenger/freight elevators and other</u>	
22	<u>lifting devices:</u>	
23	<u>(I) Standard fee.....</u>	<u>207</u>
24	<u>(II) For expedited inspections.....</u>	<u>307</u>
25		<u>plus \$160</u>
26		<u>per hour for</u>
27		<u>inspections</u>
28		<u>that occur</u>
29		<u>outside normal</u>
30		<u>business hours</u>
31	<u>(C) Ski lifts (aerial passenger ropeways):</u>	
32	<u>(I) Standard fee.....</u>	<u>780</u>
33	<u>(II) For expedited inspections.....</u>	<u>880</u>
34		<u>plus \$160</u>
35		<u>per hour for</u>
36		<u>inspections</u>
37		<u>that occur</u>
38		<u>outside normal</u>
39		<u>business hours</u>
40	<u>(D) Ski lifts non-aerial (surface lifts):</u>	
41	<u>(I) Standard fee.....</u>	<u>175</u>
42	<u>(II) For expedited inspections.....</u>	<u>275</u>
43		<u>plus \$160</u>
44		<u>per hour for</u>
45		<u>inspections</u>
46		<u>that occur</u>
47		<u>outside normal</u>
48		<u>business hours</u>
49	<u>(E) Escalators and moving walks:</u>	
50	<u>(I) Standard fee.....</u>	<u>150</u>
51	<u>(II) For expedited inspections.....</u>	<u>250</u>

1		<u>plus \$160</u>
2		<u>per hour for</u>
3		<u>inspections</u>
4		<u>that occur</u>
5		<u>outside normal</u>
6		<u>business hours</u>
7	<u>(v) Fees for witnessing periodic tests:</u>	
8	<u>(A) Electric elevators with 1-10 openings:</u>	
9	<u>(I) Standard fee.....</u>	<u>435</u>
10	<u>(II) For expedited action.....</u>	<u>635</u>
11		<u>plus \$160</u>
12		<u>per hour for</u>
13		<u>inspections</u>
14		<u>that occur</u>
15		<u>outside normal</u>
16		<u>business hours</u>
17	<u>(B) Electric elevators with 11-20 openings:</u>	
18	<u>(I) Standard fee.....</u>	<u>475</u>
19	<u>(II) For expedited action.....</u>	<u>675</u>
20		<u>plus \$160</u>
21		<u>per hour for</u>
22		<u>inspections</u>
23		<u>that occur</u>
24		<u>outside normal</u>
25		<u>business hours</u>
26	<u>(C) Electric elevators with more than 20</u>	
27	<u>openings:</u>	
28	<u>(I) Standard fee.....</u>	<u>530</u>
29	<u>(II) For expedited action.....</u>	<u>730</u>
30		<u>plus \$160</u>
31		<u>per hour for</u>
32		<u>inspections</u>
33		<u>that occur</u>
34		<u>outside normal</u>
35		<u>business hours</u>
36	<u>(D) Roped hydraulic elevator and</u>	
37	<u>roped/chained vertical reciprocal conveyor:</u>	
38	<u>(I) Standard fee.....</u>	<u>530</u>
39	<u>(II) For expedited action.....</u>	<u>730</u>
40		<u>plus \$160</u>
41		<u>per hour for</u>
42		<u>inspections</u>
43		<u>that occur</u>
44		<u>outside normal</u>
45		<u>business hours</u>
46	<u>(E) Hydraulic elevator, limited use/limited</u>	
47	<u>application elevator and direct hydraulic</u>	
48	<u>vertical reciprocating conveyor:</u>	
49	<u>(I) Standard fee.....</u>	<u>435</u>
50	<u>(II) For expedited action.....</u>	<u>635</u>
51		<u>plus \$160</u>

1		<u>per hour for</u>
2		<u>inspections</u>
3		<u>that occur</u>
4		<u>outside normal</u>
5		<u>business hours</u>
6	<u>(F) Escalator and moving walk:</u>	
7	<u>(I) Standard fee.....</u>	<u>435</u>
8	<u>(II) For expedited action.....</u>	<u>635</u>
9		<u>plus \$160</u>
10		<u>per hour for</u>
11		<u>inspections</u>
12		<u>that occur</u>
13		<u>outside normal</u>
14		<u>business hours</u>
15	<u>(G) Wheelchair lift and inclined stairway</u>	
16	<u>chair lift:</u>	
17	<u>(I) Standard fee.....</u>	<u>280</u>
18	<u>(II) For expedited action.....</u>	<u>480</u>
19		<u>plus \$160</u>
20		<u>per hour for</u>
21		<u>inspections</u>
22		<u>that occur</u>
23		<u>outside normal</u>
24		<u>business hours</u>
25	<u>(H) Orchestra lift, belt lift, state lift and</u>	
26	<u>organ lift:</u>	
27	<u>(I) Standard fee.....</u>	<u>530</u>
28	<u>(II) For expedited action.....</u>	<u>730</u>
29		<u>plus \$160</u>
30		<u>per hour for</u>
31		<u>inspections</u>
32		<u>that occur</u>
33		<u>outside normal</u>
34		<u>business hours</u>
35	<u>(I) Other equipment:</u>	
36	<u>(I) Standard fee.....</u>	<u>435</u>
37	<u>(II) For expedited action.....</u>	<u>635</u>
38		<u>plus \$160</u>
39		<u>per hour for</u>
40		<u>inspections</u>
41		<u>that occur</u>
42		<u>outside normal</u>
43		<u>business hours</u>
44	<u>(vi) Fees for witnessing periodic dynamic</u>	
45	<u>testing:</u>	
46	<u>(A) Aerial tramways and detachable aerial</u>	
47	<u>grips:</u>	
48	<u>(I) Standard fee.....</u>	<u>2,400</u>
49	<u>(II) For expedited action.....</u>	<u>2,600</u>
50		<u>plus \$320</u>
51		<u>per hour for</u>

1		<u>inspections</u>
2		<u>that occur</u>
3		<u>outside normal</u>
4		<u>business hours</u>
5	<u>(B) Fixed grip lifts:</u>	
6	<u>(I) Standard fee.....</u>	<u>2,400</u>
7	<u>(II) For expedited action.....</u>	<u>2,600</u>
8		<u>plus \$320</u>
9		<u>per hour for</u>
10		<u>inspections</u>
11		<u>that occur</u>
12		<u>outside normal</u>
13		<u>business hours</u>
14	<u>(C) Special approval:</u>	
15	<u>(I) Standard fee.....</u>	<u>1,000</u>
16		<u>plus \$115</u>
17		<u>per hour</u>
18	<u>(II) For expedited special approval and</u>	
19	<u>inspections.....</u>	<u>2,000</u>
20		<u>plus \$160</u>
21		<u>per hour for</u>
22		<u>inspections</u>
23		<u>that occur</u>
24		<u>outside normal</u>
25		<u>business hours</u>
26	<u>(D) Reinspection following failed permit</u>	
27	<u>acceptance inspection:</u>	
28	<u>(I) Standard fee.....</u>	<u>500</u>
29	<u>(II) For expedited approval and inspections.</u>	<u>1,500</u>
30		<u>plus \$160</u>
31		<u>per hour for</u>
32		<u>inspections</u>
33		<u>that occur</u>
34		<u>outside normal</u>
35		<u>business hours</u>
36	<u>(E) Reinspection following failure to correct</u>	
37	<u>violations within allotted time period:</u>	
38	<u>(I) Standard fee.....</u>	<u>200</u>
39	<u>(II) For expedited approval and inspections.</u>	<u>1,200</u>
40		<u>plus \$160</u>
41		<u>per hour for</u>
42		<u>inspections</u>
43		<u>that occur</u>
44		<u>outside normal</u>
45		<u>business hours</u>
46	<u>(F) Copy of department elevator regulations.</u>	<u>7</u>
47	<u>(G) Duplicate certificate of operation.....</u>	<u>25</u>
48	<u>(3) Fees for liquefied petroleum gas:</u>	
49	<u>(i) New registration and plan approval for</u>	
50	<u>bulk plants of 30,000 gallons or less:</u>	
51	<u>(A) Standard fee.....</u>	<u>360</u>

1	<u>(B) For expedited registration and plan</u>	
2	<u>approval.....</u>	<u>1,360</u>
3		<u>plus \$160</u>
4		<u>per hour for</u>
5		<u>inspections</u>
6		<u>that occur</u>
7		<u>outside normal</u>
8		<u>business hours</u>
9	<u>(ii) New registration and plan approval for</u>	
10	<u>bulk plants of 30,001-90,000 gallons:</u>	
11	<u>(A) Standard fee.....</u>	<u>430</u>
12	<u>(B) For expedited registration and plan</u>	
13	<u>approval.....</u>	<u>1,430</u>
14		<u>plus \$160</u>
15		<u>per hour for</u>
16		<u>inspections</u>
17		<u>that occur</u>
18		<u>outside normal</u>
19		<u>business hours</u>
20	<u>(iii) New registration and plan approval for</u>	
21	<u>bulk plants of 90,001 gallons or more:</u>	
22	<u>(A) Standard fee.....</u>	<u>475</u>
23	<u>(B) For expedited registration and plan</u>	
24	<u>approval.....</u>	<u>1,475</u>
25		<u>plus \$160</u>
26		<u>per hour for</u>
27		<u>inspections</u>
28		<u>that occur</u>
29		<u>outside normal</u>
30		<u>business hours</u>
31	<u>(iv) New registration and plan approval for</u>	
32	<u>industrial or utility users of 2,001-30,000</u>	
33	<u>gallons:</u>	
34	<u>(A) Standard fee.....</u>	<u>250</u>
35	<u>(B) For expedited registration and plan</u>	
36	<u>approval.....</u>	<u>1,250</u>
37		<u>plus \$160</u>
38		<u>per hour for</u>
39		<u>inspections</u>
40		<u>that occur</u>
41		<u>outside normal</u>
42		<u>business hours</u>
43		
44	<u>(v) New registration and plan approval for</u>	
45	<u>industrial or utility users of 30,001-180,000</u>	
46	<u>gallons:</u>	
47	<u>(A) Standard fee.....</u>	<u>360</u>
48	<u>(B) For expedited registration and plan</u>	<u>1,360</u>
49	<u>approval.....</u>	<u>plus \$160</u>
50		<u>per hour for</u>
51		<u>inspections</u>

1		<u>that occur</u>
2		<u>outside normal</u>
3		<u>business hours</u>
4	<u>(vi) Registration and plan approval for</u>	
5	<u>industrial or utility users of 180,001 gallons or</u>	
6	<u>more:</u>	
7	<u>(A) Standard fee.....</u>	<u>475</u>
8	<u>(B) For expedited registration and plan</u>	
9	<u>approval.....</u>	<u>1,475</u>
10		<u>plus \$160</u>
11		<u>per hour for</u>
12		<u>inspections</u>
13		<u>that occur</u>
14		<u>outside normal</u>
15		<u>business hours</u>
16	<u>(vii) Registration and plan approval for</u>	
17	<u>retail cylinder or exchange cabinets:</u>	
18	<u>(A) Standard fee.....</u>	<u>150</u>
19	<u>(B) For expedited registration and plan</u>	
20	<u>approval.....</u>	<u>1,150 plus</u>
21		<u>\$160 for</u>
22		<u>inspections</u>
23		<u>that occur</u>
24		<u>outside normal</u>
25		<u>business hours</u>
26	<u>(viii) Dealers having less than 1,000</u>	
27	<u>customers.....</u>	<u>175</u>
28	<u>(ix) Dealers having 1,000-2,999 customers...</u>	<u>300</u>
29		
30	<u>(x) Dealers having 3,000-5,999 customers....</u>	<u>375</u>
31	<u>(xi) Dealers having 6,000 or more customers.</u>	<u>500</u>
32	<u>(xii) Copy of department LP gas regulations.</u>	<u>5</u>
33	<u>(xiii) Annual registration renewal for bulk</u>	
34	<u>plants and industrial users.....</u>	<u>135</u>
35	<u>(xiv) Annual registration renewal for</u>	
36	<u>cylinder or exchange cabinets.....</u>	<u>75</u>
37	<u>(4) Fees for bedding and upholstery:</u>	
38	<u>(i) Manufacturer's license.....</u>	<u>150</u>
39	<u>(ii) Sterilization permit.....</u>	<u>75</u>
40	<u>(iii) Sterilization renewal.....</u>	<u>35</u>
41	<u>(iv) Auctioneer permit.....</u>	<u>75</u>
42	<u>(v) Auctioneer renewal.....</u>	<u>35</u>
43	<u>(vi) Quarterly reports.....</u>	<u>.05</u>
44	<u>(vii) Duplicate license or permit.....</u>	<u>25</u>
45	<u>(viii) Secondhanded initial application.....</u>	<u>100</u>
46	<u>(ix) Secondhanded renewal.....</u>	<u>50</u>
47	<u>(5) Fees for combustible and flammable</u>	
48	<u>liquids:</u>	
49	<u>(i) Permits for the installation or</u>	
50	<u>replacement of tanks:</u>	
51	<u>(A) Standard fee.....</u>	<u>500</u>

1	<u>(B) For expedited permits and inspections...</u>	<u>1,500</u>
2		<u>plus \$160</u>
3		<u>per hour for</u>
4		<u>inspections</u>
5		<u>that occur</u>
6		<u>outside normal</u>
7		<u>business hours</u>
8	<u>(ii) Permits for the installation or</u>	
9	<u>replacement of pumps or dispensers:</u>	
10	<u>(A) Standard fee.....</u>	<u>200</u>
11	<u>(B) For expedited permits and inspections...</u>	<u>1,200</u>
12		<u>plus \$160</u>
13		<u>per hour for</u>
14		<u>inspections</u>
15		<u>that occur</u>
16		<u>outside normal</u>
17		<u>business hours</u>
18	<u>(iii) Permits for the installation and</u>	
19	<u>rebuild of containers for compressed natural gas:</u>	
20	<u>(A) Standard fee.....</u>	<u>500</u>
21	<u>(B) For expedited permits and inspections...</u>	<u>1,500</u>
22		<u>plus \$160</u>
23		<u>per hour for</u>
24		<u>inspections</u>
25		<u>that occur</u>
26		<u>outside normal</u>
27		<u>business hours</u>
28	<u>(iv) Permits for the installation or</u>	
29	<u>replacement of compressed natural gas pumps and</u>	
30	<u>dispensers:</u>	
31	<u>(A) Standard fee.....</u>	<u>200</u>
32	<u>(B) For expedited permits and inspections...</u>	<u>1,200</u>
33		<u>plus \$160</u>
34		<u>per hour for</u>
35		<u>inspections</u>
36		<u>that occur</u>
37		<u>outside normal</u>
38		<u>business hours</u>
39	<u>(v) Duplicate permit.....</u>	<u>75</u>
40	<u>(6) Fees for asbestos occupations:</u>	
41	<u>(i) Worker certification of less than six</u>	
42	<u>months.....</u>	<u>30</u>
43	<u>(ii) Worker certification of six months or</u>	
44	<u>more.....</u>	<u>60</u>
45	<u>(iii) Supervisor certification of less than</u>	
46	<u>six months.....</u>	<u>58</u>
47	<u>(iv) Supervisor certification of six months</u>	
48	<u>or more.....</u>	<u>116</u>
49	<u>(v) Project designer certification of less</u>	
50	<u>than six months.....</u>	<u>175</u>
51	<u>(vi) Project designer certification of six</u>	

1	<u>months or more.....</u>	350
2	(vii) <u>Inspector certification of less than</u>	
3	<u>six months.....</u>	175
4	(viii) <u>Inspector certification of six months</u>	
5	<u>of more.....</u>	350
6	(ix) <u>Management planner certification of less</u>	
7	<u>than six months.....</u>	175
8	(x) <u>Management planner certification of six</u>	
9	<u>months of more.....</u>	350
10	(xi) <u>Dual inspector or management planner</u>	
11	<u>certification of less than six months.....</u>	175
12	(xii) <u>Dual inspector or management planner</u>	
13	<u>certification of six months or more.....</u>	350
14	(xiii) <u>Individual contractor certification of</u>	
15	<u>less than six months.....</u>	290
16	(xiv) <u>Individual contractor certification of</u>	
17	<u>six months or more.....</u>	580
18	(xv) <u>Company certification.....</u>	150
19	(xvi) <u>Training course accreditation.....</u>	2,000
20	(xvii) <u>Duplicate certification.....</u>	25
21	(7) <u>Fees for lead-based paint occupations:</u>	
22	(i) <u>Worker certification of less than six</u>	
23	<u>months.....</u>	30
24	(ii) <u>Worker certification of six months or</u>	
25	<u>more.....</u>	60
26	(iii) <u>Supervisor certification of less than</u>	
27	<u>six months.....</u>	58
28	(iv) <u>Supervisor certification of six months</u>	
29	<u>or more.....</u>	116
30	(v) <u>Project designer certification of less</u>	
31	<u>than six months.....</u>	175
32	(vi) <u>Project designer certification of six</u>	
33	<u>months or more.....</u>	350
34	(vii) <u>Inspector certification of less than</u>	
35	<u>six months.....</u>	175
36	(viii) <u>Inspector certification of six months</u>	
37	<u>or more.....</u>	350
38	(ix) <u>Risk assessor certification of less than</u>	
39	<u>six months.....</u>	175
40	(x) <u>Risk assessor certification of six months</u>	
41	<u>or more.....</u>	350
42	(xi) <u>Dual inspector and risk assessor</u>	
43	<u>certification of less than six months.....</u>	175
44	(xii) <u>Dual inspector and risk assessor</u>	
45	<u>certification of six months or more.....</u>	350
46	(xiii) <u>Third-party examination.....</u>	50
47	(xiv) <u>Initial training course accreditation.....</u>	2,000
48	(xv) <u>Renewal training course accreditation. .</u>	1,500
49	(xvi) <u>Refresher of initial or renewal</u>	
50	<u>training course accreditation.....</u>	1,500
51	(xvii) <u>Duplicate certification.....</u>	25

1	<u>(xviii) Lead companies.....</u>	<u>500</u>
2	<u>(8) Fees for stuffed toys:</u>	
3	<u>(i) Initial registration and renewals.....</u>	<u>75</u>
4	<u>(ii) Duplicate.....</u>	<u>25</u>
5	<u>(9) Fees for Uniform Construction Code</u>	
6	<u>certifications:</u>	
7	<u>(i) Initial code official certification and</u>	
8	<u>renewal.....</u>	<u>100</u>
9	<u>(ii) Initial third-party agency certification</u>	
10	<u>and renewal.....</u>	<u>300</u>
11	<u>(iii) Duplicate.....</u>	<u>25</u>
12	<u>(10) Fees for Uniform Construction Code</u>	
13	<u>permits:</u>	
14	<u>(i) Permit for new buildings and additions:</u>	
15	<u>(A) Standard fee.....</u>	<u>321</u>
16		<u>plus \$0.65</u>
17		<u>per square</u>
18		<u>foot of floor</u>
19		<u>area or each</u>
20		<u>fraction of</u>
21		<u>floor area</u>
22	<u>(B) For expedited permits.....</u>	<u>1,321</u>
23		<u>plus \$0.65</u>
24		<u>per square</u>
25		<u>foot of floor</u>
26		<u>area or each</u>
27		<u>fraction of</u>
28		<u>floor area</u>
29		<u>plus \$160 per</u>
30		<u>hour for</u>
31		<u>inspections</u>
32		<u>that occur</u>
33		<u>outside normal</u>
34		<u>business hours</u>
35	<u>(ii) Permit for new structures and facilities</u>	
36	<u>other than buildings:</u>	
37	<u>(A) Standard fee.....</u>	<u>965</u>
38	<u>(B) For expedited permits.....</u>	<u>1,965</u>
39		<u>plus \$160</u>
40		<u>per hour for</u>
41		<u>inspections</u>
42		<u>that occur</u>
43		<u>outside normal</u>
44		<u>business hours</u>
45		
46	<u>(iii) Permit for alterations, renovations or</u>	
47	<u>modifications to existing building structures:</u>	
48	<u>(A) Standard fee.....</u>	<u>321</u>
49		<u>plus 6.5%</u>
50		<u>for each</u>
51		<u>\$1,000 of</u>

1		<u>estimated cost</u>
2		<u>for</u>
3		<u>alterations,</u>
4		<u>renovations or</u>
5		<u>modification</u>
6		<u>as certified</u>
7		<u>by the</u>
8		<u>applicant</u>
9	<u>(B) For expedited permits.....</u>	<u>1,321</u>
10		<u>plus 6.5%</u>
11		<u>for each</u>
12		<u>\$1,000 of</u>
13		<u>estimated cost</u>
14		<u>for</u>
15		<u>alterations,</u>
16		<u>renovations or</u>
17		<u>modification</u>
18		<u>as certified</u>
19		<u>by the</u>
20		<u>applicant plus</u>
21		<u>\$160 per hour</u>
22		<u>for</u>
23		<u>inspections</u>
24		<u>that occur</u>
25		<u>outside normal</u>
26		<u>business hours</u>
27	<u>(iv) Accessibility plan review and</u>	
28	<u>inspection:</u>	
29	<u>(A) Standard fee.....</u>	<u>645</u>
30	<u>(B) For expedited plan review.....</u>	<u>1,645</u>
31		<u>plus \$160</u>
32		<u>per hour for</u>
33		<u>inspections</u>
34		<u>that occur</u>
35		<u>outside normal</u>
36		<u>business hours</u>
37	<u>(v) Permit for building or structure</u>	
38	<u>demolition:</u>	
39	<u>(A) Standard fee.....</u>	<u>321</u>
40	<u>(B) For expedited permits.....</u>	<u>1,321</u>
41		<u>plus \$160</u>
42		<u>per hour for</u>
43		<u>inspections</u>
44		<u>that occur</u>
45		<u>outside normal</u>
46		<u>business hours</u>
47	<u>(vi) Annual permit:</u>	
48	<u>(A) Standard fee.....</u>	<u>321</u>
49	<u>(B) For expedited permits.....</u>	<u>1,321</u>
50		<u>plus \$160</u>
51		<u>per hour for</u>

inspections
that occur
outside normal
business hours

(vii) Revision of approved plans:

(A) Standard fee..... 500

(B) For expedited approval..... 1,500

plus \$160

per hour for

inspections

that occur

outside normal

business hours

(11) Fees for variance requests:

(i) Industrial board variance, appeal and
request for extension of time:

(A) Standard fee..... 321

(B) For expedited action on variances,
appeals or requests for extensions of time..... 1,321

(ii) Accessibility Advisory Board variance,
appeal or request for extension of time:

(A) Standard fee..... 321

(B) For expedited action on variances,
appeals or requests for extensions of time..... 1,321

(b) Notwithstanding any provision of law to the contrary,
from the fees collected under subsection (a), an amount equal to
the fees collected by the department in fiscal year 2016-2017
shall be deposited into the General Fund each fiscal year. All
moneys collected under subsection (a) by the department in any
fiscal year that exceeds the amount collected by the department
in fiscal year 2016-2017 shall augment the appropriation made to
the department for the Bureau of Occupational and Industrial
Safety in the general appropriation act for the fiscal year in
which the department receives payment of the fees.

(c) Beginning one year after the effective date of this
section, and annually thereafter, all fees listed in this
section shall increase at the rate of inflation as outlined in
the Consumer Price Index for All Urban Consumers in the
Northeast Region for the most recent 12-month period for which
the figures have been reported by the United States Department
of Labor, Bureau of Labor Statistics. If the rate of inflation
does not increase, all fees shall remain the same as they were
for the previous year. The department shall publish fee
increases in the Pennsylvania Bulletin.

(d) As used in this section, the following words and phrases
shall have the meanings given to them in this subsection unless
the context clearly indicates otherwise:

"Department." The Department of Labor and Industry of the
Commonwealth.

"Expedited." Any task, excluding inspections, to be
performed within seven days of the Department of Labor and

Industry, Bureau of Occupational and Industrial Safety's receipt of a written request to perform that task. For inspections, the term means a task to be performed within three days of receipt by the Department of Labor and Industry, Bureau of Occupational and Industrial Safety of a written request to perform that inspection.

"Normal business hours." Monday through Friday from 8:00 a.m. until 5:00 p.m. with the exception of any day when the Department of Labor and Industry is not open for business.

Section 616-A. Pennsylvania State Police.--(a) The Pennsylvania State Police are authorized to charge fees for the following purposes and in the following amounts:

(1) Accident Reports:

(i) Certified copy of record of investigation of a vehicle accident.... \$8.00

(2) Private security agent lethal weapon:

(i) Application..... 50.00

(ii) Certification..... 30.00

(iii) Renewal..... 30.00

(4) Bank alarm panel:

(i) Bank alarm connection rate..... 300.00
per year

(5) Fingerprint records check:

(i) Private detective licensing - fingerprint records check request from clerk of courts..... 17.50

(6) Firearm and name check:

(i) Noncriminal justice agencies and individuals..... 10.00

(b) Notwithstanding any other provision of law, the Pennsylvania State Police may increase the fees for criminal history record information under 18 Pa.C.S. Ch. 91 (relating to criminal history record information) by publishing a notice in the Pennsylvania Bulletin.

Section 4. The act is amended by adding sections to read:

Section 922.1. Collections by Attorney General.--(a) Notwithstanding any other provision of law, whenever the Attorney General exercises the Attorney General's powers under section 204(c) of the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, to collect, by suit or otherwise, the debts, taxes and accounts due the Commonwealth that are referred to and placed with the Attorney General for collection by any Commonwealth agency, no more than twenty-five per centum (25%) of each amount collected shall be deposited in a restricted account within the General Fund known as the Collection Administration Account. No more than two million five hundred thousand dollars (\$2,500,000) per fiscal year may be deposited into the restricted account under this section.

(b) Money in the Collection Administration Account is appropriated to the Office of Attorney General. The Attorney General shall submit to the Governor an estimate of the amount

of money to be expended from the Collection Administration Account during the next fiscal year as part of the Attorney General's annual budget request to the Governor.

Section 915-B. Notice of Public Hearing for State Correctional Institution Closure.--During the fiscal year 2017-2018, the Department of Corrections may not close a State correctional institution as defined in 61 Pa.C.S. § 102 (relating to definitions), unless the Department of Corrections conducts a public hearing in the county in which the State correctional institution is located. The Department of Corrections shall provide notice thirty (30) days before the public hearing in the Pennsylvania Bulletin and in at least two local newspapers.

Section 1322. Higher Education Regulatory Restricted Account.--(a) The Higher Education Regulatory Restricted Account is established as a restricted account within the General Fund of the State Treasury from which the Department of Education may expend money for the purpose of the costs of administering and implementing 24 Pa.C.S. Ch. 65 (relating to private colleges, universities and seminaries) and all other costs associated with the activities of the department related to the mandated services and regulation of degree-granting institutions. The account shall consist of the fees deposited under subsection (b) and State funds appropriated for use under this section. The restricted account shall be subject to audit by the Auditor General.

(b) The Department of Education shall collect a fee for services provided to degree-granting institutions under this act. The fees are as follows:

<u>(1) For an application for approval of a specialized associate degree program.....</u>	<u>\$1,000</u>
<u>(2) For an application for approval of a new degree or program at an institution of higher education.....</u>	<u>1,400</u>
<u>(3) For an application for a new degree-granting institution or a change from private licensed school to college or university.....</u>	<u>5,000</u>
<u>(4) For an application to change status from college or seminary to university.....</u>	<u>1,000</u>
<u>(5) For an application for education enterprise status.....</u>	<u>10,000</u>
<u>(6) To renew status as an education enterprise.....</u>	<u>2,000</u>
<u>(7) For registration of an out-of-State distance education provider that is not a participant in the State Authorization Reciprocity Agreement.....</u>	<u>5,000</u>
<u>(8) For an application for approval to use the word "college," "university" or "seminary" in a business name.....</u>	<u>100</u>

1 (c) The fees collected under subsection (b) shall be
2 deposited into the Higher Education Regulatory Restricted
3 Account.

4 (d) The fees imposed under this section shall remain in
5 effect until revised by the State Board of Education. If the
6 revenues raised by fees imposed under this section are not
7 sufficient to meet expenses projected for a two-year period, the
8 State Board of Education shall increase the fees by regulation
9 so that the projected revenue will meet or exceed projected
10 expenditures.

11 Section 5. The act is amended by adding an article to read:

12 ARTICLE XV-A

13 JOINT UNDERWRITING ASSOCIATION

14 Section 1501-A. Findings.

15 The General Assembly finds as follows:

16 (1) As a result of a decline in the need in this
17 Commonwealth for the medical professional liability insurance
18 policies offered by the Pennsylvania Professional Liability
19 Joint Underwriting Association under Subchapter B of Chapter
20 7 of the act of March 20, 2002 (P.L.154, No.13), known as the
21 Medical Care Availability and Reduction of Error (Mcare) Act,
22 and a decline in the nature and amounts of claims paid out by
23 the joint underwriting association under such policies, the
24 joint underwriting association has money in excess of the
25 amount reasonably required to fulfill its statutory mandate.

26 (2) Funds under the control of the joint underwriting
27 association consist of premiums paid on the policies issued
28 under Subchapter B of Chapter 7 of the Medical Care
29 Availability and Reduction of Error (Mcare) Act and income
30 from investment. The funds do not belong to any of the
31 members of the joint underwriting association nor any of the
32 insureds covered by the policies issued.

33 (3) The joint underwriting association is an
34 instrumentality of the Commonwealth. Money under the control
35 of the joint underwriting association belongs to the
36 Commonwealth.

37 (4) At a time when revenue receipts are down and the
38 economy is still recovering, the Commonwealth is in need of
39 revenue from all possible sources in order to continue to
40 balance its budget and provide for the health, welfare and
41 safety of the residents of this Commonwealth.

42 (5) The payment of money to the Commonwealth required
43 under this article is in the best interest of the residents
44 of this Commonwealth.

45 Section 1502-A. Definitions.

46 The following words and phrases when used in this article
47 shall have the meanings given to them in this section unless the
48 context clearly indicates otherwise:

49 "Commissioner." The Insurance Commissioner of the
50 Commonwealth.

51 "Department." The Insurance Department of the Commonwealth.

1 "Joint underwriting association." The Pennsylvania
2 Professional Liability Joint Underwriting Association
3 established under section 731 of the Mcare Act.

4 "Mcare Act." The act of March 20, 2002 (P.L.154, No.13),
5 known as the Medical Care Availability and Reduction of Error
6 (Mcare) Act.

7 Section 1503-A. Payment.

8 On or before November 1, 2017, the joint underwriting
9 association shall pay the sum of \$200,000,000 to the State
10 Treasurer for deposit into the General Fund.

11 Section 1504-A. No liability.

12 The joint underwriting association and its officers, board
13 members and employees shall not be liable nor subject to suit
14 for complying with the provisions of this article and making the
15 required payment of money to the State Treasurer.

16 Section 1505-A. Exclusive jurisdiction.

17 The Supreme Court shall have exclusive jurisdiction to hear
18 any challenge to or to render a declaratory judgment concerning
19 the constitutionality of this article or to enforce the
20 provisions of this article.

21 Section 1506-A. Sunset.

22 In the event the payment required under section 1503-A is not
23 made by November 1, 2017, the provisions of Subchapter C of
24 Chapter 7 of the Mcare Act shall expire on December 1, 2017. In
25 that event, the following shall apply:

26 (1) The joint underwriting association shall be
27 abolished and the money in the possession or control of the
28 joint underwriting association shall be transferred to the
29 commissioner who shall deposit it in a special account within
30 the department to be used and administered by the department
31 in the same manner as the joint underwriting association was
32 authorized or required to use and administer it prior to the
33 expiration of Subchapter C of Chapter 7 of the Mcare Act.

34 (2) Notwithstanding paragraph (1), the commissioner
35 shall transfer \$200,000,000 of the money received under
36 paragraph (1) to the State Treasurer for deposit into the
37 General Fund as soon as practicable after receipt.
38 Thereafter, the commissioner shall annually transfer from the
39 special account established under paragraph (1) to the
40 General Fund any money the commissioner determines is in
41 excess of the money needed to administer the funds as
42 required under Subchapter C of Chapter 7 of the Mcare Act.

43 Section 6. Section 1920-A of the act is amended by adding a
44 subsection to read:

45 Section 1920-A. Environmental Quality Board.--* * *

46 (j) The board shall promulgate regulations under the act of
47 June 22, 1937 (P.L.1987, No.394), known as "The Clean Streams
48 Law," or other laws of this Commonwealth that require that the
49 water quality criteria for manganese established under 25 Pa.
50 Code Ch. 93 (relating to water quality standards) shall be met,
51 consistent with the exception in 25 Pa. Code § 96.3(d) (relating

1 to water quality protection requirements). Within ninety (90)
2 days of the effective date of this subsection, the board shall
3 promulgate proposed regulations.

4 Section 7. Section 1937-A(c) of the act is amended and the
5 section is amended by adding subsections to read:

6 Section 1937-A. Municipal Recycling Grants.--* * *

7 (c) (1) [This section] Subsections (a) and (b) shall not
8 apply if the recycling needs of all the citizens of the county
9 cannot be met.

10 (2) [This section] Subsections (a) and (b) shall not apply
11 to any municipality that has received any grant under section
12 902 of the "Municipal Waste Planning, Recycling and Waste
13 Reduction Act" prior to the effective date of this section.

14 (d) The fee imposed under section 701 of the act of July 28,
15 1988 (P.L.556, No.101), known as the "Municipal Waste Planning,
16 Recycling and Waste Reduction Act," shall continue to be imposed
17 on and after January 1, 2020.

18 (e) The money in the Recycling Fund established under
19 section 706 of the "Municipal Waste Planning, Recycling and
20 Waste Reduction Act" shall not be transferred to the Solid Waste
21 Abatement Fund and shall remain in the Recycling Fund for the
22 purposes set forth under the "Municipal Waste Planning,
23 Recycling and Waste Reduction Act."

24 Section 8. The act is amended by adding a section to read:

25 Section 1938-A. Water Treatment Facilities.--The water
26 treatment facilities providing water disposal services
27 exclusively relating to conventional oil and gas wells and
28 operating under National Pollutant Discharge and Elimination
29 System and other permits issued by the Department of
30 Environmental Protection, shall be allowed to operate under
31 existing permits as of the effective date of this subsection,
32 through December 31, 2019. For the purpose of this subsection,
33 the term "conventional oil and gas well" shall have the same
34 meaning as provided in section 2 of the act of June 23, 2016
35 (P.L.375, No.52), known as the "Pennsylvania Grade Crude
36 Development Act."

37 Section 9. The act is amended by adding an article to read:

38 ARTICLE XIX-B

39 POWERS AND DUTIES OF DEPARTMENT OF
40 CONSERVATION AND NATURAL RESOURCES

41 Section 1901-B. (Reserved).

42 Section 1902-B. State park feasibility study.

43 The Department of Conservation and Natural Resources shall
44 conduct a feasibility study for the establishment of a State
45 park in Wyoming County, and shall report the results of the
46 study to the General Assembly within one year of the effective
47 date of this section. The study shall include an appraisal of
48 the fair market value of the real property proposed for the
49 State park.

50 Section 10. The act is amended by adding sections to read:

51 Section 2126. Emergency Drug and Alcohol Detoxification

1 Program.--(a) The Emergency Drug and Alcohol Detoxification
2 Program is established in the Department of Health to provide
3 for detoxification in licensed health care facilities and to
4 establish detoxification facilities. The program shall be
5 administered by the Department of Health.

6 (b) The Emergency Drug and Alcohol Detoxification Program
7 shall, to the greatest extent possible, utilize existing beds in
8 health care facilities.

9 (c) In order to provide individuals seeking assistance with
10 better and more timely access to drug and alcohol
11 detoxification, the Department of Health shall provide special
12 priority review for applications for licensure under this
13 section.

14 (d) As used in this section, the following words and phrases
15 shall have the meanings given to them in this subsection unless
16 the context clearly indicates otherwise:

17 "Licensed health care facility" shall mean a health care
18 facility licensed under Chapter 8 of the act of July 19, 1979
19 (P.L.130, No.48), known as the Health Care Facilities Act.

20 "Health care facility" shall mean a health care facility as
21 defined in section 802.1 of the Health Care Facilities Act.

22 Section 2214-A. PACE and PACENET Program Payments.--(a) In
23 addition to the requirements under section 509 of the act of
24 August 26, 1971 (P.L.351, No.91), known as the State Lottery
25 Law, the department shall administer the program in accordance
26 with the following:

27 (1) If the NADAC per unit is available, the program payment
28 shall be the lower of the following amounts:

29 (i) the NADAC per unit:

30 (A) with the addition of a professional dispensing fee of
31 ten dollars and forty-nine cents (\$10.49) per prescription; and

32 (B) the subtraction of the copayment; or

33 (ii) the pharmacy's usual and customary charge for the drug
34 dispensed with the subtraction of the copayment.

35 (2) If the NADAC per unit is unavailable, the program
36 payment shall be the lower of the following amounts:

37 (i) the wholesale acquisition cost plus three and two-tenths
38 per centum (3.2%):

39 (A) with the addition of a professional dispensing fee of
40 ten dollars and forty-nine cents (\$10.49) per prescription; and

41 (B) the subtraction of the copayment; or

42 (ii) the pharmacy's usual and customary charge for the drug
43 dispensed with the subtraction of the copayment.

44 (b) Notwithstanding any other statute or regulation, a brand
45 name product shall be dispensed and not substituted with an A-
46 rated generic therapeutically equivalent drug if it is less
47 expensive to the program. If a less expensive A-rated generic
48 therapeutically equivalent drug is available for dispensing to a
49 claimant, the provider shall dispense the A-rated generic
50 therapeutically equivalent drug to the claimant. The department
51 shall reimburse providers based upon the most current listing of

1 the NADAC per unit plus a professional dispensing fee of ten
2 dollars and forty-nine cents (\$10.49) per prescription. The
3 department shall not reimburse providers for brand name products
4 except in the following circumstances:

5 (1) There is no A-rated generic therapeutically equivalent
6 drug available on the market. This paragraph does not apply to
7 the lack of availability of an A-rated generic therapeutically
8 equivalent drug in the providing pharmacy unless it can be shown
9 to the department that the provider made reasonable attempts to
10 obtain the A-rated generic therapeutically equivalent drug or
11 that there was an unforeseeable demand and depletion of the
12 supply of the A-rated generic therapeutically equivalent drug.
13 In either case, the department shall reimburse the provider for
14 the NADAC per unit plus a professional dispensing fee of ten
15 dollars and forty-nine cents (\$10.49) per prescription.

16 (2) An A-rated generic therapeutically equivalent drug is
17 deemed by the department, in consultation with a utilization
18 review committee, to have too narrow a therapeutic index for
19 safe and effective dispensing in the community setting. The
20 department shall notify providing pharmacies of A-rated generic
21 therapeutically equivalent drugs that are identified pursuant to
22 this paragraph on a regular basis.

23 (3) The Department of Health has determined that a drug
24 shall not be recognized as an A-rated generic therapeutically
25 equivalent drug for purposes of substitution under section 5(b)
26 of the act of November 24, 1976 (P.L.1163, No.259), referred to
27 as the Generic Equivalent Drug Law.

28 (4) At the time of dispensing, the provider has a
29 prescription on which the brand name drug dispensed is billed to
30 the program by the provider at a usual and customary charge
31 which is equal to or less than the least expensive usual and
32 customary charge of an A-rated generic therapeutically
33 equivalent drug reasonably available on the market to the
34 provider.

35 (5) The brand name drug is less expensive to the program.

36 (c) If a claimant chooses not to accept the A-rated generic
37 therapeutically equivalent drug required under subsection (b),
38 the claimant shall be liable for the copayment and the NADAC per
39 unit.

40 (d) The following words and phrases when used in this
41 section shall have the meanings given to them in this subsection
42 unless the context clearly indicates otherwise:

43 "A-rated generic therapeutically equivalent drug." A drug
44 product that the Commissioner of Food and Drugs of the United
45 States Food and Drug Administration has approved as safe and
46 effective and has determined to be therapeutically equivalent,
47 as listed in "The Approved Drug Products with Therapeutic
48 Equivalence Evaluations" (Food and Drug Administration "Orange
49 Book"), with a specific "A" code designation only.

50 "Claimant." An eligible person who is enrolled in the
51 program.

1 "Department." The Department of Aging of the Commonwealth.
2 "Less expensive." The lowest net cost to the program. The
3 net cost shall include the amount paid by the Commonwealth to a
4 pharmacy for a drug under a current retail pharmacy
5 reimbursement formula less any discount or rebates, including
6 those paid during the previous calendar quarter and inclusive of
7 all dispensing fees.
8 "NADAC per unit." The current National Average Drug
9 Acquisition Cost per unit.
10 "Prescription drug." All drugs requiring a prescription in
11 this Commonwealth, insulin, insulin syringes and insulin
12 needles. Experimental drugs or drugs prescribed for wrinkle
13 removal or hair growth are prohibited.
14 "Program." The Pharmaceutical Assistance Contract for the
15 Elderly (PACE) and the Pharmaceutical Assistance Contract for
16 the Elderly Needs Enhancement Tier (PACENET) as established by
17 the State Lottery Law.
18 "Provider." A pharmacy, dispensing physician or certified
19 registered nurse practitioner enrolled as a provider in the
20 program.
21 "Wholesale acquisition cost." The cost of a dispensed drug
22 based upon the price published in a national drug pricing system
23 in current use by the Department of Aging as the wholesale
24 acquisition cost of a prescription drug in the most common
25 package size.
26 Section 2215-A. Older Adult Daily Living Centers.--
27 A facility that provides services only to individuals
28 enrolled in a program of all-inclusive care for the elderly
29 operated in accordance with an agreement between the program
30 provider, the Department of Human Services and the Centers for
31 Medicare and Medicaid Services shall not be subject to the
32 provisions of the act of July 11, 1990 (P.L.499, No.118), known
33 as the Older Adult Daily Living Centers Licensing Act.
34 Section 2336. Child Protective Services Fees.--The
35 Department of Human Services may charge a fee not to exceed
36 thirteen dollars (\$13) in order to conduct the certification as
37 required under 23 Pa.C.S. § 6344(b)(2) (relating to employees
38 having contact with children; adoptive and foster parents),
39 except that no fee shall be charged to an individual who makes
40 the request in order to apply to become a volunteer with an
41 affiliate of Big Brothers of America or Big Sisters of America
42 or with a rape crisis center or domestic violence shelter.
43 Section 11. The act is amended by adding an article to read:
44 ARTICLE XXIV-B
45 JAIL FACILITIES
46 Section 2401-B. Scope of article.
47 This article relates to new and former jail facilities.
48 Section 2402-B. Definitions.
49 The following words and phrases when used in this article
50 shall have the meanings given to them in this section unless the
51 context clearly indicates otherwise:

1 "Adaptive reuse." The alteration, renovation, remodeling,
2 modification or reconstruction of former jail facilities for
3 reuse as courtrooms, office space or other facilities and uses
4 as the board of commissioners shall from time to time deem
5 necessary and appropriate.

6 "Alternative contracting procedure." A procedure under which
7 a proposer would be responsible for all aspects or phases
8 necessary to achieve the development of a parcel of property.
9 The aspects or phases of development shall include, but not be
10 limited to, the planning, design, finance, construction and
11 management of property.

12 "Board of commissioners." The governing body of a county of
13 the third class with a population between 280,000 and 298,000 as
14 of the 2010 census.

15 "Former jail facility." A building or group of buildings
16 with related facilities owned by a county of the third class
17 which is more than 100 years old and which was previously used
18 as a jail facility.

19 "New jail facility." A building or group of buildings with
20 related facilities to be owned or leased by a county of the
21 third class.

22 "Proposer." A firm, organization or company or a combination
23 of firms, organizations or companies acting as a partnership,
24 joint venture, consortium or similar joint relationship with
25 sufficient knowledge, expertise and experience in the areas of
26 architectural design, construction, financing of real estate
27 development or construction and real estate management.
28 Section 2403-B. Alternative contracting procedure.

29 (a) General rule.--Notwithstanding section 1801 of the act
30 of August 9, 1955 (P.L.323, No.130), known as The County Code,
31 the board of commissioners may, in its sole discretion, elect to
32 use an alternative contracting procedure to achieve the adaptive
33 reuse of former jail facilities or construction of new jail
34 facilities.

35 (b) Resolution required.--If the board of commissioners
36 elects to utilize an alternative contracting procedure, the
37 board of commissioners shall adopt a resolution stating that the
38 use of an alternative contracting procedure is the most
39 efficient, economical and timely method to secure an adaptive
40 reuse of former jail facilities or construction of new jail
41 facilities.

42 (c) Written proposals.--Upon adoption of a resolution, the
43 board of commissioners shall request written proposals from
44 proposers for the adaptive reuse of a former jail facility or
45 construction of a new jail facility under an alternative
46 contracting method. In its request for proposals, the board of
47 commissioners shall include the terms, conditions and
48 requirements which the board of commissioners deems necessary to
49 protect the interests of the county.

50 Section 2404-B. Evaluation criteria.

51 (a) Criteria.--The board of commissioners shall, in addition

1 to compliance with the terms, conditions and requirements set
2 forth in the request for proposals, consider the following
3 criteria in evaluating proposals for the adaptive reuse of
4 former jail facilities or construction of new jail facilities:

5 (1) The cost of the proposer's adaptive reuse or new
6 construction proposal.

7 (2) Experience of the proposer.

8 (3) Preservation of the distinct architectural design
9 and integrity of the former jail facilities.

10 (4) Adherence to prevailing wage laws and other work
11 force standards.

12 (5) Commitment to enter into voluntary contracts with
13 disadvantaged business enterprises.

14 (b) Selection of proposal.--After due consideration of
15 proposals in accordance with the criteria under subsection (a),
16 the board of commissioners may select a proposal and award a
17 contract to a responsible proposer for the adaptive reuse of a
18 former jail facility or construction of a new jail facility
19 under an alternative contracting procedure.

20 Section 11.1. The act is amended by adding a section to
21 read:

22 Section 2804. Alternative Energy Portfolio Standards.--The
23 following shall apply:

24 (1) Notwithstanding section 4 of the act of November 30,
25 2004 (P.L.1672, No.213), known as the "Alternative Energy
26 Portfolio Standards Act," in order to qualify as an alternative
27 energy source eligible to meet the photovoltaic share of this
28 Commonwealth's compliance requirements under the "Alternative
29 Energy Portfolio Standards Act" and to qualify for solar
30 renewable alternative energy portfolio credits, each solar
31 photovoltaic system must do one of the following:

32 (i) Directly deliver the electricity it generates to a
33 retail customer of an electric distribution company or to the
34 distribution system operated by an electric distribution company
35 operating within this Commonwealth and currently obligated to
36 meet the compliance requirements contained under the
37 "Alternative Energy Portfolio Standards Act."

38 (ii) Be directly connected to the electric system of an
39 electric cooperative or municipal electric system operating
40 within this Commonwealth.

41 (iii) Connect directly to the electric transmission system
42 at a location that is within the service territory of an
43 electric distribution company operating within this
44 Commonwealth.

45 (2) Nothing under this section or section 4 of the
46 "Alternative Energy Portfolio Standards Act" shall affect any of
47 the following:

48 (i) A certification originating within the geographical
49 boundaries of this Commonwealth granted prior to the effective
50 date of this section of a solar photovoltaic energy generator as
51 a qualifying alternative energy source eligible to meet the

1 solar photovoltaic share of this Commonwealth's alternative
2 energy portfolio compliance requirements under the "Alternative
3 Energy Portfolio Standards Act."

4 (ii) Certification of a solar photovoltaic system with a
5 binding written contract for the sale and purchase of
6 alternative energy credits derived from solar photovoltaic
7 energy sources entered into prior to the effective date of this
8 section.

9 (3) This section shall apply to contracts entered into or
10 renewed on or after the effective date of this section.

11 (4) As used in this section, the following words and phrases
12 shall have the meanings given to them in this section unless the
13 context clearly indicates otherwise:

14 "Alternative energy source." As the term "alternative energy
15 sources" is defined in section 2 of the "Alternative Energy
16 Portfolio Standards Act."

17 "Electric distribution company." As defined in section 2 of
18 the "Alternative Energy Portfolio Standards Act."

19 Section 11.2. The act is amended by adding an article to
20 read:

21 ARTICLE XXVIII-E

22 JUDICIAL ADMINISTRATION

23 Section 2801-E. Senior judge operational support grants.

24 The Court Administrator of Pennsylvania shall continue the
25 program created under 42 Pa.C.S. § 1906 (relating to senior
26 judge operational support grants) to defray the costs imposed on
27 counties by the rules of judicial administration for facilities
28 and staff for senior judges assigned to the courts of common
29 pleas. The following shall apply:

30 (1) Grants shall be made available to counties based on
31 the level of operational support provided by a county to all
32 of the following:

33 (i) Senior judges formerly of the judicial district
34 in which the county is situated who are regularly or
35 periodically assigned in that county or who are assigned
36 under 42 Pa.C.S. § 4544 (relating to convening
37 multicounty investigating grand jury).

38 (ii) Visiting senior judges.

39 (2) Grants shall be made available to counties to
40 reimburse the counties for operational support provided by
41 the county during the preceding calendar year. Grants shall
42 be calculated based on use of judicial chambers, utilization
43 of the services of a law clerk and utilization of the
44 services of a secretary, as the chambers or services are
45 deemed adequate and appropriate by the Administrative Office
46 of Pennsylvania Courts as follows:

47 (i) Use of judicial chambers shall be reimbursed at
48 the rate of \$60 per day, billable in one-half-day
49 increments.

50 (ii) Utilization of services of a law clerk shall be
51 reimbursed at \$20 per hour.

1 (iii) Utilization of services of a secretary shall
2 be reimbursed at \$12 per hour.

3 (3) Counties shall be reimbursed upon timely application
4 by the board of commissioners or, in the absence of a board
5 of commissioners, the executive authority of the county or,
6 in the case of a county which is coterminous with a city of
7 the first class, the mayor of the city of the first class.
8 The application must be certified by the president judge of
9 the judicial district in which the county is situated and
10 shall include documentation as may be required by the
11 Administrative Office of Pennsylvania Courts. The due dates
12 for applications for operational support shall be established
13 by the Court Administrator of Pennsylvania.

14 (4) The Administrative Office of Pennsylvania Courts
15 shall set forth minimum standards regarding adequacy,
16 appropriateness and quality of judicial chambers and services
17 required to qualify for reimbursement.

18 (5) If the total reimbursement qualifying for payment
19 for any calendar year exceeds the amount appropriated by the
20 General Assembly for that purpose, the Court Administrator of
21 Pennsylvania shall proportionally reduce the grant for each
22 county so that the total of all grants does not exceed the
23 amount appropriated.

24 (6) A county may not receive more than 20% of the amount
25 appropriated for senior judge operational support grants in
26 any fiscal year.

27 (7) Not later than 60 days following the payment of
28 grants, the Court Administrator of Pennsylvania shall make a
29 report to the Appropriations Committee of the Senate and the
30 Appropriations Committee of the House of Representatives
31 setting forth the payments made to counties and the services
32 provided.

33 Section 2802-E. Surcharge and fees.

34 (a) Imposition of surcharge and fees.--In addition to the
35 fees imposed under 42 Pa.C.S. §§ 3733(a.1) (relating to deposits
36 into account) and 3733.1 (relating to surcharge), except as set
37 forth in subsection (b), the following apply:

38 (1) A surcharge of \$11.25 shall be charged and
39 collected. This paragraph shall expire December 31, 2020.

40 (2) A permanent fee of \$2.50 shall be charged and
41 collected.

42 (3) A permanent fee of \$2.50 shall be charged and
43 collected.

44 (b) Exceptions.--Subsection (a) does not apply to a
45 conviction or guilty plea based on the filing of a traffic
46 citation charging an offense under 75 Pa.C.S. (relating to
47 vehicles) which is classified as summary under a State statute
48 or local ordinance as provided in the Pennsylvania Rules of
49 Criminal Procedure.

50 (c) Allocation and appropriation.--

51 (1) The separate reserve account within the Judicial

1 Computer System Augmentation Account established under 42
2 Pa.C.S. § 3733.1(c)(1) is continued, and the surcharge under
3 subsection (a)(1) shall be deposited into the separate
4 reserve account. Notwithstanding 42 Pa.C.S. § 3732 (relating
5 to utilization of funds in account), money deposited under
6 this paragraph is appropriated to the Supreme Court, upon
7 compliance with Article XV of the act of April 9, 1929
8 (P.L.343, No.176), known as The Fiscal Code, for the
9 operation of the Judicial Department.

10 (2) The fee under subsection (a)(2) shall be deposited
11 into the Criminal Justice Enhancement Account.

12 (3) The fee under subsection (a)(3) shall be deposited
13 in a restricted account established in the General Fund.
14 Money in the restricted account is appropriated to the Office
15 of Attorney General on a continuing basis to supplement
16 general government operations.

17 Section 12. The addition of section 2801-E of the act shall
18 apply retroactively to June 30, 2017.

19 Section 13. Repeals are as follows:

20 (1) The General Assembly declares that the repeal under
21 paragraph (2) is necessary to effectuate the amendment of
22 section 609-A of the act.

23 (2) Section 804.1 of the act of June 29, 1953 (P.L.304,
24 No.66), known as the Vital Statistics Law of 1953, is
25 repealed.

26 (3) The General Assembly declares that the repeal under
27 paragraph (4) is necessary to effectuate the amendment of
28 section 613-A of the act.

29 (4) The following provisions are repealed:

30 (i) Section 6(b), 8(c) and 10 of the act of May 27,
31 1937 (P.L.926, No.249), referred to as the Bedding and
32 Upholstery Law.

33 (ii) Section 7(e) of the act of December 19, 1990
34 (P.L.805, No.194), known as the Asbestos Occupations
35 Accreditation and Certification Act.

36 (iii) Section 6 of the act of February 11, 1998
37 (P.L.58, No.15), known as the Combustible and Flammable
38 Liquids Act.

39 (iv) Section 5 of the act of June 19, 2002 (P.L.421,
40 No.61), known as the Propane and Liquefied Petroleum Gas
41 Act.

42 (5) The General Assembly declares that the repeal under
43 paragraph (6) is necessary to effectuate the addition of
44 section 1937-A(d) and (e) of the act.

45 (6) Sections 701(d) and 706(d) of the act of July 28,
46 1988 (P.L.556, No.101), known as the Municipal Waste
47 Planning, Recycling and Waste Reduction Act, are repealed.

48 (7) The General Assembly declares that the repeal under
49 paragraph (8) is necessary to effectuate the addition of
50 section 2336 of the act.

51 (8) 23 Pa.C.S. § 6344(h) is repealed.

1 (9) The General Assembly declares that the repeal under
2 paragraph (10) is necessary to effectuate the addition of
3 section 2802-E of the act.

4 (10) 42 Pa.C.S. § 3733.1(a)(1) and (2) and (c)(1) and
5 (2) are repealed.

6 (11) All acts and parts of acts insofar as they are
7 inconsistent with the act are repealed.

8 Section 14. This act shall take effect as follows:

9 (1) The following provisions of the act shall take
10 effect in 60 days:

11 (i) The addition of Article XIX-B.

12 (ii) The addition of section 2126.

13 (iii) The addition of Article XXIV-B.

14 (2) The remainder of this act shall take effect
15 immediately.