

AMENDMENTS TO HOUSE BILL NO. 117

Sponsor: REPRESENTATIVE RYAN

Printer's No. 85

1 Amend Bill, page 3, line 29, by striking out "The" and
2 inserting

3 Notwithstanding any other provision of law to the contrary,
4 the

5 Amend Bill, page 3, line 30, by inserting after "audit"
6 on financial information related to Federal and State
7 funding sources

8 Amend Bill, page 4, lines 17 through 20, by striking out "
9 the chairperson and minority" in line 17 and all of lines 18
10 through 20 and inserting

11 and to each member of the General Assembly.

12 Amend Bill, page 4, line 25, by striking out "The" and
13 inserting

14 Notwithstanding any other provision of law to the contrary,
15 the

16 Amend Bill, page 4, line 26, by inserting after "audit"
17 on financial information related to Federal and State
18 funding sources

19 Amend Bill, page 5, lines 13 through 16, by striking out "
20 the chairperson and minority" in line 13 and all of lines 14
21 through 16 and inserting

22 and to each member of the General Assembly.

23 Amend Bill, page 5, by inserting between lines 23 and 24

24 Section 10. Authority to issue subpoenas.

25 (a) General rule.--The Auditor General may issue subpoenas
26 requiring the attendance of witnesses and the production of
27 books, accounts, papers, records, documents and files and may

1 examine the witnesses and documents. Issuance of subpoenas does
2 not prevent or repeal other powers granted under law to the
3 Auditor General.

4 (b) Service of subpoenas.--A subpoena issued under
5 subsection (a) may be served by the Auditor General, a
6 designated representative from the department, the Attorney
7 General or a sheriff of the county where the person or persons
8 reside. Subpoenas may be served in person or by certified mail.

9 (c) Enforcement.--If a person or entity fails to comply with
10 a subpoena issued under subsection (a), the Auditor General, the
11 Attorney General or a representative of the Auditor General or
12 Attorney General may file a petition to enforce the subpoena
13 with the Commonwealth Court or a court of record. The court may
14 issue an order holding a person or entity in contempt for
15 failure to comply with the subpoena and order the production of
16 books, accounts, papers, records, documents and files within no
17 later than 10 days of the order.

18 (d) Confidentiality.--Information gathered through the
19 subpoena power under this section is not accessible under the
20 act of February 14, 2008 (P.L.6, No.3), known as the Right-to-
21 Know Law, from the department and may not be disclosed by the
22 department absent an order from the Commonwealth Court or other
23 court of record.

24 Amend Bill, page 5, line 24, by striking out "10" and
25 inserting

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27 Amend Bill, page 5, line 28, by striking out "11" and
28 inserting

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