

AMENDMENTS TO HOUSE BILL NO. 336

Sponsor: SENATOR BROWNE

Printer's No. 311

1 Amend Bill, page 1, lines 1 through 34; page 2, lines 1 and
2 2; by striking out all of said lines on said pages and inserting
3 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
4 "An act providing for and reorganizing the conduct of the
5 executive and administrative work of the Commonwealth by the
6 Executive Department thereof and the administrative
7 departments, boards, commissions, and officers thereof,
8 including the boards of trustees of State Normal Schools, or
9 Teachers Colleges; abolishing, creating, reorganizing or
10 authorizing the reorganization of certain administrative
11 departments, boards, and commissions; defining the powers and
12 duties of the Governor and other executive and administrative
13 officers, and of the several administrative departments,
14 boards, commissions, and officers; fixing the salaries of the
15 Governor, Lieutenant Governor, and certain other executive
16 and administrative officers; providing for the appointment of
17 certain administrative officers, and of all deputies and
18 other assistants and employes in certain departments, boards,
19 and commissions; providing for judicial administration; and
20 prescribing the manner in which the number and compensation
21 of the deputies and all other assistants and employes of
22 certain departments, boards and commissions shall be
23 determined," in administrative organization, further
24 providing for executive officers, administrative departments
25 and independent administrative boards and commissions, for
26 departmental administrative boards, commissions and offices,
27 for department heads and for gubernatorial appointments; in
28 organization of independent administrative boards and
29 commissions, further providing for Pennsylvania Commission on
30 Crime and Delinquency; in organization of departmental
31 administrative boards and commissions and of advisory boards
32 and commissions, repealing provisions relating to Board of
33 License Private Bankers; providing for the Pennsylvania
34 Emergency Management Agency and for flood plain management by
35 the Pennsylvania Emergency Management Agency; in Commonwealth
36 agency fees, further providing for Department of Banking and
37 for Pennsylvania Securities Commission; in Independent Fiscal
38 Office, further providing for definitions, for revenue

estimates and for additional duties; in powers and duties of the Governor and other Constitutional officers of the Executive Board and of the Pennsylvania State Police, further providing for Auditor General; in powers and duties of the Department of State and its departmental administrative board, further providing for powers and duties in general and providing for equity reporting; in powers and duties of the Department of Justice and its departmental administrative boards, providing for duty of Attorney General to defend actions; in powers and duties of the Department of Banking, further providing for powers and duties in general for banking supervisory powers and for banking laws; in powers and duties of the Department of Environmental Resources, its officers and departmental and advisory boards and commissions, providing for general permit for transfer, storage or processing of oil and gas liquid waste; in powers and duties of Department of Conservation and Natural Resources, providing for Project 70; in powers and duties of the Department of Labor and Industry, its departmental administrative and advisory boards and departmental administrative officers, providing for abrogation of department regulations; in powers and duties of the Department of Public Welfare and its departmental and advisory boards and commissions, providing for waiver guidance; in powers and duties of the Department of Drug and Alcohol Programs, providing for service alignment; in powers and duties of the Department of General Services and its departmental administrative and advisory boards and commissions, further providing for Department of Environmental Resources powers not affected; in powers and duties of Department of Revenue, repealing provisions relating to vehicle and tractor codes; in powers and duties of the Department of Community Affairs, its departmental boards, bureaus and agencies, further providing for powers and duties in general; providing for United States semiquincentennial; making related repeals; and making editorial changes.

Amend Bill, page 2, lines 5 through 31; pages 3 through 13, lines 1 through 30; page 14, lines 1 through 26; by striking out all of said lines on said pages and inserting

Section 1. Sections 201(a), 202, 206, 207.1(d)(1) and (2) and 310 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, are amended to read:

Section 201. Executive Officers, Administrative Departments and Independent Administrative Boards and Commissions.--(a) The executive and administrative work of this Commonwealth shall be performed by the Executive Department, consisting of the Governor, Lieutenant Governor, Secretary of the Commonwealth,

1 Attorney General, Auditor General, State Treasurer, and
2 Secretary of Education; by the Executive Board, and the
3 Pennsylvania State Police; by the following administrative
4 departments: Department of State, Office of Attorney General,
5 Department of Corrections, Department of the Auditor General,
6 Treasury Department, Department of Education, Department of
7 Military Affairs, Insurance Department, Department of Banking
8 and Securities, Department of Agriculture, Department of
9 Transportation, Department of Health, Department of Drug and
10 Alcohol Programs, Department of Labor and Industry, Department
11 of Aging, Department of [Public Welfare] Human Services,
12 Department of General Services, Department of Revenue,
13 Department of Community and Economic Development, Department of
14 Environmental Protection and Department of Conservation and
15 Natural Resources; and by the following independent
16 administrative boards and commissions: Pennsylvania Game
17 Commission, Pennsylvania Fish and Boat Commission, State Civil
18 Service Commission[,] and Pennsylvania Public Utility Commission
19 [and the Pennsylvania Securities Commission].

20 * * *

21 Section 202. Departmental Administrative Boards,
22 Commissions, and Offices.--The following boards, commissions,
23 and offices are hereby placed and made departmental
24 administrative boards, commissions, or offices, as the case may
25 be, in the respective administrative departments mentioned in
26 the preceding section, as follows:

27 In the Department of State,
28 Commissioner of Professional and Occupational Affairs,
29 State Real Estate Commission,
30 State Board of Medical Education and Licensure,
31 State Board of Physical Therapy Examiners,
32 State Board of Pharmacy,
33 State Dental Council and Examining Board,
34 State Board of Optometrical Examiners,
35 State Board of Osteopathic Medical Examiners,
36 State Board of Nurse Examiners,
37 State Board of Barber Examiners,
38 State Board of Cosmetology,
39 State Board of Veterinary Medical Examiners,
40 State Board of Chiropractic Examiners,
41 State Board of Podiatry Examiners,
42 State Board of Examiners of Public Accountants,
43 State Board of Examiners of Architects,
44 State Registration Board for Professional Engineers,
45 State Board of Funeral Directors,
46 State Board of Examiners of Nursing Home Administrators,
47 State Board of Auctioneer Examiners,
48 State Board of Psychologist Examiners,
49 State Board of Landscape Architects.

50 In the Department of Justice,

51 In the Treasury Department,

1 Board of Finance and Revenue;
2 In the Department of Community Affairs,
3 Board of Property;
4 In the Department of Education,
5 Board of Trustees of Thaddeus Stevens College of
6 Technology,
7 Board of Trustees of Scranton State School for the Deaf,
8 Public Service Institute Board,
9 State Board of Private Academic Schools,
10 State Board of Private Licensed Schools,
11 State Board of Education.
12 In the Department of Military and Veterans Affairs,
13 Armory Board of the State of Pennsylvania,
14 Board of Trustees of Scotland School for Veterans'
15 Children.
16 In the Department of Banking and Securities,
17 [Board to License Private Bankers;]
18 In the Department of Agriculture,
19 State Farm Products Show Commission;
20 In the Department of Health,
21 In the Department of Labor and Industry,
22 Workmen's Compensation Appeal Board,
23 State Workmen's Insurance Board,
24 The Industrial Board,
25 Unemployment Compensation Board of Review,
26 Pennsylvania Labor Relations Board,
27 Advisory Council on Affairs of the Handicapped;
28 In the Department of [Public Welfare] Human Services,
29 Board of Trustees of The Western Youth Development
30 Centers,
31 Board of Trustees of The Central Youth Development
32 Centers,
33 Board of Trustees of The Eastern Youth Development
34 Centers,
35 Board of Trustees of Allentown State Hospital,
36 Board of Trustees of Clarks Summit State Hospital,
37 Board of Trustees of Danville State Hospital,
38 Board of Trustees of Embreeville Center,
39 Board of Trustees of Farview State Hospital,
40 Board of Trustees of Harrisburg State Hospital,
41 Board of Trustees of Mayview State Hospital,
42 Board of Trustees of Norristown State Hospital,
43 Board of Trustees of Philadelphia State Hospital,
44 Board of Trustees of Somerset State Hospital,
45 Board of Trustees of Warren State Hospital,
46 Board of Trustees of Wernersville State Hospital,
47 Board of Trustees of Woodville State Hospital,
48 Board of Trustees of Torrance State Hospital,
49 Board of Trustees of Haverford State Hospital,
50 Board of Trustees of Ashland State General Hospital,
51 Board of Trustees of Coaldale State General Hospital,

1 Board of Trustees of Nanticoke State General Hospital,
2 Board of Trustees of Philipsburg State General Hospital,
3 Board of Trustees of Scranton State General Hospital,
4 Board of Trustees of Shamokin State General Hospital,
5 Board of Trustees of Ebensburg Center,
6 Board of Trustees of Eastern State School and Hospital,
7 Board of Trustees of Laurelton Center,
8 Board of Trustees of Pennhurst Center,
9 Board of Trustees of Polk Center,
10 Board of Trustees of Selinsgrove Center,
11 Board of Trustees of Hamburg Center,
12 Board of Trustees of Western Center,
13 Board of Trustees of White Haven Center,
14 Board of Trustees of Woodhaven Center,
15 Board of Trustees of South Mountain Restoration Center.

16 In the Department of General Services,
17 Board of Commissioners of Public Grounds and Buildings,
18 State Art Commission;

19 In the Department of Revenue,
20 State Athletic Commission;

21 In the Department of Commerce,
22 Navigation Commission for the Delaware River and its
23 navigable tributaries;

24 In the Department of Highways,
25 State Highway Commission.

26 In the Department of Transportation,
27 Hazardous Substances Transportation Board,

28 In the Department of Environmental Resources,
29 Environmental Quality Board,
30 Environmental Hearing Board,
31 State Board for Certification of Sewage Treatment and
32 Waterworks Operators,
33 State Soil and Water Conservation Commission,
34 Anthracite Mine Inspectors,
35 Bituminous Mine Inspectors.

36 In the Department of Drug and Alcohol Programs,
37 Bureau of Prevention and Intervention,
38 Bureau of Treatment,
39 Bureau of Administration.

40 All of the foregoing departmental administrative boards and
41 commissions shall be organized or reorganized as provided in
42 this act.

43 Section 206. Department Heads.--Each administrative
44 department shall have as its head an officer who shall, either
45 personally, by deputy, or by the duly authorized agent or
46 employe of the department, and subject at all times to the
47 provisions of this act, exercise the powers and perform the
48 duties by law vested in and imposed upon the department.

49 The following officers shall be the heads of the
50 administrative departments following their respective titles:

51 Secretary of the Commonwealth, of the Department of State;

1 Auditor General, of the Department of the Auditor General;
2 State Treasurer, of the Treasury Department;
3 Attorney General, of the Office of Attorney General;
4 Secretary of Education, of the Department of Education;
5 Adjutant General, of the Department of Military Affairs;
6 Insurance Commissioner, of the Insurance Department;
7 Secretary of Banking and Securities, of the Department of
8 Banking and Securities;
9 Secretary of Agriculture, of the Department of Agriculture;
10 Secretary of Transportation, of the Department of
11 Transportation;
12 Secretary of Health, of the Department of Health;
13 Secretary of Drug and Alcohol Programs, of the
14 Department of Drug and Alcohol Programs;
15 Secretary of Labor and Industry, of the Department of Labor
16 and Industry;
17 Secretary of Aging, of the Department of Aging;
18 Secretary of [Public Welfare] Human Services, of the
19 Department of [Public Welfare] Human Services;
20 Secretary of Revenue, of the Department of Revenue;
21 Secretary of Community and Economic Development, of the
22 Department of Community and Economic Development;
23 Secretary of Environmental Protection, of the Department of
24 Environmental Protection;
25 Secretary of Conservation and Natural Resources, of the
26 Department of Conservation and Natural Resources;
27 Secretary of General Services, of the Department of General
28 Services;
29 Secretary of Corrections, of the Department of Corrections.
30 Section 207.1. Gubernatorial Appointments.--* * *

31 (d) The Governor shall nominate in accordance with the
32 provisions of the Constitution of the Commonwealth of
33 Pennsylvania and, by and with the advice and consent of a
34 majority of the members elected to the Senate appoint persons to
35 fill the following positions:

36 (1) The Secretary of Education, the Secretary of the
37 Commonwealth, the Adjutant General, the Insurance Commissioner,
38 the Secretary of Banking and Securities, the Secretary of
39 Agriculture, the Secretary of Transportation, the Secretary of
40 Health, the Secretary of Drug and Alcohol Programs, the
41 Commissioner of the State Police, the Secretary of Corrections,
42 the Secretary of Labor and Industry, the Secretary of Aging, the
43 Secretary of [Public Welfare] Human Services, the Secretary of
44 General Services, the Secretary of Revenue, the Secretary of
45 Community and Economic Development, the Secretary of
46 Environmental Protection and the Secretary of Conservation and
47 Natural Resources.

48 (2) Those members which he is authorized to appoint to the
49 Board of Pardons, the Board of Probation and Parole, the State
50 Civil Service Commission, the State Horse Racing Commission, the
51 State Harness Racing Commission, the Board of Claims, [the

Pennsylvania Securities Commission,] the Pennsylvania Industrial Development Authority, the State Board of Education, the Board of Governors of the State System of Higher Education, the Board of Trustees of Pennsylvania State University, the Board of Trustees of the University of Pittsburgh, the Board of Trustees of Temple University, the Board of Trustees of Lincoln University, the Environmental Hearing Board, the Pennsylvania Fish and Boat Commission, the Pennsylvania Game Commission, the Pennsylvania Labor Relations Board, the Pennsylvania Public Utility Commission, the Industrial Board, the Milk Marketing Board, the Unemployment Compensation Board of Review, the Workers' Compensation Appeals Board, the State Art Commission, the State Transportation Commission and the Pennsylvania Human Relations Commission.

* * *

Section 310. Pennsylvania Commission on Crime and Delinquency.--(a) The following shall apply:

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

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

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

(b) The following shall apply:

(1) The Judicial Computer System Financial Audit Committee is established within the commission. The committee shall consist of voting and nonvoting advisory members. The chair of the committee shall be selected by a majority vote of the voting members:

(2) The voting members are as follows:

(i) The President pro tempore of the Senate or a designee.

(ii) The Majority Leader of the Senate or a designee.

(iii) The Minority Leader of the Senate or a designee.

(iv) The Speaker of the House of Representatives or a designee.

(v) The Majority Leader of the House of Representatives or a

1 designee.
2 (vi) The Minority Leader of the House of Representatives or
3 a designee.
4 (vii) A commissioned judge or justice of the Commonwealth,
5 appointed by the Chief Justice of Pennsylvania.
6 (3) The nonvoting advisory members are as follows:
7 (i) The Court Administrator of Pennsylvania.
8 (ii) The executive director of the commission.
9 (iii) The Secretary of Corrections or a designee.
10 (iv) The Pennsylvania State Police Commissioner or a
11 designee.
12 (v) The President of the County Commissioners Association of
13 Pennsylvania or a designee.
14 (vi) The President of the Pennsylvania State Association of
15 the Prothonotaries and Clerks of Courts or a designee.
16 (c) The committee shall:
17 (1) Request information from the Administrative Office of
18 Pennsylvania Courts necessary to fulfill the duties under this
19 subsection.
20 (2) Review the policy goals, purpose and programs of the
21 system, including, but not limited to, the provision of
22 Statewide case management systems for magisterial, common pleas
23 and appellate courts and other critical functions, the system's
24 impact on the implementation of statutory enactments and the
25 collection of fines, fees and costs payable to the Commonwealth,
26 counties and municipal corporations.
27 (3) Assess the annual financial needs and revenue streams
28 that support the continuous and uninterrupted operation of the
29 system, including disaster recovery.
30 (4) Evaluate the annual revenues and expenditures within the
31 system and the amount of any annual surpluses.
32 (5) Submit legislative recommendations related to the
33 reallocation of undedicated surpluses.
34 (6) By January 31, 2022, submit a report of its findings to
35 the chair and minority chair of the Appropriations Committee of
36 the Senate, the chair and minority chair of the Appropriations
37 Committee of the House of Representatives, the chair and
38 minority chair of the Judiciary Committee of the Senate and the
39 chair and minority chair of the Judiciary Committee of the House
40 of Representatives.
41 (d) Staff support shall be made available to the committee
42 by the Executive Director of the commission in order to
43 adequately perform the duties provided for under subsection (c).
44 (e) The committee shall expire on June 30, 2023, unless
45 otherwise extended by an act of the General Assembly.
46 (f) As used herein:
47 The term "commission" shall mean the Pennsylvania Commission
48 on Crime and Delinquency.
49 The term "committee" shall mean the Judicial Computer System
50 Financial Audit Committee established under subsection (b)(1).
51 The term "system" shall mean the Judicial Computer System

1 established under 42 Pa.C.S. Ch. 37 Subch. C (relating to
2 Judicial Computer System).

3 Section 2. Section 428 of the act is repealed:

4 [Section 428. Board to License Private Bankers.--The Board
5 to License Private Bankers shall consist of the Secretary of
6 Banking, who shall be chairman thereof, the Secretary of the
7 Commonwealth, and the State Treasurer.]

8 Section 3. The act is amended by adding an article to read:

9 ARTICLE V-B

10 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

11 Section 501-B. Flood Plain Management.

12 (a) Assumption of powers and duties.--Notwithstanding the
13 act of October 4, 1978 (P.L.851, No.166), known as the Flood
14 Plain Management Act, the powers and duties of the Department of
15 Community Affairs and the Department of Community and Economic
16 Development under the Flood Plain Management Act shall be
17 assumed by the Pennsylvania Emergency Management Agency.

18 (b) Exclusive State jurisdiction over certain obstructions
19 in flood plains.--Notwithstanding section 302(b) of the Flood
20 Plain Management Act, no person shall construct, modify, remove,
21 abandon or destroy a structure or engage in an activity
22 specified in section 302(a) of the Flood Plain Management Act in
23 the 100-year flood plain unless the person has first applied for
24 and obtained a permit from the Department of Environmental
25 Protection. The Department of Environmental Protection may
26 impose permit terms and conditions as it deems necessary to
27 carry out the purposes of the Flood Plain Management Act. The
28 permit shall become effective 60 days following the receipt of
29 the application by the Department of Environmental Protection
30 unless the application is disapproved by the Department of
31 Environmental Protection. If the Department of Environmental
32 Protection disapproves the application, it shall notify the
33 applicant of the reasons for disapproval.

34 Section 4. Sections 603-A and 615-A of the act are amended
35 to read:

36 Section 603-A. Department of Banking and Securities.--The
37 Department of Banking and Securities is authorized to charge
38 fees for the following purposes and in the following amounts:

| | | |
|----|---|-----------------|
| 1 | (1) Consumer discount companies: | |
| 2 | (i) Initial license..... | \$500.00 |
| 3 | (ii) Additional licenses for each business | |
| 4 | location..... | 500.00 |
| 5 | (iii) Annual license renewal..... | 350.00 |
| 6 | (2) Motor vehicle sales finance: | |
| 7 | (i) Initial license for sales finance | |
| 8 | company..... | 500.00 |
| 9 | Annual license renewal..... | 350.00 |
| 10 | (ii) License for installment seller..... | 250.00 |
| 11 | Annual license renewal..... | 250.00 |
| 12 | (iii) Initial license collector- | |
| 13 | repossessor..... | 350.00 |
| 14 | Annual license renewal..... | 250.00 |
| 15 | (3) Pawnbroker: | |
| 16 | (i) Initial license for pawnbroker..... | 500.00 |
| 17 | Annual license renewal..... | 250.00 |
| 18 | [(4) Money transmitter: | |
| 19 | (i) Initial license for money | |
| 20 | transmitter..... | 2,000.00 |
| 21 | Annual license renewal..... | 2,000.00 |
| 22 | (5) Secondary mortgage loan company: | |
| 23 | (i) Initial license for principal place of | |
| 24 | business and each branch office..... | 500.00 |
| 25 | Annual license renewal..... | 350.00 |
| 26 | (6) Secondary mortgage loan broker: | |
| 27 | (i) Initial license for principal place of | |
| 28 | business..... | 500.00 |
| 29 | Annual license renewal..... | 200.00 |
| 30 | (ii) Each branch office..... | 50.00 |
| 31 | Annual branch renewal..... | 25.00 |
| 32 | (7) First Mortgage Banker: | |
| 33 | (i) Initial license for principal place of | |
| 34 | business and each branch office..... | 500.00 |
| 35 | Annual license renewal..... | 350.00 |
| 36 | (8) First mortgage broker: | |
| 37 | (i) Initial license fee for principal place | |
| 38 | of business..... | 500.00 |
| 39 | Annual license renewal..... | 200.00 |
| 40 | (ii) Each branch office..... | 50.00 |
| 41 | Annual branch renewal..... | 25.00] |
| 42 | <u>(9) Takeover Disclosure Law:</u> | |
| 43 | <u>(i) For an offer valued at less than</u> | |
| 44 | <u>\$5,000,000.....</u> | <u>1,500.00</u> |
| 45 | <u>(ii) For an offer valued at \$5,000,000 or</u> | |
| 46 | <u>more, but less than \$10,000,000.....</u> | <u>2,000.00</u> |
| 47 | <u>(iii) For an offer valued at \$10,000,000 or</u> | |
| 48 | <u>more, but less than \$25,000,000.....</u> | <u>3,000.00</u> |
| 49 | <u>(iv) For an offer valued at \$25,000,000 or</u> | |
| 50 | <u>more.....</u> | <u>5,000.00</u> |
| 51 | <u>(v) The fee for filing a notice under</u> | |

| | | |
|----|---|-----------------|
| 1 | <u>section 8(a) of the act of March 3, 1976</u> | |
| 2 | <u>(P.L.42, No.19), known as the "Takeover</u> | |
| 3 | <u>Disclosure Law".....</u> | <u>100.00</u> |
| 4 | (vi) <u>Any target company making any filing</u> | |
| 5 | <u>pursuant to section 6 of the "Takeover</u> | |
| 6 | <u>Disclosure Law," payable at the time of</u> | |
| 7 | <u>the initial filing.....</u> | <u>500.00</u> |
| 8 | (vii) <u>A registrant, applicant for</u> | |
| 9 | <u>registration, issuer or other person</u> | |
| 10 | <u>upon whom the department has conducted</u> | |
| 11 | <u>an examination, audit, investigation or</u> | |
| 12 | <u>prosecution and who has been found</u> | |
| 13 | <u>guilty of a violation of the provisions</u> | |
| 14 | <u>of this act shall pay for all the costs</u> | |
| 15 | <u>incurred in the conduct of such</u> | |
| 16 | <u>examination, audit, investigation or</u> | |
| 17 | <u>prosecution. These costs shall include,</u> | |
| 18 | <u>but are not limited to, the salaries and</u> | |
| 19 | <u>other compensation paid to clerical,</u> | |
| 20 | <u>administrative, investigative and legal</u> | |
| 21 | <u>personnel, plus the actual amount of</u> | |
| 22 | <u>expenses reasonably incurred by such</u> | |
| 23 | <u>personnel or the department in the</u> | |
| 24 | <u>conduct of such examination, audit,</u> | |
| 25 | <u>investigation or prosecution</u> | |
| 26 | (viii) <u>The fee for requesting an order</u> | |
| 27 | <u>issued by the department under section</u> | |
| 28 | <u>8(b) of the "Takeover Disclosure Law"..</u> | <u>100.00</u> |
| 29 | [Section 615-A. Pennsylvania Securities Commission.--The | |
| 30 | Pennsylvania Securities Commission is authorized to charge fees | |
| 31 | for the following purposes and in the following amounts: | |
| 32 | (i) <u>For an offer valued at less than</u> | |
| 33 | <u>\$5,000,000.....</u> | <u>1,500.00</u> |
| 34 | (ii) <u>For an offer valued at \$5,000,000 or</u> | |
| 35 | <u>more, but less than \$10,000,000.....</u> | <u>2,000.00</u> |
| 36 | (iii) <u>For an offer valued at \$10,000,000 or</u> | |
| 37 | <u>more, but less than \$25,000,000.....</u> | <u>3,000.00</u> |
| 38 | (iv) <u>For an offer valued at \$25,000,000 or</u> | |
| 39 | <u>more.....</u> | <u>5,000.00</u> |
| 40 | (v) <u>The fee for filing a notice under</u> | |
| 41 | <u>section 8(a) of the act of March 3, 1976</u> | |
| 42 | <u>(P.L.42, No.19), known as the "Takeover</u> | |
| 43 | <u>Disclosure Law".....</u> | <u>100.00</u> |
| 44 | (vi) <u>Any target company making any filing</u> | |
| 45 | <u>pursuant to section 6, of the "Takeover</u> | |
| 46 | <u>Disclosure Law," payable at the time of</u> | |
| 47 | <u>the initial filing.....</u> | <u>500.00</u> |
| 48 | (vii) <u>A registrant, applicant for</u> | |
| 49 | <u>registration, issuer or other person</u> | |
| 50 | <u>upon whom the commission has conducted</u> | |
| 51 | <u>an examination, audit, investigation or</u> | |

1 prosecution and who has been found
2 guilty of a violation of the provisions
3 of this act shall pay for all the costs
4 incurred in the conduct of such
5 examination, audit, investigation or
6 prosecution. These costs shall include,
7 but are not limited to, the salaries and
8 other compensation paid to clerical,
9 administrative, investigative and legal
10 personnel, plus the actual amount of
11 expenses reasonably incurred by such
12 personnel or the commission in the
13 conduct of such examination, audit,
14 investigation or prosecution

15 (viii) The fee for requesting an order
16 issued by the commission under section
17 8(b) of the "Takeover Disclosure Law".. 100.00]

18 Section 5. Section 602-B of the act is amended by adding a
19 definition to read:

20 Section 602-B. Definitions.

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

24 * * *

25 "Requesting officer." The following officers of the General
26 Assembly:

27 (1) The President pro tempore of the Senate or the
28 Speaker of the House of Representatives.

29 (2) The Majority Leader or the Minority Leader of the
30 Senate.

31 (3) The Majority Leader or the Minority Leader of the
32 House of Representatives.

33 (4) The chairperson or minority chairperson of the
34 Appropriations Committee of the Senate.

35 (5) The chairperson or minority chairperson of the
36 Appropriations Committee of the House of Representatives.

37 (6) The chairperson or minority chairperson of the
38 standing committee of the Senate to which the bill is
39 referred.

40 (7) The chairperson or minority chairperson of the
41 standing committee of the House of Representatives to which
42 the bill is referred.

43 * * *

44 Section 6. Section 605-B(e) of the act is amended to read:
45 Section 605-B. Revenue estimates.

46 * * *

47 (e) Proposed change in law.--

48 (1) The office shall prepare a revenue estimate of any
49 change in law affecting revenues and receipts, including
50 increases in regulatory fees, proposed or considered as part
51 of the annual State budget. If the proposed change in law

1 will have a fiscal impact in excess of \$10,000,000 in any
2 fiscal year, the estimate shall be prepared on the basis of
3 assumptions that estimate the probable behavioral responses
4 of taxpayers, businesses and other persons to the proposed
5 changes and shall include a statement identifying those
6 assumptions. The information may be used to revise the
7 revenue estimate under subsection (a.1).

8 (2) The office shall prepare, if requested by a
9 requesting officer, a revenue estimate of any change in law
10 affecting revenues and receipts, including increases in
11 regulatory fees, that may be expected to carry a fiscal
12 impact in excess of \$50,000,000 in any fiscal year, proposed
13 or considered as part of a bill or amendment in either house
14 of the General Assembly. If the proposed change in law will
15 have a fiscal impact in excess of \$50,000,000 in any fiscal
16 year, the estimate shall be prepared on the basis of
17 assumptions that consider the probable behavioral responses
18 of taxpayers, businesses and other persons and any potential
19 dynamic or macroeconomic impacts in response to the proposed
20 changes and shall include a statement identifying those
21 assumptions. The information may be used to revise the
22 revenue estimate under subsection (a.1).

23 * * *

24 Section 7. Section 615-B(a), (b), (d)(3), (f), (g) and (k)
25 (2) of the act, amended June 30, 2020 (P.L.511, No.37), are
26 amended to read:

27 Section 615-B. Additional duties.

28 (a) Actuarial notes.--The office shall prepare actuarial
29 notes by selecting an enrolled pension actuary to prepare
30 actuarial notes for bills or amendments which could have a
31 material actuarial impact on a public employee retirement plan.
32 Actuarial notes shall include a reliable estimate of the
33 financial and actuarial effect of the proposed change in any
34 pension or retirement system. The financial analysis contained
35 in actuarial notes for legislation that proposes substantial
36 benefit design changes under 24 Pa.C.S. Pt. IV (relating to
37 retirement for school employees) and 71 Pa.C.S. Pt. XXV
38 (relating to retirement for State employees and officers) shall
39 include, but not be limited to, a risk transfer analysis and, if
40 requested by [an] a requesting officer [listed in this
41 subsection], an analysis of the potential impact on the asset
42 allocation and related costs for the systems. The actuarial note
43 shall be factual, and shall, if possible, provide a reliable
44 estimate of both the immediate cost and effect of the bill and,
45 if determinable or reasonably foreseeable, the long-range
46 actuarial cost and effect of the bill. The State Employees'
47 Retirement System or the Public School Employees' Retirement
48 System shall provide the office with all information necessary
49 to complete an actuarial note within 14 days of the request for
50 information by the office. The office shall transmit actuarial
51 notes in electronic form to the Governor and all members of the

1 General Assembly within the time periods specified under this
2 section upon the request of a requesting officer. [any of the
3 following:

4 (1) The President pro tempore of the Senate or the
5 Speaker of the House of Representatives.

6 (2) The Majority Leader or the Minority Leader of the
7 Senate.

8 (3) The Majority Leader or the Minority Leader of the
9 House of Representatives.

10 (4) The chairperson or minority chairperson of the
11 Appropriations Committee of the Senate.

12 (5) The chairperson or minority chairperson of the
13 Appropriations Committee of the House of Representatives.

14 (6) The chairperson or minority chairperson of the
15 standing committee of the Senate to which the bill is
16 referred.

17 (7) The chairperson or minority chairperson of the
18 standing committee of the House of Representatives to which
19 the bill is referred.]

20 (b) Analysis.--At the request of [an] a requesting officer
21 [listed in subsection (a)], the office shall analyze the
22 provisions of a bill relating to public employee retirement or
23 pension policy and issue a report on the bill in a timely
24 fashion. The report shall provide a synopsis of the bill and
25 financial cost and shall identify proposed changes to current
26 law and current policy. The report, after consultation with the
27 requesting officer, may include an assessment of the actuarial
28 impact and shall be submitted in electronic form to the Governor
29 and all members of the General Assembly.

30 * * *

31 (d) Website.--The office shall maintain the following on its
32 Internet website in a publicly accessible and searchable area:

33 * * *

34 (3) Any other information that is requested to be posted
35 by [an] a requesting officer [listed in subsection (a)].

36 * * *

37 (f) Formulation.--The office shall study generally the
38 subject of retirement, income after retirement, disability and
39 death benefits and the retirement needs of public employees. The
40 office shall formulate principles and objectives and recommend
41 any new legislation it deems advisable as requested by [an] a
42 requesting officer [listed in subsection (a)].

43 (g) Study.--The office shall study the relationship of
44 retirement and pension policy to other aspects of public
45 personnel policy and to the effective operation of government
46 generally, as requested by [an] a requesting officer [listed in
47 subsection (a)].

48 * * *

49 (k) Effect of failure of office to attach note.--

50 * * *

51 (2) If the office fails to attach an actuarial note

1 within 20 legislative days after an amendment to a bill
2 proposing a change relative to a public employee pension or
3 retirement has been submitted to the office by [an] a
4 requesting officer [listed in subsection (a)], the amendment
5 may be considered in the same manner as if the actuarial note
6 had been attached to the amendment.

7 * * *

8 Section 7.1. Section 706 of the act is amended by adding a
9 subsection to read:

10 Section 706. Auditor General.--* * *

11 (e) The following shall apply:

12 (1) If there is a proposed increase in either water or waste
13 water rates, the Auditor General, through agents as the Auditor
14 General may select, may perform an audit of a municipal
15 authority:

16 (i) located in a county of the third class with a population
17 of more than 355,000 but less than 370,000 as determined by the
18 2010 census;

19 (ii) incorporated under 53 Pa.C.S. Ch. 56 (related to
20 municipal authorities) as a public corporation of the
21 Commonwealth of Pennsylvania;

22 (iii) organized for the purpose of providing municipal
23 services, principally consisting of operation of a water
24 collection, treatment and distribution system and a waste water
25 system; and

26 (iv) which provides services in at least one county outside
27 of the boundaries of the county in which it is incorporated.

28 (2) The audit under paragraph (1) shall be a thorough review
29 of financial and governance information and shall examine the
30 effectiveness, economy and efficiency of the authority,
31 including, but not limited to, a review of billing systems,
32 acquisitions of other municipal authorities, contract processes
33 and transparency, management practices, conflicts of interest
34 and compliance with relevant Federal and State statutes by the
35 authority, its board members and its contractors.

36 (3) For the purpose of the audit under paragraph (1), the
37 Auditor General may employ consultants, experts, accountants or
38 investigators as the Auditor General may deem advisable and
39 conduct the audit independently of any other audits.

40 (4) The audit under paragraph (1) shall be concluded six (6)
41 months after it is commenced and may include recommendations on
42 how to improve procedures and activities to enhance economy,
43 efficiency and effectiveness in any area covered by the audit.

44 Section 8. Section 801 of the act is amended to read:

45 Section 801. Powers and Duties in General.--(a) The
46 Department of State shall, subject to any inconsistent
47 provisions in this act contained, continue to exercise the
48 powers and perform the duties heretofore by law vested in and
49 imposed upon the Department of the Secretary of the
50 Commonwealth, and the several bureaus thereof, the Department of
51 State and Finance, the Department of State, and the Secretary of

1 the Commonwealth.

2 (b) Additional powers and duties shall be as follows:

3 (1) (i) No later than 14 days prior to the publication of a
4 constitutional amendment by the Secretary of the Commonwealth
5 under section 1 of Article XI of the Constitution of
6 Pennsylvania or prior to publication of an emergency
7 constitutional amendment under section 1 of Article XI of the
8 Constitution of Pennsylvania, the Secretary of the Commonwealth
9 shall notify the following of the date on which publication
10 under Article XI of the Constitution of Pennsylvania will be
11 completed:

12 (A) Each member of the General Assembly.

13 (B) The Secretary of the Senate, who shall have the notice
14 read into the journal of the Senate.

15 (C) The Chief Clerk of the House of Representatives, who
16 shall read the notice into the journal of the House of
17 Representatives.

18 (D) The Parliamentarian of the House of Representatives.

19 (E) The Legislative Reference Bureau, which shall publish
20 the notice in the Pennsylvania Bulletin.

21 (ii) Failure of the Secretary of the Commonwealth to comply
22 with clause (i) shall not impact the effectiveness of the
23 proposed constitutional amendment.

24 (2) (Reserved).

25 Section 9. The act is amended by adding sections to read:

26 Section 816. Equity Reporting.--Each lobbying firm and
27 lobbyist required to register under 65 Pa.C.S. § 13A04(a)
28 (relating to registration) shall, subject to the penalties under
29 18 Pa.C.S. § 4904 (relating to unsworn falsification to
30 authorities), electronically file an equity report thirty days
31 after the effective date of this section and beginning in 2022,
32 by July 30 annually thereafter using the computerized filing
33 system developed by the Department of State. Equity reports
34 shall disclose each equity a lobbying firm or lobbyist holds in
35 an entity for which they are lobbying and shall be consistent
36 with the purpose of 65 Pa.C.S. Ch. 13A (related to lobbying
37 disclosure). Equity reports may include additional information
38 required by the Department of State.

39 Section 926. Duty of Attorney General to Defend Actions.--

40 (a) Notwithstanding any other provision of law, the Attorney
41 General shall defend a claim against a Commonwealth entity if
42 all of the following conditions are met:

43 (1) If payment for damages and other costs related to the
44 claim may be paid or reimbursed under any of the Commonwealth's
45 self-insurance programs or contracts for third-party insurance
46 managed by the Department of General Services.

47 (2) If the Commonwealth entity requests in writing for the
48 Attorney General to defend the claim.

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

1 "Claim." A legal action filed against a Commonwealth entity
2 for actions in tort to recover damages for injuries sustained to
3 persons or property.

4 "Commonwealth entity." A person eligible for coverage under
5 any of the Commonwealth's self-insurance programs or contracts
6 for third-party insurance managed by the Department of General
7 Services, including the General Assembly, the Judiciary or
8 elected officials, employees and agents thereof.

9 Section 10. Article XVI heading and sections 1601, 1602
10 introductory paragraph and 1603 of the act are amended to read:

11 ARTICLE XVI

12 POWERS AND DUTIES OF THE DEPARTMENT
13 OF BANKING and Securities AND ITS DEPARTMENTAL
14 ADMINISTRATIVE BOARD AND COMMISSION

15 Section 1601. Powers and Duties in General.--The Department
16 of Banking and Securities shall, subject to any inconsistent
17 provisions in this act contained, continue to exercise the
18 powers and perform the duties by law vested in and imposed upon
19 the said department, the Banking Department, the Commissioner of
20 Banking, and the Secretary of Banking and the Pennsylvania
21 Securities Commission.

22 Section 1602. Banking Supervisory Powers.--The Department of
23 Banking and Securities shall have supervision over:

24 * * *

25 Section 1603. Banking Laws.--The Department of Banking and
26 Securities shall enforce and administer the laws of this
27 Commonwealth in relation to all corporations and persons under
28 its jurisdiction, and shall see that the greatest possible
29 safety is afforded to depositors therein or therewith, and to
30 other interested persons.

31 Section 11. The act is amended by adding sections to read:

32 Section 1939-A. General Permit for Transfer, Storage or
33 Processing of Oil and Gas Liquid Waste.--Consistent with section
34 102 of the act of July 7, 1980 (P.L.380, No.97), known as the
35 "Solid Waste Management Act," and in furthering the protection
36 of the water resources of this Commonwealth, by July 1, 2022,
37 the Department of Environmental Protection shall submit to the
38 Legislative Reference Bureau for final publication in the
39 Pennsylvania Bulletin a general permit pursuant to 25 Pa Code §
40 287.643 (relating to registration) for use for the transfer,
41 storage or processing of oil and gas liquid waste at temporary
42 facilities which will be in operation for no more than 180
43 consecutive days at any one time. For purposes of this section,
44 the provisions of 25 Pa Code § 287.641(d) (relating to inclusion
45 in a general permit) shall not apply.

46 Section 1903-B. Project 70.

47 The Department of Conservation and Natural Resources shall
48 have the powers and duties vested in the Department of Commerce
49 by the act of June 22, 1964 (Sp.Sess., P.L.131, No.8), known as
50 the Project 70 Land Acquisition and Borrowing Act.

51 Section 2215.1. Abrogation of Department Regulations.--The

1 regulations at 34 Pa. Code §§ 231.82 (relating to executive)
2 231.83 (relating to administrative) and 231.84 (relating to
3 professional) are abrogated.

4 Section 2337. Waiver Guidance.--The Department of Human
5 Services shall request guidance from the United States
6 Department of Agriculture on the Commonwealth's ability to
7 pursue a waiver from the requirement to have a declared disaster
8 emergency in order for the continuation of the Supplemental
9 Nutrition Assistance Program Emergency Allotment benefits.
10 Section 2302-A. Service Alignment.

11 (a) Requirement.--Except as provided under subsection (b), a
12 drug and alcohol treatment provider shall align service delivery
13 conditions with the American Society of Addiction Medicine
14 Criteria, 3rd Edition, 2013.

15 (b) Exception.--Substantial compliance with alignment of
16 service delivery conditions under the American Society of
17 Addiction Medicine Criteria, 3rd Edition, 2013, shall be
18 required by July 1, 2021, except if the Department of Drug and
19 Alcohol Programs grants an application as follows:

20 (1) A drug and alcohol treatment provider may file an
21 application requesting an extension in substantially aligning
22 with service delivery conditions by July 9, 2021.

23 (2) A submitted application shall address a provider's
24 reasons for needing the extension for substantial compliance.
25 Extensions under this subsection may be granted until
26 December 31, 2021.

27 (c) Development.--The department, in consultation with the
28 Department of Human Services, shall develop the application
29 under subsection (b).

30 Section 12. Section 2401.2 of the act is amended to read:
31 Section 2401.2. Department of [Environmental] Conservation
32 and Natural Resources Powers not Affected.--It is not the
33 intention or purpose of this Article XXIV to curtail the
34 historical construction activities of the Department of
35 Environmental Resources. Therefore, nothing in this article
36 shall be interpreted as altering in any way the powers, duties
37 and authority of the Department of Environmental Resources as
38 possessed by it just prior to the effective date of this
39 article[.] and transferred to the Department of Conservation and
40 Natural Resources by section 304 of the act of June 28, 1995
41 (P.L.89, No.18), known as the Conservation and Natural Resources
42 Act.

43 Section 13. Section 2502 of the act is repealed:
44 [Section 2502. Vehicle and Tractor Codes.--In the collection
45 of motor license fees, fees for titling vehicles and tractors
46 and operators' license fees, and the issuance of certificates of
47 title and motor and operators' licenses, the Department of
48 Revenue shall be entitled to such assistance from the
49 Pennsylvania State Police as the department may deem necessary.

50 The Secretary of Revenue may designate the person in charge
51 of the work to which this section refers as the Commissioner of

Motor Vehicles.]

Section 14. Section 2501-C introductory paragraph and (h) of the act are amended to read:

Section 2501-C. Powers and Duties in General.--The Department of Community [Affairs] and Economic Development shall have the power, and its duties shall be:

* * *

(h) To coordinate and wherever provided by law to supervise or administer the various programs of State and Federal assistance and grants, including but not limited to housing, redevelopment, urban renewal, urban planning assistance, [Project 70,] area development, revitalization of central city cores, mass transportation, river basin studies, port development, air and water pollution, land and soil conservation, economic opportunity, and public works and community facilities and Appalachian assistance; and to furnish comprehensive planning and technical assistance on any program set forth in this subsection [(h)].

* * *

Section 15. The act is amended by adding an article to read:

ARTICLE XXVIII-I

UNITED STATES SEMIQUINCENTENNIAL

Section 2801-I. Scope of article.

This article establishes the Pennsylvania Commission for the United States Semiquincentennial.

Section 2802-I. Definitions.

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

"Commission." The Pennsylvania Commission for the United States Semiquincentennial, or America250PA, established by this article.

"Secretary." The Secretary of Community and Economic Development of the Commonwealth.

Section 2803-I. Establishment.

The Pennsylvania Commission for the United States Semiquincentennial, commonly known as America250PA, is established to plan, encourage, develop and coordinate the commemoration of the 250th anniversary of the founding of the United States, Pennsylvania's integral role in that event and the impact of the people of Pennsylvania on the nation's past, present and future. Organizations or entities in this Commonwealth that engage in a related activity, program, project or event for the commemoration of the 250th anniversary of the founding of the United States shall coordinate those activities, programs, projects or events with the commission.

Section 2804-I. Composition.

The commission shall consist of the following members:

(1) Two members of the Senate, of whom:

(i) One shall be appointed by the Majority Leader of the Senate.

1 (ii) One shall be appointed by the Minority Leader
2 of the Senate.

3 (2) Two members of the House of Representatives, of
4 whom:

5 (i) One shall be appointed by the Speaker of the
6 House of Representatives.

7 (ii) One shall be appointed by the Minority Leader
8 of the House of Representatives.

9 (3) Twenty members who must be private citizens, of
10 whom:

11 (i) Four shall be appointed by the Governor.

12 (ii) Four shall be appointed by the Majority Leader
13 of the Senate.

14 (iii) Four shall be appointed by the Minority Leader
15 of the Senate.

16 (iv) Four shall be appointed by the Speaker of the
17 House of Representatives.

18 (v) Four shall be appointed by the Minority Leader
19 of the House of Representatives.

20 (vi) One of whom shall be designated by the Governor
21 as the chairperson of the commission.

22 (4) The following individuals shall be ex officio
23 nonvoting members of the commission:

24 (i) The secretary.

25 (ii) The Secretary of the Commonwealth.

26 (iii) The Attorney General.

27 (iv) The Auditor General.

28 (v) The State Treasurer.

29 (vi) The Chair of the Pennsylvania Historical and
30 Museum Commission.

31 (vii) The Secretary of Transportation.

32 (viii) The Secretary of Education.

33 (ix) The Secretary of Conservation and Natural
34 Resources.

35 (x) The Adjutant General.

36 (xi) The Chair of the Commonwealth of Pennsylvania
37 Council on the Arts.

38 (xii) The Director of Pennsylvania Emergency
39 Management Agency.

40 (xiii) The Commissioner of Pennsylvania State
41 Police.

42 (xiv) The Executive Director of the Commonwealth of
43 Pennsylvania Council on the Arts.

44 (xv) The Executive Director of the Pennsylvania
45 Historical and Museum Commission.

46 Section 2805-I. Term.

47 A member shall be appointed for the duration of the
48 commission. A vacancy on the commission may not affect the
49 powers of the commission and shall be filled in the same manner
50 as the original appointment was made. In the event of a
51 perceived conflict of interest with a commission member, the

1 chairperson of the commission is authorized to report the
2 perceived conflict to the appropriate appointing authority for
3 that commission member.

4 Section 2806-I. Meetings.

5 Meetings of the commission shall be held throughout this
6 Commonwealth at times and locations determined by the
7 chairperson. A majority of the members of the commission shall
8 constitute a quorum but a lesser number of members may hold
9 hearings.

10 Section 2807-I. General powers and duties.

11 The commission shall:

12 (1) Plan, coordinate and implement a program
13 commemorating the 250th anniversary of the founding of the
14 United States in the year 2026, specifically highlighting the
15 role of Pennsylvania and Pennsylvanians.

16 (2) Coordinate with all Federal, State and local
17 agencies on infrastructural improvements and projects to
18 welcome regional, national and international tourists.

19 (3) Adopt bylaws providing for, but not limited to, the
20 following:

21 (i) Telephonic, video or other forms of remote
22 meetings including electronic voting.

23 (ii) Establishment of committees or subcommittees.

24 (iii) Establishment of rules regarding governance.

25 (iv) Designation by a commission member of
26 appropriate staff as the commission member's voting
27 designee in the absence of members appointed under 2804-
28 I(1) and (2).

29 (v) Designation of an ex officio member under
30 section 2804-I(4) of appropriate staff as the commission
31 member's ex officio voting designee.

32 Section 2808-I. Requirements for plans and programs.

33 In preparing plans and a program, the commission:

34 (1) Shall give due consideration to related plans and
35 programs developed by the Federal Government other states and
36 local and private groups.

37 (2) May designate special committees with
38 representatives from groups described in paragraph (1) to
39 plan, develop and coordinate specific activities.

40 (3) Shall, beginning within 90 days of the commission's
41 first meeting and throughout the duration of the commission,
42 extensively engage the public throughout this Commonwealth in
43 developing the programs that may take place during the
44 semiquincentennial.

45 (4) Shall aim to impact and showcase all counties in
46 this Commonwealth.

47 (5) Shall draw attention to the achievements, struggles,
48 honors, innovations and impacts of all people in Pennsylvania
49 since before its founding to the present day.

50 (6) Shall clearly delineate the costs associated with
51 the commission.

1 (7) Shall publish an annual report on the commission's
2 publicly accessible Internet website.

3 Section 2809-I. Report to Governor and General Assembly.

4 (a) Duty to submit.--Not later than three years after the
5 effective date of this section, the commission shall submit to
6 the Governor and the General Assembly a comprehensive report
7 that includes the specific recommendations of the commission for
8 the commemoration of the 250th anniversary of the founding of
9 the United States and related events.

10 (b) Required contents.--The report shall include the
11 following:

12 (1) A detailed timeline of the plan of works through
13 2027.

14 (2) Recommendations of the commission for the allocation
15 of financial and administrative responsibility among the
16 public and private authorities and organizations recommended
17 for participation by the commission.

18 (3) The projected number of jobs created through the
19 implementation of the commission's plan and program.

20 (4) The projected economic impact of the implementation
21 of the commission's plan and program.

22 (5) The geographic impact on all counties of this
23 Commonwealth of the commission's plan and program.

24 (6) The plan for improvements, if any, to the
25 infrastructure of the Commonwealth necessary for the
26 successful delivery of the commission's plan and program.

27 (7) Outcomes against which progress and success of the
28 commission's plan and program can be measured.

29 (c) Recommendations for legislation.--The report may include
30 recommendations for legislation needed to effectuate the plan
31 and program.

32 (d) Publication.--The report shall be available on the
33 commission's publicly accessible Internet website.
34 Section 2810-I. Information from State agencies.

35 The commission may secure directly from a State agency
36 information the commission considers necessary to carry out this
37 article. On the request of the chairperson of the commission,
38 the head of a State agency shall provide the information to the
39 commission.

40 Section 2811-I. Gifts.

41 The commission may accept, use and dispose of gifts and
42 donations of money, property or personal services on behalf of
43 and for the benefit of this Commonwealth. Information relating
44 to the gifts shall be enumerated and submitted to the State
45 Ethics Commission each quarter and shall be available on the
46 commission's publicly accessible Internet website.

47 Section 2812-I. Additional powers.

48 As determined necessary by the commission, the commission
49 may:

50 (1) Procure supplies, services and property.

51 (2) Make contracts.

1 (3) Expend, in furtherance of this article, funds
2 donated or received in pursuance of contracts entered into
3 under this article.

4 (4) Take actions as are necessary to enable the
5 commission to carry out efficiently and in the public
6 interest the purpose of this article.

7 Section 2813-I. Property.

8 Property acquired by the commission that remains after the
9 termination of the commission may be designated by an act of the
10 General Assembly to local municipalities or State agencies.

11 Section 2814-I. Administration.

12 (a) Compensation of members.--

13 (1) The members of the commission shall receive no
14 compensation for service on the commission.

15 (2) The members of the commission shall receive
16 reimbursement for reasonable travel expenses.

17 (b) Staff.--

18 (1) The chairperson of the commission may, without
19 regard to the civil service laws or regulations, appoint and
20 terminate an executive director and other additional
21 personnel as are necessary to enable the commission to
22 perform its powers and duties.

23 (2) The employment of an executive director shall be
24 subject to confirmation by majority vote of the commission.

25 (3) An individual appointed or employed under this
26 article is not eligible to participate in the State
27 Employees' Retirement System solely due to the individual's
28 appointment or employment by the commission.

29 Section 2815-I. Annual report.

30 Once each year during the period beginning on the effective
31 date of this section through December 31, 2027, the commission
32 shall submit to the Governor and the General Assembly a report
33 of the activities of the commission, including an accounting of
34 funds received and expended during the year included in the
35 report, the outcomes achieved and if those achievements met the
36 commission's plan and program. The report shall be available on
37 the commission's publicly accessible Internet website.

38 Section 2816-I. Termination of commission.

39 The commission shall terminate December 31, 2027.

40 Section 16. The amendment of section 801 of the act shall
41 apply to elections occurring after the effective date of this
42 section.

43 Section 17. The addition of Article XXVIII-I of the act is a
44 continuation of the act of June 12, 2018 (P.L.136, No.28), known
45 as the Pennsylvania Commission for the United States
46 Semiquincentennial Act.

47 Section 18. Repeals are as follows:

48 (1) The General Assembly declares that the repeal under
49 paragraph (2) is necessary to effectuate the addition of
50 section 1903-B and the amendment of section 2501-C(h) of the
51 act.

1 (2) Section 306(d) of the act of June 28, 1995 (P.L.89,
2 No.18), known as the Conservation and Natural Resources Act,
3 is repealed insofar as it relates to the transfer of duties
4 from the Department of Community Affairs to the Department of
5 Conservation and Natural Resources.

6 (3) The General Assembly declares the repeal under
7 paragraph (4) is necessary to effectuate the addition of
8 Article XXVIII-I of the act.

9 (4) The act of June 12, 2018 (P.L.136, No.28), known as
10 the Pennsylvania Commission for the United States
11 Semiquincentennial Act, is repealed.

12 Section 18.1. All activities initiated by the Department of
13 Community Affairs or the Department of Community and Economic
14 Development under the act of October 4, 1978 (P.L.851, No.166),
15 known as the Flood Plain Management Act, shall continue and
16 remain in full force and effect and may be completed by the
17 Pennsylvania Emergency Management Agency. Orders, regulations,
18 rules and decisions which were made by the Department of
19 Community Affairs or the Department of Community and Economic
20 Development under the Flood Plain Management Act and which are
21 in effect on the effective date of this section shall remain in
22 full force and effect until revoked, vacated or modified by the
23 Pennsylvania Emergency Management Agency. Contracts, obligations
24 and collective bargaining agreements entered into by the
25 Department of Community Affairs or the Department of Community
26 and Economic Development under the Flood Plain Management Act
27 are not affected nor impaired by the replacement of the
28 Department of Community and Economic Development with the
29 Pennsylvania Emergency Management Agency.

30 Section 19. This act shall take effect as follows:

31 (1) The following provisions shall take effect
32 immediately:

33 (i) This section and section 17.

34 (ii) The addition of section 706(e) of the act.

35 (iii) The addition of section 2215.1 of the act.

36 (iv) The addition of Article XXVIII-I of the act.

37 (2) The amendment of sections 602-B, 605-B(e) and 615-
38 B(a), (b), (d)(3), (f), (g) and (k)(2) of the act shall take
39 effect in 90 days.

40 (3) The remainder of this act shall take effect in 60
41 days.