

## AMENDMENTS TO HOUSE BILL NO. 939

Sponsor: REPRESENTATIVE GROVE

Printer's No. 947

1 Amend Bill, page 2, lines 23 through 30; pages 3 through 5,  
2 lines 1 through 30; page 6, lines 1 through 15; by striking out  
3 all of said lines on said pages and inserting

4 (a) The nonpartisan Independent Office of the Repealer is  
5 established within the Joint State Government Commission.

6 (b) The following shall apply to the director of the office:

7 (1) The director of the office shall serve in accordance  
8 with the following:

9 (i) The selection of the director by the Selection  
10 and Organization Committee under subsection (e) shall  
11 occur no later than September 1, 2021.

12 (ii) The director shall serve for a term of six  
13 years.

14 (iii) An individual appointed as director to fill a  
15 vacancy prior to the expiration of a term shall only  
16 serve for the unexpired portion of the term.

17 (2) The director shall appoint a deputy director who  
18 shall have the following duties:

19 (i) Perform assigned duties from the director.

20 (ii) Assume the role of the director:

21 (A) during an absence or incapacity of the  
22 director; or

23 (B) if a vacancy occurs in the position of  
24 director until a successor director is appointed.

25 (3) The director may be removed by a concurrent  
26 resolution passed by the Senate and the House of  
27 Representatives.

28 (4) The director shall have the following powers and  
29 duties:

30 (i) The authority to:

31 (A) Determine and implement internal policies,  
32 standards and protocols to orderly and efficiently  
33 carry out the mission of the office under this  
34 section.

35 (B) Procure the temporary or intermittent  
36 service of attorneys, experts, consultants or  
37 organizations by contract.

1           (ii) Hire and fix compensation in accordance with  
2 the following:

3           (A) The hiring and appointments shall be made on  
4 the basis of the duties of the office and the  
5 performance of the functions of the office.

6           (B) All personnel shall be hired or appointed  
7 without regard to political affiliation.

8           (C) Hiring and appointments shall be based on  
9 fitness to perform the necessary duties.

10          (iii) When the office determines that a statute or  
11 regulation meets the standards set under this section and  
12 as set by the director for modification, revision or  
13 repeal, the director shall recommend the action to:

14           (A) The General Assembly if a statute needs to  
15 be modified, revised or repealed.

16           (B) The Department of State or other agency that  
17 promulgated the regulation that needs to be modified,  
18 revised or repealed.

19          (iv) A recommendation from the director shall  
20 provide specific details of why the office is  
21 recommending that the statute or regulation needs to be  
22 modified, revised or repealed.

23 (c) The office shall have the following powers and duties:

24          (1) Adopt logical, quantitative and qualitative rules to  
25 determine whether an existing statute or regulation of the  
26 Commonwealth is:

27           (i) unreasonable, unduly burdensome, detrimental to  
28 economic well-being, duplicative, onerous, defective or  
29 in conflict with another statute or regulation; or

30           (ii) defying a common sense approach to government.

31          (2) Perform a systematic review of existing statutes and  
32 regulations of this Commonwealth in accordance with the rules  
33 adopted for review under this act.

34          (3) Identify existing statutes and regulations which may  
35 be appropriate for legislative and executive agency  
36 modification, revision or repeal.

37          (4) Establish, as soon as practical, a system with a  
38 publicly accessible Internet website that allows the office  
39 to receive:

40           (i) Suggestions and comments, along with supporting  
41 documentation, for modification, revision or repeal from  
42 citizens, businesses, government agencies or others.

43           (ii) Reports on allegations of wasteful governmental  
44 practices.

45          (5) Determine and implement internal policies, standards  
46 and procedures as may be necessary for the orderly and  
47 efficient execution of the mission of the office.

48          (6) Implement a tracking system to follow all  
49 submissions and actions taken on a recommendation made by the  
50 director which includes progress of modification, revision or  
51 repeal.

1           (7) By June 30 of each year, report to the Governor and  
2 the General Assembly on:

3           (i) Recommended changes to statutes and regulations.

4           (ii) Recommended changes to increase efficiency and  
5 eliminate wasteful practices.

6           (iii) Progress of the revision, repeal or abrogation  
7 of statutes and regulations.

8           (d) The office shall be a Commonwealth agency for the  
9 purposes of the act of February 14, 2008 (P.L.6, No.3), known as  
10 the "Right-to-Know Law."

11           (e) The Selection and Organization Committee is established  
12 within the office for the purposes under this subsection. The  
13 following shall apply:

14           (1) The Selection and Organization Committee shall be  
15 comprised of the following members:

16           (i) One member appointed by the Governor.

17           (ii) One member appointed by the President pro  
18 tempore of the Senate in consultation with the Majority  
19 Leader and the Minority Leader of the Senate.

20           (iii) One member appointed by the Speaker of the  
21 House of Representatives in consultation with the  
22 Majority Leader and the Minority Leader of the House of  
23 Representatives.

24           (2) The Selection and Organization Committee shall  
25 select the director of the office in accordance with the  
26 following:

27           (i) The committee shall transmit notice of the  
28 qualifications of the director to the Legislative  
29 Reference Bureau for publication in the Pennsylvania  
30 Bulletin within 90 days of the first meeting of the  
31 Selection and Organization Committee.

32           (ii) The appointment may not be made on the basis of  
33 political affiliation.

34           (iii) The appointment shall be made on the basis of  
35 the fitness to perform the duties of the office based on  
36 the published qualifications.