

## AMENDMENTS TO HOUSE BILL NO. 1348

Sponsor: SENATOR BROWNE

Printer's No. 1442

1 Amend Bill, page 1, lines 1 through 35; page 2, line 1; by  
2 striking out all of said lines on said pages and inserting  
3 Amending the act of April 9, 1929 (P.L.343, No.176), entitled  
4 "An act relating to the finances of the State government;  
5 providing for cancer control, prevention and research, for  
6 ambulatory surgical center data collection, for the Joint  
7 Underwriting Association, for entertainment business  
8 financial management firms, for private dam financial  
9 assurance and for reinstatement of item vetoes; providing for  
10 the settlement, assessment, collection, and lien of taxes,  
11 bonus, and all other accounts due the Commonwealth, the  
12 collection and recovery of fees and other money or property  
13 due or belonging to the Commonwealth, or any agency thereof,  
14 including escheated property and the proceeds of its sale,  
15 the custody and disbursement or other disposition of funds  
16 and securities belonging to or in the possession of the  
17 Commonwealth, and the settlement of claims against the  
18 Commonwealth, the resettlement of accounts and appeals to the  
19 courts, refunds of moneys erroneously paid to the  
20 Commonwealth, auditing the accounts of the Commonwealth and  
21 all agencies thereof, of all public officers collecting  
22 moneys payable to the Commonwealth, or any agency thereof,  
23 and all receipts of appropriations from the Commonwealth,  
24 authorizing the Commonwealth to issue tax anticipation notes  
25 to defray current expenses, implementing the provisions of  
26 section 7(a) of Article VIII of the Constitution of  
27 Pennsylvania authorizing and restricting the incurring of  
28 certain debt and imposing penalties; affecting every  
29 department, board, commission, and officer of the State  
30 government, every political subdivision of the State, and  
31 certain officers of such subdivisions, every person,  
32 association, and corporation required to pay, assess, or  
33 collect taxes, or to make returns or reports under the laws  
34 imposing taxes for State purposes, or to pay license fees or  
35 other moneys to the Commonwealth, or any agency thereof,  
36 every State depository and every debtor or creditor of the  
37 Commonwealth," in emergency COVID-19 response, further  
38 providing for money in account, providing for elementary and

1 secondary school emergency relief for school districts,  
2 charter schools and cyber charter schools, for emergency  
3 relief for other educational entities, for emergency  
4 education relief to nonpublic schools, for funding for  
5 library services and for allocation from ARPA - Elementary  
6 and Secondary School Emergency Relief - Administration,  
7 further providing for Department of Health and for use of  
8 money, providing for Pennsylvania Housing Finance Agency and  
9 establishing the Construction Cost Relief Program; in Rental  
10 and Utility Assistance Grant Program, further providing for  
11 Rental and Utility Assistance Grant Program, for department  
12 and for reallocation of grants; providing for American Rescue  
13 Plan Rental and Utility Assistance Grant Program, for  
14 Homeowners Assistance Grant Program, for Water Assistance  
15 Program and for Child Care Stabilization Program; in bonus  
16 and tax reports and returns and reports and records relating  
17 to tax collections, further providing for confidential  
18 information; in oil and gas wells, further providing for Oil  
19 and Gas Lease Fund; providing for Angel Investment Venture  
20 Capital Program and for Transportation Pilot Programs; in  
21 special funds, further providing for funding and for  
22 expiration; in additional special funds and restricted  
23 accounts, further providing for establishment of special fund  
24 and account, for use of fund and for distributions from  
25 Pennsylvania Race Horse Development Fund and providing for  
26 Opioid Settlement Restricted Account; providing for 2021-2022  
27 budget implementation and for 2021-2022 restrictions on  
28 appropriations for funds and accounts; in general budget  
29 implementation, further providing for Department of  
30 Education, for Department of General Services, for  
31 Pennsylvania Gaming Control Board, for Department of Labor  
32 and Industry, further providing for Department of Human  
33 Services, providing for State Employees' Retirement System,  
34 further providing for Multimodal Transportation Fund and  
35 providing for Public Transportation Trust Fund; in school  
36 district debt refinancing bonds, further providing for  
37 sinking fund charges for school building projects; in 2020-  
38 2021 restrictions on appropriations for funds and accounts,  
39 further providing for fund transfers; and making related  
40 repeals.

41 The General Assembly finds and declares as follows:

- 42 (1) The intent of this act is to provide for the  
43 implementation of the 2021-2022 Commonwealth budget.
- 44 (2) The Constitution of Pennsylvania confers numerous  
45 express duties upon the General Assembly, including the  
46 passage of a balanced budget for the Commonwealth.
- 47 (3) Section 24 of Article III of the Constitution of  
48 Pennsylvania requires the General Assembly to adopt all  
49 appropriations for the operation of government in this  
50 Commonwealth, regardless of their source. The Supreme Court  
51 has repeatedly affirmed that "It is fundamental within

1 Pennsylvania's tripartite system that the General Assembly  
2 enacts the legislation establishing those programs which the  
3 State provides for its citizens and appropriates the funds  
4 necessary for their operation."

5 (4) Pursuant to section 13 of Article VIII of the  
6 Constitution of Pennsylvania, the General Assembly is  
7 explicitly required to adopt a balanced Commonwealth budget.  
8 Given the unpredictability and potential insufficiency of  
9 revenue collections, various changes in State law relating to  
10 sources of revenue, the collection of revenue and the  
11 implementation of statutes which impact revenue may be  
12 required to discharge this constitutional obligation.

13 (5) Section 11 of Article III of the Constitution of  
14 Pennsylvania requires the adoption of a general appropriation  
15 act that embraces "nothing but appropriations." While actual  
16 items of appropriation can be contained in a General  
17 Appropriation Act, the achievement and implementation of a  
18 comprehensive budget involves more than subjects of  
19 appropriations and dollar amounts. Ultimately, the budget has  
20 to be balanced under section 13 of Article VIII of the  
21 Constitution of Pennsylvania. This may necessitate changes to  
22 sources of funding and enactment of statutes to achieve full  
23 compliance with these constitutional provisions.

24 (6) For the reasons set forth in paragraphs (1), (2),  
25 (3), (4) and (5), it is the intent of the General Assembly  
26 through this act to provide for the implementation of the  
27 2021-2022 Commonwealth budget.

28 (7) Every provision of this act relates to the  
29 implementation of the operating budget of the Commonwealth  
30 for this fiscal year, addressing in various ways the fiscal  
31 operations, revenues and potential liabilities of the  
32 Commonwealth. To that end, this act is intended to implement  
33 the 2021-2022 Commonwealth budget without specifically  
34 appropriating public money from the General Fund. This act  
35 provides accountability for spending and makes transfers or  
36 other changes necessary to impact the availability of revenue  
37 in order to meet the requirements of section 13 of Article  
38 VIII of the Constitution of Pennsylvania and to implement the  
39 act of ???? (P.L.????, No.????), known as the General  
40 Appropriation Act of 2021.

41 Amend Bill, page 2, lines 4 through 30; page 3, lines 1  
42 through 17; by striking out all of said lines on said pages and  
43 inserting

44 Section 1. Section 111-C of the act of April 9, 1929  
45 (P.L.343, No.176), known as the Fiscal Code, is amended by  
46 adding a subsection to read:  
47 Section 111-C. Money in account.

48 \* \* \*

1 (g) Transfer.--

2 (1) Federal money from the Coronavirus State Fiscal  
3 Recovery Fund in the account other than amounts appropriated  
4 under Part XXX of the act of ???? (P.L.????, No.????), known  
5 as the General Appropriation Act of 2021, shall be  
6 transferred to the General Fund for use under 42 U.S.C. §  
7 802(c)(1) (Public Law 117-2, 135 Stat. 223) for fiscal years  
8 beginning after June 30, 2022.

9 (2) A transfer under paragraph (1) shall be made by the  
10 State Treasurer on the following schedule:

11 (i) For the 2022-2023 fiscal year, the transfer  
12 shall be made no earlier than July 31, 2022.

13 (ii) For the 2023-2024 fiscal year, the transfer  
14 shall be made no earlier than July 31, 2023.

15 (3) The amount of the transfer under paragraph (1) made  
16 for a fiscal year may not be higher than the amount which may  
17 be used for the fiscal year under 42 U.S.C. § 802(c)(1).

18 (4) Any money which remains in the account after a  
19 transfer under paragraph (1) shall be transferred under  
20 paragraph (2) in the following fiscal year.

21 Section 2. The act is amended by adding sections to read:  
22 Section 143-C. Elementary and secondary school emergency relief  
23 for school districts, charter schools and cyber  
24 charter schools.

25 (a) General rule.--From money appropriated for COVID Relief  
26 - ARPA - Elementary and Secondary School Emergency Relief, the  
27 following shall apply:

28 (1) The amount of \$249,847,658 shall be distributed to  
29 school districts, charter schools and cyber charter schools  
30 as grants to address student learning loss as follows:

31 (i) Multiply the amount received by the school  
32 district, charter school or cyber charter school from the  
33 allocation of Federal funds under Title I, Part A of the  
34 Elementary and Secondary Education Act of 1965 (Public  
35 Law 89-10, 20 U.S.C. § 6301 et seq.) for the 2020-2021  
36 school year by \$249,847,658.

37 (ii) Divide the product from subparagraph (i) by the  
38 sum of the amounts received by school districts, charter  
39 schools and cyber charter schools from the allocation of  
40 Federal funds under Title I, Part A of the Elementary and  
41 Secondary Education Act of 1965 for the 2020-2021 school  
42 year.

43 (2) The amount of \$49,969,532 shall be distributed to  
44 school districts, charter schools and cyber charter schools  
45 as grants for summer enrichment programs as follows:

46 (i) Multiply the amount received by the school  
47 district, charter school or cyber charter school from the  
48 allocation of Federal funds under Title I, Part A of the  
49 Elementary and Secondary Education Act of 1965 for the  
50 2020-2021 school year by \$49,969,532.

51 (ii) Divide the product from subparagraph (i) by the

1 sum of the amounts received by school districts, charter  
2 schools and cyber charter schools from the allocation of  
3 Federal funds under Title I, Part A of the Elementary and  
4 Secondary Education Act of 1965 for the 2020-2021 school  
5 year.

6 (3) The amount of \$49,969,532 shall be distributed to  
7 school districts, charter schools and cyber charter schools  
8 as grants for comprehensive after-school programs as follows:

9 (i) Multiply the amount received by the school  
10 district, charter school or cyber charter school from the  
11 allocation of Federal funds under Title I, Part A of the  
12 Elementary and Secondary Education Act of 1965 for the  
13 2020-2021 school year by \$49,969,532.

14 (ii) Divide the product from subparagraph (i) by the  
15 sum of the amounts received by school districts, charter  
16 schools and cyber charter schools from the allocation of  
17 Federal funds under Title I, Part A of the Elementary and  
18 Secondary Education Act of 1965 for the 2020-2021 school  
19 year.

20 (b) Grant uses.--Grant money received under this section  
21 shall be used by the school districts, charter schools and cyber  
22 charter schools to implement evidence-based interventions to  
23 address learning loss, provide summer enrichment programs and  
24 provide comprehensive after-school programs in response to the  
25 academic, social, emotional and mental health needs of students  
26 and subgroups of students impacted by the COVID-19 public health  
27 emergency that supplement school programs and activities.

28 (b.1) Minimum grant use requirements.--A school district,  
29 charter school or cyber charter school, in consultation with the  
30 Department of Education, shall at a minimum use the grant money  
31 under subsection (a)(1) as follows:

32 (1) Thirty percent of the money shall be used to address  
33 the social, emotional and mental health needs of students.

34 (2) Ten percent of the money shall be used to provide  
35 professional development and technical assistance to  
36 educators, school support staff, school leaders and school  
37 health professionals to address the social, emotional and  
38 mental health needs of students.

39 (3) Eight percent of the money shall be used to address  
40 reading remediation and improvement for students.

41 (c) Use of money.--The money allocated for distribution  
42 under this section shall not lapse and must be utilized through  
43 the period during which ARPA - Elementary and Secondary School  
44 Emergency Relief funds may be spent according to Federal law.

45 (d) Existing personnel.--When available, existing personnel  
46 shall be utilized by school districts, charter schools and cyber  
47 charter schools to staff programs and activities established  
48 with grant money under this section.

49 (e) Notice of grant amount.--Within 60 days of the effective  
50 date of this section, the Department of Education shall notify  
51 each school district, charter school and cyber charter school of

1 the amount of grant money, itemized by program and activity, to  
2 be received under subsection (a).

3 (f) Plan required.--Within 90 days of receipt of the  
4 notification under subsection (e), the school district, charter  
5 school or cyber charter school shall submit a three-part plan,  
6 in a manner determined by the Department of Education, to the  
7 Department of Education that outlines the proposed use of the  
8 grant money, itemized by program and activity. The plan shall  
9 include:

10 (1) A description of each program and activity.

11 (2) A narrative outlining the expected benefit of each  
12 program and activity.

13 (3) A budget for each program and activity detailing  
14 personnel and operating costs.

15 (g) Department review of plan.--Within 90 days of receipt of  
16 a plan submitted under subsection (f), the Department of  
17 Education shall review and approve or deny the plan. The  
18 department may not apply criteria in addition to Federal law or  
19 Federal guidance when approving the use of grant money under the  
20 plan. If the Department of Education fails to complete its  
21 review of a plan within 90 days, the plan shall be deemed  
22 approved. If the Department of Education denies a plan, the  
23 Department of Education shall notify the applicant and state the  
24 reasons for the denial. A plan that is denied must be revised  
25 and resubmitted to the Department of Education within 15 days in  
26 order for the Department of Education to continue to review and  
27 approve or deny the plan. Within 30 days of resubmission of a  
28 denied plan, the Department of Education shall review and  
29 approve or deny the resubmitted plan.

30 (h) Reporting.--The Department of Education shall submit an  
31 interim report to the chairperson and minority chairperson of  
32 the Appropriations Committee of the Senate, the chairperson and  
33 minority chairperson of the Appropriations Committee of the  
34 House of Representatives, the chairperson and minority  
35 chairperson of the Education Committee of the Senate and the  
36 chairperson and minority chairperson of the Education Committee  
37 of the House of Representatives no later than November 1, 2021.  
38 The report shall include the number of approved and denied  
39 plans, the amount of each grant and the intended uses of the  
40 grant money as stated in the plans.

41 (i) Final report.--The Department of Education shall submit  
42 a final report to the chairperson and minority chairperson of  
43 the Appropriations Committee of the Senate, the chairperson and  
44 minority chairperson of the Appropriations Committee of the  
45 House of Representatives, the chairperson and minority  
46 chairperson of the Education Committee of the Senate and the  
47 chairperson and minority chairperson of the Education Committee  
48 of the House of Representatives no later than November 1, 2025.  
49 The report shall include:

50 (1) The number of approved and denied plans.

51 (2) The amount of each grant.

1       (3) The intended uses of the grant money as stated in  
2 the plans.

3       (4) An analysis of the academic improvement resulting  
4 from the programs and activities implemented by school  
5 districts, charter schools and cyber charter schools with  
6 money allocated for distribution under this section.

7 Section 144-C. Emergency relief for other educational entities.

8       (a) General rule.--From money appropriated for COVID Relief  
9 - ARPA - Elementary and Secondary School Emergency Relief, the  
10 following shall apply:

11       (1) The amount of \$43,500,000 shall be distributed to  
12 area career and technical schools as follows:

13           (i) Multiply the amount received by the area career  
14 and technical school from the secondary career and  
15 technical education subsidy under section 2502.8 of the  
16 act of March 10, 1949 (P.L.30, No.14), known as the  
17 Public School Code of 1949, for school year 2019-2020 by  
18 \$43,500,000.

19           (ii) Divide the product from subparagraph (i) by the  
20 sum of the amounts received by area career and technical  
21 schools from the secondary career and technical education  
22 subsidy under section 2502.8 of the Public School Code of  
23 1949 for school year 2019-2020.

24       (2) The amount of \$15,000,000 shall be distributed to  
25 approved private schools, the chartered schools for the  
26 education of the deaf or the blind and the private  
27 residential rehabilitative institutions as follows:

28           (i) Multiply the 2019-2020 average daily membership  
29 of the approved private school, chartered school for the  
30 education of the deaf or the blind or private residential  
31 rehabilitative institution by \$15,000,000.

32           (ii) Divide the product from subparagraph (i) by the  
33 sum of the 2019-2020 average daily membership for all  
34 approved private schools, chartered schools for the  
35 education of the deaf or the blind and private  
36 residential rehabilitative institutions.

37       (3) The amount of \$43,500,000 shall be distributed to  
38 intermediate units as follows:

39           (i) Multiply the intermediate unit's 2020-2021  
40 market value/income aid ratio by the intermediate unit's  
41 2019-2020 average daily membership.

42           (ii) Multiply the product from subparagraph (i) by  
43 \$43,500,000.

44           (iii) Divide the product from subparagraph (ii) by  
45 the sum of the products of the 2020-2021 market  
46 value/income aid ratio multiplied by the 2019-2020  
47 average daily membership for all intermediate units.

48           (iv) Each intermediate unit shall reserve 10% of its  
49 allocation under this paragraph to provide support to  
50 school entities, in consultation with the Department of  
51 Education.

1           (v) For the purposes of this paragraph, the term  
2           "average daily membership" shall mean the sum of the  
3           average daily membership of the intermediate unit's  
4           component school districts.

5           (4) The amount of \$14,000,000 shall be distributed to  
6           additional targeted support and improvement schools under the  
7           Elementary and Secondary Education Act of 1965 (Public Law  
8           89-10, 20 U.S.C. § 6301 et seq.) as follows:

9           (i) Multiply the 2019-2020 economically  
10           disadvantaged enrollment of the additional targeted  
11           support and improvement school by \$14,000,000.

12           (ii) Divide the product from subparagraph (i) by the  
13           sum of the 2019-2020 economically disadvantaged  
14           enrollment for all additional targeted support and  
15           improvement schools.

16           For purposes of this paragraph, "economically disadvantaged  
17           enrollment" shall mean the economically disadvantaged  
18           enrollment reported through the Pennsylvania Information  
19           Management System in October 2019.

20           (5) The amount of \$19,908,593 shall be distributed to  
21           educational programs for neglected, delinquent and at-risk  
22           youth as follows:

23           (i) Multiply the amount received by the education  
24           program for neglected, delinquent and at-risk youth from  
25           the allocation of Federal funds under Title I, Part D of  
26           the Elementary and Secondary Education School Act of  
27           1965, related to educational programs for neglected,  
28           delinquent and at-risk youth for the school year 2021-  
29           2022, by \$19,908,593.

30           (ii) Divide the product from subparagraph (i) by the  
31           sum of the amounts received by educational programs for  
32           neglected, delinquent and at-risk youth from the  
33           allocation of Federal funds under Title I, Part D of the  
34           Elementary and Secondary Education School Act of 1965,  
35           related to educational programs for neglected, delinquent  
36           and at-risk youth for the school year 2021-2022.

37           For purposes of this paragraph, "educational programs for  
38           neglected, delinquent and at-risk youth" shall mean:

39           (i) An adult correctional institution in which  
40           persons, including persons under 21 years of age, are  
41           confined as a result of conviction for a criminal  
42           offense.

43           (ii) An institution for delinquent children and  
44           youth, as determined by the Department of Education,  
45           whether a public or private residential facility, other  
46           than a foster home, operated primarily for the care of  
47           children and youth who have been adjudicated delinquent  
48           or in need of supervision and have had an average length  
49           of stay in the institution of at least 30 days.

50           (iii) An institution for neglected children and  
51           youth, as determined by the Department of Education,



1 whether a public or private residential facility, other  
2 than a foster home, operated primarily for the care of  
3 children and youth who have been committed to the  
4 institution or voluntarily placed in the institution  
5 under applicable State law due to:

6 (A) abandonment;

7 (B) neglect; or

8 (C) death of their parents or guardians and have  
9 had an average length of stay in the institution of  
10 at least 30 days.

11 (iv) A community day program that provides a regular  
12 program of instruction through a State agency at a  
13 community day school operated specifically for neglected,  
14 delinquent and at-risk youth.

15 (b) Use of money.--The money allocated for distribution  
16 under this section shall not lapse and must be utilized through  
17 the period during which ARPA - Elementary and Secondary School  
18 Emergency Relief funds may be spent according to Federal law.  
19 Section 145-C. Emergency education relief to nonpublic schools.

20 (a) Application and reporting.--From money appropriated for  
21 COVID Relief - ARPA - Emergency Assistance to Non-Public  
22 Schools, the following shall apply:

23 (1) The Department of Education shall provide to  
24 nonpublic schools that are eligible to apply for money under  
25 this section a notice and application which includes the  
26 appropriate uses of the money and any other information  
27 required. The notice and application shall be provided no  
28 later than 30 days after the Commonwealth receives the money  
29 from the Federal Government.

30 (2) The Department of Education shall approve or deny an  
31 application under this section no later than 30 days after  
32 the receipt of the application.

33 (3) The Department of Education may not apply  
34 eligibility criteria other than that required by Federal law  
35 or Federal guidance.

36 (4) The Department of Education shall submit an interim  
37 report to the chairperson and minority chairperson of the  
38 Appropriations Committee of the Senate, the chairperson and  
39 minority chairperson of the Appropriations Committee of the  
40 House of Representatives, the chairperson and minority  
41 chairperson of the Education Committee of the Senate and the  
42 chairperson and minority chairperson of the Education  
43 Committee of the House of Representatives not later than 90  
44 days after an award of money is made under this section. The  
45 report shall include the number of approved and denied  
46 applications, the amount of each award and the intended uses  
47 of the money as stated in the applications.

48 (5) The Department of Education shall submit a final  
49 report to the chairperson and minority chairperson of the  
50 Appropriations Committee of the Senate, the chairperson and  
51 minority chairperson of the Appropriations Committee of the

1 House of Representatives, the chairperson and minority  
2 chairperson of the Education Committee of the Senate and the  
3 chairperson and minority chairperson of the Education  
4 Committee of the House of Representatives by June 30, 2022.  
5 The report shall include the number of approved and denied  
6 applications under this section, the amount of each award and  
7 the intended uses of the money as stated in the application.

8 (b) (Reserved).

9 Section 146-C. Funding for library services.

10 (a) General rule.--From money appropriated for COVID Relief  
11 - ARPA - IMLS, the following shall apply:

12 (1) Each library receiving an allocation in fiscal year  
13 2020-2021 under section 2324 of the act of March 10, 1949  
14 (P.L.30, No.14), known as the Public School Code of 1949,  
15 shall receive an equal share of \$890,000.

16 (2) The amount of \$3,810,000 shall be distributed to  
17 libraries as follows:

18 (i) Multiply the amount received by the library in  
19 fiscal year 2020-2021 under section 2324 of the Public  
20 School Code of 1949 by \$3,810,000.

21 (ii) Divide the product from subparagraph (i) by the  
22 sum of the amounts received by libraries under section  
23 2324 of the Public School Code of 1949.

24 (3) The amount of \$86,000 shall be allocated to the  
25 State Library for administration.

26 (b) (Reserved).

27 Section 147-C. Allocation from ARPA - Elementary and Secondary  
28 School Emergency Relief - Administration.

29 (a) General rule.--From money appropriated for COVID Relief  
30 - ARPA - Elementary and Secondary School Emergency Relief -  
31 Administration, the sum of \$14,000,000 shall be allocated to the  
32 Department of Education for administrative costs, including  
33 costs to manage and oversee the ARPA - Elementary and Secondary  
34 School Emergency Relief and ARPA - Emergency Assistance to Non-  
35 Public Schools funds and reporting requirements.

36 (b) Use of money.--The money allocated under this section  
37 shall not lapse and must be utilized through the period during  
38 which ARPA - Elementary and Secondary School Emergency Relief  
39 funds may be spent according to Federal law.

40 Section 3. Section 150-C(b)(3) of the act, added May 29,  
41 2020 (P.L.186, No.24), is amended to read:

42 Section 150-C. Department of Health.

43 \* \* \*

44 (b) Limitations.--The following shall apply:

45 \* \* \*

46 (3) A payment received under this section may only be  
47 used to cover necessary COVID-19-related costs, including,  
48 but not limited to, those:

49 (i) not otherwise reimbursed by Federal, State or  
50 another source of funding.

51 (ii) incurred during the period [between] beginning

1 March 1, 2020, and [November 30, 2020] ending December  
2 31, 2021.

3 (iii) Subparagraph (ii) shall not apply to  
4 unexpended funds returned and appropriated under section  
5 111-C(d.1).

6 Section 4. Section 160-C(a)(11)(iii) of the act, added May  
7 29, 2020 (P.L.186, No.24), is amended and the subsection is  
8 amended by adding paragraphs to read:

9 Section 160-C. Use of money.

10 (a) Uses.--The following shall apply:

11 \* \* \*

12 (10.1) Subject to paragraph (12), from money  
13 appropriated for COVID Relief - ARPA - Long-term Living  
14 Programs, \$282,000,000 shall be used for the following  
15 purposes:

16 (i) The sum of \$247,000,000, for the purpose of  
17 making payments to nonpublic and county nursing  
18 facilities, which shall be allocated as follows:

19 (A) Of the amount under this subparagraph,  
20 \$198,000,000 shall be distributed as a one-time  
21 payment to each nonpublic and county nursing  
22 facility, which shall be determined as follows:

23 (I) Divide:

24 (a) the facility's number of medical  
25 assistance days for the third quarter of  
26 calendar year 2019 as reported under Article  
27 VIII-A of the act of June 13, 1967 (P.L.31,  
28 No.21), known as the Human Services Code; by

29 (b) the total number of medical  
30 assistance days for all facilities for the  
31 third quarter of calendar year 2019 as  
32 reported under Article VIII-A of the Human  
33 Services Code.

34 (II) Multiply:

35 (a) the quotient under subclause (I); by

36 (b) \$198,000,000.

37 (B) Of the amount under this subparagraph,  
38 \$49,000,000 shall be distributed as a one-time  
39 payment to each nonpublic and county nursing  
40 facility, which shall be determined as follows:

41 (I) Divide:

42 (a) the number of the facility's  
43 licensed beds as of March 31, 2020; by

44 (b) the total licensed beds of all  
45 nonpublic and county nursing facilities as of  
46 March 31, 2020.

47 (II) Multiply:

48 (a) the quotient under subclause (I); by

49 (b) \$49,000,000.

50 (ii) The sum of \$5,000,000 shall be used by the  
51 Department of Human Services for the purpose of awarding

1 grants under this section as follows:

2 (A) The department shall develop an application  
3 for long-term care facilities to apply for a grant  
4 under this subparagraph within 30 days of the  
5 effective date of this section. The application shall  
6 be made available and posted on the department's  
7 publicly accessible Internet website.

8 (B) A long-term care facility may be eligible  
9 for a grant under this subparagraph for the  
10 implementation of best practices regarding indoor air  
11 management strategies aimed at reducing the risk of  
12 transmission of, and occupant exposure to COVID-19,  
13 including any of the following:

14 (I) Dilution.

15 (II) Airflow patterns.

16 (III) Outdoor air ventilation.

17 (IV) Pressurization.

18 (V) Demand-controlled ventilation.

19 (VI) Temperature and humidity distribution  
20 and control.

21 (VII) Filtration.

22 (VIII) Ultraviolet germicidal irradiation.

23 (IX) Personalized ventilation systems for  
24 certain high-risk tasks.

25 (X) Portable, free-standing high-efficiency  
26 particulate air filters.

27 (XI) Ionization technology.

28 (XII) Ozonation.

29 (C) To the extent funds are available, the  
30 department may award a grant to a long-term care  
31 facility in accordance with this subparagraph, which  
32 may not exceed \$15,000.

33 (D) The department shall ensure that grants  
34 under this subparagraph are made available to all  
35 geographic areas of this Commonwealth.

36 (E) Grants may be awarded to any of the  
37 following long-term care facilities:

38 (I) A long-term care nursing facility as  
39 defined in section 802.1 of the act of July 19,  
40 1979 (P.L.130, No.48), known as the Health Care  
41 Facilities Act.

42 (II) An assisted living residence as defined  
43 in section 1001 of the act of June 13, 1967  
44 (P.L.31, No.21), known as the Human Services  
45 Code.

46 (III) A personal care home as defined in  
47 section 1001 of the Human Services Code.

48 (iii) The sum of \$30,000,000 for the purpose of  
49 making payments to assisted living residences and  
50 personal care homes, which shall be allocated as follows:

51 (A) Of the amount under this subparagraph,

1 \$27,000,000 shall be distributed as a one-time  
2 payment to each assisted living residence and  
3 personal care home, which shall be determined as  
4 follows:

5 (I) Divide:

6 (a) the occupancy of the assisted living  
7 residence or personal care home, as  
8 determined by the Department of Human  
9 Services' most recent inspection on or before  
10 April 1, 2020; by

11 (b) the total occupancy of all assisted  
12 living residences, including those with a  
13 special care designation, and personal care  
14 homes, as determined by the Department of  
15 Human Services' most recent inspections on or  
16 before April 1, 2020.

17 (II) Multiply:

18 (a) the quotient under subclause (I); by

19 (b) \$27,000,000.

20 (B) Of the amount under this subparagraph,  
21 \$3,000,000 shall be distributed as a one-time payment  
22 to each personal care home, which shall be determined  
23 as follows:

24 (I) Divide:

25 (a) the personal care facility's number  
26 of individuals for whom the facility received  
27 a payment from the Department of Human  
28 Services for supplemental security income in  
29 March 2020; by

30 (b) the total of all personal care  
31 facilities' individuals for whom payments for  
32 supplemental security income were made by the  
33 Department of Human Services in March 2020.

34 (II) Multiply:

35 (a) the quotient under subclause (I); by

36 (b) \$3,000,000.

37 (11) The following apply:

38 \* \* \*

39 (iii) A payment received under this section may only  
40 be used to cover necessary COVID-19 related costs,  
41 including, but not limited to, a cost:

42 (A) not otherwise reimbursed by Federal, State  
43 or other source of funding; and

44 (B) incurred during the period [between]  
45 beginning March 1, 2020, and [November 30, 2020.]  
46 ending December 31, 2021.

47 (C) Clause (B) shall not apply to unexpended  
48 funds returned and appropriated under section 111-  
49 C(d.1).

50 (12) The following apply to an eligible person or entity  
51 receiving a payment under paragraph (10.1):

1 (i) An eligible person or entity receiving a payment  
2 under this section must be in operation as of June 1,  
3 2021.

4 (ii) A person or entity receiving a payment shall  
5 provide documentation to the Department of Human  
6 Services, in a format prescribed by the department, for  
7 purposes of an audit review.

8 (iii) A payment received may not otherwise be  
9 reimbursed by a Federal, State or other source of  
10 funding.

11 (iv) A payment received shall be obligated by  
12 December 31, 2024, and spent by December 31, 2026.

13 Section 5. Article I-C of the act is amended by adding a  
14 subarticle to read:

15 SUBARTICLE M

16 PENNSYLVANIA HOUSING FINANCE AGENCY

17 Section 194-C. Construction Cost Relief Program.

18 (a) Establishment.--The Construction Cost Relief Program is  
19 established in the agency to support the production of  
20 developments by addressing financial deficiencies directly  
21 attributable to the effects of the COVID-19 Pandemic. Money  
22 appropriated to the agency for COVID Relief - ARPA -  
23 Construction Cost Relief, shall be used to make awards under the  
24 program under this section.

25 (b) Eligibility.--A development which meets all of the  
26 following shall be eligible for an award under this section:

27 (1) Has received a conditional allocation from the  
28 agency of low-income housing tax credits under section 42 of  
29 the Internal Revenue Code of 1986 (Public Law 99-514, 26  
30 U.S.C. § 42) during the 2019, 2020 or 2021 application  
31 cycles.

32 (2) Has not, as of the effective date of this section,  
33 received a certificate of occupancy for each unit within the  
34 development.

35 (3) Has experienced a cost increase related to  
36 construction material pricing or has experienced a loss in  
37 equity investment as a direct result of conditions arising  
38 due to effects of the COVID-19 pandemic, which further  
39 jeopardized completion of the project.

40 (c) Application.--The agency shall make available to an  
41 eligible development an application that requires information,  
42 as determined necessary by the agency, to verify the need of the  
43 development and to determine the extent to which the awards  
44 should be awarded, while ensuring that the development remains  
45 in compliance with the Low-Income Housing Tax Credit program.

46 (d) Determination.--

47 (1) Upon a determination of eligibility for money from  
48 the fund, the agency shall provide the development with a  
49 letter of commitment indicating the conditional award amount.

50 (2) The agency shall use the same closing process and  
51 terms for an award of money from the fund as is used for an

1 award from the Pennsylvania Housing Affordability and  
2 Rehabilitation Enhancement Program for a low-income housing  
3 tax credit recipient development.

4 (e) Limitation.--Money appropriated for the program under  
5 this section may not be used to supplant other agency-committed  
6 resources except if the development risks noncompliance with the  
7 Low-Income Housing Tax Credit program.

8 (f) Definitions.--As used in this section, the following  
9 words and phrases shall have the meanings given to them in this  
10 subsection unless the context clearly indicates otherwise:

11 "Agency." The Pennsylvania Housing Finance Agency.

12 "Development." An affordable multi-family rental  
13 development.

14 Section 6. Sections 102-D(b), 103-D(a) (7.1) and (8) and 105-  
15 D of the act, added February 5, 2021 (P.L.1, No.1), are amended  
16 to read:

17 Section 102-D. Rental and Utility Assistance Grant Program.

18 \* \* \*

19 (b) County.--Each county is eligible to participate in the  
20 program. The following shall apply:

21 (1) Grant funds received by a county under this article  
22 shall be used for the provision of services under subsection  
23 (a). To the extent permitted by Federal law, associated  
24 administrative costs and housing stability services shall not  
25 exceed 9.09% of the amount of the grant funds. [Not more than  
26 5% of the grant funds shall be utilized to cover the costs of  
27 administering the program.]

28 (2) A county may not use the grant funds received as the  
29 non-State match for other State funds, programs or grants.

30 (3) Counties that participate in the Human Services  
31 Block Grant Program under Article XIV-B of the act of June  
32 13, 1967 (P.L.31, No.21), known as the Human Services Code,  
33 must use the funds for eligible services under this article.

34 (4) A county is prohibited from placing any  
35 stipulations, restrictions or limitations on assistance or  
36 eligibility that are in addition to Federal law or guidance  
37 or this article.

38 \* \* \*

39 Section 103-D. Department.

40 (a) Powers and duties.--The department shall have the power  
41 and duty to:

42 \* \* \*

43 (7.1) [prepare] Prepare a monthly consolidated report  
44 with information from all counties submitted under section  
45 104-D(4) and shall submit the report on a monthly basis to  
46 the chairperson and minority chairperson of the  
47 Appropriations Committee of the Senate and the chairperson  
48 and minority chairperson of the Appropriations Committee of  
49 the House of Representatives. The report shall also be posted  
50 and maintained on the department's publicly accessible  
51 Internet website.

1 (8) By [March 31, 2022,] December 20, 2022, or 90 days  
2 after any updated Federal deadline for the use of funds for  
3 emergency rental assistance under the Consolidated  
4 Appropriations Act, 2021 (Public Law 116-260, 134 Stat.  
5 1182), whichever is later, issue a report to the chairperson  
6 and minority chairperson of the Appropriations Committee of  
7 the Senate and the chairperson and minority chairperson of  
8 the Appropriations Committee of the House of Representatives  
9 and shall post the report to the department's publicly  
10 accessible Internet website. The report shall include the  
11 following information:

12 (i) The total amount of funds received by a county.

13 (ii) The total amount of funds spent by a county for  
14 services under section 102-D(a).

15 (iii) The total amount of excess funding or  
16 shortfall identified by a county as of [December 31,  
17 2021.] September 20, 2022, or as of any updated Federal  
18 deadline for the use of funds for emergency rental  
19 assistance under the Consolidated Appropriations Act,  
20 2021, whichever is later.

21 (iv) The total number of households that applied for  
22 assistance.

23 (v) The total number of households that received  
24 assistance.

25 (vi) The total amount of funding sought by services  
26 under section 102-D(a).

27 (vii) The total amount of assistance provided by  
28 services under section 102-D(a).

29 (viii) An itemization of all expenditures for  
30 administrative costs.

31 \* \* \*

32 Section 105-D. Reallocation of grants.

33 (a) Obligated funds.--Counties must certify to the  
34 department by July 31, 2021:

35 (1) [Whether the county has obligated 65%] The  
36 percentage of its grant funds obligated under section 102-  
37 D(c).

38 (2) (i) The amount of funding that is expected to be  
39 obligated for the period August 1, 2021, through  
40 [December 31, 2021, along with] September 20, 2022, or as  
41 of any updated Federal deadline for the use of funds for  
42 emergency rental assistance under the Consolidated  
43 Appropriations Act, 2021 (Public Law 116-260, 134 Stat.  
44 1182), whichever is later; and

45 (ii) projections of any excess funding or a funding  
46 shortfall through [December 31, 2021.] September 20,  
47 2022, or as of any updated Federal deadline for the use  
48 of funds for emergency rental assistance under the  
49 Consolidated Appropriations Act, 2021, whichever is  
50 later.

51 (b) Time.--If the [county certifies] department determines



1 that excess funds will remain on [December 31, 2021, beginning  
2 August 15, 2021,] September 20, 2022, or as of any updated  
3 Federal deadline for the use of funds for emergency rental  
4 assistance under the Consolidated Appropriations Act, 2021,  
5 whichever is later, the department may recoup and reallocate  
6 excess funding to other counties that have demonstrated a  
7 funding shortfall. Any funding shall be reallocated by the  
8 department according to the reallocation methodology under  
9 section 103-D(a) (7).

10 (c) Additional allocation.--If the Commonwealth receives an  
11 additional allocation under the Consolidated Appropriations Act,  
12 2021, as a result of other states not having met their threshold  
13 under Federal law, the department shall distribute reallocated  
14 funding to counties who have obligated [at least 65%] a  
15 specified percentage of their initial allocation, as determined  
16 by the department, by [July 31, 2021] September 30, 2021,  
17 according to the reallocation methodology under section 103-D(a)  
18 (7) and have certified a shortfall demonstrating additional need  
19 under subsection (a) (2).

20 Section 7. The act is amended by adding articles to read:

21 ARTICLE I-E

22 AMERICAN RESCUE PLAN RENTAL AND  
23 UTILITY ASSISTANCE GRANT PROGRAM

24 Section 101-E. Definitions.

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

28 "American Rescue Plan." American Rescue Plan Act of 2021  
29 (Public Law 117-2, 135 Stat. 4).

30 "Department." The Department of Human Services of the  
31 Commonwealth.

32 "Program." The American Rescue Plan Rental and Utility  
33 Assistance Grant Program established under section 102-E.

34 "Utilities." Includes separately stated electricity, gas,  
35 water and sewer, trash removal and energy costs, such as fuel  
36 oil. Telecommunications services, such as telephone and cable,  
37 delivered to the rental dwelling are not considered to be  
38 utilities.

39 Section 102-E. American Rescue Plan Rental and Utility  
40 Assistance Grant Program.

41 (a) Establishment.--The American Rescue Plan Rental and  
42 Utility Assistance Grant Program is established within the  
43 department. The program shall provide the following services to  
44 eligible individuals:

45 (1) Rental assistance, including the following:

46 (i) Rent.

47 (ii) Rental arrears.

48 (iii) Utilities and home energy costs.

49 (iv) Utilities and home energy cost arrears.

50 (v) Other expenses related to housing to the extent  
51 permitted by Federal law and guidance.

1           (2) Housing stability services, including case  
2           management and other services intended to keep households  
3           stably housed.

4           (b) County.--Each county is eligible to participate in the  
5           program. The following shall apply:

6           (1) Grant funds received by a county under this article  
7           shall be used for the provision of services under subsection  
8           (a). To the extent permitted by Federal law or guidance, the  
9           following shall apply:

10           (i) No more than 10% of funds may be used to provide  
11           housing stability services.

12           (ii) Associated administrative costs, including  
13           costs related to eligibility determination of applicants,  
14           may not exceed 15% of the total amount of grant funds.

15           (2) A county may not use the grant funds received as the  
16           non-State match for other State funds, programs or grants.

17           (3) Counties that participate in the Human Services  
18           Block Grant Program under Article XIV-B of the act of June  
19           13, 1967 (P.L.31, No.21), known as the Human Services Code,  
20           must use the funds for eligible services under this article.

21           (4) A county is prohibited from placing any  
22           stipulations, restrictions or limitations on assistance or  
23           eligibility that are in addition to Federal law or guidance  
24           or this article.

25           (c) Distribution.--Except as provided under paragraph (6),  
26           grant funds shall be distributed as follows:

27           (1) From money appropriated for the program, each county  
28           shall receive an amount equal to the population proportion  
29           amount as determined by paragraphs (3) and (4). For purposes  
30           of this paragraph, a county's population shall be equal to  
31           the published estimate by the United States Census Bureau  
32           Population Estimates Program for calendar year 2019.

33           (2) The department shall distribute funding to counties  
34           30 days after the effective date of this section.

35           (3) For the purposes of this subsection, the population  
36           proportion shall be determined as follows:

37           (i) the population estimate of the county; divided  
38           by

39           (ii) the sum of the population estimates of all  
40           counties.

41           (4) Counties shall receive a disbursement in an amount  
42           necessary so that the total disbursement to a county is  
43           determined as follows:

44           (i) Add:

45           (A) the amount of money received by the  
46           Commonwealth from the Federal Government for  
47           emergency rental assistance under the American Rescue  
48           Plan Act, 2021; and

49           (B) the amount of money paid directly by the  
50           Federal Government to counties for emergency rental  
51           assistance the American Rescue Plan Act, 2021.

1           (ii) Multiply:

2           (A) the county's population proportion; and

3           (B) the sum under subparagraph (i).

4           (5) An amount equal to a disbursement received by a  
5 county directly from the Federal Government for rental  
6 assistance through the American Rescue Plan Act shall be  
7 deducted from the amount calculated under paragraph (4).

8           (6) Grant funds received by the Commonwealth under  
9 section 3201(b)(3) of the American Rescue Plan shall be  
10 distributed and used for low-income, high-needs households in  
11 accordance with Federal law or guidance.

12          (d) Human Services Block Grant Program.--Money received by a  
13 county under the program may not be included in the calculation  
14 of the allocation of funds under the Human Services Block Grant  
15 Program under section 1405-B of the Human Services Code.

16          (e) Reduction of obligations.--The following shall apply:

17           (1) Any payments received by the landlord, a utility  
18 service provider or a payee from a payment made under this  
19 section shall be used to reduce the amount of the tenant's  
20 obligation to the landlord, utility service provider or a  
21 payee.

22           (2) A landlord or utility service provider shall not be  
23 required to waive any outstanding obligations for rent or  
24 utility payments as a condition to participate in the  
25 program.

26           (3) Except as provided under Federal law or guidance or  
27 paragraph (4), amounts provided for rent, rental arrears,  
28 utilities and home energy costs, utility and home energy cost  
29 arrears and other expenses related to housing shall be made  
30 to the lessor, utility or payee on behalf of an applicant.

31           (4) If a landlord or utility service provider refuses to  
32 participate in or cooperate with the program, payment may be  
33 made directly to an individual in accordance with Federal law  
34 or guidance. A payment received by an individual must be  
35 forwarded to the landlord, utility service provider or payee  
36 to reduce the tenant's obligation.

37          (f) Transfer prohibited.--The department shall use funding  
38 from the program only for the purpose of services provided under  
39 subsection (a) provided for under the American Rescue Plan. The  
40 funding may not be transferred to other programs within the  
41 department.

42          (g) Eligibility.--To the extent permitted by Federal law or  
43 guidance, an applicant may self-certify income eligibility for  
44 the program.

45 Section 103-E. Department.

46          The department shall have the power and duty to:

47           (1) Implement and administer the program in accordance  
48 with Federal law or guidance. The department shall compile  
49 and transmit any information necessary to implement the  
50 program and comply with programmatic and eligibility  
51 requirements under Federal law and Federal guidance. The

1 department is prohibited from placing any additional  
2 stipulations on counties that are not in accordance with  
3 Federal law or guidance or this article. If a county fails to  
4 participate in the program or if funds are not expended  
5 within the time requirements of this article, the department  
6 may administer the services of the program.

7 (2) Monitor county governments' administration of the  
8 grant to ensure compliance with Federal and State  
9 requirements.

10 (3) Allocate and disburse grant funds to counties.

11 (4) Require counties to submit reports containing  
12 information required by the department and as necessary for  
13 compliance with the American Rescue Plan in the form and by  
14 the deadline prescribed by the department.

15 (5) Monitor, inspect or audit the financial, operating  
16 and accounting records of a county agency or contracted  
17 entity that receives grant funds, if deemed necessary by the  
18 department.

19 (6) Withhold, recover or reduce grant funds of a county  
20 agency or contracted entity determined to have administered  
21 the program in violation of Federal or State requirements.

22 (7) Recoup and reallocate unobligated grant funds as  
23 identified by the county, a county agency or a contracted  
24 entity.

25 (7.1) Prepare a quarterly consolidated report with  
26 information from all counties submitted under section 104-  
27 E(4) and shall submit the report on a quarterly basis to the  
28 chairperson and minority chairperson of the Appropriations  
29 Committee of the Senate and the chairperson and minority  
30 chairperson of the Appropriations Committee of the House of  
31 Representatives. The report shall also be posted and  
32 maintained on the department's publicly accessible Internet  
33 website.

34 (8) Ninety days after December 31, 2025, or any updated  
35 Federal deadline for the use of funds for emergency rental  
36 assistance under the American Rescue Plan, whichever is  
37 later, issue a report to the chairperson and minority  
38 chairperson of the Appropriations Committee of the Senate and  
39 the chairperson and minority chairperson of the  
40 Appropriations Committee of the House of Representatives and  
41 shall post the report to the department's publicly accessible  
42 Internet website. The report shall include the following  
43 information:

44 (i) The total amount of funds received by a county.

45 (ii) The total amount of funds spent by a county for  
46 services under section 102-E(a).

47 (iii) The total number of households that applied  
48 for assistance.

49 (iv) The total number of households that received  
50 assistance.

51 (v) The total amount of funding sought by services

1 under section 102-E(a).

2 (vi) The total amount of assistance provided by  
3 services under section 102-E(a).

4 (vii) An itemization of all expenditures for  
5 administrative costs.

6 Section 104-E. Counties.

7 The local county officials of each county government  
8 participating in the program shall have the power and duty to:

9 (1) Administer and disburse grant funds for the  
10 provision of assistance and housing stability services in  
11 accordance with this article, information from the department  
12 and Federal law or guidance.

13 (2) Establish or maintain, in agreement with another  
14 county, local collaborative arrangements for the delivery of  
15 assistance and housing stability services under this article.

16 (3) Determine and redetermine, in accordance with the  
17 information provided by the department, whether a person is  
18 eligible to participate in the program, subject to appeal  
19 under 2 Pa.C.S. Ch. 5 Subch. B (relating to practice and  
20 procedure of local agencies).

21 (4) Submit monthly reports, which shall include  
22 identified excess or insufficient funding and an itemization  
23 of expenditures for administrative costs. The reports shall  
24 be subject to audit as determined by the department.

25 (5) A county is prohibited from placing any  
26 stipulations, restrictions or limitations on assistance or  
27 eligibility that are in addition to this article, Federal law  
28 or Federal guidance.

29 Section 105-E. Reallocation of grants.

30 (a) Obligated funds.--Counties must certify to the  
31 department by January 1, 2022, and as frequently thereafter as  
32 determined by the department:

33 (1) The percentage of its grant funds obligated under  
34 section 102-E(c).

35 (2) The projection of any excess funding or fund  
36 shortfalls.

37 (b) Additional allocation.--If the Commonwealth receives an  
38 additional allocation under the American Rescue Plan as a result  
39 of other states not having met their threshold under Federal  
40 law, the department shall distribute additional funding in  
41 accordance with Federal law or guidance or this article.

42 ARTICLE I-F

43 HOMEOWNERS ASSISTANCE GRANT PROGRAM

44 Section 101-F. Definitions.

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

48 "Agency." The Pennsylvania Housing Finance Agency.

49 "American Rescue Plan." American Rescue Plan Act of 2021  
50 (Public Law 117-2, 135 Stat. 4).

51 "Fees." Includes homeowner's association fees, condominium

1 association fees and common charges, including liens related to  
2 those fees.

3 "Insurance." Includes homeowner's insurance, flood insurance  
4 and mortgage insurance.

5 "Program." The Homeowners Assistance Grant Program  
6 established under section 102-F.

7 "Utilities." Includes electricity, gas, home energy and  
8 water.

9 Section 102-F. Homeowners Assistance Grant Program.

10 (a) Establishment.--The Homeowners Assistance Grant Program  
11 is established within the agency. The program shall provide the  
12 following services to eligible individuals:

13 (1) Mortgage payment assistance.

14 (2) Financial assistance to allow a homeowner to  
15 reinstate a mortgage or to pay other housing related costs  
16 related to a period of forbearance, delinquency or default.

17 (3) Principal reduction.

18 (4) Facilitating interest rate reductions.

19 (5) Payment assistance, including:

20 (i) Utilities.

21 (ii) Internet service, including broadband internet  
22 access service.

23 (iii) Insurance.

24 (iv) Fees.

25 (6) Any other assistance to promote housing stability  
26 for homeowners, including preventing mortgage delinquency,  
27 default, foreclosure, postforeclosure eviction or ejection  
28 of a homeowner, or the loss of utility or home energy  
29 services, to the extent permitted by Federal law or guidance.

30 (7) Any other housing related purpose allowed by Federal  
31 law or guidance.

32 (b) Administration.--The agency shall administer the  
33 program. The following shall apply:

34 (1) Grant funds received by the agency under this  
35 article shall be used for the provision of services under  
36 subsection (a). To the extent permitted by Federal law or  
37 guidance, associated administrative expenses shall not exceed  
38 10%.

39 (2) The agency may contract with municipalities, housing  
40 counseling agencies and other community-based organizations  
41 to assist with outreach to potentially eligible individuals  
42 and take applications for assistance under the program.

43 (c) Transfer prohibited.--The agency shall use funding from  
44 the program only for the purpose of services provided under  
45 subsection (a) or as provided through the American Rescue Plan  
46 and United States Department of the Treasury guidance.

47 Section 103-F. Agency.

48 The agency shall have the power and duty to:

49 (1) In conjunction with the Secretary of the Budget,  
50 submit a plan regarding the use of the Commonwealth's share  
51 of the Homeowner Assistance Fund authorized under section

1 3206 of the American Rescue Plan to the United States  
2 Department of the Treasury by September 30, 2021 or 90 days  
3 after any updated Federal deadline for the submission of a  
4 plan for Homeowner Assistance under the American Rescue Plan,  
5 whichever is later. No later than August 31, 2021, or 60 days  
6 after any updated Federal deadline for the submission of a  
7 plan for Homeowner Assistance under the American Rescue Plan,  
8 whichever is later, the agency shall transmit a copy of the  
9 plan to the President pro tempore, the Majority Leader and  
10 Minority Leader of the Senate, the chairperson and minority  
11 chairperson of the Appropriations Committee of the Senate,  
12 the chairperson and minority chairperson of the Housing and  
13 Urban Affairs Committee of the Senate, the Speaker of the  
14 House of Representatives, the Majority Leader and Minority  
15 Leader of the House of Representatives, the chairperson and  
16 minority chairperson of the Appropriation Committee of the  
17 House of Representatives and the chairperson and minority  
18 chairperson of the Urban Affairs Committee of the House of  
19 Representatives. The plan shall also be posted on the  
20 agency's publicly accessible Internet website.

21 (2) The plan under paragraph (1) shall include the  
22 following:

23 (i) Homeowner needs and engagement, including data-  
24 driven assessment of homeowner needs and evidence of  
25 public participation and community engagement.

26 (ii) Program design, including program description,  
27 methods for targeting funding, best practices and  
28 coordination with other participants.

29 (iii) Performance goals.

30 (iv) Readiness, including staffing and systems,  
31 contracts and partnerships and existing and pilot  
32 programs.

33 (v) Budget.

34 (3) Implement and administer the program in accordance  
35 with Federal law and Federal guidance. The agency shall  
36 compile and transmit any information necessary to implement  
37 the program and comply with programmatic and eligibility  
38 requirements under Federal law and Federal guidance. The  
39 agency is prohibited from placing any additional stipulations  
40 on funding that are in addition to this article, Federal law  
41 or Federal guidance.

42 (4) In the agency's discretion, utilize money  
43 appropriated prior to the submission of the plan for a pilot  
44 program. If the agency utilizes funds for a pilot program the  
45 pilot program shall comply with the provisions of this  
46 article.

47 (5) Allocate and disburse grants to eligible  
48 individuals.

49 (6) Ensure that assistance under this article is made  
50 available to all geographic areas of this Commonwealth.

51 (7) Prepare and submit quarterly reports, in accordance

1 with Federal reporting timelines, to the chairperson and  
2 minority chairperson of the Appropriations Committee of the  
3 Senate, the chairperson and minority chairperson of the  
4 Appropriations Committee of the House of Representatives, the  
5 Urban Affairs and Housing Committee of the Senate and the  
6 Urban Affairs Committee of the House of Representatives. The  
7 report shall also be posted and maintained on the  
8 department's publicly accessible Internet website and shall  
9 include:

10 (i) The total amount of funds expended for the  
11 quarter.

12 (ii) The total amount of funds expended since the  
13 program began.

14 (iii) The amount of funding remaining.

15 (iv) The total amount of funds expended for  
16 administrative expenses for the quarter.

17 (v) The total amount of funds expended for  
18 administrative expenses since the program began.

19 (vi) The total number of individuals who applied for  
20 assistance, including a breakdown based on the gender,  
21 race, county and income of the applicant.

22 (vii) The total number of applications reviewed for  
23 the quarter, including a breakdown based on the gender,  
24 race, county and income of the applicant.

25 (viii) The total number of applications reviewed  
26 since the program began, including a breakdown based on  
27 the gender, race, county and income of the applicant.

28 (ix) The total number of applications approved for  
29 the quarter, including a breakdown based on the gender,  
30 race, county and income of the applicant.

31 (x) The total number of applications approved since  
32 the program began, including a breakdown based on the  
33 gender, race, county and income of the applicant.

34 (xi) The total number of applications rejected and,  
35 if available, the reason for rejection for the quarter,  
36 including a breakdown based on the gender, race, county  
37 and income of the applicant.

38 (xii) The total number of applications rejected and,  
39 if available, the reason for rejection since the program  
40 began, including a breakdown based on the gender, race,  
41 county and income of the applicant.

42 (8) The agency shall appear in person before the Urban  
43 Affairs and Housing Committee of the Senate and the Urban  
44 Affairs Committee of the House of Representatives on a  
45 quarterly basis to discuss the report submitted under  
46 paragraph (7).

47 (9) The agency shall appear in person before the  
48 Appropriations Committee of the Senate and the Appropriations  
49 Committee of the House of Representatives upon request to  
50 discuss the report submitted under paragraph (7).

51 (10) By September 30, 2025, issue a report with final



1 information on the program to the chairperson and minority  
2 chairperson of the Appropriations Committee of the Senate and  
3 the chairperson and minority chairperson of the  
4 Appropriations Committee of the House of Representatives and  
5 post the report to the agency's publicly accessible Internet  
6 website. The report shall include all of the information  
7 required under paragraph (7).

8 ARTICLE I-G

9 WATER ASSISTANCE PROGRAM

10 Section 101-G. Definitions.

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

14 "American Rescue Plan." American Rescue Plan of 2021 (Public  
15 Law 117-2, 135 Stat. 4).

16 "Department." The Department of Human Services.

17 "PENNVEST." The Pennsylvania Infrastructure Investment  
18 Authority established under the act of March 1, 1988 (P.L.82,  
19 No.16), known as the Pennsylvania Infrastructure Investment  
20 Authority Act.

21 Section 102-G. Water Assistance Program.

22 (a) Establishment.--The Water Assistance Program is  
23 established within the department to provide water assistance to  
24 eligible individuals under the Consolidated Appropriations Act,  
25 2021 (Public Law 116-260, 134 Stat. 1182) and the American  
26 Rescue Plan. The department shall administer this program to the  
27 extent Federal funds are appropriated.

28 (b) Powers and duties.--The department shall have the power  
29 and duty to:

30 (1) Implement and administer the program, in  
31 consultation with the Department of Environmental Protection  
32 and PENNVEST, in accordance with the requirements established  
33 under the Consolidated Appropriations Act, 2021, the American  
34 Rescue Plan and other applicable Federal law, requirements or  
35 guidance provided by the Federal Administering Agency.

36 (2) Prepare and submit quarterly reports to the  
37 chairperson and minority chairperson of the Appropriations  
38 Committee of the Senate and the chairperson and minority  
39 chairperson of the Appropriations Committee of the House of  
40 Representatives. The report shall be posted and maintained on  
41 the department's publicly accessible Internet website and  
42 shall include:

43 (i) The total amount of funds expended for the  
44 quarter.

45 (ii) The total amount of funds expended since the  
46 program began.

47 (iii) The amount of funding remaining.

48 (iv) The total amount of funds expended for  
49 administrative expenses for the quarter.

50 (v) The total amount of funds expended for  
51 administrative expenses since the program began.

1 (vi) The total number of individuals who applied for  
2 assistance, including a breakdown based on the gender,  
3 race, county and income of the individual.

4 (vii) The total number of applications reviewed for  
5 the quarter, including a breakdown based on the gender,  
6 race, county and income of the individual.

7 (viii) The total number of applications reviewed  
8 since the program began, including a breakdown based on  
9 the gender, race, county and income of the individual.

10 (ix) The total number of applications approved for  
11 the quarter, including a breakdown based on the gender,  
12 race, county and income of the individual.

13 (x) The total number of applications approved since  
14 the program began, including a breakdown based on the  
15 gender, race, county and income of the individual.

16 (xi) The total number of applications rejected and,  
17 if available, the reason for rejection for the quarter,  
18 including a breakdown based on the gender, race, county  
19 and income of the individual.

20 (xii) The total number of applications rejected and,  
21 if available, the reason for rejection since the program  
22 began, including a breakdown based on the gender, race,  
23 county and income of the individual.

24 (3) Issue a report with final information on the program  
25 to the chairperson and minority chairperson of the  
26 Appropriations Committee of the Senate and the chairperson  
27 and minority chairperson of the Appropriations Committee of  
28 the House of Representatives and post the report on the  
29 agency's publicly accessible Internet website. The department  
30 shall issue the report 90 days after any Federal deadline for  
31 the use of funds for water assistance under the Consolidated  
32 Appropriations Act, 2021 (Public Law 116-260, 134 Stat. 1182)  
33 and the American Rescue Plan. The report shall include all of  
34 the information required under paragraph (2).

35 (4) Ensure that assistance under this article is made  
36 available to all geographic areas of this Commonwealth.

#### 37 ARTICLE I-H

#### 38 CHILD CARE STABILIZATION PROGRAM

39 Section 101-H. Scope of article.

40 This article relates to the Child Care Stabilization Program.

41 Section 102-H. Definitions.

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

45 "Department." The Department of Human Services of the  
46 Commonwealth.

47 "Program." The Child Care Stabilization Program established  
48 under this article.

49 "Qualified child-care provider." Either of the following:

50 (1) A child-care provider certified under 55 Pa. Code  
51 Chs. 3270 (relating to child day care centers), 3280

1 (relating to group child day care homes) or 3290 (relating to  
2 family child care homes) as of March 11, 2021, and that meets  
3 either of the following:

4 (i) Is open and available to provide child care  
5 services on the date an application is submitted for  
6 program funding.

7 (ii) On the date of application for program funding,  
8 is temporarily closed due to public health, financial  
9 hardship or other reasons relating to the COVID-19  
10 pandemic.

11 (2) A relative provider participating in subsidized  
12 child care as of March 11, 2021.

13 "Relative provider." A provider exempt from certification  
14 under 55 Pa. Code Chs. 3270, 3280 and 3290.  
15 Section 103-H. Child Care Stabilization Program.

16 (a) Establishment.--The Child Care Stabilization Program is  
17 established within the department.

18 (b) Applications.--The department shall develop an  
19 application for qualified child-care providers to apply for  
20 program funding under this section. The application shall be  
21 made available and posted on the department's publicly  
22 accessible Internet website. The department shall accept and  
23 process applications on a rolling basis until either funding for  
24 the program has been exhausted, or the Federal deadline for the  
25 use of child care stabilization funds under the American Rescue  
26 Plan Act of 2021 (Public Law 117-2, 135 Stat. 4), whichever  
27 occurs first. The department shall approve or deny an  
28 application no later than 30 days after the receipt of the  
29 application.

30 (c) Funding methodology.--The department shall develop a  
31 methodology for determining the operating costs of qualified  
32 child-care providers that is allowable under Federal law and  
33 Federal guidance. Funding under the program shall, to the extent  
34 practicable, cover sufficient operating expenses to ensure  
35 continuous operations for the intended period of the funding.

36 (d) Infant and toddler supplemental payment.--The department  
37 shall provide additional funds to qualified child-care providers  
38 serving infants or toddlers.

39 (e) Distribution of funds.--In accordance with Federal law  
40 or guidance, the department may not require qualified child-care  
41 providers to incur expenses to receive funding under the  
42 program. Qualified child-care providers may use funding to  
43 reimburse expenses incurred since January 31, 2020. The  
44 department shall distribute program funding to qualified child-  
45 care providers within 30 days of an application being approved.

46 (f) Eligible uses of funding.--Program funding shall be in  
47 accordance with Federal law and guidance and may include the  
48 following:

49 (1) Personnel costs, including payroll and salaries or  
50 similar compensation for an employee, including a sole  
51 proprietor or independent contractor, employee benefits,

1 premium pay or costs for employee recruitment and retention.

2 (2) Rent or payment on a mortgage obligation, utilities,  
3 facilities maintenance or improvements and insurance.

4 (3) Personal protective equipment, cleaning and  
5 sanitation supplies and services and health and safety  
6 practices.

7 (4) Purchases of or updates to equipment and supplies to  
8 respond to the COVID-19 pandemic.

9 (5) Goods or services necessary to maintain or resume  
10 child-care services.

11 (6) Mental health supports for children and employees.

12 Section 104-H. Power and duties of department.

13 (a) General rule.--The department shall have the power and  
14 duty to:

15 (1) Implement and administer the program in accordance  
16 with Federal law or guidance. The department shall compile  
17 and transmit information necessary to implement the program  
18 and comply with programmatic and eligibility requirements  
19 under Federal law or guidance.

20 (2) Allocate and disburse program funds to qualified  
21 child-care providers.

22 (3) Require qualified child-care providers to submit  
23 reports containing information required for compliance with  
24 Federal law or guidance, in the form and by the deadline  
25 prescribed by the department. The department may not subject  
26 qualified child-care providers to additional reporting that  
27 is not required by Federal law guidance, State law or this  
28 article.

29 (4) Monitor, inspect or audit the financial, operating  
30 and accounting records of a qualified child-care provider  
31 that receives program funding, if deemed necessary by the  
32 department.

33 (5) Withhold, recover or reduce program funding of a  
34 qualified child-care provider determined to have administered  
35 the program in violation of Federal or State requirements.

36 (6) By December 11, 2021, issue a report to the  
37 chairperson and minority chairperson of the Appropriations  
38 Committee of the Senate and the chairperson and minority  
39 chairperson of the Appropriations Committee of the House of  
40 Representatives on the percentage of money that has been  
41 obligated for the program. If the percentage is below 50%, an  
42 analysis must be provided on how the department can achieve  
43 the spending deadlines in Federal law or Federal guidance.

44 (7) By April 1, 2022, issue a report to the chairperson  
45 and minority chairperson of the Appropriations Committee of  
46 the Senate and the chairperson and minority chairperson of  
47 the Appropriations Committee of the House of Representatives  
48 on the amount of money remaining for the program and if the  
49 remaining money cannot be obligated by September 30, 2022.

50 (8) By December 31, 2023, issue a report to the  
51 chairperson and minority chairperson of the Appropriations

1 Committee of the Senate and the chairperson and minority  
2 chairperson of the Appropriations Committee of the House of  
3 Representatives and post the report to the department's  
4 publicly accessible Internet website. The report shall  
5 include the following information:

6 (i) The total number of applications received by the  
7 department.

8 (ii) The total amount of qualified child-care  
9 providers that received funding.

10 (iii) The qualified child-care providers that  
11 received funding by county.

12 (iv) The number of qualified child-care providers  
13 that received funding and were open at the time of their  
14 application.

15 (v) The number of qualified child-care providers  
16 that received funding and were temporarily closed at the  
17 time of their application.

18 (vi) The total amount of program funding spent.

19 (vii) If program funding could not be spent, the  
20 amount of unspent money and a description as to why all  
21 of the program funding was not spent.

22 (viii) A description on the use of program funding.

23 (ix) An itemization of the department's expenditures  
24 for administrative costs on the program.

25 (b) Costs.--To the extent permitted by Federal law, the  
26 department may utilize an amount not to exceed 10% of the amount  
27 appropriated to cover the costs associated with the  
28 administration of the program.

29 Section 105-H. Distribution of funding.

30 From money appropriated for COVID Relief-ARPA-Child Care  
31 Stabilization Grant Program, \$728,864,000 shall be distributed  
32 by the department for the purposes under this article.

33 Section 8. Section 731 of the act is amended to read:

34 Section 731. Confidential Information.--[Any] Except as  
35 provided by law, any information gained by any administrative  
36 department, board, or commission, as a result of any returns,  
37 reports, correspondence, claims, investigations, hearings,  
38 certifications or verifications required or authorized under the  
39 statutes of the Commonwealth imposing taxes or bonus for State  
40 purposes, or providing for the collection of the same, providing  
41 for credits as administered by the Department of Revenue  
42 independently or in conjunction with other agencies or revenue  
43 transfers to improvement or economic development zones shall be  
44 confidential except for official purposes, and except that such  
45 information may be given to any other state or to the Government  
46 of the United States, where such state or the United States by  
47 law authorizes the furnishing of similar information to the  
48 Commonwealth of Pennsylvania. Any person or agent divulging such  
49 information shall be deemed guilty of a misdemeanor, and, upon  
50 conviction thereof shall be sentenced to pay a fine not in  
51 excess of five hundred dollars (\$500.00), or to undergo

1 imprisonment for not more than three (3) years, or both, in the  
2 discretion of the court.

3 For purposes of this section, information regarding [refunds  
4 or credits and the names of] the amounts of refunds or credits  
5 and the identity of the persons or corporations entitled  
6 thereto, which is available for public inspection under the  
7 provisions of this act, shall not be deemed confidential.

8 Section 9. Section 1601.2-E(e) of the act, amended May 29,  
9 2020 (P.L.158, No.23), is amended to read:

10 Section 1601.2-E. Oil and Gas Lease Fund.

11 \* \* \*

12 (e) Annual transfers.--The following apply:

13 (1) (i) Except as provided under subparagraph (ii), for  
14 the 2017-2018 fiscal year and each fiscal year  
15 thereafter, \$20,000,000 shall be transferred from the  
16 fund to the Marcellus Legacy Fund for distribution to the  
17 Environmental Stewardship Fund.

18 (ii) No amount shall be transferred from the fund to  
19 the Marcellus Legacy Fund for distribution to the  
20 Environmental Stewardship Fund for the 2019-2020 [and],  
21 2020-2021 and 2021-2022 fiscal year.

22 (2) For the 2017-2018 fiscal year and each fiscal year  
23 thereafter, \$15,000,000 shall be transferred from the fund to  
24 the Marcellus Legacy Fund for distribution to the Hazardous  
25 Sites Cleanup Fund.

26 Section 10. The act is amended by adding articles to read:

27 ARTICLE XVI-P

28 ANGEL INVESTMENT VENTURE CAPITAL PROGRAM

29 Section 1601-P. Short title.

30 This article shall be known and may be cited as the Angel  
31 Investment Venture Capital Program Act.

32 Section 1602-P. Definitions.

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

36 "Account." The Angel Investment Venture Capital Account  
37 established under section 1604-P.

38 "Angel investor." A person or entity whose purpose is to  
39 make investments in companies.

40 "Eligible applicant." An angel investor or a qualified  
41 business venture.

42 "Office." The Executive Offices of the Governor.

43 "Program." The Angel Investment Venture Capital Program  
44 established under section 1603-P.

45 "Qualified business venture." A business that:

46 (1) Is primarily focused on commercialization of  
47 research and development, technology transfers or the  
48 application of new technology, or if not engaged in those  
49 industries, the office makes a determination that the  
50 qualified investment will be highly beneficial to the  
51 economic growth of this Commonwealth.

1           (2) Has at least 51% of its employees employed in this  
2 Commonwealth at the time the qualified business venture  
3 applies for a qualified investment.

4           (3) Has fewer than 100 employees at the time the  
5 qualified business venture applies for a qualified  
6 investment.

7           (4) Has been in operation in this Commonwealth for not  
8 more than five consecutive years at the time the qualified  
9 business venture applies for a qualified investment.

10           (5) Has not received more than \$2,000,000, in the  
11 aggregate, in private equity investments of which not more  
12 than \$1,000,000 was invested by a single investor.

13           (6) Is not engaged in a business involving the  
14 following:

15               (i) Real estate.

16               (ii) Real estate development.

17               (iii) Insurance.

18               (iv) Professional services provided by an  
19 accountant, a lawyer or a physician.

20               (v) Retail sales, except when the primary purpose of  
21 the business is the development or support of electronic  
22 commerce using the Internet.

23           "Qualified investment." A payment of money or its equivalent  
24 for a private equity interest in a qualified business venture.  
25 Section 1603-P. Establishment.

26           The Angel Investment Venture Capital Program is established  
27 as a grant program within the office. The program shall:

28               (1) Create a business environment that attracts and  
29 encourages early-stage financing for businesses with the  
30 potential for high growth.

31               (2) Increase capital investment.

32               (3) Encourage job creation.

33           Section 1604-P. Angel Investment Venture Capital Account.

34           The Angel Investment Venture Capital Account is established  
35 as a restricted account within the General Fund. Money  
36 transferred under section 1605-P shall be deposited into the  
37 account. All money in the account shall be used by the office  
38 for the purpose of making grants under this article.

39           Section 1605-P. Transfer from the Commonwealth Financing  
40 Authority.

41           In fiscal year 2021-2022, \$5,000,000 from the trust account  
42 established under 64 Pa.C.S. § 1541 (related to trust accounts)  
43 for the Building Pennsylvania Program shall be transferred to  
44 the Angel Investment Venture Capital Account and made available  
45 for distribution in accordance with this article, subject to the  
46 provisions of any pledge to or agreement made by the  
47 Commonwealth Financing Authority with or for the benefit of  
48 obligees of the authority.

49           Section 1606-P. Applications.

50           (a) Application for angel investor.--An angel investor may  
51 submit an application to the office requesting a grant agreement

1 related to a qualified investment to be made in a qualified  
2 business venture. The application shall be on a form prescribed  
3 by the office.

4 (b) Application for qualified business venture.--A qualified  
5 business venture may submit an application to the office  
6 requesting a qualified investment. The application shall be on a  
7 form prescribed by the office.

8 (c) Review.--The office shall review each application  
9 submitted under this section to determine the suitability of the  
10 eligible applicant.

11 (d) Approval.--Upon being satisfied under subsection (c),  
12 the office shall approve the applications and award a grant for  
13 making a qualified investment in a qualified business venture.

14 (e) Notification.--The office shall notify the angel  
15 investor and the qualified business venture of the amount of the  
16 grant to be invested within 30 days after approval by the office  
17 and execute a grant agreement with the angel investor.

18 Section 1607-P. Limitation.

19 The total amount of grants awarded under section 1606-P(d)  
20 shall not exceed the amount transferred under section 1605-P.  
21 Section 1608-P. Annual report.

22 (a) Report.--The office shall provide an annual report,  
23 which shall include, but not be limited to:

24 (1) A list of all grants approved during the previous  
25 fiscal year.

26 (2) The name and address of each recipient, including  
27 the name of a contact person of the recipient.

28 (3) The amount of the grant and a detailed description  
29 of the project for which the grant was awarded.

30 (b) Submission of report.--The report required under  
31 subsection (a) shall be submitted to the chairperson and  
32 minority chairperson of the Appropriations Committee of the  
33 Senate and the chairperson and minority chairperson of the  
34 Appropriations Committee of the House of Representatives by  
35 October 1, 2022. The report shall also be posted and maintained  
36 on the office's publicly accessible Internet website.

37 ARTICLE XVI-Q

38 TRANSPORTATION PILOT PROGRAMS

39 Section 1601-Q. Electric low-speed scooter pilot program.

40 (a) Requirement.--An electric low-speed scooter may only be  
41 operated on a pedalcycle lane on a roadway, a roadway or a  
42 pedalcycle path within the boundaries of a city of the second  
43 class where an executive order has been issued authorizing the  
44 operation of electric low-speed scooters under a micro-mobility  
45 pilot project as provided under subsection (b). Other places to  
46 operate an electric low-speed scooter within the boundaries of  
47 the city may be authorized by executive order, in consultation  
48 with the property owner.

49 (b) Micro-mobility pilot project.--An executive order may be  
50 issued in a city of the second class which authorizes the use of  
51 electric low-speed scooters under a micro-mobility pilot project



1 to commence in the city and which provides a limited fleet of  
2 electric low-speed scooters, as determined by the city, within  
3 the boundaries of the city.

4 (c) Operation.--Unless otherwise specified, every individual  
5 operating an electric low-speed scooter authorized under  
6 subsection (a) shall be granted all of the rights and shall be  
7 subject to all of the duties applicable to the operator of a  
8 pedalcycle under this 75 Pa.C.S. Ch. 35 Subch. A (relating to  
9 operation of pedalcycles).

10 (d) Age requirement.--The following shall apply:

11 (1) No individual under 16 years of age may operate an  
12 electric low-speed scooter on a roadway unless permitted by  
13 local ordinance.

14 (2) No commercial electric scooter enterprise may rent  
15 an electric low-speed scooter to an individual under 16 years  
16 of age.

17 (e) Speed requirement.--No individual may operate an  
18 electric low-speed scooter on a pedalcycle lane on a highway, a  
19 roadway or a pedalcycle path at a speed greater than 15 miles  
20 per hour.

21 (f) Lamps and reflectors.--Every electric low-speed scooter  
22 when operated between sunset and sunrise shall be equipped on  
23 the front with a lamp which emits a beam of white light intended  
24 to illuminate the electric low-speed scooter's path and is  
25 visible from a distance of at least 500 feet in front, a red  
26 lamp facing to the rear which is visible at least 500 feet to  
27 the rear and a reflector on each side. A lamp worn by the  
28 operator of the electric low-speed scooter shall comply with the  
29 requirements of this subsection if the lamp can be seen at the  
30 distances specified under this subsection.

31 (g) Operation prohibited on freeways.--No individual may  
32 operate an electric low-speed scooter on a freeway or on  
33 highways and streets with a posted speed limit of 35 miles per  
34 hour or more.

35 (h) Powers of department and local authorities.--This  
36 section shall not be deemed to prevent the Department of  
37 Transportation on State-designated highways and local  
38 authorities on streets or highways within the local authority's  
39 physical boundaries from the reasonable exercise of the  
40 department's or the local authority's police powers.

41 (i) Ordinances, policies and regulations.--Notwithstanding  
42 any other provision of law, a city of the second class may adopt  
43 an ordinance, regulation or policy for the safety, operation and  
44 management of electric low-speed scooters. If an electric low-  
45 speed scooter operates on a roadway owned by the Department of  
46 Transportation, the department shall be consulted prior to the  
47 adoption of the ordinance, policy or regulation.

48 (j) Presumption.--For the purposes of this section, it is  
49 presumed to be a reasonable exercise of police power to regulate  
50 the use of electric low-speed scooters consistent with the  
51 regulation of pedalcycles under 75 Pa.C.S. Ch. 35 Subch. A.

1 (k) Application.--Notwithstanding 75 Pa.C.S. Ch. 11 Subch. A  
2 (relating to certificate of title) or 75 Pa.C.S. Ch. 9 Subch. A  
3 (relating to general provisions), electric low-speed scooters  
4 authorized under this section shall not be required to comply  
5 with certificate of title or vehicle registration requirements  
6 under 75 Pa.C.S. (relating to vehicles).

7 (l) Construction.--Notwithstanding any other provision of  
8 law to the contrary, an electric low-speed scooter under this  
9 article shall not be construed as a "motor vehicle" as defined  
10 in 75 Pa.C.S. § 102 (relating to definitions).

11 (m) Report.--A city of the second class, in coordination  
12 with the Department of Transportation, shall prepare a report on  
13 the micro-mobility pilot program 60 days prior to the expiration  
14 of the micro-mobility pilot program. The report shall:

15 (1) Include the number of rides, the number of  
16 accidents, frequency of use, any ordinance, regulation or  
17 policy adopted under subsection (i) and safety, mobility and  
18 economic impacts.

19 (2) Be submitted to the chairperson and minority  
20 chairperson of the Transportation Committee of the Senate and  
21 the chairperson and minority chairperson of the  
22 Transportation Committee of the House of Representatives.

23 (n) Financial responsibility.--A city of the second class  
24 shall require financial responsibility for a commercial electric  
25 scooter enterprise as follows:

26 (1) A commercial electric scooter enterprise shall  
27 maintain the following insurance that is in effect for the  
28 duration of the micro-mobility pilot project:

29 (i) commercial general liability insurance coverage  
30 with a limit of at least \$2,000,000 each occurrence and  
31 \$2,000,000 aggregate;

32 (ii) automobile insurance coverage with a limit of  
33 at least \$1,000,000 each occurrence and \$1,000,000  
34 aggregate; and

35 (iii) when the scooter-share operator employs an  
36 individual, workers' compensation coverage of no less  
37 than required by law.

38 (2) A commercial electric scooter enterprise shall  
39 provide proof of insurance coverage to the city to satisfy  
40 the requirements of this subsection.

41 (3) In addition to any fines that may be imposed, the  
42 city may impose a civil penalty on a commercial electric  
43 scooter enterprise that does not provide the insurance  
44 required under this subsection in an amount not to exceed  
45 \$1,000 per day the commercial electric scooter enterprise is  
46 operated without providing the required insurance. A civil  
47 penalty collected under this paragraph by the city shall be  
48 used for the safety, operation and management of electric  
49 low-speed scooters or pedalcycles.

50 (o) Expiration.--This section shall expire two years after  
51 the effective date of this section.

1 (p) Definitions.--As used in this section, the following  
2 words and phrases shall have the meanings given to them in this  
3 subsection unless the context clearly indicates otherwise:

4 "Commercial electric scooter enterprise." A person that  
5 makes electric low-speed scooters available for rent to the  
6 public for use as determined by a city of the second class.

7 "Electric low-speed scooter." As follows:

8 (1) A device weighing less than 100 pounds that:

9 (i) has handlebars and an electric motor;

10 (ii) has a floorboard which can be stood upon while  
11 riding; and

12 (iii) is solely powered by the electric motor or  
13 human power, or both.

14 (2) The term does not include a "pedalcycle with  
15 electric assist," an "electric personal assistive mobility  
16 device," a "motorcycle," a "motorized pedalcycle" or a  
17 "motor-driven cycle" as defined in 75 Pa.C.S. § 102.

18 "Freeway." As defined in 75 Pa.C.S. § 102.

19 "Highway." As defined in 75 Pa.C.S. § 102.

20 "Local authorities." As defined in 75 Pa.C.S. § 102.

21 "Pedalcycle." As defined in 75 Pa.C.S. § 102.

22 "Roadway." As defined in 75 Pa.C.S. § 102.

23 Section 11. Section 1702-A(b)(1) of the act is amended by  
24 adding a subparagraph to read:

25 Section 1702-A. Funding.

26 \* \* \*

27 (b) Transfer of portion of surplus.--

28 (1) Except as may be provided in paragraph (2), for  
29 fiscal years beginning after June 30, 2002, the following  
30 apply:

31 \* \* \*

32 (xii) If the Secretary of the Budget certifies that  
33 there is a surplus in the General Fund for the 2020-2021  
34 fiscal year, 100% of the surplus shall be deposited by  
35 the end of the next succeeding quarter into the Budget  
36 Stabilization Reserve Fund established under section  
37 1701-A.

38 \* \* \*

39 Section 12. Section 1732-A of the act is amended to read:  
40 Section 1732-A. Expiration.

41 This subarticle shall expire [June 30, 2021] December 31,  
42 2025.

43 Section 13. Section 1712-A.1(a)(2)(ii) of the act, amended  
44 May 29, 2020 (P.L.158, No.23), is amended to read:

45 Section 1712-A.1. Establishment of special fund and account.

46 (a) Tobacco Settlement Fund.--

47 \* \* \*

48 (2) The following shall be deposited into the Tobacco  
49 Settlement Fund:

50 \* \* \*

51 (ii) For fiscal years 2019-2020 [and], 2020-2021 and

1           2021-2022, an amount equal to the annual debt service due  
2           in the fiscal year as certified by the Secretary of the  
3           Budget pursuant to section 2804 of the Tax Reform Code of  
4           1971, as published in the Pennsylvania Bulletin on March  
5           3, 2018, at 48 Pa.B. 1406, shall be transferred to the  
6           fund from the taxes collected under Article XII of the  
7           Tax Reform Code of 1971 by April 30 following the  
8           beginning of the fiscal year. A deposit under this  
9           paragraph shall occur prior to the deposits and transfers  
10          under section 1296 of the Tax Reform Code of 1971.

11          \* \* \*

12          Section 14. Section 1713-A.1(b)(1) of the act is amended and  
13          the subsection is amended by adding a paragraph to read:  
14          Section 1713-A.1. Use of fund.

15          \* \* \*

16          (b) Appropriations.--The following shall apply:

17            [(1) (Reserved).]

18            \* \* \*

19            (1.8) For fiscal year 2021-2022, the General Assembly  
20            shall appropriate money in the fund in accordance with the  
21            following percentages based on the sum of the portion of the  
22            annual payment deposited and the amount deposited under  
23            section 1712-A.1(a)(2)(ii) in the fiscal year:

24            (i) Four and five-tenths percent for tobacco use  
25            prevention and cessation programs under Chapter 7 of the  
26            Tobacco Settlement Act.

27            (ii) Twelve and six-tenths percent to be allocated  
28            as follows:

29            (A) Seventy percent to fund research under  
30            section 908 of the Tobacco Settlement Act.

31            (B) Thirty percent as follows:

32            (I) One million dollars for spinal cord  
33            injury research programs under section 909.1 of  
34            the Tobacco Settlement Act.

35            (II) From the amount remaining after the  
36            amount under subclause (I) has been determined:

37            (a) Seventy-five percent for pediatric  
38            cancer research institutions within this  
39            Commonwealth that are equipped and actively  
40            conducting pediatric cancer research  
41            designated by the Secretary of Health to be  
42            eligible to receive contributions. No more  
43            than \$2,500,000 in a fiscal year shall be  
44            made available to any one pediatric cancer  
45            research institution.

46            (b) Twenty-five percent for capital and  
47            equipment grants to be allocated by the  
48            Department of Health to entities engaging in  
49            biotechnology research, including entities  
50            engaging in regenerative medicine research,  
51            regenerative medicine medical technology

1 research, hepatitis and viral research, drug  
2 research and clinical trials related to  
3 cancer, research relating to pulmonary  
4 embolism and deep vein thrombosis, genetic  
5 and molecular research for disease  
6 identification and eradication, vaccine  
7 immune response diagnostics, nanotechnology  
8 research and the commercialization of applied  
9 research.

10 (iii) One percent for health and related research  
11 under section 909 of the Tobacco Settlement Act.

12 (iv) Eight and eighteen one hundredths percent for  
13 the uncompensated care payment program under Chapter 11  
14 of the Tobacco Settlement Act.

15 (v) Thirty percent for the purchase of Medicaid  
16 benefits for workers with disabilities under Chapter 15  
17 of the Tobacco Settlement Act.

18 (vi) Forty-three and seventy-two one hundredths  
19 percent shall remain in the fund to be separately  
20 appropriated for health-related purposes.

21 \* \* \*

22 Section 15. Section 1723-A.1 of the act, amended May 29,  
23 2020 (P.L.158, No.23), is amended to read:

24 Section 1723-A.1. Distributions from Pennsylvania Race Horse  
25 Development Fund.

26 (a) Distributions.--Funds in the fund are appropriated to  
27 the department on a continuing basis for the purposes set forth  
28 in this subsection and shall be distributed to each active and  
29 operating Category 1 licensee conducting live racing as follows:

30 (1) An amount equal to 18% of the daily gross terminal  
31 revenue of each Category 1 licensee shall be distributed to  
32 each active and operating Category 1 licensee conducting live  
33 racing unless the daily assessments are affected by the daily  
34 assessment cap provided for in 4 Pa.C.S. § 1405(c) (relating  
35 to Pennsylvania Race Horse Development Fund). In cases in  
36 which the daily assessment cap affects daily assessments, the  
37 distribution to each active and operating Category 1 licensee  
38 conducting live racing for that day shall be a percentage of  
39 the total daily assessments paid into the fund for that day  
40 equal to the gross terminal revenue of each active and  
41 operating Category 1 licensee conducting live racing for that  
42 day divided by the total gross terminal revenue of all active  
43 and operating Category 1 licensees conducting live racing for  
44 that day. Except as provided in paragraphs (2) and (2.1), the  
45 distributions to licensed racing entities from the fund shall  
46 be allocated as follows:

47 (i) Eighty percent shall be deposited weekly into a  
48 separate, interest-bearing purse account to be  
49 established by and for the benefit of the horsemen. The  
50 earned interest on the account shall be credited to the  
51 purse account. Licensees shall combine these funds with

1 revenues from existing purse agreements to fund purses  
2 for live races consistent with those agreements with the  
3 advice and consent of the horsemen.

4 (ii) For thoroughbred tracks, 16% shall be deposited  
5 on a monthly basis into the Pennsylvania Breeding Fund.  
6 For standardbred tracks, 8% shall be deposited on a  
7 monthly basis in the Pennsylvania Sire Stakes Fund, and  
8 8% shall be deposited on a monthly basis into a  
9 restricted account in the State Racing Fund to be known  
10 as the Pennsylvania Standardbred Breeders Development  
11 Fund. The commission shall, in consultation with the  
12 Secretary of Agriculture, by rule or by regulation, adopt  
13 a standardbred breeders program that will include the  
14 administration of the Pennsylvania Stallion Award, the  
15 Pennsylvania Bred Award and the Pennsylvania Sired and  
16 Bred Award.

17 (iii) Four percent shall be used to fund health and  
18 pension benefits for the members of the horsemen's  
19 organizations representing the owners and trainers at the  
20 racetrack at which the licensed racing entity operates  
21 for the benefit of the organization's members, their  
22 families, employees and others in accordance with the  
23 rules and eligibility requirements of the organization,  
24 as approved by the commission. This amount shall be  
25 deposited within five business days of the end of each  
26 month into a separate account to be established by each  
27 respective horsemen's organization at a banking  
28 institution of its choice. Of this amount, \$250,000 shall  
29 be paid annually by the horsemen's organization to the  
30 thoroughbred jockeys or standardbred drivers organization  
31 at the racetrack at which the licensed racing entity  
32 operates for health insurance, life insurance or other  
33 benefits to active and disabled thoroughbred jockeys or  
34 standardbred drivers in accordance with the rules and  
35 eligibility requirements of that organization.

36 (2) Distributions from the fund shall be allocated as  
37 follows:

38 (i) For fiscal years 2013-2014 and 2014-2015, each  
39 week, \$802,682 in the fund shall be transferred to the  
40 account. This transfer shall not exceed \$17,659,000  
41 annually.

42 (i.1) In addition to the transfer under subparagraph  
43 (i), for a total of 14 weeks from the effective date of  
44 this subparagraph, each week, \$300,000 shall be  
45 transferred from the fund, for a total amount of  
46 \$4,200,000, to the State Racing Fund to be used  
47 exclusively for the enforcement of the act of December  
48 17, 1981 (P.L.435, No.135), known as the Race Horse  
49 Industry Reform Act. Moneys transferred pursuant to this  
50 subparagraph shall not be transferred subsequently to any  
51 other State fund or account for any purpose.

1 (i.2) For fiscal year 2015-2016, beginning on the  
2 effective date of this subparagraph, the sum of  
3 \$25,759,000 in the fund shall be transferred to the  
4 account in equal weekly amounts sufficient to complete  
5 the transfer by June 30, 2016.

6 (i.3) For fiscal year 2016-2017, the sum of  
7 \$19,659,000 in the fund shall be transferred to the  
8 account in 22 equal weekly amounts beginning on the  
9 effective date of this subparagraph.

10 (i.4) For fiscal year 2017-2018, the sum of  
11 \$19,659,000 in the fund shall be transferred to the  
12 account in 22 equal weekly amounts beginning on the  
13 effective date of this subparagraph.

14 (i.5) For fiscal year 2018-2019, the sum of  
15 \$19,659,000 in the fund shall be transferred to the  
16 account in 22 equal weekly amounts beginning on the  
17 effective date of this subparagraph.

18 (i.6) For fiscal year 2019-2020, the sum of  
19 \$19,659,000 in the fund shall be transferred to the  
20 account in 22 equal weekly amounts beginning on the  
21 effective date of this subparagraph.

22 (i.7) For fiscal year 2020-2021, the sum of  
23 \$19,659,000 in the fund shall be transferred to the  
24 account in 22 weekly amounts beginning on September 1,  
25 2020.

26 (i.8) For fiscal year 2021-2022, the sum of  
27 \$19,659,000 in the fund shall be transferred to the  
28 account in 22 equal weekly amounts beginning on the  
29 effective date of this subparagraph.

30 (ii) Each week, the money remaining in the fund  
31 after any transfer under subparagraphs (i), (i.1), (i.2),  
32 (i.3), (i.4), (i.5), (i.6) [and], (i.7) and (i.8) shall  
33 be distributed to each active and operating Category 1  
34 licensee conducting live racing in accordance with the  
35 following formula:

36 (A) Divide:

37 (I) the total daily assessments paid, by  
38 each active and operating Category 1 licensee  
39 conducting live racing, into the fund for that  
40 week; by

41 (II) the total daily assessments paid, by  
42 all active and operating Category 1 licensees  
43 conducting live racing, into the fund for that  
44 week.

45 (B) Multiply the quotient under clause (A) by  
46 the amount to be distributed under this subparagraph.

47 (iii) The distribution under subparagraph (ii) shall  
48 be allocated as follows:

49 (A) The greater of 4% of the amount to be  
50 distributed under subparagraph (ii) or \$220,000 shall  
51 be used to fund health and pension benefits for the

1 members of the horsemen's organizations representing  
2 the owners and trainers at the racetrack at which the  
3 licensed racing entity operates for the benefit of  
4 the organization's members, their families, employees  
5 and others in accordance with the rules and  
6 eligibility requirements of the organization, as  
7 approved by the commission. This amount shall be  
8 deposited within five business days of the end of  
9 each week into a separate account to be established  
10 by each respective horsemen's organization at a  
11 banking institution of its choice. Of this amount, a  
12 minimum of \$250,000 shall be paid annually by the  
13 horsemen's organization to the thoroughbred jockeys  
14 or standardbred drivers organization at the racetrack  
15 at which the licensed racing entity operates for  
16 health insurance, life insurance or other benefits to  
17 active and disabled thoroughbred jockeys or  
18 standardbred drivers in accordance with the rules and  
19 eligibility requirements of that organization. The  
20 total distribution under this clause in any fiscal  
21 year shall not exceed \$11,400,000.

22 (B) Of the money remaining to be distributed  
23 under subparagraph (ii) after application of clause  
24 (A), the following disbursements shall be made:

25 (I) Eighty-three and one-third percent of  
26 the money to be distributed under this clause  
27 shall be deposited on a weekly basis into a  
28 separate, interest-bearing purse account to be  
29 established by and for the benefit of the  
30 horsemen. The earned interest on the account  
31 shall be credited to the purse account. Licensees  
32 shall combine these funds with revenues from  
33 existing purse agreements to fund purses for live  
34 races consistent with those agreements with the  
35 advice and consent of the horsemen.

36 (II) For thoroughbred tracks, 16 and 2/3% of  
37 the money to be distributed under this clause  
38 shall be deposited on a weekly basis into the  
39 Pennsylvania Breeding Fund. For standardbred  
40 tracks, 8 and 1/3% of the money to be distributed  
41 under this clause shall be deposited on a weekly  
42 basis into the Pennsylvania Sire Stakes Fund; and  
43 8 and 1/3% of the money to be distributed under  
44 this clause shall be deposited on a weekly basis  
45 into a restricted account in the State Racing  
46 Fund to be known as the Pennsylvania Standardbred  
47 Breeders Development Fund. The commission shall,  
48 in consultation with the Secretary of  
49 Agriculture, promulgate regulations adopting a  
50 standardbred breeders program that will include  
51 the administration of the Pennsylvania Stallion



1 Award, the Pennsylvania Bred Award and the  
2 Pennsylvania Sired and Bred Award.

3 (3) The following shall apply:

4 (i) For fiscal year 2016-2017, the department shall  
5 transfer \$8,555,255 from the fund to the State Racing  
6 Fund pursuant to section 2874-D of The Administrative  
7 Code of 1929.

8 (ii) For fiscal year 2017-2018, the department shall  
9 transfer \$10,066,000 from the fund to the State Racing  
10 Fund pursuant to 3 Pa.C.S. § 9374 (relating to costs of  
11 enforcement of medication rules or regulations).

12 (iii) For fiscal year 2018-2019, the department  
13 shall transfer \$10,066,000 from the fund to the State  
14 Racing Fund pursuant to 3 Pa.C.S. § 9374.

15 (iv) For fiscal year 2019-2020, the department shall  
16 transfer \$10,066,000 from the fund to the State Racing  
17 Fund pursuant to 3 Pa.C.S. § 9374.

18 (v) For fiscal year 2020-2021, the department shall  
19 transfer \$10,066,000 from the fund to the State Racing  
20 Fund pursuant to 3 Pa.C.S. § 9374(a). 3 Pa.C.S. § 9374(a)  
21 shall expire June 30, 2022.

22 (vi) For fiscal year 2021-2022, the department shall  
23 transfer \$10,066,000 from the fund to the State Racing  
24 Fund pursuant to 3 Pa.C.S. § 9374(a).

25 (b) (Reserved).

26 Section 16. Article XVII-A.1 of the act is amended by adding  
27 a subarticle to read:

28 SUBARTICLE J

29 OPIOID SETTLEMENT RESTRICTED ACCOUNT

30 Section 1791-A.1. Definitions.

31 The following words and phrases when used in this subarticle  
32 shall have the meanings given to them in this section unless the  
33 context clearly indicates otherwise:

34 "Account." The Opioid Settlement Restricted Account  
35 established under section 1792-A.1.

36 Section 1792-A.1. Opioid Settlement Restricted Account.

37 (a) Establishment.--The Opioid Settlement Restricted Account  
38 is established within the General Fund as a restricted account.

39 (b) Deposits.--Money received by a State agency as a result  
40 of a settlement, litigation or an enforcement action related to  
41 claims made by the Commonwealth relating to opioids shall be  
42 deemed funds of the Commonwealth and shall, upon receipt, be  
43 deposited into the account. Interest earned on money in the  
44 account shall be deposited into the account. Money received by  
45 county, municipal or local governments and agencies, including  
46 district attorneys, shall not be deemed funds of the  
47 Commonwealth and shall not be deposited into the account.

48 (c) Use.--Money in the account may only be used upon  
49 appropriation by the General Assembly.

50 Section 17. Repeals are as follows:

51 (1) The General Assembly finds and declares as follows:

1 (i) Each year, articles on budget implementation are  
2 added to the act.

3 (ii) These articles are temporary in nature but are  
4 placed permanently into the act, utilizing article  
5 numbers and section numbers.

6 (iii) Reusing article numbers and section numbers  
7 will keep the text of the act more concise.

8 (iv) The repeals under paragraph (2) are necessary  
9 to effectuate subparagraph (iii).

10 (2) Articles XVII-B and XVII-C of the act are repealed.  
11 Section 18. The act is amended by adding articles to read:

12 ARTICLE XVII-B

13 2021-2022 BUDGET IMPLEMENTATION

14 SUBARTICLE A

15 PRELIMINARY PROVISIONS

16 Section 1701-B. Applicability.

17 Except as specifically provided in this article, this article  
18 applies to the General Appropriation Act of 2021, and all other  
19 appropriation acts of 2021.

20 Section 1702-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 "General Appropriation Act of 2021." The act of ????  
25 (P.L.???, No.???) , known as the General Appropriation Act of  
26 2021.

27 "Human Services Code." The act of June 13, 1967 (P.L.31,  
28 No.21), known as the Human Services Code.

29 "Most recent Federal decennial census." The Federal  
30 decennial census for which final population figures were  
31 published as of the first day of the calendar year in which this  
32 article is enacted.

33 "Public School Code of 1949." The act of March 10, 1949  
34 (P.L.30, No.14), known as the Public School Code of 1949.

35 "Secretary." The Secretary of the Budget of the  
36 Commonwealth.

37 "TANFBG." Temporary Assistance for Needy Families Block  
38 Grant.

39 Section 1703-B. Department of Criminal Justice.

40 For the purposes of the General Appropriation Act of 2021, a  
41 reference to the Department of Criminal Justice shall be deemed  
42 to be a reference to the Department of Corrections or the  
43 Pennsylvania Board of Probation and Parole, or both, as  
44 applicable.

45 Section 1704-B. Construction.

46 For the purposes of this article, a reference to the  
47 classification of a county, city, borough or township shall be  
48 deemed to be a reference to the classification of the county,  
49 city, borough or township as of the effective date of this  
50 section.

51 SUBARTICLE B

EXECUTIVE DEPARTMENTS

Section 1711-B. Governor (Reserved).

Section 1712-B. Executive offices.

The following apply to appropriations for the Pennsylvania Commission on Crime and Delinquency:

(1) Money appropriated for county intermediate punishment shall be distributed to counties for county adult probation supervision and drug and alcohol and mental health treatment programs for offenders sentenced to restrictive conditions of probation imposed under 42 Pa.C.S. § 9763(c) or (d) (relating to conditions of probation) and are certified in accordance with 42 Pa.C.S. § 2154.1(b) (relating to adoption of guidelines for restrictive conditions). The portion of money for drug and alcohol and mental health treatment programs shall be based on national statistics that identify the percentage of incarcerated individuals that are in need of treatment for substance issues but in no case shall be less than 80% of the amount appropriated.

(2) The following apply:

(i) No less than the amount used in the 2014-2015 fiscal year shall be used to support the Statewide Automated Victim Information and Notification System (SAVIN) to provide offender information through county jails.

(ii) No less than the amount used in the 2014-2015 fiscal year shall be used for a residential treatment community facility for at-risk youth located in a county of the fifth class.

(iii) From the amount appropriated, \$400,000 shall be used for an innovative police data sharing pointer index system that will allow participating law enforcement agencies access to incident report data.

(iv) From the amount appropriated, \$400,000 shall be used for a diversion program for first-time nonviolent offenders facing prison sentences. The diversion program must include education and employment services, case management and mentoring.

(v) From the amount appropriated, \$250,000 shall be available to the Judicial Computer System Financial Audit Committee to carry out its duties pursuant to legislation enacted by the Commonwealth after the effective date of this subparagraph.

(3) No less than \$1,500,000 shall be available as a pilot program to offset costs incurred by a city of the first class and a county of the second class A that is also a home rule county in connection with hiring additional assistant district attorneys designated as a Special United States Attorney by a United States Attorney's office through participation in the Project Safe Neighborhoods program and who will exclusively prosecute crimes under 18 U.S.C. § 922(g) (Public Law 90-351, 82 Stat. 228).

1           (4) From money appropriated for violence and delinquency  
2 prevention programs. The following apply:

3           (i) no less than the amount used in the 2014-2015  
4 fiscal year shall be used for programs in a city of the  
5 second class; and

6           (ii) no less than the amount used in the 2014-2015  
7 fiscal year shall be used for blueprint mentoring  
8 programs that address reducing youth violence in cities  
9 of the first, second and third class with programs in  
10 cities of the second class and third class also receiving  
11 a proportional share of \$50,000.

12           (5) Funds appropriated for violence intervention and  
13 prevention shall be used solely to provide grants and  
14 technical assistance to community-based organizations,  
15 institutions of higher education, municipalities, district  
16 attorneys and other entities in accordance with the  
17 provisions of section 1306-B(b) and notwithstanding the  
18 provisions of section 1306-B(h)(7) for programs eligible  
19 under section 1306-B(j)(22) of the act of March 10, 1949  
20 (P.L.30, No.14), known as the Public School Code of 1949.

21 Section 1713-B. Lieutenant Governor (Reserved).

22 Section 1714-B. Attorney General (Reserved).

23 Section 1715-B. Auditor General.

24           The following shall apply to appropriations to the Department  
25 of Auditor General:

26           From money appropriated for special financial audits,  
27 \$500,000 shall be used for the financial auditing of entities  
28 that receive funds through contracts with the Department of  
29 Human Services from money appropriated for Medical Assistance -  
30 Capitation, Medical Assistance Community HealthChoices, Medical  
31 Assistance - Long-term Living, Mental Health Services or the  
32 Intellectual Disabilities - Community Waiver Program.

33 Section 1716-B. Treasury Department (Reserved).

34 Section 1717-B. Department of Aging (Reserved).

35 Section 1718-B. Department of Agriculture.

36           The following apply to appropriations for the Department of  
37 Agriculture:

38           (1) From money appropriated for general government  
39 operations, no less than the amount transferred in the 2014-  
40 2015 fiscal year shall be transferred to the Dog Law  
41 Restricted Account.

42           (2) From money appropriated for general government  
43 operations, no less than \$250,000 shall be used for the  
44 Commission of Agricultural Education Excellence to assist in  
45 development and implementation of agricultural education  
46 programming.

47           (3) From money appropriated for agricultural research,  
48 the following apply:

49           (i) No less than \$300,000 shall be used for an  
50 agricultural resource center.

51           (ii) No less than \$100,000 shall be used for

1 agricultural law research programs, including those  
2 addressing energy development, in conjunction with a  
3 land-grant university.

4 (4) The appropriation for agriculture promotion,  
5 education and exports includes \$250,000 for costs related to  
6 supporting the expansion of industrial hemp farming,  
7 including program development, outreach, education and  
8 refining and processing.

9 (5) From money appropriated for hardwoods research and  
10 promotion, at least 80% of the money shall be equally  
11 distributed among the hardwood utilization groups of this  
12 Commonwealth established prior to the effective date of this  
13 section.

14 (6) All money appropriated for the Animal Health and  
15 Diagnostic Commission shall be equally distributed to the  
16 animal diagnostic laboratory system laboratories located at a  
17 land grant university and at a school of veterinary medicine  
18 located within this Commonwealth.

19 (7) From money appropriated for Livestock and Consumer  
20 Health Protection, funding shall be used for information  
21 technology projects and for equipment acquisition and  
22 maintenance in the Bureau of Animal Health and Diagnostic  
23 Services and in the Bureau of Food Safety and Laboratory  
24 Services.

25 (8) In addition to the uses provided in section 7.3 of  
26 the act of June 18, 1982 (P.L.549, No.159), entitled "An act  
27 providing for the administration of certain Commonwealth  
28 farmland within the Department of Agriculture," the  
29 department may use up to a total of \$165,000 in the  
30 Agricultural Conservation Easement Purchase Fund under  
31 section 7.1 of the act of June 18, 1982 (P.L.549, No.159),  
32 entitled "An act providing for the administration of certain  
33 Commonwealth farmland within the Department of Agriculture,"  
34 to issue grants not to exceed \$5,000 each for succession  
35 planning to ensure that agricultural operations continue on  
36 land subject to agricultural conservation easements. The  
37 department, in consultation with the State Agricultural Land  
38 Preservation Board, shall establish eligibility criteria for  
39 awarding grants under this paragraph.

40 Section 1719-B. Department of Community and Economic  
41 Development.

42 The following apply to appropriations for the Department of  
43 Community and Economic Development:

44 (1) From money appropriated for general government  
45 operations no less than \$1,200,000 shall be used to support a  
46 manufacturing technology development effort and to assist  
47 Pennsylvania small businesses with enhanced cyber security in  
48 a county of the fourth class with a population of at least  
49 143,679, but not more than 144,200, under the most recent  
50 Federal decennial census.

51 (2) From money appropriated for marketing to attract

1 tourists:

2 (i) \$4,054,000 to fund the activities of the tourism  
3 office within the department; and

4 (ii) the remaining money includes an allocation to  
5 be used to plan, market and conduct a series of arts and  
6 cultural activities that generate Statewide and regional  
7 economic impact, and \$500,000 shall be used for an annual  
8 Statewide online competition serving approximately 2,000  
9 athletes with intellectual disabilities from across this  
10 Commonwealth to be held in a county of the fourth class.

11 (3) From money appropriated for Keystone Communities:

12 (i) \$6,357,000 shall be used to fund the Main Street  
13 Program, Elm Street Program, Enterprise Zone Program and  
14 accessible housing. The allocation for the Main Street  
15 Program, Elm Street Program, Enterprise Zone Program and  
16 accessible housing shall be distributed in the same  
17 proportion as amounts allocated in fiscal year 2012-2013.

18 (ii) The remaining money shall be used for projects  
19 supporting economic growth, community development and  
20 municipal assistance throughout this Commonwealth.

21 (4) Funds appropriated for local municipal relief shall  
22 include an allocation to provide State assistance to  
23 individuals, persons or political subdivisions directly  
24 affected by natural or manmade disasters, public safety  
25 emergencies, other situations that pose a public safety  
26 danger or other situations at the discretion of the  
27 department. State assistance may be limited to grants for  
28 projects that do not qualify for Federal assistance to help  
29 repair damages to primary residences, personal property and  
30 public facilities and structures. Grants shall be made  
31 available for reimbursement in a disaster emergency area only  
32 when a Presidential disaster declaration does not cover the  
33 area or when the department determines that a public safety  
34 emergency has occurred.

35 (5) Notwithstanding section 4(1) of the act of October  
36 11, 1984 (P.L.906, No.179), known as the Community  
37 Development Block Grant Entitlement Program for Nonurban  
38 Counties and Certain Other Municipalities, the Commonwealth  
39 may use up to 3% of the funds received pursuant to the  
40 Housing and Community Development Act of 1974 (Public Law 93-  
41 383, 88 Stat. 633) for administrative costs.

42 (6) From money appropriated for Pennsylvania First, no  
43 less than \$8,000,000 shall be used to fund the Workforce and  
44 Economic Development Network of Pennsylvania (WEDnetPA) for  
45 workforce training grants provided through an alliance of  
46 educational providers, including, but not limited to,  
47 Pennsylvania State System of Higher Education universities,  
48 the Pennsylvania College of Technology and community colleges  
49 located in this Commonwealth.

50 (7) From money appropriated for the Office of  
51 International Business Development, the department shall

1 reopen and maintain an Office of Trade and Investment in a  
2 city which operates in an economy which is part of the Asia-  
3 Pacific Economic Cooperation international forum and in which  
4 an Office of Trade and Investment existed on July 1, 2020.  
5 An Office of Trade and Investment which is required to be  
6 reopened under this clause shall be reopened no later than  
7 March 31, 2022.

8 Section 1720-B. Department of Conservation and Natural  
9 Resources (Reserved).

10 Section 1721-B. Department of Corrections.

11 The following apply to appropriations for the Department of  
12 Corrections:

13 (1) From the appropriation to the Department of Criminal  
14 Justice for general government operations under the General  
15 Appropriation Act of 2021, no less than \$1,750,000 shall be  
16 used by the Department of Corrections for nonnarcotic  
17 medication substance use disorder treatment, which may  
18 include the establishment and administration of a nonnarcotic  
19 medication assisted substance abuse treatment grant program.

20 (2) Notwithstanding any other provision of law to the  
21 contrary, for the purposes of any program funded under  
22 paragraph (1) and established under 61 Pa.C.S. Ch. 46  
23 (relating to nonnarcotic medication assisted substance abuse  
24 treatment grant pilot program), the term "eligible offender"  
25 means a defendant or inmate convicted of a criminal offense  
26 who will be committed to the custody of the county and who  
27 meets the clinical criteria for an opioid or alcohol use  
28 disorder as determined by a physician.

29 Section 1721.1-B. Department of Drug and Alcohol Programs  
30 (Reserved).

31 Section 1722-B. Department of Education.

32 The following shall apply to appropriations to the Department  
33 of Education:

34 (1) From an appropriation for adult and family literacy  
35 programs, summer reading programs and the adult high school  
36 diplomas program. The following apply:

37 (i) no less than the amount allocated in the 2014-  
38 2015 fiscal year shall be allocated for an after-school  
39 learning program servicing low-income students located in  
40 a county of the sixth class with a population, based on  
41 the most recent Federal decennial census, of at least  
42 60,000 but not more than 70,000; and

43 (ii) no less than the amount allocated in the 2016-  
44 2017 fiscal year shall be used for an after-school  
45 learning program servicing low-income students located in  
46 a county of the third class with a population, based on  
47 the most recent Federal decennial census, of at least  
48 320,000 but not more than 321,000.

49 (2) From money appropriated for the Pre-K Counts  
50 Program, the per-student grant award amount for grants made  
51 pursuant to section 1514-D of the Public School Code of 1949

1 shall be paid at the same rate as the amount paid in fiscal  
2 year 2019-2020.

3 (3) Notwithstanding any provision to the contrary, the  
4 appropriation for pupil transportation may not be redirected  
5 for any purpose.

6 (4) From money appropriated for Pennsylvania Chartered  
7 Schools for the Deaf and Blind:

8 (i) Upon distribution of the final tuition payment  
9 for the fiscal year, the balance of the appropriation,  
10 excluding funds for capital-related costs and deferred  
11 maintenance, shall be used to pay the schools' increased  
12 share of required contributions for public school  
13 employees' retirement and shall be distributed pro rata  
14 based on each school's contributions for the prior fiscal  
15 year.

16 (ii) \$500,000 is included for capital-related costs  
17 and deferred maintenance to be divided equally between  
18 each school.

19 (5) Notwithstanding any other provision of law, money  
20 from the set-aside under section 2509.8 of the Public School  
21 Code of 1949 shall be allocated to each approved private  
22 school with a day tuition rate determined to be less than  
23 \$32,000 during the 2010-2011 school year. The allocation  
24 shall be no less than the amount allocated in the 2015-2016  
25 fiscal year.

26 (6) The following shall apply:

27 (i) Notwithstanding any other provision of law,  
28 funds set aside under section 2509.8 of the Public School  
29 Code of 1949 shall include an allocation of \$1,000,000  
30 for an approved private school which received a payment  
31 under section 1722-F(3).

32 (ii) The allocation under subparagraph (i) shall be  
33 in addition to an allocation from an appropriation for  
34 approved private schools.

35 (iii) For the purposes of the formula for approved  
36 private schools under section 1376 of the Public School  
37 Code of 1949 for the 2022-2023 fiscal year, a payment  
38 made under this paragraph shall be considered part of the  
39 base allocation in section 1376(a.2) of the Public School  
40 Code of 1949.

41 (7) Money appropriated for regional community college  
42 services shall be distributed to each entity that received  
43 funding in fiscal year 2019-2020 in an amount equal to the  
44 amount it received in that fiscal year.

45 (8) Money appropriated for community education councils  
46 shall be distributed to each entity that received funding in  
47 fiscal year 2019-2020 in an amount equal to the amount it  
48 received in that fiscal year.

49 (9) Notwithstanding section 1724-A of the Public School  
50 Code of 1949 or 24 Pa.C.S. § 8329 (relating to payments on  
51 account of social security deductions from appropriations),



1 no payments shall be made to charter schools, regional  
2 charter schools or cyber charter schools authorized under  
3 Article XVII-A of the Public School Code of 1949 to provide  
4 for Social Security and Medicare contributions from money  
5 appropriated for basic education funding or school employees'  
6 Social Security.

7 (10) Notwithstanding section 1724-A of the Public School  
8 Code of 1949 or 24 Pa.C.S. §§ 8326 (relating to contributions  
9 by the Commonwealth) and 8535 (relating to payments to school  
10 entities by Commonwealth), no payments shall be made to  
11 charter schools, regional charter schools or cyber charter  
12 schools authorized under Article XVII-A of the Public School  
13 Code of 1949 from money appropriated for payment of required  
14 contributions for public school employees' retirement.

15 Section 1723-B. Department of Environmental Protection  
16 (Reserved).

17 Section 1724-B. Department of General Services.

18 From money appropriated to the Department of General Services  
19 for Capitol fire protection, the City of Harrisburg shall use  
20 the money to support the provisions of fire services to the  
21 Capitol complex.

22 Section 1725-B. Department of Health.

23 The following apply to appropriations for the Department of  
24 Health:

25 (1) From money appropriated for general government  
26 operations, sufficient money shall be included for the  
27 coordination of donated dental services.

28 (2) From money appropriated for diabetes programs,  
29 \$100,000 shall be allocated for Type I diabetes awareness,  
30 education and outreach.

31 (3) From money appropriated for adult cystic fibrosis  
32 and other chronic respiratory illnesses. The following apply:

33 (i) No less than the amount used in the 2014-  
34 2015 fiscal year shall be used for a program  
35 promoting cystic fibrosis research in a county of the  
36 second class.

37 (ii) No less than the amount used in the 2014-  
38 2015 fiscal year shall be used for research related  
39 to childhood cystic fibrosis in a city of the first  
40 class with a hospital that is nationally accredited  
41 as a cystic fibrosis treatment center and specializes  
42 in the treatment of children.

43 (iii) Any money not used under subparagraph (i)  
44 or (ii) shall be distributed to grantees in the same  
45 proportion as distributed in fiscal year 2019-2020.

46 (4) Money appropriated for Lyme disease includes  
47 \$750,000 for costs related to free tick testing for residents  
48 performed in conjunction with a university that is part of  
49 the State System of Higher Education, including outreach and  
50 marketing.

51 (5) Money appropriated for lupus programs shall be

1 distributed proportionately to each entity that received  
2 funding in fiscal year 2018-2019.

3 (6) Money appropriated for biotechnology research shall  
4 include allocations for regenerative medicine research, for  
5 regenerative medicine medical technology, for hepatitis and  
6 viral research, for drug research and clinical trials related  
7 to cancer, pulmonary embolism and deep vein thrombosis, for  
8 genetic and molecular research for disease identification and  
9 eradication, for vaccine immune response diagnostics, for  
10 nanotechnology and for the commercialization of applied  
11 research.

12 (7) From the appropriation for leukemia and lymphoma,  
13 \$200,000 shall be allocated to a branch of an eastern  
14 Pennsylvania chapter of a nonprofit organization, where the  
15 branch is located within a city of the third class that is  
16 located in two counties of the third class, dedicated to  
17 awareness, education, patient assistance and outreach related  
18 to blood cancer.

19 (8) Funds appropriated for hemophilia services shall be  
20 distributed to grantees in the same proportion as distributed  
21 in fiscal year 2019-2020.

22 (9) Funds appropriated for sickle cell anemia services,  
23 including camps for children with sickle cell anemia, shall  
24 be distributed to grantees in the same proportion as  
25 distributed in fiscal year 2019-2020.

26 (10) Funds appropriated for diagnosis and treatment for  
27 Cooley's anemia shall be distributed to grantees in the same  
28 proportion as distributed in fiscal year 2019-2020.

29 (11) Funds appropriated for services for children with  
30 special needs shall be distributed to grantees in the same  
31 proportion as distributed in fiscal year 2019-2020.

32 Section 1726-B. Insurance Department (Reserved).

33 Section 1727-B. Department of Labor and Industry.

34 The following apply to appropriations to the Department of  
35 Labor and Industry:

36 (1) From money appropriated to the Department of Labor  
37 and Industry for Industry Partnerships:

38 (i) No less than the amount allocated in the 2014-  
39 2015 fiscal year shall be used for a work force  
40 development program that links veterans with employment  
41 in a home rule county that was formerly a county of the  
42 second class A.

43 (ii) (Reserved).

44 (2) (Reserved).

45 Section 1728-B. Department of Military and Veterans Affairs  
46 (Reserved).

47 Section 1729-B. Department of Human Services.

48 The following apply to appropriations for the Department of  
49 Human Services:

50 (1) From money appropriated for mental health services  
51 or from Federal money, \$580,000 shall be used for the

1 following:

2 (i) The operation and maintenance of a network of  
3 web portals that provide comprehensive referral services,  
4 support and information relating to early intervention,  
5 prevention and support for individuals with mental health  
6 or substance abuse issues, county mental health offices,  
7 providers and others that provide mental and behavioral  
8 health treatment and related services.

9 (ii) The expansion of the existing web portals,  
10 including services and resources for military veterans  
11 and their families, including comprehensive referral  
12 services for transitional, temporary and permanent  
13 housing, job placement and career counseling and other  
14 services for military veterans returning to civilian  
15 life.

16 (2) From money appropriated for mental health services,  
17 \$100,000 shall be allocated for expanded services for a  
18 pediatric mental health hospital and an adolescent  
19 residential treatment program in a county of the third class  
20 with a population of at least 349,000, but not more than  
21 350,000, under the most recent Federal Decennial Census.

22 (3) The following shall apply:

23 (i) Payments to hospitals for Community Access Fund  
24 grants shall be distributed under the formulas utilized  
25 for these grants in fiscal year 2014-2015. If the total  
26 funding available under this subparagraph is less than  
27 that available in fiscal year 2014-2015, payments shall  
28 be made on a pro rata basis.

29 (ii) Amounts allocated from money appropriated for  
30 fee-for-service used for the Select Plan for Women's  
31 Preventative Health Services shall be used for women's  
32 medical services, including noninvasive contraception  
33 supplies.

34 (iii) Notwithstanding any other law, money  
35 appropriated for medical assistance payments for fee-for-  
36 service care, exclusive of inpatient services provided  
37 through capitation plans, shall include sufficient money  
38 for two separate All Patient Refined Diagnostic Related  
39 Group payments for inpatient acute care general hospital  
40 stays for:

41 (A) normal newborn care; and

42 (B) mothers' obstetrical delivery.

43 (iv) From money appropriated for medical assistance  
44 fee-for-service care the following apply:

45 (A) No less than the amount used in the 2017-  
46 2018 fiscal year shall be used for cleft palates and  
47 other craniofacial anomalies.

48 (B) No less than \$800,000 shall be distributed  
49 to a hospital for clinical ophthalmologic services  
50 located in a city of the first class.

51 (C) No less than \$500,000 shall be distributed

1 for improvements to an acute care hospital located in  
2 a city of the first class.

3 (D) No less than \$2,500,000 shall be distributed  
4 to a hospital in a city of the third class in a home  
5 rule county that was formerly a county of the second  
6 class A.

7 (E) No less than \$2,000,000 shall be distributed  
8 to a university located in a city of the first class  
9 to expand research and treatment protocols for  
10 combating opioid addiction.

11 (F) No less than \$1,850,000 shall be distributed  
12 to an enrolled outpatient therapy service provider  
13 located in a city of the second class in a county of  
14 the second class that provides behavioral health and  
15 medical rehabilitation pediatric outpatient services.

16 (G) No less than \$2,500,000 shall be distributed  
17 to an acute care hospital in a city of the third  
18 class with a population between 14,000 and 15,000  
19 according to the most recent Federal decennial census  
20 in a county of the third class with a population  
21 between 360,000 and 370,000 according to the most  
22 recent Federal decennial census.

23 (v) From money appropriated for medical assistance  
24 capitation:

25 (A) No less than the amount used in the 2014-  
26 2015 fiscal year shall be used for prevention and  
27 treatment of depression and its complications in  
28 older Pennsylvanians in a county of the second class.

29 (B) Funds are provided for a \$5-per-hour  
30 increase in the fee-for-service fee schedule rate for  
31 pediatric shift nursing services provided by  
32 registered nurses and licensed practical nurses in a  
33 home care setting effective January 1, 2022.

34 (vi) From money appropriated for medical assistance  
35 long-term living:

36 (A) No less than the amount distributed in the  
37 2014-2015 fiscal year shall be distributed to a  
38 county nursing home located in a home rule county  
39 that was formerly a county of the second class A with  
40 more than 725 beds and a Medicaid acuity at 0.79 as  
41 of August 1, 2015.

42 (B) No less than the amount used in the 2020-  
43 2021 fiscal year shall be distributed to a nonpublic  
44 nursing home located in a county of the first class  
45 with more than 395 beds and a Medicaid acuity at 1.18  
46 as of August 1, 2020, to ensure access to necessary  
47 nursing care in that county.

48 (C) \$5,000,000 shall be distributed to a  
49 nonpublic nursing home located in a county of the  
50 eighth class with more than 119 beds and a Medicaid  
51 acuity at 1.04 as of August 1, 2020, to ensure access

1 to necessary nursing home care in that county.

2 (D) An additional \$750,000 shall be paid in  
3 equal payments to nursing facilities that qualified  
4 for supplemental ventilator care and tracheostomy  
5 care payments in fiscal year 2014-2015 with a  
6 percentage of medical assistance recipient residents  
7 who required medically necessary ventilator care or  
8 tracheostomy care greater than 90%.

9 (vii) Federal or State money appropriated under the  
10 General Appropriation Act of 2021 in accordance with 35  
11 Pa.C.S. § 8107.3 (relating to funding) not used to make  
12 payments to hospitals qualifying as Level III trauma  
13 centers or seeking accreditation as Level III trauma  
14 centers shall be used to make payments to hospitals  
15 qualifying as Levels I and II trauma centers.

16 (viii) Qualifying academic medical centers that  
17 received money for fiscal year 2017-2018 shall not  
18 receive any less than the State appropriation made  
19 available to those academic medical centers during fiscal  
20 year 2017-2018.

21 (ix) Qualifying physician practice plans that  
22 received money for fiscal year 2017-2018 shall not  
23 receive less than the State appropriation made available  
24 to those physician practice plans during fiscal year  
25 2017-2018.

26 (x) Money appropriated for medical assistance  
27 transportation shall only be utilized as a payment of  
28 last resort for transportation for eligible medical  
29 assistance recipients.

30 (xi) (A) Subject to Federal approval of necessary  
31 amendments of the Title XIX State Plan, from funds  
32 appropriated for medical assistance long-term living,  
33 \$16,000,000 is allocated for medical assistance day-  
34 one incentive payments to qualified nonpublic nursing  
35 facilities under methodology and criteria under  
36 section 443.1(7)(vi) of the Human Services Code.

37 (B) The Department of Human Services shall  
38 determine a nonpublic nursing facility's overall and  
39 medical assistance occupancy rate to qualify for a  
40 fiscal year 2021-2022 medical assistance day-one  
41 incentive payment based on a nursing facility's  
42 resident day quarter ending December 31, 2019, for  
43 the first of two payments and a nursing facility's  
44 resident day quarter ending March 31, 2020, for the  
45 second of two payments.

46 (4) The following apply:

47 (i) Money appropriated for breast cancer screening  
48 may be used for women's medical services, including  
49 noninvasive contraception supplies.

50 (ii) (Reserved).

51 (5) The following shall apply:

1           (i) Money appropriated for women's service programs  
2 grants to nonprofit agencies whose primary function is to  
3 promote childbirth and provide alternatives to abortion  
4 shall be expended to provide services to women until  
5 childbirth and for up to 12 months thereafter, including  
6 food, shelter, clothing, health care, counseling,  
7 adoption services, parenting classes, assistance for  
8 postdelivery stress and other supportive programs and  
9 services and for related outreach programs. Agencies may  
10 subcontract with other nonprofit entities that operate  
11 projects designed specifically to provide all or a  
12 portion of these services. Projects receiving money  
13 referred to in this subparagraph shall not promote, refer  
14 for or perform abortions or engage in any counseling  
15 which is inconsistent with the appropriation referred to  
16 in this subparagraph and shall be physically and  
17 financially separate from any component of any legal  
18 entity engaging in such activities.

19           (ii) Federal funds appropriated for TANFBG  
20 Alternatives to Abortion shall be utilized solely for  
21 services to women whose gross family income is below 185%  
22 of the Federal poverty guidelines.

23           (6) From money appropriated for autism intervention and  
24 services:

25           (i) no less than the amount distributed in the  
26 2014-2015 fiscal year shall be distributed to a  
27 behavioral health facility located in a county of the  
28 fifth class with a population between 130,000 and 135,000  
29 under the most recent Federal decennial census and shall  
30 be distributed to a health system that operates both a  
31 general acute care hospital and a behavioral health  
32 facility that has a center for autism and developmental  
33 disabilities located in a county of the fifth class with  
34 a population between 130,000 and 135,000 under the most  
35 recent Federal decennial census;

36           (ii) \$260,000 shall be allocated to an institution  
37 of higher education that provides autism education and  
38 diagnostic curriculum located in a city of the first  
39 class that operates a center for autism in a county of  
40 the second class A;

41           (iii) \$260,000 shall be allocated to an institution  
42 of higher education that provides autism education and  
43 diagnostic curriculum and is located in a county of the  
44 second class;

45           (iv) no less than the amount distributed in the  
46 2014-2015 fiscal year shall be allocated for programs to  
47 promote the health and fitness of persons with  
48 developmental disabilities located in a city of the first  
49 class;

50           (v) \$500,000 shall be allocated for the expansion of  
51 an adult autism program in a county of the third class;

1           and

2           (vi) \$500,000 shall be allocated for an entity that  
3           provides alternative educational services to individuals  
4           with autism and developmental disabilities in a county of  
5           the third class with a population of at least 519,000,  
6           but not more than 519,500, under the most recent Federal  
7           decennial census.

8           (7) Money appropriated for community-based family  
9           centers may not be considered as part of the base for  
10           calculation of the county child welfare needs-based budget  
11           for a fiscal year.

12           (8) From the appropriation for 2-1-1 Communications,  
13           \$750,000 shall be allocated for a Statewide 2-1-1 System  
14           Grant Program.

15           (9) The appropriation for services for the visually  
16           impaired includes the following:

17           (i) an allocation of \$2,584,000 for Statewide  
18           professional services provider association for the blind  
19           to provide training and supportive services for  
20           individuals who are blind and preschool vision screenings  
21           and eye safety education; and

22           (ii) an allocation of \$518,000 to provide  
23           specialized services and prevention of blindness services  
24           in cities of the first class.

25           (10) To supplement the money appropriated to the  
26           department for medical assistance for workers with  
27           disabilities, in addition to the monthly premium established  
28           under section 1503(b) (1) of the act of June 26, 2001  
29           (P.L.755, No.77), known as the Tobacco Settlement Act, the  
30           department may adjust the percentage of the premium upon  
31           approval of the Centers for Medicare and Medicaid Services as  
32           authorized under Federal requirements. Failure to make  
33           payments in accordance with this paragraph or section 1503(b)  
34           (1) of the Tobacco Settlement Act shall result in the  
35           termination of medical assistance coverage.

36           (11) The provisions of 8 U.S.C. §§ 1611 (relating to  
37           aliens who are not qualified aliens ineligible for Federal  
38           public benefits), 1612 (relating to limited eligibility of  
39           qualified aliens for certain Federal programs) and 1642  
40           (relating to verification of eligibility for Federal public  
41           benefits) shall apply to payments and providers.

42           (12) Subject to the availability of Federal funds and  
43           eligibility under Federal TANFBG rules, grantees who operated  
44           within the PA WorkWear program in fiscal year 2019-2020 shall  
45           be offered a grant for the fiscal year to continue service  
46           delivery under substantially similar terms as previous PA  
47           WorkWear grants unless both parties agree to alternate terms.

48           (13) (i) Beginning with the 2021-2022 fiscal year, the  
49           Secretary of Human Services shall report on a quarterly  
50           basis in person to the Secretary of the Budget, the  
51           chairperson and minority chairperson of the

1 Appropriations Committee of the Senate and the  
2 chairperson and minority chairperson of the  
3 Appropriations Committee of the House of Representatives  
4 information documenting each of the following State  
5 appropriations and their associated Federal  
6 appropriations:

7 (A) Medical Assistance - Capitation.

8 (B) Medical Assistance - Fee-for-Service.

9 (C) Payment to Federal Government - Medicare  
10 Drug Program.

11 (D) Medical Assistance - Workers with  
12 Disabilities.

13 (E) Medical Assistance - Long-Term Living.

14 (F) Medical Assistance - Community  
15 HealthChoices.

16 (G) Long-Term Care Managed Care.

17 (H) Intellectual Disabilities - Intermediate  
18 Care Facilities.

19 (I) Intellectual Disabilities - Community Waiver  
20 Program.

21 (J) Autism Intervention and Services.

22 (K) Early Intervention.

23 (ii) The information included in a report under  
24 subparagraph (i) shall include, but not be limited to,  
25 the following:

26 (A) Number of enrollees by month.

27 (B) Average cost per enrollee.

28 (C) Required payment amounts by appropriation  
29 during the fiscal year.

30 (D) Revised estimate of the money needed by  
31 appropriation to make required payments for the  
32 remainder of the fiscal year.

33 (iii) If revised estimates under subparagraph (ii)  
34 (D) indicate supplemental money may be necessary, the  
35 secretary shall provide a detailed explanation, in  
36 writing, of the reasons the revised estimates differ from  
37 the General Appropriation Act of 2021, or information  
38 provided previously under this paragraph.

39 (14) The department shall submit a State plan amendment  
40 to the Commonwealth's State Plan under Title XIX of the  
41 Social Security Act (49 Stat. 620, 42 U.S.C. Ch. 1296 et  
42 seq.) to authorize the department to enter into value based-  
43 purchasing supplemental rebate agreements with pharmaceutical  
44 manufacturers. Subject to Federal approval, supplemental  
45 rebate agreements, entered into after the effective date of  
46 this paragraph, shall permit outcome-based payments related  
47 to the administration of a drug to a single Medical  
48 Assistance beneficiary to be measured in a single year or  
49 over multiple years.

50 (15) The Department of Human Services shall not add non-  
51 medically necessary services to the Medical Assistance



1 Program that would result in the need for a supplemental  
2 appropriation without the approval of the General Assembly.  
3 All proposed services shall be outlined in the Governor's  
4 Executive Budget or subsequent updates provided in writing to  
5 the General Assembly.

6 Section 1730-B. Department of Revenue (Reserved).

7 Section 1731-B. Department of State (Reserved).

8 Section 1732-B. Department of Transportation.

9 The following shall apply to appropriations for the  
10 Department of Transportation:

11 (1) From money appropriated for infrastructure projects,  
12 \$1,900,000 shall be allocated for costs related to capital  
13 equipment for a rural transit service headquartered in this  
14 Commonwealth that provides intercity line-run service with at  
15 least six different line-runs.

16 (2) (i) No later than September 30, 2021, the  
17 Department of Transportation shall issue a report  
18 containing a summary of the following:

19 (A) A list of the routes between the  
20 northernmost portion of Interstate Route I-99 in the  
21 Commonwealth and the southernmost portion of  
22 Interstate Route I-99 in New York State which will  
23 comprise the length on Interstate Route I-99 when the  
24 highway is fully designated as an interstate.

25 (B) A summary of the remaining issues in the  
26 route under clause (1) which do not meet the  
27 standards necessary for designation of the route as  
28 Interstate Route I-99.

29 (C) A date that the Department of Transportation  
30 expects to make an application to the Federal Highway  
31 Administration for the designation of the remaining  
32 portions of Interstate Route I-99.

33 (ii) The report under this paragraph shall be  
34 submitted to the chairperson and minority chairperson of  
35 the Transportation Committee of the Senate and the  
36 chairperson and minority chairperson of the  
37 Transportation Committee of the House of Representatives  
38 and to each member of the Senate or the House of  
39 Representatives who represents an area that includes the  
40 route under subparagraph (i).

41 (3) (Reserved).

42 Section 1733-B. Pennsylvania State Police (Reserved).

43 Section 1734-B. State Civil Service Commission (Reserved).

44 Section 1735-B. Pennsylvania Emergency Management Agency.

45 The following shall apply to appropriations for the  
46 Pennsylvania Emergency Management Agency:

47 (1) Money appropriated for search and rescue programs  
48 shall be used to support programs related to training working  
49 service dogs focusing on rescue and public safety.

50 (2) Money appropriated for the State Fire Commissioner  
51 includes funding for a Statewide recruitment and retention

1 coordinator and regional technical advisors to develop,  
2 implement and deliver recruitment and retention training  
3 programs and provide technical assistance to local fire  
4 organizations and local governments.

5 Section 1736-B. Pennsylvania Fish and Boat Commission  
6 (Reserved).

7 Section 1737-B. State System of Higher Education (Reserved).

8 Section 1737.1-B. State-related institutions.

9 The following shall apply to appropriations to State-related  
10 universities:

11 (1) Funds appropriated to State-related universities  
12 shall only be used for costs directly related to the  
13 provision of instruction for graduate and undergraduate  
14 students and costs incurred in providing student-related  
15 services and community outreach services, consistent with the  
16 existing laws of this Commonwealth.

17 (2) (Reserved).

18 Section 1738-B. Pennsylvania Higher Education Assistance  
19 Agency.

20 The following shall apply to appropriations for the  
21 Pennsylvania Higher Education Assistance Agency:

22 (1) The Pennsylvania Higher Education Assistance Agency  
23 shall allocate \$500,000 from the Higher Education Assistance  
24 Fund for the Cheyney University Keystone Academy.

25 (2) From funds appropriated for payment of education  
26 assistance grants, the amount of \$1,000,000 shall be  
27 allocated to a State-owned university located in Tioga County  
28 for merit scholarships.

29 Section 1739-B. Pennsylvania Historical and Museum Commission  
30 (Reserved).

31 Section 1740-B. Environmental Hearing Board (Reserved).

32 Section 1741-B. Pennsylvania Board of Probation and Parole  
33 (Reserved).

34 Section 1742-B. (Reserved).

35 Section 1743-B. (Reserved).

36 Section 1744-B. (Reserved).

37 Section 1745-B. (Reserved).

38 Section 1746-B. (Reserved).

39 Section 1747-B. Commonwealth Financing Authority (Reserved).

40 Section 1748-B. Thaddeus Stevens College of Technology  
41 (Reserved).

42 Section 1749-B. Pennsylvania Housing Finance Agency (Reserved).

43 Section 1750-B. LIHEABG (Reserved).

44 SUBARTICLE C

45 STATE GOVERNMENT SUPPORT AGENCIES

46 Section 1761-B. Health Care Cost Containment Council  
47 (Reserved).

48 Section 1762-B. State Ethics Commission (Reserved).

49 Section 1763-B. Legislative Reference Bureau (Reserved).

50 Section 1764-B. Legislative Budget and Finance Committee  
51 (Reserved).

1 Section 1765-B. Legislative Data Processing Committee  
2 (Reserved).  
3 Section 1766-B. Joint State Government Commission (Reserved).  
4 Section 1767-B. Joint Legislative Air and Water Pollution  
5 Control and Conservation Committee (Reserved).  
6 Section 1768-B. Legislative Audit Advisory Commission  
7 (Reserved).  
8 Section 1769-B. Independent Regulatory Review Commission  
9 (Reserved).  
10 Section 1770-B. Capitol Preservation Committee (Reserved).  
11 Section 1771-B. Pennsylvania Commission on Sentencing  
12 (Reserved).  
13 Section 1772-B. Center for Rural Pennsylvania (Reserved).  
14 Section 1773-B. Commonwealth Mail Processing Center (Reserved).  
15 Section 1774-B. Transfers (Reserved).  
16 SUBARTICLE D  
17 JUDICIAL DEPARTMENT  
18 Section 1781-B. Supreme Court (Reserved).  
19 Section 1782-B. Superior Court (Reserved).  
20 Section 1783-B. Commonwealth Court (Reserved).  
21 Section 1784-B. Courts of common pleas (Reserved).  
22 Section 1785-B. Community courts; magisterial district judges  
23 (Reserved).  
24 Section 1786-B. Philadelphia Traffic Court (Reserved).  
25 Section 1787-B. Philadelphia Municipal Court (Reserved).  
26 Section 1788-B. Judicial Conduct Board (Reserved).  
27 Section 1789-B. Court of Judicial Discipline (Reserved).  
28 Section 1790-B. Juror cost reimbursement (Reserved).  
29 Section 1791-B. County court reimbursement (Reserved).  
30 Section 1792-B. Senior judges (Reserved).  
31 Section 1793-B. Transfer of money by Supreme Court (Reserved).  
32 SUBARTICLE E  
33 GENERAL ASSEMBLY  
34 (Reserved)  
35 ARTICLE XVII-C  
36 2021-2022 RESTRICTIONS ON APPROPRIATIONS  
37 FOR FUNDS AND ACCOUNTS  
38 Section 1701-C. Applicability.  
39 Except as specifically provided in this article, this article  
40 applies to the act of ???? (P.L.????, No.????), known as the  
41 General Appropriation Act of 2021, and all other appropriation  
42 acts of 2021.  
43 Section 1702-C. State Lottery Fund.  
44 The following apply:  
45 (1) Money appropriated for PENNCARE shall not be  
46 utilized for administrative costs by the Department of Aging.  
47 (2) (Reserved).  
48 Section 1703-C. Tobacco Settlement Fund (Reserved).  
49 Section 1704-C. Judicial Computer System Augmentation Account  
50 (Reserved).  
51 Section 1704.1-C. Access to Justice Account (Repealed).

1 Section 1705-C. Emergency Medical Services Operating Fund  
2 (Reserved).  
3 Section 1706-C. The State Stores Fund (Reserved).  
4 Section 1707-C. Motor License Fund (Reserved).  
5 Section 1708-C. Aviation Restricted Account (Reserved).  
6 Section 1709-C. Hazardous Material Response Fund (Reserved).  
7 Section 1710-C. Milk Marketing Fund (Reserved).  
8 Section 1711-C. HOME Investment Trust Fund (Reserved).  
9 Section 1712-C. Tuition Account Guaranteed Savings Program Fund  
10 (Reserved).  
11 Section 1713-C. Banking Fund (Reserved).  
12 Section 1714-C. Firearm Records Check Fund (Reserved).  
13 Section 1715-C. Ben Franklin Technology Development Authority  
14 Fund (Reserved).  
15 Section 1716-C. Oil and Gas Lease Fund (Reserved).  
16 Section 1717-C. Home Improvement Account (Reserved).  
17 Section 1718-C. Cigarette Fire Safety and Firefighter  
18 Protection Act Enforcement Fund (Reserved).  
19 Section 1719-C. Insurance Regulation and Oversight Fund  
20 (Reserved).  
21 Section 1720-C. Pennsylvania Race Horse Development Restricted  
22 Receipt Account.  
23 The following apply to amounts appropriated from the  
24 Pennsylvania Race Horse Development Restricted Receipts Account:  
25 (1) The following apply to amounts appropriated to the  
26 Department of Agriculture for payments to Pennsylvania fairs:  
27 (i) Notwithstanding any provision of the act of July  
28 8, 1986 (P.L.437, No.92), known as the Pennsylvania  
29 Agricultural Fair Act, the Department of Agriculture  
30 shall award a grant for the calendar year beginning  
31 January 1, 2021, to a county agricultural society, an  
32 independent agricultural society or other organization  
33 which cancelled its annual agricultural fair in the  
34 calendar year beginning January 1, 2020. A county  
35 agricultural society, an independent agricultural society  
36 or other organization which receives a grant under this  
37 subparagraph shall remain eligible to apply for and  
38 receive a grant available under section 5(1)(ii) of the  
39 Pennsylvania Agricultural Fair Act.  
40 (ii) The amount of a grant awarded to a county  
41 agricultural society, an independent agricultural society  
42 or other organization under this paragraph shall be the  
43 same amount that the county agricultural society,  
44 independent agricultural society or other organization  
45 received in grants under section 5(1)(i), (iii) and (iv)  
46 of the Pennsylvania Agricultural Fair Act for the  
47 calendar year beginning January 1, 2019.  
48 (2) (Reserved).  
49 Section 1721-C. Justice Reinvestment Fund (Reserved).  
50 Section 1722-C. Multimodal Transportation Fund (Reserved).  
51 Section 1723-C. State Racing Fund (Reserved).

1 Section 1724-C. ABLE Savings Program Fund (Reserved).  
2 Section 1725-C. Pennsylvania Preferred Trademark Licensing  
3 Fund.

4 Notwithstanding 3 Pa.C.S. § 4616 (relating to Pennsylvania  
5 Preferred® Trademark Licensing Fund), the Department of  
6 Agriculture may use money deposited in the Pennsylvania  
7 Preferred® Trademark Licensing Fund to promote one or more of  
8 the funding objectives under 3 Pa.C.S. § 4616(c) through the  
9 awarding of grants.

10 Section 1726-C. Restricted receipt accounts.

11 (a) General provisions.--The Secretary of the Budget may  
12 create restricted receipt accounts for the purpose of  
13 administering Federal grants only for the purposes designated in  
14 this section.

15 (b) Department of Community and Economic Development.--The  
16 following restricted receipt accounts may be established for the  
17 Department of Community and Economic Development:

18 (1) ARC Housing Revolving Loan Program.

19 (2) (Reserved).

20 (c) Department of Conservation and Natural Resources.--The  
21 following restricted receipt accounts may be established for the  
22 Department of Conservation and Natural Resources:

23 (1) Federal Aid to Volunteer Fire Companies.

24 (2) Land and Water Conservation Fund Act of 1965 (Public  
25 Law 88-578, 16 U.S.C. § 4601-4 et seq.).

26 (3) National Forest Reserve Allotment.

27 (d) Department of Education.--The following restricted  
28 receipt accounts may be established for the Department of  
29 Education:

30 (1) Education of the Disabled - Part C.

31 (2) LSTA - Library Grants.

32 (3) The Pennsylvania State University Federal Aid.

33 (4) Emergency Immigration Education Assistance.

34 (5) Education of the Disabled - Part D.

35 (6) Homeless Adult Assistance Program.

36 (7) Severely Handicapped.

37 (8) Medical Assistance Reimbursements to Local Education  
38 Agencies.

39 (e) Department of Environmental Protection.--The following  
40 restricted receipt accounts may be established for the  
41 Department of Environmental Protection:

42 (1) Federal Water Resources Planning Act.

43 (2) Flood Control Payments.

44 (3) Soil and Water Conservation Act - Inventory of  
45 Programs.

46 (f) Department of Drug and Alcohol Programs.--The following  
47 restricted receipt accounts may be established for the  
48 Department of Drug and Alcohol Programs:

49 (1) Share Loan Program.

50 (2) (Reserved).

51 (g) Department of Transportation.--The following restricted

1 receipt accounts may be established for the Department of  
2 Transportation:

- 3 (1) Capital Assistance Elderly and Handicapped Programs.
- 4 (2) Railroad Rehabilitation and Improvement Assistance.
- 5 (3) Ridesharing/Van Pool Program - Acquisition.

6 (h) Pennsylvania Emergency Management Agency.--The following  
7 restricted receipt accounts may be established for the  
8 Pennsylvania Emergency Management Agency:

- 9 (1) Receipts from Federal Government - Disaster Relief -  
10 Disaster Relief Assistance to State and Political  
11 Subdivisions.
- 12 (2) (Reserved).

13 (i) Pennsylvania Historical and Museum Commission.--The  
14 following restricted receipt accounts may be established for the  
15 Pennsylvania Historical and Museum Commission:

- 16 (1) Federal Grant - National Historic Preservation Act.
- 17 (2) (Reserved).

18 (j) Executive offices.--The following restricted receipt  
19 accounts may be established for the executive offices:

- 20 (1) Retired Employees Medicare Part D.
- 21 (2) Justice Assistance.
- 22 (3) Juvenile Accountability Incentive.
- 23 (4) Early Retiree Reinsurance Program.

24 Section 1727-C. Fund transfers.

25 (a) Transfer to Environmental Stewardship Fund.--From funds  
26 received under the authority of Article III of the act of March  
27 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, the  
28 sum of \$12,289,000 shall be transferred to the Environmental  
29 Stewardship Fund.

30 (b) Applicability.--Section 1795.2-E shall not apply to  
31 fiscal year 2021-2022.

32 Section 19. Sections 1722-E, 1724-E, 1724.1-E and 1727-E of  
33 the act are amended by adding subsections to read:  
34 Section 1722-E. Department of Education.

35 \* \* \*

36 (e) Payments to qualifying school districts.--From money  
37 appropriated for payment of basic education funding to school  
38 districts in the 2021-2022 fiscal year, the Commonwealth shall  
39 pay to qualifying school districts an allocation for the 2020-  
40 2021 school year payable in the 2021-2022 fiscal year as  
41 follows:

42 (1) There shall be a determination of the qualifying  
43 school districts with an amount less than or equal to the  
44 amount that represents the 20th percentile for all school  
45 districts in the following calculation:

46 (i) For each of the five preceding school years  
47 calculate the following:

48 (A) For each school district, the sum of the  
49 amount of student weights calculated under section  
50 2502.53(c) (1) (ii), (iii), (iv), (v) and (vi) of the  
51 Public School Code of 1949, and the amount of

1 weighted special education headcounts calculated  
2 under section 2509.5(bbb)(2)(i) of the Public School  
3 Code of 1949.

4 (B) For each school district, divide the current  
5 expenditures by the sum calculated for the school  
6 district in clause (A).

7 (C) For each school district, calculate the  
8 average of the quotients calculated under clause (B).

9 (2) Qualifying school districts determined under  
10 paragraph (1) shall receive an amount calculated as follows:

11 (i) For each qualifying school district, multiply  
12 the product in section 2502.53(b)(2)(i) of the Public  
13 School Code of 1949 for the 2020-2021 school year by  
14 \$100,000,000.

15 (ii) Divide the product in subparagraph (i) by the  
16 sum of the products in section 2502.53(b)(2)(i) of the  
17 Public School Code of 1949 for the 2020-2021 school year  
18 for all qualifying school districts.

19 (3) Payments made under this subsection shall be deemed  
20 to be part of the school district's allocation amount under  
21 section 2502.53(b)(1) of the Public School Code of 1949 for  
22 the 2021-2022 school year and each school year thereafter.

23 (4) The provisions contained in sections 2502.53 and  
24 2509.5 of the Public School Code of 1949 shall apply to the  
25 calculation of the respective factors in this subsection.

26 Section 1724-E. Department of General Services.

27 \* \* \*

28 (c) Assistance with duties relating to bills or amendments  
29 to transfer Commonwealth lands.--Upon request of the Department  
30 of General Services, an agency, department, board or commission  
31 of the executive branch of the Commonwealth shall assist the  
32 Department of General Services in providing either House of the  
33 General Assembly information on a bill or an amendment to a bill  
34 which would grant or convey Commonwealth lands, take the title  
35 of lands as Commonwealth lands or transfer or alter easements,  
36 covenants, appurtenances to property or other interests in land  
37 owned by the Commonwealth.

38 Section 1724.1-E. Pennsylvania Gaming Control Board.

39 \* \* \*

40 (e.1) County redevelopment authorities.--The following  
41 apply:

42 (1) In addition to municipalities that are eligible to  
43 receive grant funding under 4 Pa.C.S. § 1403(c)(2)(i)(D)(I)  
44 (relating to establishment of State Gaming Fund and net slot  
45 machine revenue distribution), a county redevelopment  
46 authority within a home rule county of the third class shall:

47 (i) be eligible to receive grant funding; and

48 (ii) upon notification to the Department of  
49 Community and Economic Development of the issuance of  
50 debt, receive the sum of \$3,000,000 annually for a period  
51 of 25 years for the purpose of funding debt service

1 related to the construction, maintenance and upgrades of  
2 public infrastructure projects located within the county.  
3 (2) Projects funded from the proceeds of a debt issuance  
4 by a county redevelopment authority under paragraph (1)(ii)  
5 shall be:

6 (i) made through an application to the county  
7 redevelopment authority; and

8 (ii) subject to the approval of the Commonwealth  
9 Financing Authority.

10 (3) After the issuance of debt by the county  
11 redevelopment authority, payments made under paragraph (1)  
12 (ii) shall be made prior to award of any other grants as  
13 authorized under 4 Pa.C.S. § 1403(c)(2)(i)(D)(I).

14 (4) For all aspects of construction under this  
15 provision, qualified contractors and subcontractors must  
16 demonstrate that they maintain all valid licenses,  
17 registrations or certificates required by Federal, State or  
18 local governments and are in compliance with the following:

19 (i) The act of June 2, 1915 (P.L.736, No.338), known  
20 as the Workers' Compensation Act.

21 (ii) The act of December 5, 1936 (2nd Sp.Sess., 1937  
22 P.L.2897, No.1), known as the Unemployment Compensation  
23 Law.

24 (iii) The act of August 15, 1961 (P.L.987, No.442),  
25 known as the Pennsylvania Prevailing Wage Act.

26 \* \* \*

27 Section 1727-E. Department of Labor and Industry.

28 \* \* \*

29 (b.1) Bureau of Occupational and Industrial Safety.--

30 (1) (i) The Department of Labor and Industry shall  
31 waive the fees listed under section 613-A of the act of  
32 April 9, 1929 (P.L.177, No.175), known as the  
33 Administrative Code of 1929, for an applicant that is a  
34 school district, intermediate unit or area career and  
35 technical school.

36 (ii) The department, upon approval by the Governor,  
37 shall issue a refund to an applicant that paid a fee  
38 which is waived under subparagraph (i) after June 30,  
39 2020, and requests a refund. A refund required under this  
40 subsection shall not be paid from the appropriations to  
41 the department for general government operations or for  
42 occupational and industrial safety, but shall be deemed a  
43 refund of a charge collected, but not legally due, and  
44 shall be paid otherwise from the general fund.

45 (iii) No later than September 1, 2022, and September  
46 1 of each year thereafter, the department shall submit a  
47 report to the chairperson and minority chairperson of the  
48 Appropriations Committee of the Senate, the chairperson  
49 and minority chairperson of the Labor and Industry  
50 Committee of the Senate, the chairperson and minority  
51 chairperson of the Appropriations Committee of the House



1 of Representatives and the chairperson and minority  
2 chairperson of the Labor and Industry Committee of the  
3 House of Representatives. The report shall include all of  
4 the following information:

5 (A) The number of applicants that received a  
6 waiver under this subsection during the prior fiscal  
7 year.

8 (B) The total amount of fees which were waived  
9 under this subsection during the prior fiscal year.

10 (2) (Reserved).

11 \* \* \*

12 Section 20. Section 1729-E(5) and (6) of the act are amended  
13 and the section is amended by adding a paragraph to read:  
14 Section 1729-E. Department of Human Services.

15 The following shall apply to appropriations for the  
16 Department of Human Services:

17 \* \* \*

18 (5) The department, upon approval of the secretary, may  
19 transfer Federal money appropriated for Temporary Assistance  
20 for Needy Families Block [Grant Child] Grant - Child Care  
21 Assistance to the Child Care and Development Fund Block  
22 [Grant Child] Grant - Child Care Services appropriation to  
23 provide child-care services to additional low-income families  
24 if the transfer of money will not result in a deficit in the  
25 appropriation. The secretary shall provide notice 10 days  
26 prior to a transfer under this paragraph to the chairperson  
27 and minority chairperson of the Appropriations Committee of  
28 the Senate and the chairperson and minority chairperson of  
29 the Appropriations Committee of the House of Representatives.

30 (6) The department, upon approval of the secretary, may  
31 transfer Federal money appropriated for Child Care and  
32 Development Fund Block [Grant Child] Grant - Child Care  
33 Assistance to the Child Care and Development Fund Block  
34 [Grant Child] Grant - Child Care Services appropriation to  
35 provide child-care services to additional low-income  
36 families[, provided that] if the transfer of money will not  
37 result in a deficit in the appropriation. The secretary shall  
38 provide notice 10 days prior to a transfer under this  
39 paragraph to the chairperson and minority chairperson of the  
40 Appropriations Committee of the Senate and the chairperson  
41 and minority chairperson of the Appropriations Committee of  
42 the House of Representatives.

43 (6.1) In accordance with Federal law, the department, upon  
44 approval of the secretary, may transfer Federal money from the  
45 Temporary Assistance for Needy Families Block Grant to the Child  
46 Care and Development Fund Block Grant and the Social Services  
47 Block Grant if the transfer of money will not result in a  
48 deficit in an appropriation. The secretary shall provide notice  
49 10 days prior to a transfer to the chairperson and minority  
50 chairperson of the Appropriations Committee of the Senate and  
51 the chairperson and minority chairperson of the Appropriations

1 Committee of the House of Representatives.

2 Section 21. The act is amended by adding a section to read:  
3 Section 1748.1-E. State Employees' Retirement System  
4 (Reserved).

5 Section 22. Section 1798.3-E(d) of the act, amended May 29,  
6 2020 (P.L.158, No.23), is amended to read:  
7 Section 1798.3-E. Multimodal Transportation Fund.

8 \* \* \*

9 (d) Expiration.--This section shall expire December 31,  
10 [2021] 2022.

11 Section 23. The act is amended by adding a section to read:  
12 Section 1798.4-E. Public Transportation Trust Fund.

13 Notwithstanding 74 Pa.C.S. § 1513(d)(3) (relating to  
14 operating program), in addition to the local match requirements  
15 under 74 Pa.C.S. § 1513(d), for fiscal years 2020-2021 and 2021-  
16 2022, funding received by a municipality through the American  
17 Rescue Plan Act of 2021 (Public Law 117-2, 135 Stat. 4) shall  
18 qualify as local matching funds.

19 Section 24. Section 1706-E.2(1.1) of the act is amended to  
20 read:

21 Section 1706-E.2. Sinking fund charges for school building  
22 projects.

23 The following shall apply:

24 \* \* \*

25 (1.1) All school districts that submitted applications  
26 between July 1, 2017, and November 6, 2017, and that vote to  
27 proceed with construction and [awarded] award bids on their  
28 construction contracts no later than [July 1, 2021] December  
29 31, 2022, shall, as permitted by law, be awarded a one-time  
30 capital grant, if available, for the approved project in lieu  
31 of approved reimbursement payments or, if not available,  
32 shall receive payments in the form of reimbursements.

33 \* \* \*

34 Section 25. Section 1726-M(d)(5), (14), (15), (16) and (17)  
35 of the act, repealed and added November 23, 2020 (P.L.1140,  
36 No.114), are amended to read:  
37 Section 1726-M. Fund transfers.

38 \* \* \*

39 (d) Transfers to General Fund.--The following shall apply:

40 \* \* \*

41 [(5) From funds deposited in the Historical Preservation  
42 Fund, \$4,000,000 shall be transferred into the General Fund.]

43 \* \* \*

44 [(14) From funds deposited in the PENNVEST Fund,  
45 \$10,000,000 shall be transferred into the General Fund.

46 (15) From funds deposited in the PENNVEST Drinking Water  
47 Revolving Fund, \$26,500,000 shall be transferred into the  
48 General Fund.

49 (16) From funds deposited in the PENNVEST Water  
50 Pollution Control Revolving Fund, \$9,000,000 shall be  
51 transferred into the General Fund.

1 (17) From funds deposited in the Racing Fund,  
2 \$10,000,000 shall be transferred into the General Fund.]

3 \* \* \*

4 Section 26. This act shall apply as follows:

5 (1) The amendment of section 731 of the act shall apply  
6 retroactively to January 1, 2016.

7 (2) The addition of section 1727-E(b.1) of the act shall  
8 apply to fees payable on or after June 30, 2020.

9 (3) The amendment of section 1726-M(d)(5), (14), (15),  
10 (16) and (17) of the act shall apply retroactively to July 1,  
11 2020.

12 Section 27. Repeals are as follows:

13 (1) The General Assembly declares that the repeal under  
14 paragraph (2) is necessary to effectuate the addition of  
15 section 1724.1-E(e.1) of the act.

16 (2) 4 Pa.C.S. § 1403(c)(2)(i)(D)(I.2) is repealed.

17 Section 28. This act shall take effect as follows:

18 (1) The addition of section 1724.1-E(e.1) of the act  
19 shall take effect in 60 days.

20 (2) The remainder of this act shall take effect July 1,  
21 2021, or immediately, whichever is later.