

AMENDMENTS TO HOUSE BILL NO. 1861

Sponsor: SENATOR BROOKS

Printer's No. 2107

1 Amend Bill, page 1, lines 26 through 29, by striking out all
2 of said lines and inserting

3 Section 1. Sections 2101-F and 2102-F of the act of April 9,
4 1929 (P.L.177, No.175), known as The Administrative Code of
5 1929, added June 11, 2021 (P.L.56, No.21), are amended to read:

6 Amend Bill, page 2, line 5, by striking out all of said line
7 and inserting

8 "COVID-19." The coronavirus disease 2019, being an
9 infectious disease caused by severe acute respiratory syndrome
10 coronavirus 2 that was first identified during December 2019 in
11 Wuhan, China.

12 Amend Bill, page 2, line 6, by striking out "COVID-19
13 declaration of disaster emergency." and inserting

14 "Declaration."

15 Amend Bill, page 2, lines 13 through 15, by striking out all
16 of said lines

17 Amend Bill, page 2, line 16, by inserting a bracket before
18 "Temporary"

19 Amend Bill, page 2, line 16, by inserting after "Temporary"
20] COVID-19

21 Amend Bill, page 2, line 22, by striking out "COVID-19"

22 Amend Bill, page 2, line 22, by striking out "of disaster
23 emergency"

24 Amend Bill, page 2, lines 26 through 30, by striking out all

1 of said lines and inserting

2 (a.1) Additional temporary extensions.--The following
3 suspensions of regulatory statutes, rules and regulations
4 extended under subsection (a) which are in effect on September
5 30, 2021, are extended until March 31, 2022, unless sooner
6 terminated by the authority which initially authorized the
7 suspension:

8 (1) The following provisions enforced by the Department
9 of Drug and Alcohol Programs:

10 (i) 28 Pa. Code § 715.6(d) (relating to physician
11 staffing).

12 (ii) 28 Pa. Code § 715.9(a) (4) (relating to intake).

13 (iii) 28 Pa. Code § 715.16(e) (relating to take-home
14 privileges).

15 (2) The following provisions enforced by the Office of
16 Administration:

17 (i) 71 Pa.C.S. § 2407 (relating to emergency
18 appointments).

19 (ii) 4 Pa. Code § 604.5 (relating to reassignments
20 and transfers authorized).

21 (iii) 4 Pa. Code § 604.6 (relating to initiation of
22 transfers).

23 (iv) 4 Pa. Code § 604.7 (relating to limitations on
24 transfer).

25 (v) 4 Pa. Code § 604.8 (relating to effect of
26 transfer on probationary period).

27 (vi) 4 Pa. Code § 604.9 (relating to transfer of
28 classified service employees entering the Senior
29 Management Service).

30 (3) The following provisions enforced by the Department
31 of Banking and Securities:

32 (i) 7 Pa.C.S. § 6131(a.1) and (f) (2) (relating to
33 application for license).

34 (ii) 12 Pa.C.S. § 6212(b) (2) (relating to initial
35 license application).

36 (iii) Section 4 of the act of April 6, 1937
37 (P.L.200, No.51), known as the Pawnbrokers License Act.

38 (iv) Section 8 of the act of April 8, 1937 (P.L.262,
39 No.66), known as the Consumer Discount Company Act.

40 (v) Section 2 of the act of September 2, 1965
41 (P.L.490, No.249), referred to as the Money Transmission
42 Business Licensing Law.

43 (vi) Section 301(b) (3) of the act of February 18,
44 1998 (P.L.146, No.22), known as the Check Cashier
45 Licensing Act.

46 (vii) Section 5(2) of the act of October 9, 2008
47 (P.L.1421, No.117), known as the Debt Management Services
48 Act.

49 (viii) Section 313(a) of the act of July 9, 2014

(P.L.1022, No.118), known as the Debt Settlement Services Act.

(4) The following provisions enforced by the Department of Military and Veterans Affairs:

(i) 51 Pa.C.S. § 709 (relating to operation of State-owned vehicles).

(ii) 51 Pa.C.S. § 3105 (relating to association group life insurance for Pennsylvania National Guard).

(iii) Section 2407 of this act.

(iv) 4 Pa. Code § 39.93 (relating to general).

(v) 4 Pa. Code § 39.95 (relating to operation of State automobiles).

(5) The following provisions enforced by the Department of Labor and Industry:

(i) Section 449 of the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act.

(ii) Section 505.1 of the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law.

(iii) Section 9(a)(2)(i) and (3) and (b)(2)(i) of the the act of October 24, 2012 (P.L.1209, No.151), known as the Child Labor Act.

(iv) 34 Pa. Code § 101.83 (relating to notification of filing of appeal).

(v) 34 Pa. Code § 101.110 (relating to notice of decision of Board).

(vi) 34 Pa. Code § 101.128 (relating to scheduling of telephone testimony).

(vii) 34 Pa. Code § 101.130 (relating to notice of testimony by telephone and use of documents).

(6) The following provisions enforced by the Department of Revenue:

(i) Section 903 of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

(ii) Section 1502 of the Tax Reform Code.

(7) Regulatory statutes, rules or regulations enforced by the Department of Health.

(8) Regulatory statutes, rules or regulations enforced by the Department of Human Services.

(9) Regulatory statutes, rules or regulations enforced by the Bureau of Professional and Occupational Affairs.

(b) Applicability.--

(1) A suspension which is extended under subsection (a) shall be retroactive to the last day that the [order] declaration, as amended and renewed, was in effect.

(2) A suspension extended under subsection (a.1) shall be retroactive to September 30, 2021.

(c) Notice.--Upon the termination of an extension of a suspension under subsection (a) or (a.1), the authority which terminated the extension of the suspension shall notify all of the following:

(1) The President pro tempore of the Senate.
(2) The Majority Leader of the Senate.
(3) The Minority Leader of the Senate.
(4) The Speaker of the House of Representatives.
(5) The Majority Leader of the House of Representatives.
(6) The Minority Leader of the House of Representatives.
(7) The chair and minority chair of each committee of the Senate and of the House of Representatives which have oversight authority over the Commonwealth agency which administers the regulatory statute, order, rule or regulation.

Amend Bill, page 3, lines 1 through 12, by striking out all of said lines and inserting

(d) Reports.--

(1) No later than November 1, 2021, each authority which initially authorized a suspension which was extended under subsection (a) shall issue a report, which shall be published on the authority's publicly accessible Internet website.

(2) No later than May 1, 2022, each authority which initially authorized a suspension which was extended under subsection (a.1) shall issue an updated report, which shall be published on the authority's publicly accessible Internet website.

(3) A report under this subsection shall include all of the following:

(i) A list of each suspension which was extended under subsections (a) and (a.1). The list under this paragraph shall include a reference to the regulatory statute, order, rule or regulation which was suspended.

(ii) For each suspension under subparagraph (i) which was extended under subsection (a):

(A) Whether the extension of the suspension was terminated under subsection (a) prior to September 30, 2021, and the date of the termination.

(B) Whether the extension of the suspension expired on September 30, 2021.

(C) Whether the extension was extended under subsection (a.1).

(iii) For each suspension under subparagraph (i) which was extended under subsection (a.1):

(A) Whether the extension of the suspension was terminated under subsection (a.1) prior to March 31, 2022, and the date of the termination.

(B) Whether the extension of the suspension expired on March 31, 2022.