

AMENDMENTS TO SENATE BILL NO. 1019

Sponsor: REPRESENTATIVE ROWE

Printer's No. 1321

1 Amend Bill, page 1, line 22, by inserting after "for"
2 definitions and for

3 Amend Bill, page 1, line 23, by inserting after "authority"
4 ; and making an editorial change

5 Amend Bill, page 1, lines 26 through 29; pages 2 and 3, lines
6 1 through 30; page 4, lines 1 and 2; by striking out all of said
7 lines on said pages and inserting

8 Section 1. The heading of Article XXI-F of the act of April
9 9, 1929 (P.L.177, No.175), known as The Administrative Code of
10 1929, added June 11, 2021 (P.L.56, No.21), is amended to read:

11 ARTICLE XXI-F

12 [TEMPORARY] COVID-19 REGULATORY FLEXIBILITY AUTHORITY

13 Section 2. Section 2101-F of the act is amended by adding a
14 definition to read:

15 Section 2101-F. Definitions.

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

19 * * *

20 "Federal public health emergency declaration." The
21 determination made on January 31, 2020, by the United States
22 Secretary of Health and Human Services under section 319 of the
23 Public Health Service Act (58 Stat. 682, 42 U.S.C. § 247d) that
24 a public health emergency exists relating to COVID-19 and any
25 renewal of the determination.

26 * * *

27 Section 3. Section 2102-F(c) introductory paragraph and (d)
28 of the act, amended September 30, 2021 (P.L.404, No.73), are
29 amended and the section is amended by adding subsections to
30 read:

31 Section 2102-F. COVID-19 regulatory flexibility authority.

32 * * *

33 (a.2) Additional temporary extensions.--The following
34 suspensions of regulatory statutes, rules and regulations
35 extended under subsection (a.1) which are in effect on March 31,

1 2022, are extended until June 30, 2022, unless sooner terminated
2 by the authority which initially authorized the suspension:

3 (1) (Reserved).

4 (2) (Reserved).

5 (3) The following provisions enforced by the Department
6 of Banking and Securities:

7 (i) 7 Pa.C.S. § 6131(a.1) and (f)(2).

8 (ii) 12 Pa.C.S. § 6212(b)(2).

9 (iii) Section 4 of the Pawnbrokers License Act.

10 (iv) Section 8 of the Consumer Discount Company Act.

11 (v) Section 2 of the Money Transmission Business
12 Licensing Law.

13 (vi) Section 301(b)(3) of the Check Casher Licensing
14 Act.

15 (vii) Section 5(2) of the Debt Management Services
16 Act.

17 (viii) Section 313(a) of the Debt Settlement
18 Services Act.

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

21 (i) 51 Pa.C.S. § 709.

22 (ii) 51 Pa.C.S. § 3105.

23 (iii) Section 2407 of this act.

24 (iv) 4 Pa. Code § 39.93.

25 (v) 4 Pa. Code § 39.95.

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

28 (i) (Reserved).

29 (ii) Section 505.1 of the Unemployment Compensation
30 Law.

31 (iii) Section 9(a)(2)(i) and (3) and (b)(2)(i) of
32 the Child Labor Act.

33 (iv) 34 Pa. Code § 101.83.

34 (v) (Reserved).

35 (vi) 34 Pa. Code § 101.128.

36 (vii) 34 Pa. Code § 101.130.

37 (6) (Reserved).

38 (7) Regulatory statutes, rules or regulations enforced
39 by the Department of Health other than suspensions extended
40 under subsection (a.3).

41 (8) Regulatory statutes, rules or regulations enforced
42 by the Department of Human Services other than suspensions
43 extended under subsection (a.3).

44 (9) Regulatory statutes, rules or regulations enforced
45 by the Bureau of Professional and Occupational Affairs other
46 than suspensions extended under subsection (a.3).

47 (a.3) Additional extensions relating to Federal public
48 health emergency declaration.--Suspensions of regulatory
49 statutes, rules and regulations extended under subsection (a.1)
50 which are in effect on March 31, 2022, and which are related to
51 Federal exemptions granted under the Federal public health

1 emergency declaration are extended until the later of the
2 following, unless sooner terminated by the authority that
3 initially authorized the suspension:

4 (1) The last day of the Federal public health emergency
5 declaration; or

6 (2) The last day Federal exemptions granted under the
7 Federal public health emergency declaration are authorized.

8 * * *

9 (c) Notice.--Upon the termination of an extension of a
10 suspension under subsection (a) [or (a.1)], (a.1), (a.2) or
11 (a.3), the authority which terminated the extension of the
12 suspension shall notify all of the following:

13 * * *

14 (d) Reports.--

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

19 (2) No later than May [1] 31, 2022, each authority which
20 initially authorized a suspension which was extended under
21 subsection (a.1) shall issue an updated report, which shall
22 be published on the authority's publicly accessible Internet
23 website and shall be provided to each member of the General
24 Assembly.

25 (2.1) No later than August 31, 2022, each authority
26 which initially authorized a suspension which was extended
27 under subsection (a.2) shall issue an updated report, which
28 shall be published on the authority's publicly accessible
29 Internet website and shall be provided to each member of the
30 General Assembly.

31 (2.2) No later than 60 days after the last day that the
32 Federal public health emergency declaration is in effect,
33 each authority which initially authorized a suspension which
34 was extended under subsection (a.3) shall issue an updated
35 report, which shall be published on the authority's publicly
36 accessible Internet website and shall be provided to each
37 member of the General Assembly.

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

40 (i) A list of each suspension which was extended
41 under subsections (a) [and], (a.1), (a.2) and (a.3). The
42 list under this paragraph shall include a reference to
43 the regulatory statute, order, rule or regulation which
44 was suspended.

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

47 (A) Whether the extension of the suspension was
48 terminated under subsection (a) prior to September
49 30, 2021, and the date of the termination.

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

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

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

5 (A) Whether the extension of the suspension was
6 terminated under subsection (a.1) prior to March 31,
7 2022, and the date of the termination.

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

10 (C) Whether the extension was extended under
11 subsection (a.2).

12 (D) Whether the extension was extended under
13 subsection (a.3).

14 (E) Whether the authority recommends that the
15 policy underlying the suspension be enacted
16 permanently into statute or regulation. The authority
17 may include analysis related to the recommendation.

18 (iv) For each suspension under subparagraph (i)
19 which was extended under subsection (a.2):

20 (A) Whether the extension of the suspension was
21 terminated under subsection (a.2) prior to June 30,
22 2022, and the date of the termination.

23 (B) Whether the extension of the suspension
24 expired on June 30, 2022.

25 (v) For each suspension under subparagraph (i) which
26 was extended under subsection (a.3):

27 (A) Whether the extension of the suspension was
28 terminated under subsection (a.3) prior to the last
29 day that the Federal public health emergency
30 declaration is in effect and the date of the
31 termination.

32 (B) If applicable, the last day that the Federal
33 public health emergency declaration is in effect.

34 Section 4. This act shall take effect immediately.