

## AMENDMENTS TO HOUSE BILL NO. 1300

Sponsor: REPRESENTATIVE BRADFORD

Printer's No. 1943

1 Amend Bill, page 1, lines 6 through 31; pages 2 and 3, lines  
2 1 through 30; page 4, lines 1 through 9; by striking out all of  
3 said lines on said pages and inserting

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

Commonwealth," in emergency COVID-19 response, further providing for Whole-Home Repairs Program and providing for declined and unclaimed allocations and for adult mental health program funding; providing for tenant protections, for 911 emergency communication services, for medical debt relief and for institutions of purely public charity; in cigarette sales and licensing, further providing for definitions and providing for presumed cost of doing business by retailer and for presumed cost of doing business by stamping agent; providing for indigent defense; in oil and gas wells, further providing for Oil and Gas Lease Fund; in transportation network companies, motor carrier companies and parking authority of a city of the first class, providing for designated municipal agent and authorized salvor for city of the first class and for operation as taxicab; providing for transportation pilot programs; in assessments, providing for Statewide quality care assessment; in human services, providing for payment increase for dental services and for abrogation of department procurement; providing for construction tax credit requirements, for Attorney General, for mixed-use revitalization and for Pennsylvania Long-Term Care Council; in special funds, further providing for funding and providing for extension of payments; in additional special funds and restricted accounts, further providing for establishment of special fund and account, for use of fund and for distributions from Pennsylvania Race Horse Development Fund and repealing provisions relating to Enhanced Revenue Collection Account; in additional special funds and restricted accounts, further providing for definitions, for Sport, Tourism and Marketing Account and for transfer of funds and providing for Facility Transition Account, for Service and Infrastructure Improvement Fund and for School Environmental Repairs Program Restricted Account; in general budget implementation, further providing for executive offices, for Department of Agriculture, for Department of Community and Economic Development, for Department of Conservation and Natural Resources, for Department of Education, for Department of Health, for Department of Human Services, for Pennsylvania State Police, for Pennsylvania Emergency Management Agency and for surcharges, repealing provisions relating to deposit into School Safety and Security Fund, further providing for Federal and Commonwealth use of forest land and for Multimodal Transportation Fund, repealing provisions relating to sales by distilleries and providing for Pennsylvania Liquor Control Board wholesale licensee discount program; in 2022-2023 budget implementation, further providing for Department of Education and for Department of Human Services; providing for 2023-2024 budget implementation, for 2023-2024 restrictions on appropriations for funds and accounts, for 2023-2024 fund transfers, for prior year appropriations, for

1 Commonwealth Housing Council; imposing penalties; and making  
2 repeals.

3 The General Assembly finds and declares as follows:

4 (1) The intent of this act is to provide for the  
5 implementation of the 2023-2024 Commonwealth budget.

6 (2) The Constitution of Pennsylvania confers numerous  
7 express duties upon the General Assembly, including the  
8 passage of a balanced budget for the Commonwealth.

9 (3) Section 24 of Article III of the Constitution of  
10 Pennsylvania requires the General Assembly to adopt all  
11 appropriations for the operation of government in this  
12 Commonwealth, regardless of their source. The Supreme Court  
13 has repeatedly affirmed that "it is fundamental within  
14 Pennsylvania's tripartite system that the General Assembly  
15 enacts the legislation establishing those programs which the  
16 State provides for its citizens and appropriates the funds  
17 necessary for their operation."

18 (4) Pursuant to section 13 of Article VIII of the  
19 Constitution of Pennsylvania, the General Assembly is  
20 explicitly required to adopt a balanced Commonwealth budget.  
21 Given the unpredictability and potential insufficiency of  
22 revenue collections, various changes in State law relating to  
23 sources of revenue, the collection of revenue and the  
24 implementation of statutes which impact revenue may be  
25 required to discharge this constitutional obligation.

26 (5) Section 11 of Article III of the Constitution of  
27 Pennsylvania requires the adoption of a general appropriation  
28 act that embraces "nothing but appropriations." While actual  
29 items of appropriation can be contained in a general  
30 appropriation act, the achievement and implementation of a  
31 comprehensive budget involves more than subjects of  
32 appropriations and dollar amounts. Ultimately, the budget has  
33 to be balanced under section 13 of Article VIII of the  
34 Constitution of Pennsylvania. This may necessitate changes to  
35 sources of funding and enactment of statutes to achieve full  
36 compliance with these constitutional provisions.

37 (6) For the reasons under paragraphs (1), (2), (3), (4)  
38 and (5), it is the intent of the General Assembly through  
39 this act to provide for the implementation of the 2023-2024  
40 commonwealth budget.

41 (7) Every provision of this act relates to the  
42 implementation of the operating budget of the Commonwealth  
43 for this fiscal year, addressing in various ways the fiscal  
44 operations, revenues and potential liabilities of the  
45 Commonwealth. To that end, this act is intended to implement  
46 the 2023-2024 Commonwealth budget without specifically  
47 appropriating public money from the General Fund. This act  
48 provides accountability for spending and makes transfers or  
49 other changes necessary to impact the availability of revenue  
50 in order to meet the requirements of section 13 of Article  
51 VIII of the Constitution of Pennsylvania and to implement the

1 act of August 3, 2023 (P.L. , No.1A), known as the General  
2 Appropriation Act of 2023.

3 Amend Bill, page 4, lines 12 through 30; pages 5 through 102,  
4 lines 1 through 30; page 103, lines 1 through 6; by striking out  
5 all of said lines on said pages and inserting

6 Section 1. Section 135-C of the act of April 9, 1929  
7 (P.L.343, No.176), known as The Fiscal Code, added July 11, 2022  
8 (P.L.540, No.54), is amended to read:  
9 Section 135-C. Whole-Home Repairs Program.

10 (a) Program [established] continued.--The department shall  
11 [establish] continue the Whole-Home Repairs Program. In  
12 administering the Whole-Home Repairs Program, the department  
13 shall coordinate with existing Federal and State resources  
14 relating to home repairs. [From money appropriated for COVID  
15 Relief - ARPA - Whole Home Repairs Program, the] The department  
16 shall award funds to no more than one applicant per county. The  
17 department may develop and publish guidelines to implement the  
18 Whole-Home Repairs Program. The department and grantees may  
19 receive up to 4% each for administrative costs to implement this  
20 subsection from money appropriated for the Whole-Home Repairs  
21 Program. Nothing in this subsection shall be construed to  
22 prohibit an applicant which receives funds from the program  
23 under this section from subgranting the funds to another entity  
24 approved by the department to perform any of the purposes  
25 specified in subsection (b), (c) or (d). An applicant which  
26 subgrants the funds to another entity shall notify the  
27 department and the department shall maintain a list of the  
28 [applicants] applicants' and [subgrantees] subgrantees' contact  
29 information on its publicly accessible Internet website.

30 (b) Grants.--An applicant who receives funds from the Whole-  
31 Home Repairs Program shall make grants available to homeowners  
32 whose household income does not exceed 80% of the area median  
33 income and shall make forgivable loans available to small  
34 landlords renting affordable units and recorded against a  
35 residential property in a mortgage security. A single grant to a  
36 homeowner or a single loan to a small landlord may not exceed  
37 \$50,000 per owner-occupied or rental unit and may be used to  
38 address habitability concerns, improve energy or water  
39 efficiency or to make units accessible for individuals with  
40 disabilities.

41 (c) Loan forgiveness.--The following shall apply:

42 (1) A loan to a small landlord under subsection (b)  
43 [may] shall be forgiven if all of the following apply:

44 (i) The small landlord offered a three-year  
45 extension of the lease to a tenant occupying a unit when  
46 the funds were accepted by the small landlord.

47 (ii) Annual increases in monthly rent have not  
48 exceeded 3% of the base rent or the unit has been

1 occupied by a tenant participating in the Housing Choice  
2 Voucher Program for a period of no less than [15] 10  
3 years.

4 (iii) [In the prior 15 years, the] The small  
5 landlord has not committed a serious violation with  
6 regard to the small landlord's rental property for which  
7 the small landlord has taken no substantial steps to  
8 correct the violation for a period of no less than 10  
9 years.

10 (iv) The small landlord has maintained ownership of  
11 the unit for a period of no less than [15] 10 years.

12 (2) The applicant shall recapture a loan not forgiven  
13 under this paragraph.

14 (d) Use of funds.--An applicant who receives funds from the  
15 Whole-Home Repairs Program shall also use the funds to do all of  
16 the following:

17 (1) [Administer the program under this section,  
18 including staff, implementing] Implement systems and data  
19 management tools designed to maximize enrollment in all  
20 existing home repair programs administered by nonprofit  
21 organizations, governmental entities and public utilities, including staff and investment in coordination of services.

22 (2) Invest in work force development programs that will  
23 connect trainees to jobs through committed employer  
24 partnerships related to improving the habitability and  
25 performance of homes, including cash stipends for trainees  
26 and costs related to the design and implementation of pre-  
27 apprenticeship, apprenticeship and publicly funded on-the-job  
28 training programs.

29 (d.1) Name of program.--An applicant who receives funds from  
30 the Whole-Home Repairs Program shall use "Whole Home Repairs" in  
31 the title of their program.

32 (e) Definitions.--As used in this section, the following  
33 words and phrases shall have the meanings given to them in this  
34 subsection unless the context clearly indicates otherwise:

35 "Affordable unit." A unit where the rent is [affordable to a  
36 tenant at or below 60% of the area median income adjusted for  
37 household size, as] at or below the 60% rent level defined  
38 annually by the Pennsylvania Housing Finance Agency's PennHOMES  
39 Program countywide limits.

40 "Applicant." A nonprofit or governmental entity that serves  
41 one or more county.

42 "Department." The Department of Community and Economic  
43 Development.

44 "Habitability concern." Home repairs that are required to  
45 ensure that residential units are:

- 46 (1) fit for human habitation;  
47 (2) free from defective conditions of health and safety  
48 hazards, including asbestos, mold, pests and lead; or  
49 (3) free of conditions preventing the installation of  
50 measures to improve energy or water efficiency and lower  
51

1 utility costs.  
2 "Small landlord." A person who meets all of the following  
3 criteria:

- 4 (1) The person is a landlord.
- 5 (2) The person has an ownership stake in no more than  
6 five properties and no more than 15 rental units.
- 7 (3) The person rents the properties or units under  
8 paragraph (2) for use as a primary residence for a fee,  
9 regardless of the length or form of lease.

10 Section 2. The act is amended by adding sections to read:  
11 Section 148-C. Declined and unclaimed allocations.

12 The following provisions apply to Federal money appropriated  
13 or approved by an executive authorization to the Department of  
14 Education from the American Rescue Plan Act of 2021 (Public Law  
15 117-2, 135 Stat. 4) or the Consolidated Appropriations Act, 2021  
16 (Public Law 116-260, 134 Stat. 1182), respectively, for local  
17 education agencies:

18 (1) Within 30 days of the effective date of this  
19 section, the Department of Education shall notify each local  
20 education agency to determine whether the local education  
21 agency intends to decline money allocated to the local  
22 education agency under the American Rescue Plan Act of 2021  
23 or the Consolidated Appropriations Act, 2021, or both, as  
24 applicable.

25 (2) The notice shall state the amount of money allocated  
26 to the local education agency and direct the local education  
27 agency to respond, within 60 days of the notice, as to  
28 whether the local education agency intends to decline the  
29 allocation.

30 (3) If the local education agency fails to respond as  
31 directed in the notice, the Department of Education may deem  
32 that the money allocated to the local education agency is  
33 unclaimed.

34 (4) The Department of Education shall calculate the  
35 amount of money declined and unclaimed by all local education  
36 agencies and shall report to the Secretary of the Budget the  
37 aggregate amount, the appropriations from which the money was  
38 appropriated and the amount that needs to be deducted from  
39 each appropriation in order to equal the aggregate amount.

40 (5) After receipt of the report, the Secretary of the  
41 Budget shall establish a restricted account and transfer to  
42 the restricted account a sum equal to the aggregate amount,  
43 not to exceed \$26,000,000, and shall deduct the proper amount  
44 from the appropriations identified under paragraph (4). The  
45 money of the restricted account is appropriated on a  
46 continuing basis to the Department of Education for the  
47 purpose specified in paragraph (6).

48 (6) The Department of Education may use money in the  
49 restricted account to provide performance monitoring of  
50 grant-funded operations and to ensure compliance with  
51 achievement and performance goals as required under 2 CFR Pt.

200 Subpt. D (relating to post federal award requirements).

(7) The Department of Education shall prepare and make a report available on its publicly accessible Internet website. The report shall state the local education agencies that have declined and unclaimed money under this section and the corresponding amounts declined and unclaimed. The report shall be available no later than 30 days after receipt of the responses from local education agencies under paragraph (2).

Section 164-C. Adult mental health program funding.

(a) Findings and purpose.--The General Assembly finds and declares as follows:

(1) The Behavioral Health Commission for Adult Mental Health established under section 163-C was charged with making recommendations for the allocation of funding in the following 10 priority areas:

- (i) Delivery of services by telemedicine.
- (ii) Behavioral health rates, network adequacy and mental health payment parity.
- (iii) Workforce development and retention.
- (iv) Expansion of certified peer support specialist services and peer-run services.
- (v) The development and provision of crisis services.
- (vi) The integration of behavioral health and substance use disorder treatment.
- (vii) Cultural competencies when providing behavioral health care.
- (viii) The impact of social determinants of health on behavioral health.
- (ix) The intersection of behavioral health and the criminal justice system.
- (x) Establishing an integrated care model that can deliver timely psychiatric care in a primary care setting.

(2) The Behavioral Health Commission for Adult Mental Health determined that intersectionality between the 10 priority areas indicates that investment in one sector will have impacts in others and recommended that funding awards should prioritize culturally responsive initiatives that promote equity in historically under-resourced communities.

(3) The Behavioral Health Commission for Adult Mental Health recommended categorizing the 10 priority areas in three overarching categories:

- (i) Increasing workforce development programs and incentives.
- (ii) Expanding criminal justice and public safety programs.
- (iii) Expanding mental health services and supports.

(4) The purpose of this section is to allocate funds based on the recommendations of the Behavioral Health Commission for Adult Mental Health to address adult

1 behavioral health needs in the areas of workforce development  
2 programs and incentives, criminal justice, public safety and  
3 expanding mental health services and supports.

4 (b) Use of money.--From money distributed for Adult Mental  
5 Health Services, the department shall distribute funds as  
6 provided for in this section to support adult mental health  
7 services in this Commonwealth.

8 (c) Workforce.--The sum of \$34,000,000 is to be used for the  
9 purpose of retaining existing behavioral health staff and  
10 providers, incentive programs and opportunities for staff to  
11 develop skills as follows:

12 (1) The sum of \$12,000,000 to the Department of Labor  
13 and Industry to establish a program to award competitive  
14 grants, in consultation with the Department of Human Services  
15 and the Department of Health, to partnerships of eligible  
16 applicants for training, recruiting and retention strategies  
17 for professionals in behavioral health settings. The  
18 following apply:

19 (i) Eligible applicants include:

20 (A) Employers of behavioral health  
21 professionals.

22 (B) County mental health administrations.

23 (C) Local workforce development boards.

24 (D) Institutions of higher education, including  
25 community colleges.

26 (E) Training providers.

27 (F) Community-based organizations.

28 (G) Employers of community health workers that  
29 qualify as an "eligible entity" as defined in 42  
30 U.S.C. § 280g-11(j)(1) (relating to grants to promote  
31 positive health behaviors and outcomes).

32 (ii) Grant money may be used to:

33 (A) Develop, expand or enhance training  
34 programs, including apprenticeships or other earn and  
35 learn models, scholarships, tuition assistance and  
36 paid field placements, including internships,  
37 residencies and fellowships.

38 (B) Assist with costs relating to supervision,  
39 certifications, tests and other fees.

40 (C) Develop recruitment and retention  
41 strategies, including one-time payments and other  
42 recruitment and retention initiatives.

43 (iii) The Department of Labor and Industry shall  
44 develop grant guidelines, a grant application and a  
45 process to review applications.

46 (iv) Priority shall be given to grant applications  
47 that support underserved populations and communities and  
48 demonstrate high need for partnerships in behavioral  
49 health settings.

50 (v) The Department of Labor and Industry may take a  
51 reasonable administrative fee of no more than 2% for



1 direct costs associated with the implementation,  
2 administration and servicing of this paragraph. The fee  
3 shall be taken from the funding received under this  
4 paragraph.

5 (2) The sum of \$12,000,000 to the Pennsylvania Higher  
6 Education Assistance Agency to expand the School-based Mental  
7 Health Internship Grant Program established under section  
8 1318-B of the act of March 10, 1949 (P.L.30, No.14), known as  
9 the Public School Code of 1949, to include internships,  
10 fellowships, residencies and other paid workforce  
11 opportunities with behavioral health preparation programs and  
12 behavioral health settings as follows:

13 (i) The Pennsylvania Higher Education Assistance  
14 Agency shall administer the expanded program and, in its  
15 sole discretion, award grants to individuals who submit a  
16 completed application and satisfy eligible criteria.

17 (ii) The Pennsylvania Higher Education Assistance  
18 Agency shall establish eligibility criteria in order for  
19 an individual or program setting to receive a grant under  
20 the expanded program.

21 (iii) An eligible individual under this paragraph  
22 shall, at a minimum:

23 (A) Be a Commonwealth resident as defined by the  
24 Pennsylvania Higher Education Assistance Agency.

25 (B) Be enrolled in an eligible program.

26 (C) Enter into a contract with the Pennsylvania  
27 Higher Education Assistance Agency to work in this  
28 Commonwealth for a minimum of three years following  
29 completion of the eligible individual's respective  
30 program.

31 (iv) Eligible program settings shall be determined  
32 by the Pennsylvania Higher Education Assistance Agency,  
33 in consultation with the Department of Human Services,  
34 and shall include:

35 (A) Residential and outpatient behavioral health  
36 providers.

37 (B) Psychiatric hospitals and psychiatric  
38 practices.

39 (C) County mental health administrations.

40 (D) Service providers that contract with county  
41 mental health administrations to deliver behavioral  
42 health services.

43 (E) Community-based organizations providing  
44 behavioral health services.

45 (F) Federally Qualified Health Centers.

46 (G) Certified community behavioral health  
47 clinics.

48 (H) County jails and State correctional  
49 institutions.

50 (v) Grant money may be used:

51 (A) For tuition assistance.

1           (B) To support paid internships, residency and  
2           fellowship placements.

3           (C) For supervision fees and training expenses.

4           (D) For equipment, training and technical  
5           assistance to support the eligible individual or  
6           program setting, including to expand service delivery  
7           using telemedicine.

8           (vi) Priority shall be given to behavioral health  
9           preparation programs and behavioral health settings in  
10           designated medically underserved or health professional  
11           shortage areas.

12           (vii) The Pennsylvania Higher Education Assistance  
13           Agency shall consult with the Department of Human  
14           Services in the implementation of the expanded program  
15           notwithstanding the advisory committee established under  
16           section 1318-B(b) (5) of the Public School Code of 1949.

17           (viii) The Pennsylvania Higher Education Assistance  
18           Agency may take a reasonable administrative fee of no  
19           more than 2% for direct costs associated with the  
20           implementation, administration and servicing of this  
21           paragraph. The fee shall be taken from the funding  
22           received under this paragraph.

23           (3) The sum of \$10,000,000 to the Department of Health  
24           to establish or expand a loan repayment program for eligible  
25           applicants serving in county jails, State correctional  
26           institutions or designated medically underserved or health  
27           professional shortage areas. The following apply:

28           (i) The program shall be designed to increase the  
29           number of mental health care practitioners in designated  
30           areas, including activities such as:

31           (A) Reviewing and updating on a regular basis  
32           the practice sites eligible for the program.

33           (B) Promoting the recruitment and retention of  
34           mental health care practitioners in county jails,  
35           State correctional institutions or designated  
36           medically underserved or health care shortage areas.

37           (C) To the extent possible, maximizing the  
38           Federal funding to achieve the purposes of this  
39           paragraph.

40           (ii) An eligible applicant includes an individual  
41           who works in an eligible behavioral health services  
42           setting as defined by the Department of Health and:

43           (A) has a medical degree from an accredited  
44           medical school or osteopathic medical college, has  
45           completed an approved residency or fellowship program  
46           in psychiatry, is licensed to practice medicine in  
47           this Commonwealth and is board certified or board  
48           eligible in psychiatry;

49           (B) holds a nursing degree from an accredited  
50           nursing program, has completed a training program for  
51           nurse practitioners and holds a license in nursing in

1           this Commonwealth;

2           (C) has graduated from an accredited program for  
3           physician assistants and holds a license as a  
4           physician assistant in this Commonwealth; or

5           (D) is licensed to practice in this Commonwealth  
6           as a psychologist, licensed clinical social worker,  
7           licensed professional counselor or licensed marriage  
8           and family therapist.

9           (iii) Repayment assistance may not be made for a  
10          loan that is in default at the time of the application or  
11          for a loan being repaid through any other loan repayment  
12          assistance program. Repayment shall be made directly to  
13          the recipient who shall then repay the financial lending  
14          institution.

15          (iv) A recipient of loan repayment assistance under  
16          this paragraph shall enter into an agreement with the  
17          Department of Health, which shall be considered a legally  
18          binding agreement with the Commonwealth and shall include  
19          the terms of the Department of Health's Primary Care Loan  
20          Repayment Program.

21          (v) Loan repayment assistance may be provided as  
22          follows:

23                (A) An individual under subparagraph (ii)(A) and  
24                a psychologist under subparagraph (ii)(D) shall be  
25                eligible to receive up to \$80,000 in loan repayment  
26                assistance.

27                (B) An individual, except for a psychologist,  
28                under subparagraph (ii)(B), (C) or (D) shall be  
29                eligible to receive up to \$48,000 in loan repayment  
30                assistance.

31          (vi) The Department of Health may take a reasonable  
32          administrative fee of no more than 2% for direct costs  
33          associated with the implementation, administration and  
34          servicing of this paragraph. The fee shall be taken from  
35          the funding received under this paragraph.

36          (d) Expanding criminal justice and public safety programs.--  
37          The sum of \$31,500,000 is to be used for the purpose of  
38          expanding criminal justice and public safety programs as  
39          follows:

40                (1) The sum of \$13,500,000 to the Pennsylvania  
41                Commission on Crime and Delinquency to establish a program or  
42                programs to award competitive grants to eligible applicants.  
43                The following apply:

44                    (i) Eligible applicants include:

45                                (A) Counties.

46                                (B) Nonprofit and community-based organizations.

47                                (C) County reentry coalitions.

48                                (D) Mental health and substance use disorder  
49                    providers.

50                                (E) Housing authorities.

51                                (F) Law enforcement agencies.

1           (ii) Grant money may be used to:  
2           (A) Provide comprehensive evidence-based mental  
3           health and substance use disorder treatment and  
4           support services for incarcerated persons or services  
5           for reentrants.  
6           (B) Establish or support existing specialty  
7           courts and services.  
8           (C) Create or expand co-responder models or  
9           first responder crisis intervention training.  
10           (D) Provide for forensic transition housing.  
11           (iii) The Pennsylvania Commission on Crime and  
12           Delinquency, in consultation with the Department of Human  
13           Services, shall develop grant guidelines, a grant  
14           application and a process to review applications.  
15           (2) The sum of \$7,000,000 to the Pennsylvania Commission  
16           on Crime and Delinquency to establish a prearrest diversion  
17           program to award competitive grants to eligible applicants.  
18           The following apply:  
19           (i) Eligible applicants include:  
20           (A) Law enforcement agencies.  
21           (B) Crisis intervention service providers.  
22           (C) Behavioral health providers.  
23           (D) Nonprofit or community-based organizations.  
24           (E) Treatment providers in partnership with  
25           peer-run organizations.  
26           (ii) Grant money may be used for:  
27           (A) Establishing or supporting co-responder  
28           models.  
29           (B) Training for first responders or law  
30           enforcement crisis and deescalation.  
31           (C) Establishing or supporting warm hand-off  
32           transfer programs.  
33           (iii) The Pennsylvania Commission on Crime and  
34           Delinquency shall develop grant guidelines, a grant  
35           application and a process to review applications. The  
36           guidelines shall give priority to applications that  
37           demonstrate innovative and collaborative partnerships.  
38           (3) The sum of \$6,000,000 to the Pennsylvania Commission  
39           on Crime and Delinquency to establish a program or programs  
40           to award one-time competitive grants to eligible applicants.  
41           The following apply:  
42           (i) Eligible applicants include:  
43           (A) Community-based organizations.  
44           (B) Law enforcement agencies.  
45           (C) Victim services or advocacy organizations.  
46           (D) Mental health providers who work in trauma  
47           informed care.  
48           (ii) Grant money may be used for:  
49           (A) Gun violence prevention and mental health.  
50           (B) Trauma-informed care for victims of crime  
51           and the family of the victim.

1                   (C) Community outreach and education.  
2                   (iii) The Pennsylvania Commission on Crime and  
3                   Delinquency shall develop grant guidelines, a grant  
4                   application and a process to review applications. The  
5                   guidelines shall give priority to applications that  
6                   demonstrate innovative and collaborative partnerships.  
7                   (4) The sum of \$5,000,000 to the Department of Human  
8                   Services for a one-time criminal justice and public safety  
9                   payment to each county mental health administration as  
10                  follows:  
11                  (i) Divide:  
12                   (A) the population of a county mental health  
13                   administration catchment area under the 2020 Federal  
14                   decennial census; by  
15                   (B) the total State population.  
16                  (ii) Multiply:  
17                   (A) the quotient under subparagraph (i); by  
18                   (B) \$5,000,000.  
19                  (iii) A county mental health administration shall  
20                  not receive less than \$20,000.  
21                  (iv) A county may use money received under this  
22                  paragraph:  
23                   (A) For comprehensive evidence-based mental  
24                   health and substance use disorder services and  
25                   supports for incarcerated persons, services for  
26                   reentry, including partnerships with community-based  
27                   organizations providing reentry services or supports,  
28                   case management and service coordination for  
29                   individuals incarcerated in county jails.  
30                   (B) To create or expand partnerships with county  
31                   jails or local law enforcement.  
32                  (v) Each county mental health administration shall  
33                  submit a quarterly report to the Department of Human  
34                  Services accounting for all money received under this  
35                  paragraph. The accounting shall:  
36                   (A) Be in a manner and form prescribed by the  
37                   Department of Human Services.  
38                   (B) Include, but shall not be limited to, a  
39                   listing of all expenditures, the status of all  
40                   unspent money and the impact of money spent.  
41                  (e) Strengthening and expanding mental health services and  
42                  supports.--The sum of \$34,500,000 is to be used to ensure the  
43                  stability and expansion of mental health services and supports  
44                  as follows:  
45                   (1) The sum of \$18,000,000 to the Department of Human  
46                   Services to award competitive grants to county-provider  
47                   partnerships that support suicide prevention and the crisis  
48                   continuum of care through investments in mobile crisis teams,  
49                   medical mobile crisis teams, crisis walk-in centers and  
50                   crisis stabilization units. The following apply:  
51                   (i) Eligible applicants include:

1 (A) County mental health administrators.  
2 (B) Hospitals or health systems.  
3 (C) Crisis intervention services providers.  
4 (D) Law enforcement agencies.  
5 (E) Behavioral health providers.  
6 (F) Peer support specialists or other peer-led  
7 or peer-run organizations.

8 (ii) Grant money may be used for:

9 (A) One-time payments for capital projects to  
10 establish, modify or improve facilities to provide  
11 crisis or mental health treatment supports and  
12 services, including, but not limited to, crisis walk-  
13 in centers or crisis stabilization units.

14 (B) Innovative inpatient/outpatient models.

15 (C) Crisis residential facilities.

16 (D) Mobile crisis teams.

17 (E) Community outreach and education programs.

18 (iii) The Department of Human Services shall develop  
19 grant guidelines, a grant application and a process to  
20 review applications. The guidelines shall give priority  
21 to applications that demonstrate innovative and  
22 collaborative partnerships between counties, including  
23 eligible applicants specified under subparagraph (i) with  
24 additional community partnerships which may include, but  
25 not be limited to, other system partners and providers,  
26 area agencies on aging, children and youth services,  
27 substance use treatment providers, autism and  
28 intellectual and developmental disabilities service  
29 providers, existing providers of crisis services,  
30 including family and peer advocates, victim services,  
31 first responders or criminal and juvenile justice system  
32 leadership.

33 (iv) As used in this paragraph, the term "capital  
34 project" means the construction, repair, renovation,  
35 improvement, equipping, furnishing or acquisition of a  
36 building, structure, facility, infrastructure or physical  
37 public betterment or improvement.

38 (2) The sum of \$10,000,000 to the Department of Human  
39 Services for a third-party contractor to award grants to  
40 support primary care practitioners and primary care practices  
41 in establishing or expanding the use of the collaborative  
42 care model. A third-party contractor selected may take an  
43 administrative fee of no more than 2% for direct costs  
44 associated with the implementation, administration and  
45 servicing of the grants under this paragraph. The following  
46 apply:

47 (i) Grants under this paragraph shall be awarded to  
48 primary care practitioners and primary care practices to  
49 establish and expand the use of the collaborative care  
50 model and to entities to provide technical assistance to  
51 primary care practitioners and primary care practices on

1 providing behavioral health integration services through  
2 the collaborative care model or primary care behavioral  
3 health model.

4 (ii) Primary care practitioners and primary care  
5 practices may collaborate with a larger health system for  
6 the purposes of applying for and implementing grants  
7 under this paragraph.

8 (iii) A primary care practitioner or primary care  
9 practice that receives a grant under this paragraph may  
10 use money received under this paragraph for such purposes  
11 as establishing and delivering behavioral health  
12 integration services through the collaborative care model  
13 or primary care behavioral health model and utilizing  
14 telemedicine to deliver behavioral health integration  
15 services.

16 (iv) For the purposes of this paragraph, the term  
17 "collaborative care model" means an evidence-based,  
18 integrated behavioral health service delivery method.

19 (3) The sum of \$3,500,000 to the Department of Drug and  
20 Alcohol Programs to award grants to eligible applicants to  
21 develop and implement peer-led mental health and substance  
22 use disorder services or develop recruitment and retention  
23 programs, including training, for the mental health and  
24 substance abuse peer workforce. The following apply:

25 (i) Eligible applicants include:

26 (A) Peer-run organizations.

27 (B) Crisis intervention service providers.

28 (C) Treatment providers in partnership with  
29 peer-run organizations.

30 (D) County mental health administrations.

31 (ii) The Department of Drug and Alcohol Programs  
32 shall develop grant guidelines, a grant application and a  
33 process to review applications.

34 (4) The sum of \$3,000,000 to the Department of Human  
35 Services to award through the Office of Mental Health and  
36 Substance Abuse Services competitive grants to qualified  
37 providers to invest in technology and training for behavioral  
38 health telehealth providers. The following apply:

39 (i) To be eligible for funding under this paragraph,  
40 an entity must be a provider with a service location in  
41 this Commonwealth and serving clients or patients in this  
42 Commonwealth, of which no less than 51% are Pennsylvania  
43 medical assistance enrolled beneficiaries. The Department  
44 of Human Services may not restrict eligible applicants  
45 based on the number of employees across the entire  
46 organization.

47 (ii) Funding shall be used to implement one or more  
48 of the following activities:

49 (A) Purchasing equipment for providers,  
50 including computers, monitors, tablets, webcams,  
51 microphones, mobile medical devices for providers,

1 telemedicine carts and telemedicine kiosks.  
2 (B) Purchasing equipment for service clients,  
3 including computers, monitors, tablets, webcams,  
4 microphones and other similar equipment.  
5 (C) Purchasing or maintaining HIPAA-compliant  
6 software or platforms, including telemedicine  
7 software and online patient portals, including setup  
8 fees and telehealth system maintenance.  
9 (D) Support for increased broadband speed.  
10 (E) Purchasing Wi-Fi hotspots.  
11 (F) Purchasing provider training on telehealth  
12 best practices, beyond what is offered by the  
13 Department of Human Services.  
14 (G) Telehealth technical assistance.  
15 (iii) The Department of Human Services shall develop  
16 grant guidelines, a grant application and a process to  
17 review applications.  
18 (f) Study.--The Legislative Budget and Finance Committee  
19 shall perform the following duties:  
20 (1) Conduct a study that examines:  
21 (i) The impact of the initiatives supported by the  
22 funding distributed under this section.  
23 (ii) The use of grants or funding distributed under  
24 this section.  
25 (iii) Entities receiving money under this section  
26 are required to submit information to the administrating  
27 agency regarding the use of funding, which may include  
28 the following:  
29 (A) The amount of funding received.  
30 (B) How many individuals are served.  
31 (C) The amount awarded to individuals who  
32 received loan forgiveness or assistance with  
33 education and job training.  
34 (D) The name and location of new programs or  
35 descriptions of enhancements made to existing  
36 programs.  
37 (E) Any other information deemed necessary by  
38 the Legislative Budget and Finance Committee or the  
39 administrating agency, unless otherwise prohibited by  
40 law.  
41 (2) Prepare a written report of the results of the study  
42 and submit the report to the Senate and the House of  
43 Representatives no later than June 30, 2027.  
44 (g) Definitions.--As used in this section, the following  
45 words and phrases shall have the meanings given to them in this  
46 subsection unless the context clearly indicates otherwise:  
47 "Health professional shortage area." A geographic or  
48 population area in this Commonwealth designated by the United  
49 States Department of Health and Human Services that indicates a  
50 health care professional shortage in mental health.  
51 Section 3. (Reserved).



1 Section 4. The act is amended by adding articles to read:

2 ARTICLE I-F.1

3 TENANT PROTECTIONS

4 Section 101-F.1. Unlawful uses of rebates.

5 (a) Rebates used as part of lease or agreement prohibited.--  
6 It shall be unlawful for a landlord and tenant to enter into a  
7 lease or agreement to assign or pay any portion of any rebate  
8 payable under Chapter 13 of the act of June 27, 2006 (1st  
9 Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, to  
10 which a tenant may be entitled, to the landlord or to the  
11 landlord's assignee or representative.

12 (b) Penalties.--A landlord that violates this section shall  
13 be ordered to fully reimburse the tenant of any portion of a  
14 payment that was assigned or otherwise used as payment by the  
15 tenant to the landlord. Additionally, a penalty of 25% of the  
16 total amount of the payment to which the tenant was entitled  
17 shall be imposed on the landlord and paid to the Department of  
18 Revenue. The penalty shall bear interest at the rate of 1.5% per  
19 month from the date of imposition until paid in full to the  
20 department.

21 (c) Enforcement.--The Attorney General shall enforce the  
22 provisions of this section.

23 (d) Definitions.--The following words and phrases when used  
24 in this section shall have the meanings given to them in this  
25 subsection unless the context clearly indicates otherwise:

26 "Landlord." An owner of real property that leases property  
27 to a tenant under a lease agreement. The term includes a person  
28 acting on behalf of the owner in the operation or management of  
29 the real property.

30 "Tenant." A person who occupies a dwelling by reason of a  
31 possessory interest in the real property on which the dwelling  
32 is located under a lease agreement.

33 ARTICLE I-K

34 911 EMERGENCY COMMUNICATION SERVICES

35 Section 101-K. (Reserved).

36 Section 102-K. Termination.

37 35 Pa.C.S. Ch. 53 (relating to 911 emergency communication  
38 services) shall expire December 31, 2024.

39 ARTICLE I-L

40 MEDICAL DEBT RELIEF

41 Section 101-L. Scope of article.

42 This article relates to medical debt relief.

43 Section 102-L. Definitions.

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

47 "Bad debt expense." The cost of care for which a health care  
48 provider expected payment from the patient or a third-party  
49 payor, but which the health care provider or commercial debt  
50 collection agency subsequently determines to be uncollectible.

51 "Department." The Department of Health of the Commonwealth.

1 "Eligible patient." An individual who meets all of the  
2 following requirements:

3 (1) Is a resident of this Commonwealth.

4 (2) Can demonstrate an inability to pay the cost of  
5 medical care even after the application of payments for  
6 third-party health coverage.

7 (3) Provides financial information and documentation  
8 showing that their income and assets make them eligible for  
9 hospital-based financial assistance under the policies of the  
10 hospital and of this article.

11 "Eligible resident." An individual eligible for relief who  
12 meets all of the following conditions:

13 (1) Is a resident of this Commonwealth.

14 (2) Has a household income at or below 400% of the  
15 Federal poverty guidelines or has medical debt equal to 5% or  
16 more of the individual's household income.

17 "Health care provider." Either of the following:

18 (1) A health care provider, as defined in section 1201  
19 of the act of May 17, 1921 (P.L.682, No.284), known as The  
20 Insurance Company Law of 1921.

21 (2) An emergency medical services agency, as defined in  
22 35 Pa.C.S. § 8103 (relating to definitions).

23 "Hospital-based financial assistance." Financial assistance  
24 provided by hospitals to patients that includes charity care or  
25 discounted care where the cost of care ordinarily charged by a  
26 hospital is provided free of charge or at a reduced rate or a  
27 hospital relieves an eligible patient's medical bill in part or  
28 in full based on eligibility criteria.

29 "Medical debt." An obligation to pay money arising from the  
30 receipt of health care services.

31 "Medical debt relief." The discharge of a patient's medical  
32 debt.

33 "Medical debt relief coordinator." A person, company,  
34 partnership or other entity that is able to discharge medical  
35 debt of an eligible resident in a manner that does not result in  
36 a taxable event for the eligible resident.

37 "Primary language." A language that is the preferred  
38 language for communication during at least 5% of the annual  
39 patient visits by patients who do not have the proficiency in  
40 English necessary to speak, read and write about health care-  
41 related matters.

42 "Program." The Medical Debt Relief Program established under  
43 section 103-L.

44 "Public health coverage option." A program administered by  
45 the Department of Human Services, including Medical Assistance  
46 and the Children's Health Insurance Program, and by the  
47 Pennsylvania Health Insurance Exchange Authority.  
48 Section 103-L. Medical Debt Relief Program.

49 (a) Establishment and purpose.--The Medical Debt Relief  
50 Program is established within the department for the purpose of  
51 discharging medical debt of eligible residents by contracting

1 with a medical debt relief coordinator as described in  
2 subsection (c).

3 (b) Use of money.--Money appropriated to the department for  
4 the program shall be used exclusively for the program, including  
5 contracting with a medical debt relief coordinator and providing  
6 money to be used by the medical debt relief coordinator to  
7 discharge medical debt of eligible residents. Money used in  
8 contracting with a medical debt relief coordinator may also be  
9 used for the payment of services provided by the medical debt  
10 relief coordinator to discharge medical debt of eligible  
11 residents based on a budget approved by the department.

12 (c) Contracts.--

13 (1) The department is authorized to and shall enter into  
14 a contract with a medical debt relief coordinator to purchase  
15 and discharge medical debt owed by an eligible resident with  
16 money allocated for the program.

17 (2) The department shall implement a competitive bidding  
18 process to determine which medical debt relief coordinator to  
19 use, unless the department determines that only a single  
20 medical debt relief coordinator has the capacity and  
21 willingness to carry out the duties specified in this  
22 article.

23 (3) In contracting with the department, a medical debt  
24 relief coordinator shall adhere to the following:

25 (i) The medical debt relief coordinator shall review  
26 the medical debt accounts of each commercial debt  
27 collection agency or health care provider willing to sell  
28 medical debt accounts in this Commonwealth.

29 (ii) The medical debt relief coordinator may elect  
30 to buy the dischargeable medical debt from the commercial  
31 debt collection agency or health care provider that  
32 identifies the accounts described in subparagraph (i) as  
33 a bad debt expense.

34 (iii) After the purchase and discharge of medical  
35 debt from a commercial debt collection agency or health  
36 care provider, the medical debt relief coordinator shall  
37 notify all eligible residents whose medical debt has been  
38 discharged under the program, in a manner approved by the  
39 department, that they no longer have specified medical  
40 debt owed to the relevant health care provider or  
41 commercial debt collection agency.

42 (iv) A medical debt relief coordinator shall make a  
43 best effort to ensure parity and equity in the purchasing  
44 and discharging of medical debt to ensure that all  
45 eligible residents have an equal opportunity of receiving  
46 medical debt relief regardless of their geographical  
47 location or identities and characteristics as identified  
48 in section 2 of the act of October 27, 1955 (P.L.744,  
49 No.222), known as the Pennsylvania Human Relations Act.

50 (v) A medical debt relief coordinator shall report  
51 to the department the summary statistics regarding

1 eligible residents whose medical debt has been  
2 discharged.

3 (vi) A medical debt relief coordinator may not  
4 attempt to seek payment from an eligible resident for  
5 medical debt purchased by the medical debt relief  
6 coordinator.

7 (4) A medical debt relief coordinator shall continue to  
8 fulfill its contractual obligations to the department until  
9 all money contracted to the medical debt relief coordinator  
10 is exhausted, regardless of whether money allocated to the  
11 program has been exhausted.

12 (d) Breach of contract.--If a medical debt relief  
13 coordinator attempts to seek payment from an eligible resident  
14 for medical debt purchased by the medical debt relief  
15 coordinator or fails to carry out the responsibilities described  
16 in its contract with the department, the medical debt relief  
17 coordinator shall be considered in breach of contract and the  
18 contract provisions that apply in the case of a breach of  
19 contract shall apply.

20 Section 104-L. Reporting on program.

21 (a) Requirement.--Beginning one year after the effective  
22 date of this section and annually thereafter for as long as  
23 medical debt relief coordinators are fulfilling their  
24 contractual obligations under this article, the department shall  
25 submit an annual report regarding the program in accordance with  
26 this section.

27 (b) Contents.--Each report under this section shall contain  
28 the following information for the annual period covered by the  
29 report:

30 (1) The amount of medical debt purchased and discharged  
31 under the program.

32 (2) The number of eligible residents who received  
33 medical debt relief under the program.

34 (3) The characteristics of the eligible residents as  
35 described in section 103-L(c) (3) (iv).

36 (4) The number and characteristics of health care  
37 providers from whom medical debt was purchased and  
38 discharged.

39 (5) The number of eligible residents whose income was  
40 calculated at 100%, 150% or 200% of the Federal poverty  
41 level.

42 (6) The number of and characteristics of medical debt  
43 relief coordinators contracted with for the purposes of  
44 purchasing and discharging medical debt.

45 (c) Submittal.--Each report under this section shall be  
46 submitted to the following:

47 (1) The Governor.

48 (2) The President pro tempore of the Senate.

49 (3) The Speaker of the House of Representatives.

50 (4) The Majority Leader and Minority Leader of the  
51 Senate.

1       (5) The Majority Leader and Minority Leader of the House  
2       of Representatives.

3       (6) The chairperson and minority chairperson of the  
4       Health and Human Services Committee of the Senate.

5       (7) The chairperson and minority chairperson of the  
6       Health Committee of the House of Representatives.

7       Section 105-L. Hospital-based financial assistance forms and  
8       policies.

9       (a) Forms.--The department shall develop the following forms  
10       and make them available to hospitals and the general public:

11       (1) A uniform application for financial assistance that  
12       shall be used in every hospital in this Commonwealth to  
13       determine if an individual is an eligible patient.

14       (2) A uniform one-page template all hospitals shall use  
15       to summarize eligibility information for financial  
16       assistance. At a minimum, the summary shall include:

17       (i) Income eligibility guidelines for hospital-based  
18       financial assistance expressed as both a percent of the  
19       Federal Poverty Income Guidelines and a dollar amount  
20       based on common household sizes.

21       (ii) Information about the limits on amounts and  
22       type of assets.

23       (iii) Information on income eligibility guidelines  
24       for a public health coverage option expressed as both a  
25       percent of the Federal Poverty Income Guidelines and a  
26       dollar amount based on common household sizes and how to  
27       apply for those coverage options.

28       (iv) Contact information for how to apply for  
29       hospital-based financial assistance and how to get help  
30       applying for hospital-based financial assistance.

31       (3) A brief uniform statement of the availability of  
32       hospital-based financial assistance and of the application  
33       for hospital-based financial assistance to be stated  
34       prominently on hospital materials.

35       (b) Development of form.--The department shall include input  
36       from hospitals and the general public in developing the forms  
37       described in subsection (a)(1).

38       (c) Accessibility of forms.--Each form outlined in  
39       subsection (a) shall be:

40       (1) Written in plain language at a sixth grade reading  
41       level.

42       (2) Translated by the department into all primary  
43       languages identified by a hospital.

44       (3) Made accessible by the hospital to individuals with  
45       visual impairments upon request.

46       (4) Posted by hospitals online in a publicly accessible  
47       format. A full copy of the hospital's financial assistance  
48       policies shall also be published along with the summary in  
49       subsection (a)(2).

50       (d) Disclosure to patients.--

51       (1) A hospital shall provide the form discussed in

1 subsection (a)(2) to all patients upon intake and discharge.  
2 Additionally, a hospital shall place the uniform statement  
3 provided for in subsection (a)(3) on all bills, billing  
4 statements, good faith estimates, admittance forms and  
5 discharge paperwork.

6 (2) A hospital shall provide a full copy of its  
7 financial assistance policies upon request.

8 (3) A hospital shall provide assistance understanding  
9 and completing a financial assistance application upon  
10 request.

11 (e) Alignment with public health coverage options.--

12 (1) Hospitals shall use the income counting rules and  
13 household composition rules consistent with 42 CFR 435.603  
14 (relating to application of modified adjusted gross income  
15 (MAGI)) and shall adjust their policies according to rules  
16 within 180 days after the effective date of this paragraph.

17 (2) The Department of Human Services shall explore a  
18 process for connecting the uniform application for financial  
19 assistance with the department's electronic eligibility  
20 system in order to evaluate an applicant's eligibility for a  
21 public health coverage option.

22 (3) A patient seeking financial assistance may provide  
23 the following financial information and documentation in  
24 support of their application:

25 (i) paychecks or pay stubs;

26 (ii) unemployment documentation;

27 (iii) Social Security income;

28 (iv) rent receipts;

29 (v) a letter from the patient's employer attesting  
30 to the patient's gross income;

31 (vi) copies of recent tax returns; or

32 (vii) if none of the aforementioned information and  
33 documentation are available, a written self-attestation  
34 of the patient's income.

35 (4) Hospitals may provide hospital-based financial  
36 assistance to any patient who is already enrolled in the  
37 Supplemental Nutrition Assistance Program (SNAP), Special  
38 Supplemental Nutrition Program for Women, Infants and  
39 Children (WIC) or Low-Income Home Energy Assistance Program  
40 (LIHEAP), based on presumptive eligibility through use of  
41 electronic verification data.

42 (5) Upon submission of a completed application form, the  
43 patient is not liable for any bills until the hospital has  
44 rendered a decision on the application.

45 Section 106-L. Tax applicability.

46 The amount of interest and principal balance of medical debt  
47 discharged under the program shall not be included in the  
48 classes of income identified in section 303 of the act of March  
49 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

50 ARTICLE I-M

51 INSTITUTIONS OF PURELY PUBLIC CHARITY

1 Section 101-M. Definitions.

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

5 "Institution." As defined in section 3 of the act of  
6 November 26, 1997 (P.L.508, No.55), known as the Institutions of  
7 Purely Public Charity Act.

8 Section 102-M. Charity to persons.

9 Notwithstanding section 5(e)(5) of the act of November 26,  
10 1997 (P.L.508, No.55), known as the Institutions of Purely  
11 Public Charity Act, an institution shall be considered to  
12 benefit a substantial and indefinite class of persons who are  
13 legitimate subjects of charity if:

14 (1) the institution is a domestic fraternal society,  
15 order or association, that operates under a lodge system, the  
16 net earnings of which are devoted to religious, charitable,  
17 scientific, literary, educational and fraternal purposes and  
18 qualifies for an exemption from taxation under 26 U.S.C. §  
19 501(c)(8) and (10) (relating to exemption from tax on  
20 corporations, certain trusts, etc.) and:

21 (i) the organization has been operating in this  
22 Commonwealth for at least 100 years; and

23 (ii) the organization has not been issued a license  
24 under the act of April 12, 1951 (P.L.90, No.21), known as  
25 the Liquor Code.

26 (2) the institution is a title-holding organization that  
27 qualifies for an exemption from taxation under 26 U.S.C. §  
28 501(c)(2) that is wholly owned or controlled by one or more  
29 qualifying fraternal organization described under paragraph  
30 (1).

31 ARTICLE I-N

32 (Reserved)

33 Section 5. The definitions of "cost of the retailer," "cost  
34 of the stamping agent" and "cost of the wholesaler" in section  
35 202-A of the act are amended to read:

36 Section 202-A. Definitions.--As used in this article--

37 \* \* \*

38 "Cost of the Retailer" shall mean the basic cost of  
39 cigarettes to the retailer plus the cost of doing business by  
40 the retailer in excess of the basic cost of cigarettes,  
41 expressed as a percentage and applied to the basic cost of  
42 cigarettes. In the absence of filing of satisfactory proof of a  
43 lesser or higher cost of doing business by the retailer making  
44 the sale, the cost of doing business by the retailer shall be  
45 presumed to be [seven] the per centum as provided in section  
46 234-A of the basic cost of cigarettes to the retailer. When a  
47 retailer establishes a lesser cost of doing business than the  
48 presumptive [seven] per centum cost of doing business as  
49 provided in section 234-A, such lesser cost of doing business  
50 may be used to compute the cost of the retailer for a period of  
51 time no greater than twelve months, at the end of which time the

1 cost to the retailer shall be computed using the presumptive  
2 [seven] per centum cost of doing business as provided in section  
3 234-A, unless the retailer again establishes a lesser cost of  
4 doing business. Any fractional part of a cent in such cost per  
5 carton shall be rounded off to the next higher cent. In the case  
6 of any person who purchases cigarettes for sale at retail from  
7 any manufacturer of cigarettes without resort to a wholesaler as  
8 such, such person shall be deemed, for the purposes of this  
9 article, to be engaged in the sale of cigarettes as a stamping  
10 agent, wholesaler and retailer and as such shall be subject to  
11 all mark-up provisions of this article in the order named.

12 "Cost of the Stamping Agent" shall mean the basic cost of  
13 cigarettes plus the cost of doing business by the cigarette  
14 stamping agent in excess of the basic cost of cigarettes,  
15 expressed as a percentage and applied to the basic cost of  
16 cigarettes. Any fractional part of a cent in the cost per carton  
17 of cigarettes shall be rounded off to the next higher cent. In  
18 the case of sales at retail by cigarette stamping agents, the  
19 cost of the cigarette stamping agent shall be the same as the  
20 cost of the retailer. There shall be determined a separate cost  
21 of the cigarette stamping agent for sales to wholesale dealers  
22 and for sales to retail dealers. In the absence of filing of  
23 satisfactory proof of a lesser cost of doing business of the  
24 cigarette stamping agent making the sale, the cost of doing  
25 business shall be presumed to be [one and seven-tenths per  
26 centum] the per centum as provided in section 235-A of the basic  
27 cost of cigarettes to the stamper for sales to wholesale dealers  
28 and, with respect to sales to retail dealers, the cost of the  
29 stamping agent plus the cost of the wholesaler. When a cigarette  
30 stamping agent establishes a lesser cost of doing business than  
31 the presumptive costs contained herein, such lesser cost of  
32 doing business may be used to compute the cost of the cigarette  
33 stamping agent for a period of time no greater than twelve  
34 months, at the end of which time the cost of the cigarette  
35 stamping agent shall be computed using the presumptive costs  
36 contained herein, unless the cigarette stamping agent again  
37 establishes a lesser cost of doing business.

38 "Cost of the Wholesaler" shall mean the basic cost of  
39 cigarettes to the wholesaler plus the cost of doing business by  
40 the wholesaler in excess of the basic cost of cigarettes,  
41 expressed as a percentage and applied to the basic cost of  
42 cigarettes. Any fractional part of a cent in the cost to the  
43 wholesaler per carton of cigarettes shall be rounded off to the  
44 next higher cent. There shall be determined a separate cost of  
45 the wholesaler for sale to retail dealers. In the absence of  
46 filing satisfactory proof of a lesser cost of doing business by  
47 the wholesaler with respect to sales to retail dealers, the cost  
48 of doing business shall be presumed to be [four per centum] the  
49 per centum as provided in section 236-A of the basic cost of  
50 cigarettes. When a wholesaler establishes a lesser cost of doing  
51 business than the presumptive cost of doing business, such



1 lesser cost of doing business may be used to compute the cost of  
2 the wholesaler for a period of time no greater than twelve  
3 months, at the end of which time the cost of the wholesaler  
4 shall be computed using the presumptive four per centum cost of  
5 doing business, unless the wholesaler again establishes a lesser  
6 cost of doing business.

7 \* \* \*

8 Section 6. The act is amended by adding sections to read:

9 Section 234-A. Presumed Cost of Doing Business By  
10 Retailer.--The presumed cost of doing business by a retailer  
11 making the sale shall be the following per centum:

12 (1) Prior to January 1, 2024, seven per centum.

13 (2) Beginning January 1, 2024, through December 31, 2024,  
14 nine per centum.

15 (3) Beginning January 1, 2025, through December 31, 2025,  
16 ten per centum.

17 (4) Beginning January 1, 2026, eleven per centum.

18 (5) Beginning January 1, 2027, and thereafter, twelve per  
19 centum.

20 Section 235-A. Presumed Cost of Doing Business By Stamping  
21 Agent.--The presumed cost of doing business by a stamping agent  
22 making the sale shall be the following per centum:

23 (1) Prior to January 1, 2024, one and seven tenths per  
24 centum.

25 (2) Beginning January 1, 2024, through December 31, 2024,  
26 two per centum.

27 (3) January 1, 2025, and thereafter, two and one-half per  
28 centum.

29 Section 236-A. Presumed Cost of Doing Business By  
30 Wholesaler.--The presumed cost of doing business by a wholesaler  
31 making the sale shall be the following per centum:

32 (1) Prior to January 1, 2024, four per centum.

33 (2) Beginning January 1, 2024, through December 31, 2024,  
34 six per centum.

35 (3) Beginning January 1, 2025, and thereafter, seven per  
36 centum.

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

38 ARTICLE II-F

39 INDIGENT DEFENSE

40 Section 201-F. Scope of article.

41 This article relates to indigent defense.

42 Section 202-F. Definitions.

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

46 "Commission." The Pennsylvania Commission on Crime and  
47 Delinquency.

48 "Indigent defense services." The legal representation  
49 provided to indigent adult defendants and juvenile respondents  
50 through either a public defender's office, contracted counsel or  
51 conflict counsel.

1 Section 203-F. Indigent Defense Advisory Committee.

2 (a) Establishment.--The Indigent Defense Advisory Committee  
3 is established within the commission.

4 (b) Composition.--The committee shall consist of a  
5 chairperson and the following members to be selected as follows:

6 (1) The executive director of the Interbranch Commission  
7 for Gender, Racial and Ethnic Fairness, or a designee, who  
8 shall serve as an ex officio and nonvoting member.

9 (2) The executive director of the Public Defender  
10 Association of Pennsylvania or a designee.

11 (3) The executive director of the Pennsylvania  
12 Commission on Sentencing, or a designee, who shall serve as  
13 an ex officio and nonvoting member.

14 (4) The executive director of the Pennsylvania District  
15 Attorneys Association, or a designee, who shall serve as an  
16 ex officio and nonvoting member.

17 (5) The Commonwealth Victim Advocate, or a designee, who  
18 shall serve as an ex officio and nonvoting member.

19 (6) The executive director of the Pennsylvania Chiefs of  
20 Police Association, or a designee, who shall serve as an ex  
21 officio and nonvoting member.

22 (7) The executive director of the Juvenile Court Judges'  
23 Commission, or a designee, who shall serve as an ex officio  
24 and nonvoting member.

25 (8) An individual appointed by the President pro tempore  
26 of the Senate.

27 (9) An individual appointed by the Minority Leader of  
28 the Senate.

29 (10) An individual appointed by the Speaker of the House  
30 of Representatives.

31 (11) An individual appointed by the Minority Leader of  
32 the House of Representatives.

33 (12) The following members appointed by the Governor:

34 (i) One representative of public defenders appointed  
35 from a list of three qualified attorneys recommended by  
36 the Defender Association of Philadelphia.

37 (ii) One criminal defense attorney with public  
38 defender experience appointed from a list of three  
39 qualified individuals recommended by the Pennsylvania  
40 Association of Criminal Defense Lawyers.

41 (iii) One attorney with experience defending  
42 juveniles in delinquency proceedings, appointed from a  
43 list of three qualified individuals recommended by the  
44 Juvenile Defenders Association of Pennsylvania.

45 (iv) One member from the law school academic  
46 community with a background in public defense or legal  
47 services appointed from a list of qualified individuals  
48 recommended by each law school in this Commonwealth.

49 (v) One attorney with capital case indigent defense  
50 trial, appellate or postconviction experience associated  
51 with the Pennsylvania Innocence Project at Temple

1 University Beasley School of Law.

2 (vi) One representative of county government from  
3 the second class or second class A counties appointed  
4 from a list of three qualified individuals recommended by  
5 the County Commissioners Association of Pennsylvania.

6 (vii) One representative of county government from  
7 the third, fourth, fifth, sixth, seventh or eighth class  
8 counties appointed from a list of three qualified  
9 individuals recommended by the County Commissioners  
10 Association of Pennsylvania.

11 (viii) One advocate for current and former prison  
12 inmates appointed from a list of three individuals  
13 recommended by the Pennsylvania Prison Society.

14 (13) Three judges who routinely preside over criminal or  
15 juvenile cases and are representative of the geographic and  
16 demographic diversity of the Commonwealth, appointed by the  
17 Chief Justice of the Pennsylvania Supreme Court.

18 (14) The following members appointed by the Chief  
19 Justice of the Pennsylvania Supreme Court:

20 (i) One county chief public defender from a list of  
21 three recommendations from the Public Defender  
22 Association of Pennsylvania.

23 (ii) One public defender from the second class OR  
24 second class A counties from a list of four  
25 recommendations from the Public Defender Association of  
26 Pennsylvania.

27 (iii) One public defender from the third or fourth  
28 class counties from a list of four recommendations from  
29 the Public Defender Association of Pennsylvania.

30 (iv) Two public defenders from the fifth, sixth,  
31 seventh or eighth class counties from a list of four  
32 recommendations from the Public Defender Association of  
33 Pennsylvania.

34 (c) Chairperson and vice chairperson.--The chairperson of  
35 the committee shall be selected by the Governor from among the  
36 voting members of the committee. A vice chairperson shall be  
37 designated by the chairperson of the committee from among the  
38 voting members of the committee to preside at meetings in the  
39 absence of the chairperson.

40 (d) Term.--Members of the committee shall serve a four-year  
41 term. Members are eligible for reappointment for no more than  
42 two consecutive terms. Members appointed under subsection (b)  
43 (1), (2), (3), (4), (5), (6) and (7) shall serve by virtue of  
44 the member's office, and the term shall be concurrent with the  
45 member's service in the office. Vacancies on the committee shall  
46 be filled by the appointing authority within 60 days of the  
47 vacancy. For the purposes of this subsection, a vacancy occurs  
48 when a member resigns from the committee or no longer holds the  
49 employment that originally qualified the member for the  
50 appointment.

51 (e) Quorum.--A majority of the voting members of the

1 committee shall constitute a quorum and a quorum shall be  
2 required for all actions. A vote of the majority of the voting  
3 members of the committee present shall be sufficient for all  
4 actions taken by the committee.

5 (f) Meetings.--The committee shall hold its first meeting no  
6 later than 60 days from the effective date of this subsection.  
7 Except for the first meeting, meetings related to the  
8 implementation and operation of the Indigent Defense Grant  
9 Program established under subsection (k) and meetings related to  
10 committee duties under subsection (i) (13), members appointed  
11 under subsection (b) (4), (5) and (6) may not participate in  
12 meetings and committee work related to committee duties under  
13 subsection (i) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10),  
14 (11) and (12), unless requested by a majority of the voting  
15 members.

16 (g) Compensation and expenses.--The committee members shall  
17 not receive a salary or per diem allowance for serving as board  
18 members, but shall be reimbursed for actual and necessary  
19 expenses incurred in the performance of duties as members of the  
20 committee. Expenses may include reimbursement of travel and  
21 living expenses while engaged in committee business.

22 (h) Staff.--Staff support shall be made available to the  
23 committee by the executive director of the commission in order  
24 to adequately assist the committee in carrying out its duties  
25 and responsibilities.

26 (i) Duties and responsibilities.--With the review and  
27 approval of the commission, the committee shall have the  
28 following duties and responsibilities:

29 (1) Propose minimum standards for the delivery of  
30 effective indigent defense services throughout this  
31 Commonwealth that are consistent with the requirements of the  
32 Constitution of the United States and the Constitution of  
33 Pennsylvania.

34 (2) Propose minimum standards for attorneys providing  
35 indigent defense services to ensure that the ability,  
36 training and experience of the attorneys match the cases  
37 assigned to the attorneys.

38 (3) Submit proposed standards to the Pennsylvania  
39 Supreme Court for adoption through a manner prescribed by the  
40 Supreme Court.

41 (4) Identify, develop or provide appropriate Statewide  
42 continuing legal education courses, practical training  
43 programs and skill development resources, including  
44 preservice training for newly hired public defenders, public  
45 defender staff attorneys, assigned counsel and contract  
46 public defenders and other counsel who provide indigent  
47 defense services.

48 (5) Identify, develop or provide appropriate programs  
49 for capital case defense skills training, adult criminal  
50 defense training, juvenile delinquency defense training and  
51 management and leadership training for chief defenders and

1 public defender office leaders and other counsel who provide  
2 indigent defense services.

3 (6) Establish a virtual defender training library  
4 consisting of all programs approved by the committee.

5 (7) Adopt standards by which counties shall collect and  
6 report, at a minimum, the following to the committee:

7 (i) The caseload and workload of each attorney in  
8 the county's public defender office.

9 (ii) The caseload and workload of attorneys who are  
10 assigned to represent an indigent defendant as conflict  
11 counsel or contract counsel in the county.

12 (iii) The total expenditures and per capita spending  
13 for indigent criminal defense services in the county.

14 (8) Adopt standards for the use of case management  
15 systems or software by county public defender offices.

16 (9) Develop, in partnership with the Administrative  
17 Office of Pennsylvania Courts and the Juvenile Court Judges'  
18 Commission, data requests that include, at a minimum, the  
19 following:

20 (i) The total number of criminal cases involving a  
21 public defender by category of criminal offense and by  
22 county.

23 (ii) The total number of criminal cases adjudicated  
24 or closed involving a public defender by category of  
25 disposition type and by county.

26 (iii) The total number of juvenile delinquency cases  
27 involving a public defender by category of offense and by  
28 county.

29 (iv) The total number of juvenile delinquency cases  
30 adjudicated or closed involving a public defender by  
31 category of disposition type and by county.

32 (v) The total number of criminal cases with a court  
33 appointed attorney, not a public defender.

34 (vi) The total number of juvenile delinquency cases  
35 with a court appointed attorney, not a public defender.

36 (vii) The total number of criminal and juvenile  
37 delinquency cases appealed involving a public defender by  
38 county.

39 (10) Partner with other departments or agencies for the  
40 collection of data related to the delivery of indigent  
41 defense services, as may be required by the committee.

42 (11) Analyze the data to identify trends and overall  
43 effectiveness of indigent defense services in the State and  
44 the impact of the standards adopted on the effectiveness of  
45 indigent defense services in the future.

46 (12) Prepare a report which includes, at a minimum, the  
47 actions of the committee, details of grants awarded,  
48 summaries of data collected with statistics regarding the  
49 delivery of indigent defense services and recommendations for  
50 improvement of the indigent defense system in this  
51 Commonwealth. The report shall be submitted two years from

1 the effective date of this section and biennially thereafter.  
2 The report shall be published on the commission's publicly  
3 accessible Internet website. A copy of the report shall be  
4 submitted to the Governor, the chair and minority chair of  
5 the Judiciary Committee of the Senate, the chair and minority  
6 chair of the Judiciary Committee of the House of  
7 Representatives, the chair and minority chair of the  
8 Appropriations Committee of the Senate, the chair and  
9 minority chair of the Appropriations Committee of the House  
10 of Representatives and the Pennsylvania Supreme Court.

11 (13) Perform functions related to the direct approval  
12 and disbursement of grants under the Indigent Defense Grant  
13 Program established under subsection (k) in an advisory  
14 capacity only.

15 (j) Confidentiality of data.--County-specific data received  
16 and collected by the committee shall remain confidential. The  
17 committee may release aggregate data at the committee's  
18 discretion when preparing and submitting its biennial report.

19 (k) Indigent Defense Grant Program.--The Indigent Defense  
20 Grant Program is established in the commission. The following  
21 shall apply:

22 (1) Money available to the program shall include  
23 appropriations and transfers from the General Fund, special  
24 funds, Federal funds and other sources of revenue made  
25 available to the program and the commission.

26 (2) Program funding may only be used for the grant and  
27 training activities authorized under this section, and no  
28 money may be transferred or diverted to any other purpose by  
29 administrative action.

30 (3) The committee shall have the opportunity to review  
31 and comment on grant applications and shall ensure that grant  
32 funding or services provided under the program are  
33 geographically dispersed throughout this Commonwealth.

34 (4) Grant money allocated through the program shall be  
35 used to supplement and not supplant existing county spending  
36 on indigent defense services.

37 (5) Nothing shall preclude a grant recipient from making  
38 an application in a subsequent year for the same purpose and  
39 amount awarded in a prior year.

40 (6) Grants awarded shall be consistent with the  
41 standards established by the committee and the standards  
42 adopted by the Pennsylvania Supreme Court.

43 (7) The commission may randomly audit and monitor grant  
44 recipients to ensure the appropriate use of grant funds and  
45 compliance with the provisions of this section.

46 (8) The commission may use up to 10% of the money  
47 appropriated each year for the costs of supporting the  
48 committee and administering the program, which may include  
49 the costs relating to the employment of personnel, providing  
50 technical assistance to grantees and evaluating the impact of  
51 initiatives supported by the grants.

1 Section 8. Section 1601.2-E(e)(1)(ii) of the act, amended  
2 July 11, 2022 (P.L.540, No.54), is amended to read:  
3 Section 1601.2-E. Oil and Gas Lease Fund.

4 \* \* \*

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

6 (1) \* \* \*

7 (ii) No amount shall be transferred from the fund to  
8 the Marcellus Legacy Fund for distribution to the  
9 Environmental Stewardship Fund for the 2019-2020, 2020-  
10 2021, 2021-2022 [and], 2022-2023 and 2023-2024 fiscal  
11 year.

12 \* \* \*

13 Section 9. The act is amended by adding sections to read:  
14 Section 1607-M. Designated municipal agent and authorized  
15 salvor for city of the first class.

16 For purposes of 75 Pa.C.S. § 7304.1 (relating to reports and  
17 removal of abandoned vehicles within the boundaries of a city of  
18 the first class or second class), a designated municipal agency  
19 and an authorized salvor for a city of the first class shall  
20 mean the Philadelphia Parking Authority.

21 Section 1608-M. Operation as taxicab.

22 (a) Prohibition.--Notwithstanding 53 Pa.C.S. §§ 5714  
23 (relating to certificate and medallion required) and 57B02(c)(6)  
24 (relating to regulation of taxicabs and limousines), no vehicle  
25 which is more than 10 model years old, or 12 model years old if  
26 the vehicle is an alternative fuel vehicle, or has been driven  
27 more than 350,000 miles, shall continue in operation as a  
28 taxicab.

29 (b) Authorization.--Notwithstanding subsection (a), the  
30 authority may authorize the operation of antique vehicles in  
31 call or demand service in circumstances as the authority may  
32 deem appropriate.

33 (c) Definitions.--As used in this section, the following  
34 words and phrases shall have the meanings given to them in this  
35 subsection unless the context clearly indicates otherwise:

36 "Alternative fuel vehicle." As defined in section 2 of the  
37 act of November 29, 2004 (P.L.1376, No.178), known as the  
38 Alternative Fuels Incentive Act.

39 "Authority." As defined in 53 Pa.C.S. § 5701 (relating to  
40 definitions).

41 "Taxicab." As defined in 53 Pa.C.S. § 5701.

42 Section 9.1. The act is amended by adding an article to  
43 read:

44 ARTICLE XVI-Q.1

45 TRANSPORTATION PILOT PROGRAMS

46 Section 1601-Q.1. Definitions.

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

50 "Abandoned shared electric low-speed scooter." A shared  
51 electric low-speed scooter that meets all of following:

1       (1) The user of the shared electric low-speed scooter is  
2 not visible to a person making an initial report on a  
3 citizens' hotline under section 1605-Q.1(9) that the shared  
4 electric low-speed scooter is abandoned.

5       (2) The shared electric low-speed scooter is illegally  
6 parked on a highway or is on any property that a shared  
7 electric low-speed scooter is prohibited to be used or kept  
8 on under this article or local ordinance or executive order.  
9 "Commercial electric scooter enterprise." A person that  
10 makes electric low-speed scooters available for rent to the  
11 public for use as determined by a city of the second class.

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

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

14           (i) has handlebars and an electric motor;

15           (ii) has a floorboard which can be stood upon while  
16 riding;

17           (iii) is solely powered by the electric motor or  
18 human power, or both; and

19           (iv) is designed to transport one individual.

20       (2) The term does not include an "electric personal  
21 assistive mobility device," a "motor-driven cycle," a  
22 "motorcycle," a "motorized pedalcycle" or a "pedalcycle with  
23 electric assist" as defined in 75 Pa.C.S. § 102 (relating to  
24 definitions).

25 "Department." The Department of Transportation of the  
26 Commonwealth.

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

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

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

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

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

32 Section 1602-Q.1. Electric low-speed scooter pilot program.

33       (a) Requirement.--An electric low-speed scooter may only be  
34 operated on a pedalcycle lane on a roadway, a roadway or a  
35 pedalcycle path within the boundaries of a city of the second  
36 class where an ordinance and executive order have been issued  
37 authorizing the operation of electric low-speed scooters under a  
38 micro-mobility pilot project as provided under subsection (b).  
39 Other places to operate an electric low-speed scooter within the  
40 boundaries of the city may be authorized by executive order, in  
41 consultation with the property owner. A city of the second class  
42 shall adopt an ordinance and executive order authorizing the  
43 shared electric low-speed scooter pilot program by December 31,  
44 2023.

45       (b) Micro-mobility pilot project.--An executive order may be  
46 issued in a city of the second class which authorizes the use of  
47 electric low-speed scooters under a micro-mobility pilot project  
48 to commence in the city and which provides a limited fleet of  
49 electric low-speed scooters, as determined by the city, within  
50 the boundaries of the city.

51       (c) Operation.--Unless otherwise specified, every individual



1 operating an electric low-speed scooter authorized under  
2 subsection (a) shall be granted the rights and shall be subject  
3 to the duties applicable to the operator of a pedalcycle under  
4 75 Pa.C.S. Ch. 35 Subch. A (relating to operation of  
5 pedalcycles).

6 (d) Age requirement.--

7 (1) An individual under 16 years of age may not operate  
8 an electric low-speed scooter on a roadway unless permitted  
9 by local ordinance.

10 (2) A commercial electric scooter enterprise may not  
11 rent an electric low-speed scooter to an individual under 16  
12 years of age.

13 (e) Speed requirement.--An individual may not operate an  
14 electric low-speed scooter on a pedalcycle lane on a highway, a  
15 roadway or a pedalcycle path at a speed greater than 15 miles  
16 per hour.

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

27 (g) Operation prohibited on freeways.--An individual may not  
28 operate an electric low-speed scooter on a freeway or on  
29 highways and streets with a posted speed limit of 35 miles per  
30 hour or more.

31 (h) Operation on sidewalks.--An individual may not operate  
32 an electric low-speed scooter on a sidewalk unless the shared  
33 electric low-speed scooter is upright and appropriately docked  
34 in a designated parking area as determined by a city of the  
35 second class.

36 Section 1603-O.1. Powers of department and local authorities.

37 This article shall not be deemed to prevent the department  
38 on State-designated highways and local authorities on streets or  
39 highways within the local authority's physical boundaries from  
40 the reasonable exercise of the department's or the local  
41 authority's police powers.

42 Section 1604-O.1. Safety issues.

43 If a program includes the use of a highway owned or under the  
44 jurisdiction of the department, the department may restrict  
45 access, permanently or temporarily, to a highway segment for the  
46 program when a pattern of safety issues has been identified by  
47 the department that cannot be reasonably corrected. The  
48 department shall establish a process to:

49 (1) Evaluate a safety issue under this article. The  
50 process under this paragraph shall be limited to the  
51 evaluation of accidents and damage to property on a highway

1 owned or under the jurisdiction of the department.

2 (2) Communicate a safety issue under this article and  
3 consult with a city of the second class and commercial  
4 electric scooter enterprise prior to restricting access,  
5 permanently or temporarily, to the highway owned or under the  
6 jurisdiction of the department for the program.

7 Section 1605-Q.1. Ordinances, policies and regulations.

8 Notwithstanding any other provision of law, a city of the  
9 second class may adopt an ordinance, regulation or policy for  
10 the safety, operation and management of electric low-speed  
11 scooters. If an electric low-speed scooter operates on a roadway  
12 owned by the department, the department shall be consulted prior  
13 to the adoption of the ordinance, policy or regulation. If a  
14 city of the second class adopts an ordinance to establish the  
15 operation of a shared electric low-speed scooter pilot program,  
16 the ordinance shall include, at a minimum, all of the following:

17 (1) Operating guidance, including permitted areas,  
18 prohibited areas, customer service support, age requirements,  
19 speed requirements, geofencing, rider limit, fleet size and  
20 maintenance, pedestrian interaction, parking and charging  
21 stations.

22 (2) Data management and reporting.

23 (3) Education, public awareness and public  
24 participation.

25 (4) Violations and enforcement.

26 (5) Fare structure.

27 (6) Insurance.

28 (7) Requirements for the collection and return of  
29 abandoned shared electric low-speed scooters.

30 (8) Enforcement mechanisms for taking reports of  
31 abandoned scooters and for the collection of fines under  
32 section 1611-Q.1.

33 (9) The establishment of a citizens' complaint hotline  
34 for reporting abandoned shared electric low-speed scooters or  
35 other violations under this article or an ordinance adopted  
36 under this article and for a requirement that the hotline  
37 number be displayed on each electric low-speed scooter. The  
38 hotline may be an existing 3-1-1 response center operated by  
39 a city of the second class.

40 Section 1606-Q.1. Presumption.

41 For the purposes of this article, it is presumed to be a  
42 reasonable exercise of police power to regulate the use of  
43 electric low-speed scooters consistent with the regulation of  
44 pedalcycles under 75 Pa.C.S. Ch. 35 Subch. A. (relating to  
45 operation of pedalcycles).

46 Section 1607-Q.1. Application.

47 Notwithstanding 75 Pa.C.S. Ch. 11 Subch. A (relating to  
48 certificate of title) or 13 Subch. A (relating to general  
49 provisions), electric low-speed scooters authorized under this  
50 article shall not be required to comply with certificate of  
51 title or vehicle registration requirements under 75 Pa.C.S.

1 (relating to vehicles).

2 Section 1608-Q.1. Construction.

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

7 Section 1609-Q.1. Report.

8 A city of the second class, in coordination with the  
9 department, shall prepare a report on the micro-mobility pilot  
10 program 60 days prior to the expiration of the micro-mobility  
11 pilot program. The report shall be posted on the publicly  
12 accessible Internet websites of the department and the city of  
13 the second class. The report shall:

14 (1) Include the number of rides, the number of  
15 accidents, the number of reported abandoned electric low-  
16 speed scooters, the number of fines imposed for violations  
17 under section 1611-Q.1, frequency of use, an ordinance,  
18 regulation or policy adopted under section 1605-Q.1 and  
19 safety, mobility and economic impacts.

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

24 Section 1610-Q.1. Financial responsibility.

25 A city of the second class shall require financial  
26 responsibility for a commercial electric scooter enterprise as  
27 follows:

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

31 (i) commercial general liability insurance coverage  
32 with a limit of at least \$2,000,000 for each occurrence  
33 and \$2,000,000 in the aggregate;

34 (ii) automobile insurance coverage with a limit of  
35 at least \$1,000,000 for each occurrence and \$1,000,000 in  
36 the aggregate; and

37 (iii) when the commercial electric scooter  
38 enterprise employs an individual, workers' compensation  
39 coverage of no less than required by law.

40 (2) A commercial electric scooter enterprise shall  
41 provide proof of insurance coverage to the city to satisfy  
42 the requirements of this section.

43 Section 1611-Q.1. Penalties.

44 The following shall apply in addition to any fines or  
45 penalties related to a pedalcycle:

46 (1) A city of the second class or an authorized  
47 municipality may impose a fine up to \$50 for failing to  
48 operate a shared electric low-speed scooter consistent with  
49 this article.

50 (2) A city of the second class or an authorized  
51 municipality may impose a fine of up to \$150 for failing to

1 park a shared electric low-speed scooter consistent with this  
2 article.

3 (3) A city of the second class may impose a fine on a  
4 commercial electric scooter enterprise of up to \$150 per day  
5 for each abandoned shared electric low-speed scooter that is  
6 not collected and returned to a corral or storage within  
7 three hours of the scooter's abandonment.

8 (4) In addition to any fines that may be imposed, the  
9 city may impose a civil penalty on a commercial electric  
10 scooter enterprise that does not provide the insurance  
11 required under this article in an amount not to exceed \$1,000  
12 per day the commercial electric scooter enterprise is  
13 operated without providing the required insurance. A civil  
14 penalty collected under this paragraph by the city shall be  
15 used for the safety, operation and management of electric  
16 low-speed scooters or pedalcycles.

17 Section 1612-O.1. Expiration.

18 This article shall expire one year after the effective date  
19 of this section.

20 Section 9.2. The act is amended by adding sections to read:  
21 Section 1602-O. Statewide quality care assessment.

22 Notwithstanding any other provision of law, the assessment  
23 authorized and implemented under Article VIII-G of the act of  
24 June 13, 1967 (P.L.31, No.21), known as the Human Services Code,  
25 shall continue and remain in effect until June 30, 2028.

26 Beginning July 1, 2023, the following apply:

27 (1) For fiscal year 2023-2024, each covered hospital  
28 shall be assessed an amount equal to 3.54% of the net  
29 inpatient revenue of the covered hospital and 1.78% of the  
30 net outpatient revenue of the covered hospital.

31 (2) For fiscal years 2024-2025, 2025-2026, 2026-2027 and  
32 2027-2028, each covered hospital shall be assessed an amount  
33 equal to 4.36% of the net inpatient revenue of the covered  
34 hospital and 2.20% of the net outpatient revenue of the  
35 covered hospital.

36 (3) For purposes of calculating the annual assessment  
37 amount owed on or after July 1, 2023, the Secretary of Human  
38 Services may require the use of net inpatient revenue and net  
39 outpatient revenue amounts as identified in the records of  
40 covered hospitals for a State fiscal year commencing on or  
41 after July 1, 2018. If the Secretary of Human Services  
42 decides that the net inpatient and net outpatient revenue  
43 amounts should be based on a State fiscal year commencing on  
44 or after July 1, 2019, the Secretary of Human Services shall  
45 transmit a notice to the Legislative Reference Bureau for  
46 publication in the next available issue of the Pennsylvania  
47 Bulletin specifying the State fiscal year for which the net  
48 inpatient and net outpatient revenue amounts shall be used at  
49 least 30 days prior to the date on which an assessment amount  
50 calculated with the rebased amounts is due to be paid to the  
51 department.

1       (4) If a single covered hospital changes ownership or  
2 control, the Department of Human Services shall calculate the  
3 assessment as follows:

4       (i) If the change of ownership occurs before July 1,  
5 2018, the Department of Human Services shall calculate  
6 the assessment using the hospital's net inpatient revenue  
7 and net outpatient revenue amounts for State fiscal year  
8 2018-2019, or a later fiscal year that has been specified  
9 by the Secretary of Human Services in accordance with  
10 paragraph (3).

11       (ii) If the change of ownership occurs on or after  
12 July 1, 2018, the Department of Human Services shall  
13 calculate the assessment using the hospital's net  
14 inpatient revenue and net outpatient revenue amounts for  
15 State fiscal year 2018-2019, or a later fiscal year that  
16 has been specified by the Secretary of Human Services in  
17 accordance with paragraph (3).

18       (iii) If the net inpatient revenue and net  
19 outpatient revenue amounts for the State fiscal year  
20 2018-2019, or a later fiscal year that has been specified  
21 by the Secretary of Human Services in accordance with  
22 paragraph (3), are unavailable due to a covered  
23 hospital's establishment as a new hospital under  
24 paragraph (6), the Department of Human Services shall  
25 calculate the assessment using the hospital's net  
26 inpatient revenue and net outpatient revenue amounts  
27 under paragraph (6).

28       (5) If two or more hospitals merge or consolidate into a  
29 single covered hospital as a result of a change in ownership  
30 or control, the Department of Human Services shall calculate  
31 the assessment amount owed by the single covered hospital  
32 resulting from the merger or consolidation as follows:

33       (i) If the merger or consolidation occurs before  
34 July 1, 2018, the Department of Human Services shall  
35 calculate the assessment using the merged or consolidated  
36 hospitals' combined net inpatient revenue and net  
37 outpatient revenue amounts for State fiscal year 2018-  
38 2019, or a later fiscal year that has been specified by  
39 the Secretary of Human Services in accordance with  
40 paragraph (3).

41       (ii) If the merger or consolidation occurs on or  
42 after July 1, 2018, the Department of Human Services  
43 shall calculate the assessment using the merged or  
44 consolidated hospitals' combined net inpatient revenue  
45 and net outpatient revenue amounts for State fiscal year  
46 2018-2019, or a later fiscal year that has been specified  
47 by the Secretary of Human Services in accordance with  
48 paragraph (3).

49       (iii) If one or more hospital's net inpatient  
50 revenue and net outpatient revenue amounts for the State  
51 fiscal year 2018-2019, or a later fiscal year that has

1 been specified by the Secretary of Human Services in  
2 accordance with paragraph (3), are unavailable due to a  
3 hospital's establishment as a new hospital under  
4 paragraph (6), the Department of Human Services shall  
5 calculate the assessment as follows:

6 (A) The Department of Human Services shall  
7 calculate a new hospital's net inpatient revenue and  
8 net outpatient revenue amounts under paragraph (6).

9 (B) For a hospital that is not new hospital, the  
10 Department of Human Services shall calculate the  
11 hospital's net inpatient revenue and net outpatient  
12 revenue amounts for State fiscal year 2018-2019, or a  
13 later fiscal year that has been specified by the  
14 Secretary of Human Services in accordance with  
15 paragraph (3).

16 (C) The Department of Human Services shall  
17 combine the amount calculated under clause (A) with  
18 the amount calculated under clause (B) to determine  
19 the combined net inpatient revenue and net outpatient  
20 revenue amounts for the merged or consolidated  
21 hospitals.

22 (6) A hospital that begins operation as a covered  
23 hospital after July 1, 2018, shall be assessed as follows:

24 (i) During the State fiscal year in which a covered  
25 hospital begins operation or in which a hospital becomes  
26 a covered hospital, the covered hospital is not subject  
27 to the assessment.

28 (ii) For the State fiscal year following the State  
29 fiscal year under subparagraph (i), the Department of  
30 Human Services shall calculate the hospital's assessment  
31 amount using the net inpatient revenue and net outpatient  
32 revenue from the State fiscal year in which the covered  
33 hospital began operation or became a covered hospital  
34 through the end of the State fiscal year.

35 (iii) For the State fiscal year following the first  
36 full State fiscal year under subparagraph (ii), the  
37 Department of Human Services shall calculate the  
38 hospital's assessment amount using the net inpatient and  
39 net outpatient revenue from the prior State fiscal year.  
40 For subsequent State fiscal years, the Department of  
41 Human Services shall use the net inpatient revenue and  
42 net outpatient revenue calculated under this  
43 subparagraph, or a later fiscal year that has been  
44 specified by the Secretary of Human Services in  
45 accordance with paragraph (3).

46 (iv) If estimated net inpatient revenue and net  
47 outpatient revenue is used in calculating a hospital's  
48 assessment under this paragraph, the Department of Human  
49 Services shall reconcile any amounts received based on  
50 reported actual net inpatient revenues and net outpatient  
51 revenues.

1       (6.1) A covered hospital shall pay the assessment amount  
2 due for a fiscal year in four quarterly installments. Payment  
3 of a quarterly installment shall be made electronically on or  
4 before the first day of the second month of the quarter or 30  
5 days from the date of the notice of the quarterly assessment  
6 amount, whichever day is later.

7       (7) For State fiscal year 2023-2024, the amount used for  
8 the medical assistance payment for hospitals and medical  
9 assistance managed care organizations may not exceed the  
10 aggregate amount of the assessment money collected for the  
11 year less \$368,000,000.

12       (8) For State fiscal years 2024-2025, 2025-2026, 2026-  
13 2027 and 2027-2028, the amount used for the medical  
14 assistance payment for hospitals and medical assistance  
15 managed care organizations may not exceed the aggregate  
16 amount of the assessment money collected for the year less  
17 \$452,000,000.

18       (9) The amount retained by the Department of Human  
19 Services under paragraphs (7) and (8) and any additional  
20 amounts remaining in the Quality Care Assessment Account  
21 after payments are made under section 805-G of the Human  
22 Services Code shall be used for purposes approved by the  
23 Secretary of Human Services under section 805-G(a)(3) of the  
24 Human Services Code, subject to section 805-G(b)(7) of the  
25 Human Services Code.

26       (10) Except as provided in this section, the Statewide  
27 quality care assessment shall remain subject to the  
28 provisions of Article VIII-G of the Human Services Code.  
29 Notwithstanding section 443.1(1.1)(i) of the Human Services  
30 Code, and subject to section 813-G of the Human Services  
31 Code, for inpatient hospital services provided during a  
32 fiscal year in which an assessment is imposed, payments under  
33 the medical assistance fee-for-service program shall be  
34 determined in accordance with the Department of Human  
35 Services' regulations, except if the Commonwealth's approved  
36 Title XIX State Plan for inpatient hospital services in  
37 effect for the period of July 1, 2010, through June 30, 2028,  
38 specifies a methodology for calculating payments that is  
39 different from the Department of Human Services' regulations  
40 or authorizes additional payments not specified in the  
41 Department of Human Services' regulations, such as inpatient  
42 disproportionate share payments and direct medical education  
43 payments, the Department of Human Services shall follow the  
44 methodology or make the additional payments as specified in  
45 the approved Title XIX State Plan.

46 Section 1607-T. (Reserved).

47 Section 1608-T. (Reserved).

48 Section 1609-T. (Reserved).

49 Section 1610-T. Payment increase for dental services.

50       (a) Use of money.--From money appropriated for Medical  
51 Assistance - Capitation, \$24,000,000 in State funds shall be

1 used to increase rates paid by managed care organizations for  
2 services identified by the following listed D-codes: D0120,  
3 D0150, D0272, D0274, D1110, D1120, D1206, D1351, D2391, D2392,  
4 D7140, D0220, D0230, D1208, D2393, D2751, D4341, D5110, D5120,  
5 D5213, D5214, D0330, D2140, D2150, D2331, D2930, D2933, D3220,  
6 D3230, D8080 and D9230.

7 (b) Applicability.--The following shall apply:

8 (1) A managed care organization shall pass the entirety  
9 of the rate increase onto dental providers with whom the  
10 managed care organization has contracts to provide services  
11 to Medicaid-enrolled individuals in amounts that are greater  
12 than the amounts described in the managed care organization's  
13 existing contracts with their respective dental providers.

14 (2) The Department of Human Services shall seek a  
15 Federal match on the \$24,000,000 in State funds.

16 (3) The rate increase under this subsection shall take  
17 effect January 1, 2024.

18 Section 1611-T. Abrogation of department procurement.

19 Notwithstanding the provisions of section 2334 of the act of  
20 April 9, 1929 (P.L.177, No.175), known as The Administrative  
21 Code of 1929, the Department of Human Services shall withdraw  
22 pending procurements for medical assistance transportation  
23 services in counties of the first class and reissue a request  
24 for proposals for medical assistance transportation services  
25 within 60 days of the effective date of this section.

26 Section 9.3. The act is amended by adding articles to read:

27 ARTICLE XVI-U

28 (Reserved)

29 ARTICLE XVI-V

30 (Reserved)

31 ARTICLE XVI-W

32 ATTORNEY GENERAL

33 Section 1601-W. Authority of Attorney General and Director of  
34 Bureau of Consumer Protection.

35 (a) General rule.--Notwithstanding the provisions of section  
36 919(b) of the act of April 9, 1929 (P.L.177, No.175), known as  
37 The Administrative Code of 1929, the Attorney General or his  
38 duly authorized representative or employee may use documentary  
39 material or copies of documentary material produced pursuant to  
40 a demand under section 919 of The Administrative Code of 1929,  
41 as necessary in the enforcement of any civil laws related to the  
42 powers and duties granted to the Attorney General, including:

43 (1) sharing the documentary material with any Federal or  
44 State agency or their duly authorized representatives or  
45 employees that may be assisting in the investigation of the  
46 subject matter of the subpoena; and

47 (2) presentation in a subsequent administrative or  
48 judicial proceeding.

49 (b) Responsibility of Attorney General.--It shall be the  
50 responsibility of the Attorney General to ensure that no  
51 documentary material produced under paragraph (1) shall, unless



1 otherwise ordered by a court for good cause shown, be produced  
2 for inspection or copying by, or the contents be disclosed to,  
3 any person other than those authorized by this section.

4 ARTICLE XVI-X

5 (Reserved)

6 ARTICLE XVI-X.1

7 MIXED-USE REVITALIZATION

8 Section 1601-X.1. Definitions.

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

12 "Department." The Department of Community and Economic  
13 Development of the Commonwealth.

14 "Development." A planned commercial and mixed-use project  
15 which:

16 (1) is situated on at least 15 acres;

17 (2) is located in a low-income to moderate-income area;

18 and

19 (3) contains at least 200,000 square feet of proposed  
20 development that has not received a certificate of occupancy  
21 as of the effective date of this paragraph.

22 "Fund." The Mixed-Use Revitalization Fund established under  
23 section 1606-X.1.

24 "Program." The Mixed-Use Revitalization Fund Program  
25 established under section 1602-X.1.

26 Section 1602-X.1. Mixed-Use Revitalization Fund Program.

27 (a) Establishment.--The Mixed-Use Revitalization Fund  
28 Program is established in the department to:

29 (1) Increase corridor mixed-use development, including  
30 affordable housing opportunities, throughout this  
31 Commonwealth.

32 (2) Maximize the leveraging of private and public  
33 resources.

34 (3) Foster sustainable partnerships committed to  
35 addressing community needs.

36 (4) Ensure that program resources are used to meet  
37 community needs effectively and efficiently.

38 (5) Provide financing to critical projects, including  
39 the acquisition, redevelopment and revitalization of  
40 distressed, unoccupied and blighted properties, including  
41 existing and former malls.

42 (b) Eligibility.--To be eligible for a grant under this  
43 section, a developer must agree to provide matching funds of at  
44 least 25% of the amount to be granted for the development.

45 Section 1603-X.1. Application and determination.

46 (a) Application.--The department shall make available to an  
47 eligible developer an application that requires information as  
48 determined necessary by the department to verify the need for  
49 the development and to determine the amount of grants under this  
50 article.

51 (b) Determination.--Upon a determination of eligibility for

1 a grant under this section, the department shall provide the  
2 developer with a letter of commitment indicating the conditional  
3 grant amount.

4 Section 1604-X.1. Payment and repayment.

5 (a) Advance.--The department shall advance the grant money  
6 directly to the local municipality for fund administration of  
7 the development within this Commonwealth. Grant funds shall be  
8 advanced simultaneously on a pro rata basis with the required  
9 matching funds delivered by the developer at the time of closing  
10 or during construction as draw requests which are presented in a  
11 timely manner.

12 (b) Repayment obligation.--

13 (1) In order to establish a sustainable revolving  
14 program, the applicant shall agree to repay up to 50% of the  
15 principal amount granted under the program to the  
16 Commonwealth once the development:

17 (i) has achieved stabilization, defined as when the  
18 development secures conventional financing at terms that  
19 can support a debt service coverage ratio of 1.3 to 1;  
20 and

21 (ii) recognizes excess proceeds available from  
22 poststabilization refinancing activities.

23 (2) Amounts due under the applicants repayment  
24 obligation shall be paid to the Commonwealth within 120 days  
25 of the end of the preceding calendar year.

26 (c) Other funding sources.--A grant under this section shall  
27 not prohibit the development from combining other available  
28 Federal, State, local and county funding programs.

29 Section 1605-X.1. Report.

30 The department shall provide a report containing a list of  
31 the developments funded through the program by July 1, 2024, to:

32 (1) The Governor.

33 (2) The Auditor General.

34 (3) The chairperson and minority chairperson of the  
35 Urban Affairs and Housing Committee of the Senate.

36 (4) The chairperson and minority chairperson of the  
37 Commerce Committee of the House of Representatives.

38 Section 1606-X.1. Mixed-Use Revitalization Fund.

39 (a) Establishment.--The Mixed-Use Revitalization Fund is  
40 established in the State Treasury.

41 (b) (Reserved).

42 ARTICLE XVI-Y

43 PENNSYLVANIA LONG-TERM CARE COUNCIL

44 Section 1601-Y. 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 "Council." The Pennsylvania Long-term Care Council  
49 established under section 1602-Y(a).

50 "Department." The Department of Aging of the Commonwealth.  
51 Section 1602-Y. Pennsylvania Long-term Care Council.

1 (a) Establishment.--The Pennsylvania Long-term Care Council  
2 is established within the department.

3 (b) Membership.--The council shall be composed of and  
4 appointed in accordance with the following:

5 (1) The Secretary of Aging.

6 (2) The Secretary of Health.

7 (3) The Secretary of Human Services.

8 (4) The Insurance Commissioner.

9 (5) The Adjutant General.

10 (6) The Secretary of Transportation.

11 (7) The Executive Director of the Pennsylvania Housing  
12 Finance Agency.

13 (8) Two members of the Senate, one appointed by the  
14 President pro tempore and one appointed by the Minority  
15 Leader.

16 (9) Two members of the House of Representatives, one  
17 appointed by the Speaker of the House of Representatives and  
18 one appointed by the Minority Leader.

19 (10) The following members to be appointed by the  
20 Governor, in consultation with the Secretary of Aging:

21 (i) One representative from the Pennsylvania Council  
22 on Aging.

23 (ii) One member who represents the local area  
24 agencies on aging.

25 (iii) Six members who represent consumer advocacy  
26 groups, with at least two being consumers of long-term  
27 care services.

28 (iv) One member who represents the elder law section  
29 of the Pennsylvania Bar Association.

30 (v) One member who is a licensed insurance producer  
31 with at least 10 years' experience in the long-term care  
32 insurance market.

33 (vi) Seven members who represent providers  
34 throughout the long-term care continuum, with no more  
35 than one member representing a single provider group, as  
36 follows:

37 (A) One member representing nonprofit skilled  
38 nursing facilities.

39 (B) One member representing for-profit skilled  
40 nursing facilities.

41 (C) One member representing assisted living  
42 residences or personal care homes.

43 (D) One member representing home care or  
44 hospice.

45 (E) One member representing older adult daily  
46 living centers.

47 (F) One member representing senior community  
48 centers.

49 (G) One member representing long-term care  
50 managed care.

51 (vii) Two members with caregiver experience, at

1 least one of whom has personal experience as a family  
2 caregiver.

3 (viii) Two members who represent the medical  
4 community, one of whom must be a physician with at least  
5 five years' experience in a long-term care setting and  
6 the other of whom must be a nurse with at least five  
7 years' experience in a long-term care setting.

8 (ix) Two members who represent an academic research  
9 institution.

10 (x) One member who represents the County  
11 Commissioners Association of Pennsylvania.

12 (xi) The chair of the State Veterans Commission or a  
13 designee.

14 (xii) One member who represents the Office of the  
15 State Long-Term Care Ombudsman within the department.

16 (c) Designee.--With the exception of the chairperson,  
17 governmental members may appoint a designee to attend and vote  
18 at meetings of the council. Each governmental member who  
19 appoints a designee shall do so by sending a letter to the  
20 chairperson stating the name of that designee.

21 (d) Chairperson.--The Secretary of Aging shall serve as  
22 chairperson.

23 (e) Executive director.--The Secretary of Aging shall  
24 appoint an executive director of the council.

25 (f) Terms of members.--

26 (1) The terms of those members who serve in accordance  
27 with subsection (b)(1), (2), (3), (4), (5), (6) and (7) shall  
28 be concurrent with their service in the office from which  
29 they derive their membership.

30 (2) Members appointed in accordance with subsection (b)  
31 (8) and (9) shall serve terms conterminous with their  
32 respective appointing authorities.

33 (3) Of the members appointed by the Governor, no less  
34 than one-third of the members shall be appointed to serve a  
35 two-year initial term, no less than one-third of the members  
36 shall be appointed to serve a three-year initial term, and  
37 the remaining members shall serve a four-year term. Members  
38 of the council shall serve for terms of four years after  
39 completion of the initial terms as designated in this  
40 section.

41 (4) Members shall be eligible for reappointment but  
42 shall serve no more than two consecutive full terms. Members  
43 shall serve until their successors are appointed and  
44 qualified, provided they represent the interests of the  
45 membership class for which they were appointed.

46 (g) Vacancies.--Any vacancy on the council shall be filled  
47 by the original appointing authority. An individual appointed to  
48 fill a vacancy shall serve the balance of the previous member's  
49 term.

50 (h) Removal.--In addition to the provisions of subsection  
51 (f)(1) and (2), members may be removed from the board for the

1 following reasons:

2 (1) A member who fails to attend three consecutive  
3 meetings shall forfeit his or her seat unless the  
4 chairperson, upon written request from the member, finds that  
5 the member should be excused from a meeting.

6 (2) A member shall forfeit his or her seat if he or she  
7 no longer represents the interests of the membership class  
8 for which he or she was appointed. Specifically, a member  
9 meeting this threshold shall no longer be employed or  
10 associated with the interests of the respective qualification  
11 for which he or she was appointed.

12 (i) Expenses.--Members may not receive compensation or  
13 remuneration for their service as council members or as  
14 committee members. Nongovernmental council members shall be  
15 entitled to reimbursement for travel and related actual expenses  
16 accrued in the performance of their duties as members, in  
17 accordance with Commonwealth travel policy. Committee members  
18 who are not members of the council may not receive  
19 reimbursement.

20 Section 1603-Y. Powers and duties of council.

21 (a) General rule.--The council shall have the following  
22 powers and duties:

23 (1) To consult with various departments and agencies and  
24 to make recommendations on regulations, licensure, financing  
25 or any other responsibilities of those departments or  
26 agencies relating to long-term care.

27 (2) To perform such other duties as the Governor may  
28 assign relating to long-term care.

29 (3) To approve reports produced by any committee  
30 established under section 1604-Y before release to the public  
31 or the General Assembly.

32 (4) To develop and adopt rules for conducting council  
33 meetings, including, but not limited to, the procedure for  
34 formally adopting the approval of committee reports before  
35 release to the public.

36 (5) To develop and adopt rules for conducting committee  
37 meetings. This power includes, but is not limited to,  
38 determining the scope of responsibilities for each committee,  
39 the number of members for each committee and the procedure  
40 for formally adopting the approval of committee reports  
41 before release to the council.

42 (6) To assign topics for research and study to each  
43 committee. Nothing in this paragraph shall be construed to  
44 prohibit a committee from proposing topics for consideration  
45 to the council.

46 (b) Scope.--All the powers and duties enumerated in this  
47 section shall be performed in a manner that addresses all areas  
48 of long-term care, including, but not limited to, institutional  
49 care and home-based and community-based services.

50 Section 1604-Y. Council committees.

51 (a) Establishment.--The council shall establish committees

1 which may research and study the following areas:  
2 (1) Regulatory review and access to quality care.  
3 (2) Community access and public education.  
4 (3) Long-term care services models and delivery.  
5 (4) Work force.  
6 (5) Housing.  
7 (6) Behavioral health issues of senior citizens who are  
8 at least 60 years of age.

9 (b) Composition.--The council chairperson shall appoint  
10 committee members, who may include those who are not members of  
11 the council and who have expertise pertaining to the specific  
12 topics and tasks assigned.

13 (c) Chairpersons and vice chairpersons.--The chairperson of  
14 the council shall appoint council members to serve as  
15 chairperson and, as needed, vice chairperson for each committee.

16 (d) Duties.--The council committees shall have the following  
17 powers and duties:

18 (1) To study and report on the topics assigned by the  
19 council.

20 (2) To facilitate the creation of the reports and, with  
21 the permission of the council, invite individuals to assist  
22 in preparation of reports for the council.

23 (3) To approve reports and recommendations for  
24 submission to the council. Only members appointed to each  
25 committee may participate in approving reports and  
26 recommendations to the council.

27 (e) Construction.--Nothing in this section shall be  
28 construed to prohibit the chairperson, with concurrence by the  
29 council, from establishing additional committees or ad hoc work  
30 groups to assist the council or committees.

31 ARTICLE XVI-Z

32 (Reserved)

33 Section 10. Section 1702-A(b)(1) of the act is amended by  
34 adding a subparagraph to read:

35 Section 1702-A. Funding.

36 \* \* \*

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

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

41 \* \* \*

42 (xiv) Notwithstanding any other provision of law, no  
43 more than \$500,000,000 of the surplus in the General Fund  
44 for the 2022-2023 fiscal year shall be deposited into the  
45 Budget Stabilization Reserve Fund.

46 \* \* \*

47 Section 11. The act is amended by adding a section to read:  
48 Section 1777-A. Extension of payments.

49 Notwithstanding any provision of 4 Pa.C.S. (relating to  
50 amusements) or the act of November 27, 2019 (P.L.768, No.113),  
51 known as the Pennsylvania Gaming Economic Development and

Tourism Fund Capital Budget Itemization Act of 2019, the  
duration of payments under section 4 of the Pennsylvania Gaming  
Economic Development and Tourism Fund Capital Budget Itemization  
Act of 2019 shall be extended by two additional years. The  
annual allocations for the project shall continue in the same  
amount as under section 4 of the Pennsylvania Gaming Economic  
Development and Tourism Fund Capital Budget Itemization Act of  
2019.

Section 12. Sections 1712-A.1(a)(2)(ii) and 1713-A.1(b)(1.8) of the act, amended July 11, 2022 (P.L.540, No.54), are amended to read:

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

(a) Tobacco Settlement Fund.--

\* \* \*

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

\* \* \*

(ii) For fiscal years 2019-2020, 2020-2021, 2021-2022 [and], 2022-2023 and 2023-2024, an amount equal to the annual debt service due in the fiscal year as certified by the Secretary of the Budget pursuant to section 2804 of the Tax Reform Code of 1971, as published in the Pennsylvania Bulletin on March 3, 2018, at 48 Pa.B. 1406, shall be transferred to the fund from the taxes collected under Article XII of the Tax Reform Code of 1971 by April 30 following the beginning of the fiscal year. A deposit under this paragraph shall occur prior to the deposits and transfers under section 1296 of the Tax Reform Code of 1971.

\* \* \*

Section 1713-A.1. Use of fund.

\* \* \*

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

\* \* \*

(1.8) For fiscal years 2021-2022 [and], 2022-2023 and 2023-2024, the General Assembly shall appropriate money in the fund in accordance with the following percentages based on the sum of the portion of the annual payment deposited and the amount deposited under section 1712-A.1(a)(2)(ii) in the fiscal year:

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

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

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

(B) Thirty percent as follows:

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

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

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

(b) Twenty-five percent for capital and equipment grants to be allocated by the Department of Health to entities engaging in biotechnology research, including entities engaging in regenerative medicine research, regenerative medicine medical technology research, hepatitis and viral research, drug research and clinical trials related to cancer, research relating to pulmonary embolism and deep vein thrombosis, genetic and molecular research for disease identification and eradication, vaccine immune response diagnostics, nanotechnology research and the commercialization of applied research.

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

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

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

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

\* \* \*

Section 13. Section 1723-A.1(a)(2)(i.8) of the act is amended by adding a clause and paragraph (3) is amended by adding a subparagraph to read:

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

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

\* \* \*

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

\* \* \*



(i.8) The following apply:

\* \* \*

(C) For fiscal year 2023-2024, the sum of \$9,309,000 in the fund shall be transferred to the account in equal weekly amounts sufficient to complete the total transfer by June 30, 2024.

\* \* \*

(3) The following shall apply:

\* \* \*

(viii) For fiscal year 2023-2024, the department shall transfer \$10,066,000 from the fund to the State Racing Fund under subsection (b).

\* \* \*

Section 14. Subarticle G of Article XVII-A.1 of the act is repealed:

[SUBARTICLE G

ENHANCED REVENUE COLLECTION ACCOUNT

Section 1761-A.1. Definitions.

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

"Account." The Enhanced Revenue Collection Account continued under section 1762-A.1.

"Department." The Department of Revenue of the Commonwealth. Section 1762-A.1. Enhanced Revenue Collection Account.

The Enhanced Revenue Collection Account is continued as a restricted account within the General Fund. Revenues collected and the amount of refunds avoided as a result of expanded tax return reviews and tax collection activities by the department shall be deposited into the account.

Section 1763-A.1. Use of account.

(a) Appropriation.--The General Assembly may appropriate money in the account to the department to fund the costs associated with expanded tax return reviews and tax collection activities.

(b) Return.--Except for amounts appropriated under subsection (a), money in the account shall be returned proportionately to the General Fund revenue or refund accounts that were the source of the money no later than the 28th day of each month of the fiscal year.

Section 1764-A.1. Report.

The department shall issue a report to the Governor, the chairperson and minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives by June 5, 2020, and each June 1 thereafter, with the following information:

(1) A detailed breakdown of the department's administrative costs in implementing expanded tax return reviews and tax collection activities.

(2) The amount of revenue collected and the amount of

1 refunds avoided as a result of the expanded tax return  
2 reviews and tax collection activities, including the type of  
3 tax generating the revenue and avoided refunds.]

4 Section 15. Subarticle C heading of Article XVII-A.2 of the  
5 act, added July 11, 2022 (P.L.540, No.54), is amended to read:

6 SUBARTICLE C

7 SPORTS [TOURISM AND MARKETING], MARKETING AND TOURISM ACCOUNT

8 Section 16. The definition of "eligible applicant" in  
9 section 1721-A.2 of the act, added July 11, 2022 (P.L.540,  
10 No.54), is amended and the section is amended by adding  
11 definitions to read:

12 Section 1721-A.2. Definitions.

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

16 "Account." The Sports, Marketing and Tourism Account  
17 established under section 1722-A.2(a).

18 \* \* \*

19 "Eligible applicant." Any of the following:

20 (1) A municipality, a local authority, a nonprofit  
21 organization or a legal entity that is participating or plans  
22 to participate in a competitive selection process conducted  
23 by a site selection organization not located in this  
24 Commonwealth for the purpose of securing a single year or  
25 multiyear commitment from the site selection organization to  
26 conduct the sporting event at one or more locations in this  
27 Commonwealth.

28 (2) A nonprofit entity that has been designated to  
29 manage and organize an international sporting event.

30 \* \* \*

31 "International sporting event." A sporting event in the city  
32 of the first class as well as other cities in North America  
33 that:

34 (1) is no less than 25 days in length;

35 (2) has no less than five competition days in this  
36 Commonwealth; and

37 (3) will attract international teams from no fewer than  
38 40 countries.

39 \* \* \*

40 Section 17. Sections 1722-A.2 heading, (a), (b), (c)(2), (d)  
41 and (e)(2) and 1723-A.2 of the act, added July 11, 2022  
42 (P.L.540, No.54), are amended to read:

43 Section 1722-A.2. Sports [Tourism and], Marketing and Tourism  
44 Account.

45 (a) Establishment.--The Sports [Tourism and], Marketing and  
46 Tourism Account is established in the Pennsylvania Gaming  
47 Economic Development and Tourism Fund as a restricted account.  
48 The purpose of the [Sports Tourism and Marketing Account]  
49 account shall be to attract high-quality, amateur and  
50 professional sporting and esports events to this Commonwealth  
51 for the purposes of advancing and promoting year-round tourism,

1 economic impact and quality of life through sport and to promote  
2 business, tourism and tourism activities within this  
3 Commonwealth.

4 (b) Administration and distribution.--The [Sports Tourism  
5 and Marketing Account] account shall be administered by the  
6 department.

7 (c) Duties of department.--The department shall:

8 \* \* \*

9 (2) Establish procedures for eligible applicants to  
10 apply for financial assistance from the [Sports Tourism and  
11 Marketing Account.] account. Nothing in this article shall be  
12 construed to prohibit an eligible applicant from receiving an  
13 award for each separate high-quality amateur or professional  
14 sporting and esporting event for which the applicant has  
15 submitted an application.

16 \* \* \*

17 (d) Use of funds.--

18 (1) The department may award financial assistance in the  
19 form of a single year or multiyear award for any of the  
20 following:

21 [(1)] (i) The costs relating to the preparations  
22 necessary for conducting the event.

23 [(2)] (ii) The costs of conducting the event at the  
24 venue, including costs of an improvement or renovation to  
25 an existing facility at the venue. The financial  
26 assistance under this section shall be limited to 20% of  
27 the total cost of an improvement or renovation to an  
28 existing facility, except if the facility is publicly  
29 owned.

30 [(3)] (iii) Promotion, marketing and programming  
31 costs associated with the event.

32 [(4)] (iv) Paid advertising and media buys within  
33 this Commonwealth related to the event.

34 [(5)] (v) Production and technical expenses related  
35 to the event.

36 [(6)] (vi) Site fees and costs, such as labor,  
37 rentals, insurance, security and maintenance.

38 [(7)] (vii) Machinery and equipment purchases  
39 associated with the conduct of the event.

40 [(8)] (viii) Public infrastructure upgrades or  
41 public safety improvements that will directly or  
42 indirectly benefit the conduct of the event.

43 [(9)] (ix) Costs related to land acquisition  
44 directly related to the conduct of the event. The  
45 financial assistance under this section shall be limited  
46 to 20% of the total acquisition cost, except if the venue  
47 at which the event will be conducted is publicly owned.

48 [(10)] (x) On-site hospitality during the conduct of  
49 the event.

50 (2) The department may use up to \$10,000,000 in the form  
51 of single or multiyear awards to an eligible applicant for

costs related to the preparation necessary for conducting an international sporting event, including costs associated with the event venue, promotion, advertising, site rentals, infrastructure upgrades, on-site hospitality, community engagement programming across this Commonwealth and public safety planning and improvements.

(3) The department may use up to \$15,000,000 for activities related to a Statewide marketing strategy.

(e) Prohibitions.--

\* \* \*

(2) Paragraph (1) shall not prohibit a disbursement from the [Sports Tourism and Marketing Account] account for the construction of temporary structures within an arena, stadium or indoor or outdoor venue where the sporting event will be conducted that are necessary for the conduct of an event or temporary maintenance of a facility that is necessary for the preparation for or conduct of an event.

#### Section 1723-A.2. Transfer of funds.

(a) Annual funding.--Notwithstanding 4 Pa.C.S. § 13C62(b)(3) (relating to sports wagering tax), for fiscal year 2022-2023 and each fiscal year thereafter, an amount equal to 5% of the tax revenue generated by the tax imposed under 4 Pa.C.S. § 13C62 or \$2,500,000, whichever is greater, shall be transferred to the [Sports Tourism and Marketing Account] account for use by the department in accordance with this subarticle. The amount transferred under this section may not exceed \$5,000,000.

(b) Fiscal year 2023-2024.--Notwithstanding 4 Pa.C.S. § 1407 (relating to Pennsylvania Gaming Economic Development and Tourism Fund) or any other provision of law, the sum of \$25,000,000 shall be transferred from the Pennsylvania Gaming Economic Development and Tourism Fund to the account for use by the department in accordance with this subarticle.

Section 18. Article XVII-A.2 of the act is amended by adding subarticles to read:

#### SUBARTICLE E

#### FACILITY TRANSITION ACCOUNT

#### Section 1741-A.2. Facility Transition Account.

(a) Establishment.--The Facility Transition Account is established in the General Fund as a restricted account.

(b) Deposits.--The following shall be deposited into the account:

(1) Money appropriated to the State System of Higher Education for facility transition.

(2) (Reserved).

(c) Use of money.--The State System of Higher Education shall use the money appropriated to it for facility transition under section 5115 of the act of August 3, 2023 (P.L. , No.1A), known as the General Appropriation Act of 2023, to make timely defeasement payments on the bonds issued in connection with PennWest University:

(1) Series AO-1.

- (2) Series AP.
- (3) Series AO.
- (4) Series AR.
- (5) Series AS.
- (6) Series AT-1.
- (7) Series AU-2.
- (8) Series AU-3.
- (9) Series AV-1.
- (10) Series AW.
- (11) Series AX.
- (12) Series AY.

(d) Remaining money.--The State System of Higher Education shall return any unexpended amount of the appropriation to the Commonwealth no later than 60 days after the defeasance date of the bonds.

#### SUBARTICLE F

##### SERVICE AND INFRASTRUCTURE IMPROVEMENT FUND

###### Section 1751-A.2. Definitions.

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

"Department." The Department of Labor and Industry of the Commonwealth.

"Fund." The Service and Infrastructure Improvement Fund established under section 301.9 of the Unemployment Compensation Law.

"Secretary." The Secretary of the Department of Labor and Industry of the Commonwealth.

"Unemployment Compensation Fund." The Unemployment Compensation Fund established under section 601 of the Unemployment Compensation Law.

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

###### Section 1752-A.2. Deposits.

(a) Deposits.--During each fiscal year beginning on or after July 1, 2023, from the contributions paid under section 301.4 of the Unemployment Compensation Law, an amount determined by the secretary with the approval of the Governor shall be deposited into the fund. The following apply:

- (1) For the fiscal year beginning July 1, 2023, the amount determined under this subsection may not exceed \$87,750,000.

- (2) (Reserved).

(b) Contributions.--The department may deposit contributions authorized in subsection (a) before depositing contributions into the Unemployment Compensation Fund in accordance with section 301.4(e)(3) of the Unemployment Compensation Law.

###### Section 1753-A.2. Fund transfers.

Notwithstanding section 301.9(e) of the Unemployment Compensation Law, any money in the fund that is not expended or

1 obligated as of December 31, 2023, shall not be transferred to  
2 the Unemployment Compensation Fund.

3 Section 1754-A.2. Reporting.

4 Notwithstanding the provisions of section 301.9(g) of the  
5 Unemployment Compensation Law, the department shall continue to  
6 provide the annual report outlined in section 301.9(g) of the  
7 Unemployment Compensation Law to the Governor and General  
8 Assembly in each year that money remains in the fund.

9 SUBARTICLE G

10 SCHOOL ENVIRONMENTAL REPAIRS PROGRAM

11 RESTRICTED ACCOUNT

12 Section 1761-A.2. Transfer.

13 No later than 60 days after the effective date of this  
14 section, the Secretary of the Budget shall transfer to the  
15 School Environmental Repairs Program Restricted Account  
16 established under section 2602-L of the act of March 10, 1949  
17 (P.L.30, No.14), known as the Public School Code of 1949, up to  
18 \$75,000,000 from money appropriated to agencies under the  
19 Governor's jurisdiction for general government operations for  
20 the fiscal years beginning July 1, 2020, July 1, 2021, and July  
21 1, 2022, which remained unexpended as of July 30, 2023.

22 Section 19. Sections 1712-E(a) and 1718-E(a) of the act are  
23 amended by adding paragraphs to read:

24 Section 1712-E. Executive Offices.

25 (a) Appropriations.--The following shall apply to  
26 appropriations for the Executive Offices:

27 \* \* \*

28 (3) Money appropriated for violence intervention and  
29 prevention shall be used solely to provide grants and  
30 technical assistance to community-based organizations,  
31 institutions of higher education, municipalities, district  
32 attorneys and other entities in accordance with section 1306-  
33 B(b) of the act of March 10, 1949 (P.L.30, No.14), known as  
34 the Public School Code of 1949, and notwithstanding section  
35 1306-B(h)(7) of the Public School Code of 1949 for programs  
36 eligible under section 1306-B(j)(22) of the Public School  
37 Code of 1949.

38 (4) Notwithstanding any other provision of law, the  
39 deposit of costs under section 1101(b)(4) of the act of  
40 November 24, 1998 (P.L.882, No.111), known as the Crime  
41 Victims Act, into the local victim services fund established  
42 in each county under section 1101 of the Crime Victims Act  
43 shall apply to all costs regardless of the date of the crime  
44 or when the offender was placed on probation, parole,  
45 accelerated rehabilitative disposition, probation without  
46 verdict or intermediate punishment.

47 (5) Notwithstanding any other provision of law, the  
48 deposit of all the fees under section 1102(c) of the Crime  
49 Victims Act into the County Supervision Fee Restricted  
50 Receipts Account established in each county under section  
51 1102 of the Crime Victims Act shall apply to all supervision

fees regardless of the date on which the offender was placed on probation, parole, accelerated rehabilitative disposition, probation without verdict or intermediate punishment.

\* \* \*

Section 1718-E. Department of Agriculture.

(a) Appropriations.--The following shall apply to appropriations for the Department of Agriculture:

\* \* \*

(3) No money appropriated from the Motor License Fund for maintenance and improvement of dirt, gravel and low-volume State and municipal roads under 75 Pa.C.S. § 9106 (relating to dirt, gravel and low-volume road maintenance) may be used on land owned or otherwise under the control of the Pennsylvania Game Commission.

\* \* \*

Section 20. Section 1719-E of the act is amended by adding subsections to read:

Section 1719-E. Department of Community and Economic Development.

\* \* \*

(a.2) Substitution.--The department may approve a substitution of one or more parcels designated under subsection (a.1) for other parcels thereby creating a new subzone if the new subzone is substantially similar in acreage and is adjacent to the original subzone. The new subzone shall expire on December 31, 2035. A political subdivision or its designee may submit an application to substitute parcels under this subsection to the department no later than December 1, 2023. An application under this subsection shall be on a form as prescribed by the department and shall be made to the department in accordance with section 302(a)(1), (2) and (5) of the act of October 6, 1998 (P.L.705, No.92), known as the Keystone Opportunity Zone, Keystone Opportunity Expansion Zone and Keystone Opportunity Improvement Zone Act. In addition, the application shall include the consent of the owner of the parcel being removed from the subzone designated under subsection (a.1). The department shall certify the substitution no later than 30 days from receipt. This subsection shall apply beginning January 1, 2024. The following shall apply:

(1) If a business entity makes a capital investment of more than \$25,000 for the construction, reconstruction, demolition, alteration or repair of a facility on the new subzone, the business entity shall verify with the Department of Labor and Industry, in the following calendar or fiscal year, that the business demonstrated that individuals employed by the taxpayer or any contractor or subcontractor of the taxpayer for the construction, reconstruction, demolition, alteration or repair of the facility have been paid the prevailing minimum wage rate for each craft or classification as determined by the Department of Labor and Industry under the act of August 15, 1961 (P.L.987, No.442),

1 known as the Pennsylvania Prevailing Wage Act.

2 (2) (Reserved).

3 \* \* \*

4 (a.3) Designation.--Notwithstanding the provisions of the  
5 Keystone Opportunity Zone, Keystone Opportunity Expansion Zone  
6 and Keystone Opportunity Improvement Zone Act, a business  
7 operating within any portion of any real property designated as  
8 a Keystone Opportunity Zone, Keystone Opportunity Expansion Zone  
9 or Keystone Opportunity Improvement Zone under the Keystone  
10 Opportunity Zone, Keystone Opportunity Expansion Zone and  
11 Keystone Opportunity Improvement Zone Act which would otherwise  
12 qualify as a "qualified business" as defined in the Keystone  
13 Opportunity Zone, Keystone Opportunity Expansion Zone and  
14 Keystone Opportunity Improvement Zone Act, and any owner of any  
15 portion of the real property shall, for a time period not to  
16 expire until the actual expiration of all of the Keystone  
17 Opportunity Zone, Keystone Opportunity Expansion Zone and  
18 Keystone Opportunity Improvement Zone designations of any  
19 portion of the entire real property, be entitled to the same  
20 State tax benefits and relief afforded to such parties as if the  
21 real property in question were entirely designated as a Keystone  
22 Opportunity Zone, Keystone Opportunity Expansion Zone and  
23 Keystone Opportunity Improvement Zone. The real property must:

24 (1) Be located within a city and county of the first  
25 class;

26 (2) Be at least 1,200 acres in the aggregate, regardless  
27 of being comprised of different real estate tax parcels;

28 (3) Be entirely owned by one entity; and

29 (4) Have over 50% of its acreage designated as a  
30 Keystone Opportunity Zone, Keystone Opportunity Expansion  
31 Zone or Keystone Opportunity Improvement Zone.

32 \* \* \*

33 (c.1) Additional keystone opportunity expansion zones.--

34 (1) Subject to the criteria specified in section 1921-D  
35 (b) of the act of March 4, 1971 (P.L.6, No.2), known as the  
36 Tax Reform Code of 1971, within a county described in section  
37 1921-D(a)(2) of the Tax Reform Code of 1971, the department  
38 may designate additional keystone opportunity expansion zones  
39 under Part III of Article XIX-D of the Tax Reform Code of  
40 1971 not to exceed 200 acres, of which an area not exceeding  
41 80 acres shall be situated in a borough of that county with a  
42 population of between 315 and 325, based on the 2010 Federal  
43 decennial census.

44 (2) In order to receive a designation under this  
45 subsection, the department must receive an application from a  
46 political subdivision or its designee no later than October  
47 1, 2025. The application must contain the information  
48 required under section 302(a)(1), (2)(i) and (ix), (5) and  
49 (6) of the Keystone Opportunity Zone, Keystone Opportunity  
50 Expansion Zone and Keystone Opportunity Improvement Zone Act.

51 (3) The department, in consultation with the Department



1 of Revenue, shall review the application and, if approved,  
2 issue a certification of all tax exemptions, deductions,  
3 abatelements or credits under the Tax Reform Code of 1971 for  
4 the zone within three months of receipt of the application.

5 (4) The department shall act on an application for a  
6 designation under section 302(a)(1) of the Keystone  
7 Opportunity Zone, Keystone Opportunity Expansion Zone and  
8 Keystone Opportunity Improvement Zone Act by December 31,  
9 2025.

10 (5) The department may make designations under section  
11 1921-D of the Tax Reform Code of 1971 and this subsection on  
12 a rolling basis during the application period.

13 (6) If the department does not approve of a designation  
14 as an additional keystone opportunity expansion zone of a  
15 parcel under this subsection, the department shall hold a  
16 public hearing in the municipality for which the application  
17 was made within 30 days of the disapproval. The Secretary of  
18 Community and Economic Development, or a designee, shall  
19 provide the information described under section 1921-D(e) of  
20 the Tax Reform Code of 1971 at the public hearing.

21 (c.2) Establishment.--

22 (1) The Minority Business Development Fund is  
23 established within the Pennsylvania Minority Business  
24 Development Authority to provide low interest loans, or  
25 equity or gap financing, to businesses in this Commonwealth  
26 owned by ethnic minorities for:

27 (i) equity and patient capital;

28 (ii) gap financing; and

29 (iii) soft loans and predevelopment.

30 (2) The authority shall administer the program and issue  
31 guidelines to implement this section which, at a minimum,  
32 shall include the following:

33 (i) eligibility requirements for loan awards to  
34 minority-owned businesses which the authority determines  
35 meets the intent of this fund;

36 (ii) allowable use of loan funds;

37 (iii) maximum loan and equity amounts, provided that  
38 the maximum loan shall be \$5,000,000 per applicant, and  
39 the maximum approved per application to be used as equity  
40 for one or more development projects shall not exceed  
41 \$3,000,000. No one applicant may have more than three  
42 projects financed per year;

43 (iv) for projects located in a county of the first  
44 or second class, maximum loan and equity amounts,  
45 provided that the maximum loan shall be \$10,000,000 per  
46 applicant and the maximum approved per application to be  
47 used as equity for one or more development projects shall  
48 not exceed \$5,000,000. No one applicant may have more  
49 than three projects financed per year; and

50 (v) interest rates and repayment terms.

51 \* \* \*

1 Section 21. Section 1720-E(b)(9) of the act is amended, the  
2 subsection is amended by adding a paragraph and the section is  
3 amended by adding a subsection to read:

4 Section 1720-E. Department of Conservation and Natural  
5 Resources.

6 \* \* \*

7 (b) Regional ATV pilot program for department lands.--

8 \* \* \*

9 (5.1) The department shall provide access to the  
10 department ATV pilot area for at least the 2024 and 2025  
11 summer ATV riding season from the Friday before Memorial Day  
12 through the last full weekend in September, in addition to an  
13 extended season to be determined by the department based on  
14 local conditions.

15 \* \* \*

16 (9) The department shall monitor the use, enforcement,  
17 maintenance needs and any associated impacts to State Forest  
18 land resources, value and forest users resulting from the  
19 department ATV pilot area. On or before December 31, 2023,  
20 and every three years thereafter, the department shall submit  
21 a report to the General Assembly on the department ATV pilot  
22 area.

23 \* \* \*

24 (c) Pennsylvania Game Commission lands.--Money appropriated  
25 from the Motor License Fund for the maintenance and mitigation  
26 of dust and sediment pollution from parks and forestry roads  
27 under 75 Pa.C.S. § 9106 (relating to dirt, gravel and low-volume  
28 road maintenance) may not be used on lands owned or otherwise  
29 under the control of the Pennsylvania Game Commission.

30 Section 22. Sections 1722-E and 1725-E of the act are  
31 amended by adding subsections to read:  
32 Section 1722-E. Department of Education.

33 \* \* \*

34 (h) (Reserved).

35 (i) Appropriations.--The following shall apply to  
36 appropriations for the Department of Education:

37 (1) (Reserved).

38 (2) (Reserved).

39 (j) COVID relief grants.--From money appropriated for "COVID  
40 Relief-ARPA-School Mental Health Grants":

41 (1) The sum of \$90,000,000 shall be transferred to the  
42 School Safety and Security Fund to be used by the School  
43 Safety and Security Committee to award grants to school  
44 entities for the purposes in section 1306-B(j)(6), (10),  
45 (15), (17), (19), (20), (21), (23), (24), (25), (26), (27),  
46 (28), (29) and (30) of the Public School Code of 1949, in the  
47 following amounts:

48 (i) A school district shall receive \$100,000 plus an  
49 amount determined in subparagraph (iii).

50 (ii) An intermediate unit, area career and technical  
51 school, charter school, regional charter school, cyber

1 charter school, approved private school and chartered  
2 school for the education of the deaf and the blind shall  
3 receive \$70,000.

4 (iii) An amount determined as follows:

5 (A) Multiply the 2021-2022 adjusted average  
6 daily membership for each school district by the  
7 difference between the amount allocated in this  
8 clause and the sum of the amounts distributed under  
9 subparagraphs (i) and (ii).

10 (B) Divide the product from clause (A) by the  
11 2021-2022 adjusted average daily membership for all  
12 school districts.

13 Grant money received by a school entity under this  
14 subparagraph may not be included when calculating the  
15 amount to be paid under section 1725-A of the Public  
16 School Code of 1949.

17 (iv) The sum of \$5,000,000 shall be transferred to  
18 the Pennsylvania Higher Education Assistance Agency for  
19 the purposes in section 1318-B of the Public School Code  
20 of 1949.

21 (v) The sum of \$5,000,000 shall be transferred to  
22 the Department of Education for training of school based  
23 mental health professionals and to establish pathways to  
24 certification for school based mental health  
25 professionals.

26 (2) (Reserved).

27 Section 1725-E. Department of Health.

28 \* \* \*

29 (e) Academic clinical research centers.--The department may  
30 approve and certify an accredited medical school as an academic  
31 clinical research center under Chapter 20 of the Medical  
32 Marijuana Act. The following shall apply:

33 (1) For the purpose of this subsection, the term  
34 "accredited medical school" shall mean an institution located  
35 in this Commonwealth that is:

36 (i) accredited by the Liaison Committee of Medical  
37 Education;

38 (ii) accredited by the Commission on Osteopathic  
39 College Accreditation; or

40 (iii) affiliated with an accredited institution of  
41 higher education and has gained pre-accreditation or  
42 provisional accreditation status that authorizes the  
43 institution to enroll medical students.

44 (2) (Reserved).

45 Section 23. Section 1729-E(a) of the act is amended by  
46 adding paragraphs to read:

47 Section 1729-E. Department of Human Services.

48 (a) Appropriations.--The following shall apply to  
49 appropriations for the Department of Human Services:

50 \* \* \*

51 (8) From money appropriated for child-care services, no

1 less than \$25,000,000 shall be allocated to apply an income  
2 limit for subsidized child care during redetermination of  
3 eligibility to no more than 300% of the Federal poverty  
4 income guidelines or 85% of the State median income,  
5 whichever is lower. Notwithstanding any other provision of  
6 law, the department shall determine copayment amounts for  
7 family incomes above 235% of the Federal poverty income  
8 guidelines in order to support economic self-sufficiency. The  
9 department shall transmit notice of the copayment schedule to  
10 the Legislative Reference Bureau for publication in the next  
11 available issue of the Pennsylvania Bulletin.

12 (9) The Department of Human Services is authorized to  
13 impose a fee of \$35 in each child support case in which an  
14 individual has never received assistance under Title IV-A of  
15 the Social Security Act (49 Stat. 620, 42 U.S.C. § 301 et  
16 seq.) and for whom the Commonwealth has collected at least  
17 \$550 of support in a Federal fiscal year. The Commonwealth  
18 shall pay the \$35 fee for those cases in which the annual  
19 collection is between \$550 and \$1,999.99. The \$35 fee shall  
20 be collected from the custodial parent in cases where annual  
21 collections equal \$2,000 or more. Notwithstanding any other  
22 provision of law, the federally mandated \$35 annual fee  
23 collected from the custodial parent shall be retained by the  
24 department.

25 \* \* \*

26 Section 24. (Reserved).

27 Section 25. Section 1733-E of the act is amended by adding a  
28 paragraph to read:

29 Section 1733-E. Pennsylvania State Police.

30 The following shall apply to appropriations for the  
31 Pennsylvania State Police:

32 \* \* \*

33 (3) For fiscal years beginning 2023-2024,  
34 notwithstanding section 205 of the act of April 9, 1929  
35 (P.L.177, No.175), known as The Administrative Code of 1929,  
36 the Pennsylvania State Police shall consist of a number of  
37 officers and enlisted members and shall be organized in a  
38 manner as the Commissioner of the Pennsylvania State Police,  
39 with the approval of the Governor, shall determine. The  
40 number of officers and enlisted members beginning in fiscal  
41 year 2023-2024 shall not exceed in the aggregate at any time  
42 4,410 individuals. Pennsylvania State Police officers and  
43 enlisted members assigned to duty with the Pennsylvania  
44 Turnpike Commission, Delaware River Joint Toll Bridge  
45 Commission, gaming enforcement and liquor control enforcement  
46 shall not be counted in determining the total number of  
47 officers and enlisted members in the Pennsylvania State  
48 Police under this paragraph.

49 Section 26. Sections 1735-E of the act is amended to read:  
50 Section 1735-E. Pennsylvania Emergency Management Agency.

51 (a) Semiannual reports on grants.--The Pennsylvania

Emergency Management Agency shall provide semiannual reports of all grants awarded by the Pennsylvania Emergency Management Agency from Federal disaster assistance or relief funds, homeland security and defense funds, avian flu/pandemic preparedness or other public health emergency funds to the chairman and minority chairman of the Appropriations Committee of the Senate and the chairman and minority chairman of the Appropriations Committee of the House of Representatives. The reports shall include information relating to the entity receiving grant money from the agency, including the name and address of the entity, the amount of the grant, the date of issuance and the purpose of the grant. Reports shall be submitted by August 20 for grants awarded during the period from January 1 through June 30 and by February 20 for grants awarded during the period from July 1 through December 31.

(b) Emergency preparedness for owned animals.--

(1) The Pennsylvania Emergency Management Agency shall have the following duties:

(i) Administer the provisions of this subsection.

(ii) Allocate money in accordance with this subsection.

(iii) Include in the Commonwealth Emergency Management Plan provisions for the protection of owned animals in this Commonwealth in disasters.

(2) The Pennsylvania Emergency Management Agency shall provide \$250,000 annually to an animal response team approved by the Pennsylvania Emergency Management Agency for planning, developing and maintaining animal response and rescue capabilities consistent with standards and guidelines established by the Pennsylvania Emergency Management Agency.

(3) The Pennsylvania Emergency Management Agency shall require an animal response team receiving money under this subsection to retain and provide, upon request, records that the Pennsylvania Emergency Management Agency believes are necessary to ensure that money is spent in accordance with this subsection.

(4) As used in this subsection, the term "owned animals" includes any animal kept as a pet, agricultural commodity or in accordance with a permit issued by the Pennsylvania Game Commission. The term does not include wildlife.

Section 27. Section 1795.1-E(b) of the act is amended by adding a paragraph and subsection (c)(1) is amended by adding a subparagraph to read:

Section 1795.1-E. Surcharges.

\* \* \*

(b) Imposition.--

\* \* \*

(4) An additional surcharge of \$10 shall be charged and collected by a division of the unified judicial system. This paragraph shall expire December 31, 2025. The additional surcharge under this paragraph shall be deposited into the

1 Judicial Department Operations Augmentation Account under  
2 subsection (d).

3 (c) Other surcharge and fees.--

4 (1) In addition to the fees imposed under 42 Pa.C.S. §§  
5 3733(a.1) and 3733.1 (relating to surcharge), except as set  
6 forth in paragraph (2), the following apply:

7 \* \* \*

8 (v) A surcharge of \$11.25 shall be charged and  
9 collected by a division of the unified judicial system.  
10 This subparagraph shall expire December 31, 2025. The  
11 surcharge under this subparagraph shall be deposited into  
12 the Judicial Department Operations Augmentation Account  
13 under subsection (d).

14 \* \* \*

15 Section 28. Section 1795.2-E of the act is repealed:  
16 [Section 1795.2-E. Deposit into School Safety and Security  
17 Fund.

18 (a) General rule.--Notwithstanding any provision of 42  
19 Pa.C.S. § 3733(a) (relating to deposits into account) to the  
20 contrary, each fiscal year the first \$15,000,000 of all fines,  
21 fees and costs collected by any division of the Unified Judicial  
22 System that are in excess of the amount collected from those  
23 sources in the fiscal year 1986-1987 shall be deposited into the  
24 School Safety and Security Fund.

25 (b) Nonapplicability.--Subsection (a) shall not apply to the  
26 additional fee imposed under 42 Pa.C.S. § 3733(a.1) and any  
27 fines, fees or costs that are allocated by law or otherwise  
28 directed to:

- 29 (1) The Pennsylvania Fish and Boat Commission.  
30 (2) The Pennsylvania Game Commission.  
31 (3) Counties and municipalities.  
32 (4) The Crime Victim's Compensation Board.  
33 (5) The Pennsylvania Commission on Crime and Delinquency  
34 for victim-witness services grants under former section  
35 477.15(c) of the act of April 9, 1929 (P.L.177, No.175),  
36 known as The Administrative Code of 1929.  
37 (6) Rape crisis centers.  
38 (7) The Emergency Medical Services Operating Fund.  
39 (8) Domestic violence shelters.  
40 (9) The Child Passenger Restraint Fund.]

41 Section 28.1. Section 1798.1-E of the act is amended to  
42 read:

43 Section 1798.1-E. Federal and Commonwealth use of forest land.

44 (a) Scope.--This section applies to the following:

45 (1) Real property acquired for forest reserves by any of  
46 the following:

47 (i) [the] The Federal Government[; or].

48 (ii) [the] The Commonwealth.

49 (2) Tax-exempt real property acquired by the Federal  
50 Government or by the Commonwealth for the purpose of  
51 preserving, perpetuating and maintaining any portion of the

1 original forests of this Commonwealth as public places and  
2 parks.

3 (3) Real property:

4 (i) which is acquired for the purpose of  
5 conservation of water or the prevention of flood  
6 conditions; and

7 (ii) upon which there is an imposed tax payable by  
8 the Commonwealth.

9 (b) Charge.--

10 (1) For land owned by the Department of Conservation and  
11 Natural Resources, subject to subsection (c), real property  
12 under subsection (a) shall be subject to an annual charge of  
13 all of the following:

14 (i) [\$2] Two dollars and forty cents per acre for  
15 the benefit of each county where the real property is  
16 located[;]. One dollar and twenty cents shall be paid by  
17 the Department of Conservation and Natural Resources and  
18 \$1.20 shall be paid from money available under 4 Pa.C.S.  
19 \$ 1403 (relating to establishment of State Gaming Fund  
20 and net slot machine revenue distribution).

21 (ii) [\$2] Two dollars and forty cents per acre for  
22 the benefit of the schools in each school district where  
23 the real property is located[; and]. One dollar and  
24 twenty cents shall be paid by the Department of  
25 Conservation and Natural Resources and \$1.20 shall be  
26 paid from money available under 4 Pa.C.S. \$ 1403.

27 (iii) [\$2] Two dollars and forty cents per acre for  
28 the benefit of the township where the real property is  
29 located. One dollar and twenty cents shall be paid by the  
30 Department of Conservation and Natural Resources and  
31 \$1.20 shall be paid from money available under 4 Pa.C.S.  
32 \$ 1403.

33 (2) For land owned by the Pennsylvania Game Commission  
34 or the Pennsylvania Fish and Boat Commission, real property  
35 under subsection (a) shall be subject to an annual charge of  
36 all of the following:

37 (i) [\$1.20] Two dollars and forty cents per acre for  
38 the benefit of each county where the real property is  
39 located[;]. Forty cents shall be paid by the Commonwealth  
40 agency which owns the property and \$2 shall be paid from  
41 money available under 4 Pa.C.S. \$ 1403.

42 (ii) [\$1.20] Two dollars and forty cents per acre  
43 for the benefit of the schools in each school district  
44 where the real property is located[; and]. Forty cents  
45 shall be paid by the Commonwealth agency which owns the  
46 property and \$2 shall be paid from money available under  
47 4 Pa.C.S. \$ 1403.

48 (iii) [\$1.20] Two dollars and forty cents per acre  
49 for the benefit of the township where the real property  
50 is located. Forty cents shall be paid by the Commonwealth  
51 agency which owns the property and \$2 shall be paid from

1       money available under 4 Pa.C.S. § 1403.

2       (3) [Subject to subsection (f), the] The charge under  
3 paragraph (1) shall be payable by the Commonwealth before  
4 September 2.

5       (c) Duration.--

6       (1) Except as set forth in paragraph (2), the annual  
7 charge payable by the Commonwealth on real property under  
8 subsection (a)(1)(i) shall continue only until the receipt of  
9 money by treasurers and township supervisors of the political  
10 subdivisions under subsection (b)(1), in accordance with the  
11 act of April 27, 1925 (P.L.324, No.185), entitled "An act for  
12 the distribution by the Commonwealth and counties to  
13 townships and school districts of moneys received from the  
14 United States from Forest Reserves within the Commonwealth,"  
15 equals or exceeds the amount paid by the Commonwealth in lieu  
16 of taxes.

17       (2) Paragraph (1) [does] shall not apply to the  
18 following:

19       (i) [the] The annual charge per acre for the benefit  
20 of the county where real property under subsection (a)(1)  
21 (i) is located for calendar years 1953, 1954, 1955 and  
22 1956[; and].

23       (ii) The amount of \$0.025 of the annual charge per  
24 acre for the benefit of the county where the real  
25 property under subsection (a)(1)(i) is located for each  
26 year after 1956.

27       (3) The Commonwealth shall annually pay the charges  
28 exempted under paragraph (2).

29       (d) Certification.--Upon application of the treasurer or  
30 township supervisor, the Secretary of Conservation and Natural  
31 Resources shall certify to the respective counties, school  
32 districts and townships where real property under subsection (a)  
33 is located and to the State Treasurer:

34       (1) the number of acres owned by the Federal Government  
35 and by the Commonwealth in the political subdivision; and

36       (2) the charge against the real property.

37       (e) Payment.--The State Treasurer shall pay to political  
38 subdivisions under subsection (d) the amount due under  
39 subsection (b) upon:

40       (1) requisition of the Secretary of Conservation and  
41 Natural Resources; and

42       (2) application by the appropriate treasurer or township  
43 supervisors.

44       [(f) Source of payment.--For real property owned by the  
45 Department of Conservation and Natural Resources, the  
46 Pennsylvania Game Commission or the Pennsylvania Fish and Boat  
47 Commission, of the charge per acre under subsection (b):

48       (1) \$2.40 shall be paid from money available under 4  
49 Pa.C.S. § 1403 (relating to establishment of State Gaming  
50 Fund and net slot machine revenue distribution); and

51       (2) the remainder shall be paid by the Commonwealth



1 agency which owns the property.]  
2 Section 29. Section 1798.3-E(d) of the act, amended July 11,  
3 2022 (P.L.540, No.54), is amended to read:  
4 Section 1798.3-E. Multimodal Transportation Fund.  
5 \* \* \*  
6 (d) Expiration.--This section shall expire December 31,  
7 [2023] 2024.  
8 Section 30. Sections 1799.5-E of the act is repealed:  
9 [Section 1799.5-E. Sales by distilleries.  
10 (a) General rule.--Notwithstanding any provision of the act  
11 of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, to  
12 the contrary, the holder of a distillery or limited distillery  
13 license may sell liquor to the board and to persons not licensed  
14 by the board. A distillery or limited distillery license holder  
15 may also directly sell liquor to any license or permit holder  
16 that is otherwise authorized to sell liquor. However, aggregate  
17 sales to the license and permit holders may not exceed 50,000  
18 gallons during a calendar year. A license or permit holder that  
19 wishes to acquire liquor produced by a distillery or limited  
20 distillery license holder after the producer has reached its  
21 aggregate 50,000-gallon limit may still acquire the product if  
22 it is available from the board. If a person holds more than one  
23 distillery or limited distillery license, either directly or  
24 through a wholly owned subsidiary, the sales from all such  
25 licenses shall be considered when determining whether the  
26 50,000-gallon limit has been reached.  
27 (b) Definition.--As used in this section, the term "board"  
28 means the Pennsylvania Liquor Control Board.]  
29 Section 30.1. The act is amended by adding a section to  
30 read:  
31 Section 1799.11-E. Pennsylvania Liquor Control Board wholesale  
32 licensee discount program.  
33 Notwithstanding the provisions of section 305 of the act of  
34 April 12, 1951 (P.L.90, No.21), known as the Liquor Code, the  
35 Pennsylvania Liquor Control Board shall establish a program  
36 under which wholesale licensees are provided a discount if the  
37 wholesale licensee picks up its purchases at board-specified  
38 locations, including the board's warehouses. The board may set  
39 parameters that the board deems appropriate, including the  
40 amount of the discount and minimum purchase requirements.  
41 Section 30.2. Section 1723-F.1(5)(ii) of the act, added July  
42 11, 2022 (P.L.540, No.54), is amended to read:  
43 Section 1723-F.1. Department of Education.  
44 The following shall apply to appropriations to the Department  
45 of Education:  
46 \* \* \*  
47 (5) From money appropriated for Pennsylvania Chartered  
48 Schools for Deaf and Blind Children, the following apply:  
49 \* \* \*  
50 (ii) \$1,000,000 is included for capital-related  
51 costs and deferred maintenance to be divided equally

1 between each [approved private] school.

2 \* \* \*

3 Section 31. Section 1730-F.1(24) of the act is repealed:  
4 Section 1730-F.1. Department of Human Services.

5 The following apply to appropriations for the Department of  
6 Human Services:

7 \* \* \*

8 [(24) Of the funding appropriated for COVID Relief -  
9 ARPA - Adult Mental Health Programs, no funding shall be  
10 expended until enabling legislation is enacted by the General  
11 Assembly.]

12 Section 32. The act is amended by adding articles to read:

13 ARTICLE XVII-F.3

14 2023-2024 BUDGET IMPLEMENTATION

15 SUBARTICLE A

16 PRELIMINARY PROVISIONS

17 Section 1701-F.3. Applicability.

18 Except as specifically provided in this article, this article  
19 applies to the General Appropriation Act of 2023 and all other  
20 appropriation acts of 2023.

21 Section 1702-F.3. Definitions.

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

25 "General Appropriation Act of 2023." The act of August 3,  
26 2023 (P.L. , No.1A), known as the General Appropriation Act of  
27 2023.

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

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

32 "Secretary." The Secretary of the Budget of the  
33 Commonwealth.

34 "TANFBG." Temporary Assistance for Needy Families Block  
35 Grant.

36 Section 1703-F.3. (Reserved).

37 Section 1704-F.3. (Reserved).

38 SUBARTICLE B

39 EXECUTIVE DEPARTMENTS

40 Section 1711-F.3. Governor (Reserved).

41 Section 1712-F.3. Executive offices.

42 The following apply to appropriations for the executive  
43 offices:

44 (1) The following apply to money appropriated for the  
45 Pennsylvania Commission on Crime and Delinquency:

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

51 (ii) No less than the amount used in the 2014-2015

1 fiscal year shall be used for a residential treatment  
2 community facility for at-risk youth located in a county  
3 of the fifth class.

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

8 (iv) From the amount appropriated, \$600,000 shall be  
9 used for a diversion program for first-time nonviolent  
10 offenders facing prison sentences. The diversion program  
11 must include education and employment services, case  
12 management and mentoring.

13 (v) No less than \$3,000,000 shall be available as a  
14 pilot program to offset costs incurred by a city of the  
15 first class and a county of the second class A that is  
16 also a home rule county in connection with hiring  
17 additional assistant district attorneys designated as a  
18 Special United States Attorney by a United States  
19 Attorney's office through participation in the Project  
20 Safe Neighborhoods program and who will exclusively  
21 prosecute crimes under 18 U.S.C. § 922(g) (relating to  
22 unlawful acts).

23 (vi) \$500,000 shall be used to support a Statewide  
24 child predator unit.

25 (vii) \$500,000 shall be used for training and  
26 equipment needs to support improvements in the  
27 identification, investigation and prosecution of 18  
28 Pa.C.S. § 6312 (relating to sexual abuse of children).

29 (viii) No less than \$1,750,000 shall be used for  
30 nonnarcotic medication substance use disorder treatment  
31 for eligible offenders, which shall include the  
32 establishment and administration of a nonnarcotic  
33 medication assisted substance grant program to provide  
34 annual grants to county corrections institutions. As used  
35 in this subparagraph, the term "eligible offender" means  
36 a defendant or inmate convicted of a criminal offense who  
37 will be committed to the custody of the county and who  
38 meets the clinical criteria for an opioid or alcohol use  
39 disorder as determined by a physician.

40 (ix) (Reserved).

41 (x) (Reserved).

42 (2) From money appropriated for violence and delinquency  
43 prevention programs:

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

47 (ii) no less than the amount used in the 2014-2015  
48 fiscal year shall be used for blueprint mentoring  
49 programs that address reducing youth violence in cities  
50 of the first, second and third class with programs in  
51 cities of the second class and third class also receiving

1 a proportional share of \$350,000.

2 (3) (Reserved).

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

16 (5) Money appropriated for county jail security  
17 improvements and enhancements shall be distributed to  
18 counties for security improvements and enhancements at county  
19 jails.

20 Section 1713-F.3. Lieutenant Governor (Reserved).

21 Section 1714-F.3. Attorney General.

22 The following apply to appropriations to the Attorney  
23 General:

24 (1) The sum of \$8,431,000 shall be distributed between  
25 the Attorney General and the district attorney's office in a  
26 city of the first class for costs associated with the  
27 operation of the joint local-State firearm task force in the  
28 city of the first class. No more than 20% may be allocated  
29 for the district attorney's office in a city of the first  
30 class.

31 (2) The sum of \$3,110,308 shall be distributed to the  
32 Attorney General for costs associated with a joint local-  
33 State firearm task force in a city of the first class.

34 (2.1) The sum of \$1,537,952 shall be used to cover the  
35 costs associated with establishing and operating a joint  
36 local-State firearm task force in a county of the second  
37 class.

38 (2.2) The sum of \$889,692 shall be distributed to the  
39 Attorney General for operating and property costs related to  
40 the Joint Task Force as needed.

41 (3) The Attorney General may expend up to \$2,000,000 in  
42 total from the following restricted accounts for general  
43 government operations:

44 (i) The Criminal Enforcement Restricted Account  
45 established under section 1713-A.1.

46 (ii) The Collection Administration Account  
47 established under section 922.1 of the act of April 9,  
48 1929 (P.L.177, No.175), known as The Administrative Code  
49 of 1929.

50 (iii) The restricted account established under  
51 section 1795.1-E(c) (3) (iii).

1           (iv) The Straw Purchase Prevention Education Fund  
2           established under 18 Pa.C.S. § 6186 (relating to Straw  
3           Purchase Prevention Education Fund).

4           (v) The restricted account established under section  
5           4 of the act of December 4, 1996 (P.L.911, No.147), known  
6           as the Telemarketer Registration Act.

7           Section 1715-F.3. Auditor General (Reserved).

8           Section 1716-F.3. Treasury Department (Reserved).

9           Section 1717-F.3. Department of Aging (Reserved).

10          Section 1718-F.3. Department of Agriculture.

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

13           (1) From money appropriated for general government  
14           operations, the following apply:

15               (i) (Reserved).

16               (ii) No less than \$250,000 shall be used for the  
17               Commission for Agricultural Education Excellence to  
18               assist in the development and implementation of  
19               agricultural education programming.

20           (2) From money appropriated for agricultural  
21           preparedness and response, the following shall apply:

22               (i) Up to \$15,000,000 may be used for the following  
23               costs associated with preparing for and responding to an  
24               outbreak of highly pathogenic avian influenza:

25                   (A) Costs of goods and services associated with  
26                   preparing for and responding to an outbreak of highly  
27                   pathogenic avian influenza and to provide grants to  
28                   assist with income losses and costs associated with  
29                   workforce payroll and benefits, mortgage interest and  
30                   rent payments, utility payments, costs of delayed  
31                   repopulating and reopening facilities and other  
32                   losses or costs associated with response not  
33                   otherwise eligible for or covered by Federal funding,  
34                   insurance, contracts or other funding sources.

35                   (B) (Reserved).

36               (ii) No less than \$6,000,000 shall be used for costs  
37               incurred by the Pennsylvania Animal Diagnostic Laboratory  
38               System in preparing for and responding to an outbreak of  
39               highly pathogenic avian influenza.

40               (iii) No less than \$10,000,000 shall be used to  
41               expand the Pennsylvania Animal Diagnostic Laboratory  
42               System in the Commonwealth.

43           (3) (Reserved).

44           (4) From money appropriated for agricultural research,  
45           the following apply:

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

48               (ii) No less than \$100,000 shall be used for  
49               agricultural law research programs, including those  
50               addressing energy development, in conjunction with a  
51               land-grant university.

1       (5) From money appropriated for hardwoods research and  
2 promotion, at least 80% of the money shall be equally  
3 distributed among the hardwood utilization groups of this  
4 Commonwealth established prior to the effective date of this  
5 section.

6       (6) Money appropriated for the Animal Health and  
7 Diagnostic Commission shall be equally distributed to the  
8 animal diagnostic laboratory system laboratories located at a  
9 land-grant university and at a school of veterinary medicine  
10 located within this Commonwealth.

11 Section 1719-F.3. Department of Community and Economic  
12 Development.

13 The following apply to appropriations for the Department of  
14 Community and Economic Development:

15       (1) From money appropriated for general government  
16 operations, no less than \$1,900,000 shall be used to support  
17 a manufacturing technology development effort, to assist  
18 Pennsylvania small businesses with enhanced cyber security  
19 and to test coal ash refuse extraction of rare earth metals  
20 for domestic chip manufacturing in a county of the fourth  
21 class with a population of at least 130,000, but not more  
22 than 135,000, under the most recent Federal decennial census,  
23 and no less than \$1,000,000 shall be used for a neighborhood  
24 preservation initiative to support successful affordable  
25 housing and commercial revitalization programs in a county of  
26 the first class.

27       (2) From money appropriated for marketing to attract  
28 tourists:

29           (i) \$4,145,000 to fund the activities of the tourism  
30 office within the department; and

31           (ii) the remaining money includes an allocation to  
32 be used to plan, market and conduct a series of arts and  
33 cultural activities that generate Statewide and regional  
34 economic impact, and \$1,000,000 shall be used for an  
35 annual Statewide competition serving approximately 2,000  
36 athletes with intellectual disabilities from across this  
37 Commonwealth to be held in a county of the fourth class.

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

46       (4) From money appropriated for keystone communities:

47           (i) \$6,405,000 shall be used to fund the Main Street  
48 Program, Elm Street Program, Enterprise Zone Program and  
49 accessible housing. The allocation for the Main Street  
50 Program, Elm Street Program, Enterprise Zone Program and  
51 accessible housing shall be distributed in the same

1 proportion as amounts allocated in fiscal year 2012-2013.

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

5 (5) (Reserved).

6 (6) Notwithstanding section 4(1) of the act of October  
7 11, 1984 (P.L.906, No.179), known as the Community  
8 Development Block Grant Entitlement Program for Nonurban  
9 Counties and Certain Other Municipalities, the Commonwealth  
10 may use up to 3% of the money received pursuant to the  
11 Housing and Community Development Act of 1974 (Public Law 93-  
12 383, 88 Stat. 633) for administrative costs.

13 (7) Money appropriated for local municipal relief shall  
14 include an allocation to provide State assistance to  
15 individuals, persons or political subdivisions directly  
16 affected by natural or manmade disasters, public safety  
17 emergencies, other situations that pose a public safety  
18 danger or other situations at the discretion of the  
19 department. State assistance may be limited to grants for  
20 projects that do not qualify for Federal assistance to help  
21 repair damages to primary residences, personal property and  
22 public facilities and structures. Grants shall be made  
23 available for reimbursement in a disaster emergency area only  
24 when a presidential disaster declaration does not cover the  
25 area or when the Department of Community and Economic  
26 Development determines that a public safety emergency has  
27 occurred.

28 (8) (Reserved).

29 (9) Money appropriated for hospital and health system  
30 emergency relief shall include an allocation to provide State  
31 assistance to hospital and health care systems that  
32 experience unexpected financial impact situations.

33 (10) Money appropriated for community and economic  
34 assistance shall include an allocation to provide State  
35 assistance in the form of grants to assist in community and  
36 economic development, including projects in the public  
37 interest.

38 (11) From money appropriated to the Department of  
39 Community and Economic Development, the Department of  
40 Community and Economic Development shall pay one-third of the  
41 cost for the Commission on Education and Economic  
42 Competitiveness to implement a contract for a nonprofit  
43 entity that has experience in the creation of long-term  
44 education planning efforts as required under section 123.1(g)  
45 of the Public School Code of 1949. A procurement under this  
46 paragraph shall not be subject to the requirements of 62  
47 Pa.C.S. (relating to procurement). The Department of  
48 Community and Economic Development shall collaborate with any  
49 other State agency as necessary to implement a procurement  
50 under this paragraph.

51 (12) Money appropriated for workforce development shall

1 be distributed in the same proportion as distributed in  
2 fiscal year 2022-2023.

3 Section 1720-F.3. Department of Conservation and Natural  
4 Resources.

5 The following apply to appropriations for the Department of  
6 Conservation and Natural Resources:

7 (1) (Reserved).

8 (2) Money appropriated for parks, forests and recreation  
9 projects shall be used for grants for projects to enhance  
10 parks, forests and recreation activities.

11 Section 1721-F.3. Department of Corrections (Reserved).

12 Section 1722-F.3. Department of Drug and Alcohol Programs  
13 (Reserved).

14 Section 1723-F.3. Department of Education.

15 The following apply to appropriations to the Department of  
16 Education:

17 (1) From money appropriated for grant support to  
18 institutions of higher education in this Commonwealth:

19 (i) The amount of \$259,285,000 shall be used for  
20 general student education and support at an institution  
21 of higher education with a main campus in a county of the  
22 fourth class with a population between 157,000 and  
23 159,000 based on the United States Census Bureau's 2022  
24 Population Estimate in the Annual Estimates of the  
25 Resident Population for Counties of Pennsylvania: April  
26 1, 2020 to July 1, 2022, and a 2020-2021 full-time  
27 equivalent total student enrollment of between 85,000 and  
28 86,000 based on data from the Integrated Postsecondary  
29 Education Data System of the National Center for  
30 Education Statistics.

31 (ii) The amount of \$28,634,000 shall be used for  
32 general student education and support at a college of  
33 technology in a county of the fifth class affiliated with  
34 an institution of higher education with a main campus in  
35 a county of the fourth class.

36 (iii) The amount of \$169,439,000 shall be used for  
37 general student education and support at an institution  
38 of higher education with a main campus in a city of the  
39 first class and a 2020-2021 full-time equivalent total  
40 student enrollment of between 33,000 and 35,000 based on  
41 data from the Integrated Postsecondary Education Data  
42 System of the National Center for Education Statistics.

43 (iv) The amount of \$162,264,000 shall be used for  
44 general student education and support at an intuition of  
45 higher education with a main campus in a city of the  
46 second class and a 2020-2021 full-time equivalent total  
47 student enrollment of between 28,000 and 31,000 based on  
48 data from the Integrated Postsecondary Education Data  
49 System of the National Center for Education Statistics,  
50 with an additional \$3,584,000 to support rural education  
51 outreach.



1       (v) The sum of \$19,000,000 shall be used for general  
2 student education and support at an institution of higher  
3 education with a main campus in a county of the third  
4 class with a population between 544,000 and 546,000 based  
5 on the United States Census Bureau's 2022 Population  
6 Estimate in the Annual Estimates of the Resident  
7 Population for Counties of Pennsylvania: April 1, 2020 to  
8 July 1, 2022, and a 2020-2021 full-time equivalent total  
9 student enrollment of between 1,000 and 3,000 based on  
10 data from the Integrated Postsecondary Education Data  
11 System of the National Center for Education Statistics.

12       (2) From an appropriation for adult and family literacy  
13 programs, summer reading programs and the adult high school  
14 diplomas program. The following apply:

15       (i) no less than the amount allocated in the 2014-  
16 2015 fiscal year shall be allocated for an after-school  
17 learning program servicing low-income students located in  
18 a county of the sixth class with a population, based on  
19 the most recent Federal decennial census, of at least  
20 64,730, but not more than 65,558; and

21       (ii) no less than the amount allocated in the 2016-  
22 2017 fiscal year shall be used for an after-school  
23 learning program servicing low-income students located in  
24 a county of the third class with a population, based on  
25 the most recent Federal decennial census, of at least  
26 320,000, but not more than 330,000.

27       (iii) From money appropriated for adult and family  
28 literacy, at least \$1,050,000 shall be used to develop  
29 and administer a program to subsidize the cost of high  
30 school equivalency testing that leads to a Commonwealth  
31 secondary school diploma credential for individuals who  
32 meet requirements established by the department.

33       (3) Notwithstanding any other provision of law, the  
34 appropriation for pupil transportation may not be redirected  
35 for any purpose.

36       (4) For money appropriated for Pennsylvania Chartered  
37 Schools for Deaf and Blind Children, the following apply:

38       (i) Upon distribution of the final tuition payment  
39 for the fiscal year, the balance of the appropriation,  
40 excluding amounts under subparagraph (ii), shall be used  
41 to pay the schools' increased share of required  
42 contributions for public school employees' retirement and  
43 shall be distributed pro rata based on each school's  
44 contributions for the prior fiscal year.

45       (ii) \$1,000,000 is included for capital-related  
46 costs and deferred maintenance to be divided equally  
47 between each school.

48       (5) Notwithstanding any other provision of law, the  
49 amount of money set aside under section 2509.8 of the Public  
50 School Code of 1949, shall be allocated to each approved  
51 private school with a day tuition rate determined to be less

1 than \$32,000 during the 2010-2011 school year. The allocation  
2 shall be no less than the amount allocated in the 2015-2016  
3 fiscal year.

4 (6) Money appropriated for regional community college  
5 services shall be distributed to each entity that received  
6 funding in fiscal year 2022-2023 in an amount equal to the  
7 amount received in that fiscal year.

8 (7) Notwithstanding any other provision of law, money  
9 appropriated for community education councils shall be  
10 distributed in a manner that each community education council  
11 which received funding in fiscal year 2022-2023 shall receive  
12 an amount equal to the amount received in that fiscal year.

13 (7.1) From money appropriated for Parent Pathways, the  
14 Department of Education shall expand the Parent Pathways  
15 Learning Network Pilot Program to assist parenting students  
16 in pursuing postsecondary pathways to postsecondary degree or  
17 certificate completion. The Department of Education shall  
18 provide financial and technical assistance to postsecondary  
19 institutions to remove barriers to postsecondary degree or  
20 certificate completion and increase access to family-  
21 sustaining wages and in-demand occupations.

22 (8) (Reserved).

23 (9) (Reserved).

24 (10) (Reserved).

25 (11) (Reserved).

26 (12) (Reserved).

27 (13) (Reserved).

28 (14) (Reserved).

29 (15) (Reserved).

30 (16) (Reserved).

31 (17) (Reserved).

32 (18) (Reserved).

33 (19) (Reserved).

34 (20) (Reserved).

35 (21) (Reserved).

36 (22) From money appropriated to the Department of  
37 Education, the Department of Education shall pay one-third of  
38 the cost for the Commission on Education and Economic  
39 Competitiveness to implement a contract for a nonprofit  
40 entity that has experience in the creation of long-term  
41 education planning efforts as required under section 123.1(g)  
42 of the Public School Code of 1949. A procurement under this  
43 paragraph shall not be subject to the requirements of 62  
44 Pa.C.S. (relating to procurement). The Department of  
45 Education shall collaborate with any other State agency as  
46 necessary to implement a procurement under this paragraph.

47 (23) From money appropriated to the Department of  
48 Education for grants to school districts to assist in meeting  
49 Federal matching requirements for grants received under the  
50 Federal Child Nutrition Act of 1966 and to aid in providing a  
51 food program for needy children, the following shall apply:

1       (i) An additional State reimbursement for the school  
2 breakfast program shall be provided as follows:

3       (A) The Department of Education shall provide  
4 State reimbursement to a school in an amount equal to  
5 the difference between the Federal free reimbursement  
6 rate and the reduced price and the paid reimbursement  
7 rate under the school breakfast program for each meal  
8 provided under clause (B).

9       (B) In order to receive reimbursement under this  
10 subparagraph, a school shall:

11       (I) Participate in the school breakfast  
12 program.

13       (II) Make available a meal that meets the  
14 requirements of the school breakfast program to  
15 every student in attendance each school day at no  
16 cost to the student regardless of the student's  
17 eligibility for a federally funded free, reduced  
18 price or paid meal.

19       (III) Be eligible for reimbursement under  
20 section 1337.1 of the Public School Code of 1949.

21       (ii) An additional State reimbursement for the  
22 school lunch program shall be provided as follows:

23       (A) The Department of Education shall provide  
24 State reimbursement to a school in an amount equal to  
25 the difference between the Federal free reimbursement  
26 rate and the reduced-price rate under the school  
27 lunch program for each meal provided under clause  
28 (B).

29       (B) In order to receive reimbursement under this  
30 subparagraph, a school shall:

31       (I) Participate in the school lunch program.

32       (II) Make available a meal that meets the  
33 requirements of the school lunch program to every  
34 student in attendance each school day who is  
35 eligible to receive a federally funded reduced-  
36 price meal at no cost to the student.

37       (III) Be eligible for reimbursement under  
38 section 1337.1 of the Public School Code of 1949.

39       (iii) For the purposes of this paragraph, the  
40 following terms shall have the following meanings:

41       "School" shall have the same meaning as given to that  
42 term in 7 CFR 210.2 (relating to definitions).

43       "School breakfast program" shall have the same  
44 meaning as given to that term in 7 CFR Pt. 220 (relating  
45 to School Breakfast Program).

46       "School lunch program" shall have the same meaning as  
47 given to the term "National School Lunch Program" in 7  
48 CFR 210.2.

49       (24) Money appropriated for job training and education  
50 programs shall be used for grants for job training, dual  
51 enrollment and educational programs.

1       (25) Money appropriated for mobile science and  
2 mathematics education programs shall be used for grants to  
3 support mobile science and mathematics education programs.

4       (26) The Secretary of Education shall transfer funding  
5 appropriated for teacher stipends in the General  
6 Appropriation Act of 2023 to provide for grants and  
7 administration of the Educator Pipeline Support Grant Program  
8 established under Article XII-B of the Public School Code of  
9 1949.

10 Section 1724-F.3. Department of Environmental Protection  
11 (Reserved).

12 Section 1725-F.3. Department of General Services.

13 From money appropriated to the Department of General Services  
14 for Capitol fire protection, the City of Harrisburg shall use  
15 the money to support the provisions of fire services to the  
16 Capitol complex.

17 Section 1726-F.3. Department of Health.

18 The following apply to appropriations for the Department of  
19 Health:

20       (1) From money appropriated for general government  
21 operations, sufficient money is included for the coordination  
22 of donated dental services.

23       (2) (Reserved).

24       (3) From money appropriated for primary health care  
25 practitioner, the following apply:

26           (i) No less than \$3,451,000 shall be used for  
27 Primary Care Loan Repayment Grant Awards.

28           (ii) No less than \$1,500,000 shall be used for the  
29 Pennsylvania Academy of Family Physicians Family Medicine  
30 Residency Expansion Program.

31           (iii) No less than \$1,300,000 shall be used for the  
32 Pennsylvania Academy of Family Physicians Family Medicine  
33 Residency Community Health Impact Grant Program.

34           (iv) Grantees other than as provided under  
35 subparagraphs (i), (ii) and (iii) that received amounts  
36 in the 2022-2023 fiscal year shall receive the amount  
37 each grantee received in the 2022-2023 fiscal year.

38       (4) Money appropriated for services for children with  
39 special needs shall be distributed to grantees in the same  
40 proportion as distributed in fiscal year 2019-2020.

41       (5) From money appropriated for adult cystic fibrosis  
42 and other chronic respiratory illnesses, the following apply:

43           (i) No less than \$212,000 shall be used for a  
44 program promoting cystic fibrosis research in a county of  
45 the second class.

46           (ii) No less than \$106,000 shall be used for  
47 research related to childhood cystic fibrosis in a city  
48 of the first class with a hospital that is nationally  
49 accredited as a cystic fibrosis treatment center and  
50 specializes in the treatment of children.

51           (iii) Any money not used under subparagraph (i) or

1       (ii) shall be distributed to grantees in the same  
2       proportion as distributed in fiscal year 2019-2020.

3       (6) Money appropriated for diagnosis and treatment for  
4       Cooley's anemia shall be distributed to grantees in the same  
5       proportion as distributed in fiscal year 2019-2020.

6       (7) Money appropriated for hemophilia services shall be  
7       distributed to grantees in the same proportion as distributed  
8       in fiscal year 2019-2020.

9       (8) Money appropriated for lupus programs shall be  
10      distributed proportionately to each entity that received  
11      funding in fiscal year 2018-2019.

12      (9) From money appropriated for sickle cell anemia  
13      services, including camps for children with sickle cell  
14      anemia, the following shall apply:

15          (i) Grantees which received amounts in fiscal year  
16          2019-2020 shall receive an amount which is in the same  
17          proportion as distributed in fiscal year 2019-2020.

18          (ii) \$75,000 shall be distributed to a qualifying  
19          academic medical center located in a county of the third  
20          class with a population between 280,000 and 300,000 under  
21          the most recent Federal decennial census for expanded  
22          care of adult sickle cell disease.

23      (10) Money appropriated for Lyme disease includes  
24      \$2,000,000 for costs related to free tick testing for  
25      residents performed in conjunction with a university that is  
26      part of the State System of Higher Education, including  
27      outreach and marketing.

28      (11) Money appropriated for biotechnology research shall  
29      include allocations for regenerative medicine research, for  
30      regenerative medicine medical technology, for hepatitis and  
31      viral research, for drug research and clinical trials related  
32      to cancer, for genetic and molecular research for disease  
33      identification and eradication, for vaccine immune response  
34      diagnostics, for nanotechnology and for the commercialization  
35      of applied research.

36   Section 1727-F.3. Insurance Department (Reserved).

37   Section 1728-F.3. Department of Labor and Industry.

38   The following apply to appropriations to the Department of  
39   Labor and Industry:

40          (1) From money appropriated for Industry Partnerships,  
41          no less than the amount allocated in the 2014-2015 fiscal  
42          year shall be used for a work force development program that  
43          links veterans with employment in a home rule county that was  
44          formerly a county of the second class A.

45          (2) From money appropriated to the Department of Labor  
46          and Industry, the Department of Labor and Industry shall pay  
47          one-third of the cost for the Commission on Education and  
48          Economic Competitiveness to implement a contract for a  
49          nonprofit entity that has experience in the creation of long-  
50          term education planning efforts as required under section  
51          123.1(g) of the Public School Code of 1949. A procurement

1 under this paragraph shall not be subject to the requirements  
2 of 62 Pa.C.S. (relating to procurement). The Department of  
3 Labor and Industry shall collaborate with any other State  
4 agency as necessary to implement a procurement under this  
5 paragraph.

6 Section 1729-F.3. Department of Military and Veterans Affairs  
7 (Reserved).

8 Section 1730-F.3. Department of Human Services.

9 The following apply to appropriations for the Department of  
10 Human Services:

11 (1) From money appropriated for mental health services  
12 or from Federal money, \$580,000 shall be used for the  
13 following:

14 (i) The operation and maintenance of a network of  
15 web portals that provide comprehensive referral services,  
16 support and information relating to early intervention,  
17 prevention and support for individuals with mental health  
18 or substance abuse issues, county mental health offices,  
19 providers and others that provide mental and behavioral  
20 health treatment and related services.

21 (ii) The expansion of the existing web portals,  
22 including services and resources for military veterans  
23 and their families, including comprehensive referral  
24 services for transitional, temporary and permanent  
25 housing, job placement and career counseling and other  
26 services for military veterans returning to civilian  
27 life.

28 (2) Notwithstanding any other provision of law, from the  
29 money appropriated for mental health services, \$20,000,000  
30 shall be used for county mental health services in addition  
31 to the county funding provided under the act of October 20,  
32 1966 (3rd Sp.Sess., P.L.96, No.6), known as the Mental Health  
33 and Intellectual Disability Act of 1966, and the Human  
34 Services Block Grant Program under Article XIV-B of the Human  
35 Services Code. The following apply:

36 (i) Money shall be distributed to each county and  
37 county local collaborative arrangement on a pro rata  
38 basis based upon fiscal year 2022-2023 mental health  
39 community base funded services allocations.

40 (ii) County mental health services shall be provided  
41 and reported in accordance with the reporting and  
42 monitoring requirements of the Department of Human  
43 Services.

44 (iii) Money received under this paragraph may not be  
45 included in the calculation of the allocation of funds  
46 under the Human Services Block Grant Program.

47 (3) Subject to the availability of Federal money and  
48 eligibility under Federal TANFBG rules, grantees who operated  
49 within the PA WorkWear program in the prior fiscal year and  
50 who remain in operation shall be offered a grant for the  
51 fiscal year to continue service delivery under substantially

1 similar terms as previous PA WorkWear grants unless both  
2 parties agree to alternate terms. Nothing in this paragraph  
3 shall prohibit the Department of Human Services from offering  
4 a grant to a prospective PA WorkWear provider to replace a  
5 prior grantee who chooses not to continue to operate in the  
6 program.

7 (4) From money appropriated for medical assistance  
8 capitation:

9 (i) No less than the amount used in the 2014-2015  
10 fiscal year shall be used for prevention and treatment of  
11 depression and its complications in older Pennsylvanians  
12 in a county of the second class.

13 (ii) Subject to Federal approval as may be necessary  
14 and contingent on Federal financial participation  
15 beginning January 1, 2024, sufficient funds are included  
16 to provide rates for ambulance transportation for ground  
17 mileage at not less than \$8.80 per mile for each loaded  
18 mile.

19 (5) The following shall apply to amounts appropriated  
20 for medical assistance fee-for-service:

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

27 (ii) Amounts allocated from money appropriated for  
28 fee-for-service used for the SelectPlan for women's  
29 preventative health services shall be used for women's  
30 medical services, including noninvasive contraception  
31 supplies.

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

39 (A) normal newborn care; and

40 (B) mothers' obstetrical delivery.

41 (iv) No less than \$330,000 shall be used for cleft  
42 palates and other craniofacial anomalies.

43 (v) No less than \$800,000 shall be distributed to a  
44 hospital for clinical ophthalmologic services located in  
45 a city of the first class.

46 (vi) (Reserved).

47 (vii) No less than \$5,000,000 shall be distributed  
48 to a hospital in a city of the third class in a home rule  
49 county that was formerly a county of the second class A,  
50 provided that services and specialties available on the  
51 effective date of this paragraph must remain available

1 until July 1, 2024, and compliance with any other  
2 requirements imposed by the Department of Human Services.  
3 The Department of Human Services may recoup funds from  
4 any hospital failing to meet the conditions under this  
5 paragraph.

6 (viii) No less than \$2,000,000 shall be distributed  
7 to a university located in a city of the first class to  
8 research the impact of trauma-informed programs on  
9 community violence prevention and health disparities.

10 (ix) No less than \$3,000,000 shall be distributed to  
11 an enrolled outpatient therapy service provider located  
12 in a city of the second class in a county of the second  
13 class that provides behavioral health and medical  
14 rehabilitation pediatric outpatient services.

15 (x) No less than \$1,250,000 shall be distributed to  
16 an acute care hospital in a city of the third class with  
17 a population between 14,000 and 15,000 according to the  
18 most recent Federal decennial census in a county of the  
19 third class with a population between 350,000 and 370,000  
20 according to the most recent Federal decennial census.

21 (xi) Subject to Federal approval as may be necessary  
22 and contingent on Federal financial participation,  
23 beginning January 1, 2024, sufficient funds are included  
24 to provide rates for ambulance transportation for ground  
25 mileage at not less than \$8.80 per mile for each loaded  
26 mile.

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

38 (7) Qualifying physician practice plans that received  
39 money for fiscal year 2017-2018 shall not receive less than  
40 the State appropriation made available to those physician  
41 practice plans during fiscal year 2017-2018.

42 (8) Federal or State money appropriated under the  
43 General Appropriation Act of 2023 in accordance with 35  
44 Pa.C.S. § 8107.3 (relating to funding) not used to make  
45 payments to hospitals qualifying as Level III trauma centers  
46 or seeking accreditation as Level III trauma centers shall be  
47 used to make payments to hospitals qualifying as Levels I and  
48 II trauma centers.

49 (9) Qualifying academic medical centers that received  
50 money for fiscal year 2017-2018 shall receive the same amount  
51 from the State appropriation made available to those academic



1 medical centers during fiscal year 2017-2018.

2 (10) Money appropriated for medical assistance  
3 transportation shall only be utilized as a payment of last  
4 resort for transportation for eligible medical assistance  
5 recipients.

6 (11) Money appropriated for intellectual disabilities -  
7 workforce development and retention shall be utilized to  
8 address the workforce shortage of direct support  
9 professionals and other individuals who support people with  
10 intellectual disabilities.

11 (12) From money appropriated for medical assistance  
12 long-term living:

13 (i) No less than the amount distributed in the 2014-  
14 2015 fiscal year shall be distributed to a county nursing  
15 home located in a home rule county that was formerly a  
16 county of the second class A with more than 725 beds and  
17 a Medicaid acuity at 0.79 as of August 1, 2015.

18 (ii) No less than the amount used in the 2020-2021  
19 fiscal year shall be distributed to a nonpublic nursing  
20 home located in a county of the first class with more  
21 than 395 beds and a Medicaid acuity at 1.06 as of August  
22 1, 2022, to ensure access to necessary nursing care in  
23 that county.

24 (iii) \$5,000,000 shall be distributed to a nonpublic  
25 nursing home located in a county of the eighth class with  
26 more than 119 beds and a Medicaid acuity at 1.11 as of  
27 August 1, 2022, to ensure access to necessary nursing  
28 home care in that county.

29 (iv) An additional \$500,000 shall be paid in equal  
30 payments to nursing facilities which remain open as of  
31 the effective date of this section that qualified for  
32 supplemental ventilator care and tracheostomy care  
33 payments in fiscal year 2014-2015 with a percentage of  
34 medical assistance recipient residents who required  
35 medically necessary ventilator care or tracheostomy care  
36 greater than 90%.

37 (v) Subject to Federal approval of necessary  
38 amendments of the Title XIX State Plan, \$16,000,000 is  
39 allocated for medical assistance day-one incentive  
40 payments to qualified nonpublic nursing facilities under  
41 methodology and criteria under section 443.1(7)(vi) of  
42 the Human Services Code. The Department of Human Services  
43 shall determine a nonpublic nursing facility's overall  
44 and medical assistance occupancy rate to qualify for a  
45 medical assistance day-one incentive payment for the  
46 fiscal year based on a nursing facility's resident day  
47 quarter ending December 31, 2019, for the first of two  
48 payments and a nursing facility's resident day quarter  
49 ending March 31, 2020, for the second of two payments.

50 (vi) Notwithstanding any other provision of law and  
51 subject to Federal approval as may be necessary, for

1 fiscal year 2023-2024, the Department of Human Services  
2 shall calculate each nonpublic nursing facility's case-  
3 mix rate based on the cost database and peer group prices  
4 for each net operating cost center used in the  
5 calculation of each nonpublic nursing facility's case-mix  
6 for fiscal year 2022-2023. Each nonpublic nursing  
7 facility's case-mix rate shall be adjusted quarterly in  
8 accordance with 55 Pa. Code § 1187.96(a)(5) (relating to  
9 price- and rate- setting computations).

10 (13) From money appropriated for Medical Assistance  
11 Community HealthChoices:

12 (i) (Reserved).

13 (ii) Subject to Federal approval as may be necessary  
14 and contingent on Federal financial participation,  
15 beginning January 1, 2024, sufficient funds are included  
16 to provide rates for ambulance transportation for ground  
17 mileage at not less than \$8.80 per mile for each loaded  
18 mile.

19 (iii) Notwithstanding any other provision of law and  
20 subject to Federal approval as may be necessary, for  
21 fiscal year 2023-2024, the Department of Human Services  
22 shall calculate each nonpublic nursing facility's case-  
23 mix rate based on the cost database and peer group prices  
24 for each net operating cost center used in the  
25 calculation of each nonpublic nursing facility's case-mix  
26 for fiscal year 2022-2023. Each nonpublic nursing  
27 facility's case-mix rate shall be adjusted quarterly in  
28 accordance with 55 Pa. Code § 1187.96(a)(5).

29 (14) From money appropriated for autism intervention and  
30 services:

31 (i) \$600,000 shall be allocated to a behavioral  
32 health facility located in a county of the fifth class  
33 with a population between 140,000 and 145,000 under the  
34 most recent Federal decennial census and shall be  
35 distributed to a health system that operates both a  
36 general acute care hospital and a behavioral health  
37 facility that has a center for autism and developmental  
38 disabilities located in a county of the fifth class with  
39 a population between 140,000 and 145,000 under the most  
40 recent Federal decennial census;

41 (ii) \$300,000 shall be allocated to an institution  
42 of higher education that provides autism education and  
43 diagnostic curriculum located in a city of the first  
44 class that operates a center for autism in a county of  
45 the second class A;

46 (iii) \$300,000 shall be allocated to an institution  
47 of higher education that provides autism education and  
48 diagnostic curriculum and is located in a county of the  
49 second class;

50 (iv) no less than the amount distributed in the  
51 2014-2015 fiscal year shall be allocated for programs to

1 promote the health and fitness of persons with  
2 developmental disabilities located in a city of the first  
3 class; and

4 (v) \$600,000 shall be allocated for an entity that  
5 provides alternative educational services to individuals  
6 with autism and developmental disabilities in the county  
7 which was most recently designated as a county of the  
8 second class A.

9 (15) (Reserved).

10 (16) (Reserved).

11 (17) (Reserved).

12 (18) Money appropriated for breast cancer screening may  
13 be used for women's medical services, including noninvasive  
14 contraception supplies.

15 (19) From the appropriation for 2-1-1 Communications,  
16 \$750,000 shall be allocated for a Statewide 2-1-1 System  
17 Grant Program.

18 (20) The appropriation for services for the visually  
19 impaired shall include the following:

20 (i) an allocation of \$3,904,080 for a Statewide  
21 professional services provider association for the blind  
22 to provide training and supportive services for  
23 individuals who are blind and preschool vision screenings  
24 and eye safety education; and

25 (ii) an allocation of \$798,000 to provide  
26 specialized services and prevention of blindness services  
27 in cities of the first class.

28 (21) The provisions of 8 U.S.C. §§ 1611 (relating to  
29 aliens who are not qualified aliens ineligible for Federal  
30 public benefits), 1612 (relating to limited eligibility of  
31 qualified aliens for certain Federal programs) and 1642  
32 (relating to verification of eligibility for Federal public  
33 benefits) shall apply to payments and providers.

34 (22) (Reserved).

35 (23) The Department of Human Services shall not add non-  
36 medically necessary services to the Medical Assistance  
37 Program that would result in the need for a supplemental  
38 appropriation without the approval of the General Assembly.  
39 Each proposed service shall be outlined in the Governor's  
40 Executive Budget or subsequent updates provided in writing to  
41 the General Assembly.

42 (24) No later than 12 months after the enactment of the  
43 General Appropriation Act of 2023, the Department of Human  
44 Services shall complete a report, based on the information  
45 submitted to the department, which analyzes the wages for  
46 direct care workers and direct support professionals who  
47 provide services under the Department of Human Services'  
48 Office of Developmental Programs and Office of Long Term  
49 Living. The following shall apply:

50 (i) The report shall include all of the following:

51 (A) The average wages paid to direct care

workers and direct support professionals under each applicable program.

(B) Whether wages for direct care workers and direct support professionals increased since the implementation of the applicable program and the percentage increase.

(ii) The Department of Human Services shall submit the report to the chairperson and minority chairperson of the Appropriations Committee of the Senate, the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives, the chairperson and minority chairperson of the Health and Human Services Committee of the Senate and the chairperson and minority chairperson of the Human Services Committee of the House of Representatives.

Section 1731-F.3. Department of Revenue (Reserved).

Section 1732-F.3. Department of State (Reserved).

Section 1733-F.3. Department of Transportation (Reserved).

Section 1734-F.3. Pennsylvania State Police (Reserved).

Section 1735-F.3. Pennsylvania Emergency Management Agency.

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

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

(2) Money appropriated for the State Fire Commissioner includes funding for a Statewide recruitment and retention coordinator and regional technical advisors to develop, implement and deliver recruitment and retention training programs and provide technical assistance to local fire organizations and local governments.

(3) Money appropriated for State disaster assistance shall be used to provide individual disaster recovery assistance to assist in the recovery from emergencies and non-Federally declared disasters. Amounts under this paragraph may be used for critical needs assistance and to repair damage to residential properties not compensated by insurance or any other funding sources. The Pennsylvania Emergency Management Agency shall develop guidelines to implement this paragraph and submit the guidelines to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.

Section 1736-F.3. State-related universities (Reserved).

Section 1737-F.3. State System of Higher Education.

The following shall apply to appropriations for the State System of Higher Education:

(1) It shall be a condition of receipt of money appropriated by the Commonwealth that, for the 2023-2024 academic year, the tuition level charged by an institution to students who are residents of this Commonwealth shall remain the same as the amount charged to residents of this

1 Commonwealth during the 2022-2023 academic year. The  
2 difference between the tuition level charged for residents  
3 and nonresidents may be waived for nonresident students from  
4 states contiguous to this Commonwealth at the discretion of  
5 an institution president.

6 (2) (Reserved).

7 Section 1738-F.3. Pennsylvania Higher Education Assistance  
8 Agency.

9 The following shall apply to appropriations for the  
10 Pennsylvania Higher Education Assistance Agency:

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

14 (2) From money appropriated for payment of education  
15 assistance grants, the amount of \$1,000,000 shall be  
16 allocated to a State-owned university located in Tioga County  
17 for merit scholarships.

18 (3) From money appropriated for Pennsylvania Internship  
19 Program grants, funds may be used for internship and seminar  
20 programs.

21 Section 1739-F.3. Thaddeus Stevens College of Technology.

22 The following shall apply to appropriations for the Thaddeus  
23 Stevens College of Technology:

24 (1) From funds appropriated for Thaddeus Stevens College  
25 of Technology, the President of the college shall cause to be  
26 prepared and submitted to the Secretary of Education, the  
27 President pro tempore of the Senate, the Speaker of the House  
28 of Representatives, the Majority Leader and the Minority  
29 Leader of the Senate, the Majority Leader and the Minority  
30 Leader of the House of Representatives, the chairperson and  
31 minority chairperson of the Education Committee of the Senate  
32 and the chairperson and minority chairperson of the Education  
33 Committee of the House of Representatives a comprehensive  
34 report outlining the use of funds appropriated, to  
35 specifically include the strategies and use of funds to  
36 expand student enrollment.

37 (2) (Reserved).

38 Section 1740-F.3. Pennsylvania Historical and Museum Commission  
39 (Reserved).

40 Section 1741-F.3. Environmental Hearing Board (Reserved).

41 Section 1742-F.3. Health Care Cost Containment Council  
42 (Reserved).

43 Section 1743-F.3. State Ethics Commission (Reserved).

44 Section 1744-F.3. Commonwealth Financing Authority (Reserved).

45 SUBARTICLE C

46 STATE GOVERNMENT SUPPORT AGENCIES

47 Section 1751-F.3. Legislative Reference Bureau (Reserved).

48 Section 1752-F.3. Legislative Budget and Finance Committee  
49 (Reserved).

50 Section 1753-F.3. Legislative Data Processing Committee  
51 (Reserved).

1 Section 1754-F.3. Joint State Government Commission (Reserved).

2 Section 1755-F.3. Local Government Commission (Reserved).

3 Section 1756-F.3. Legislative Audit Advisory Commission  
4 (Reserved).

5 Section 1757-F.3. Independent Regulatory Review Commission  
6 (Reserved).

7 Section 1758-F.3. Capitol Preservation Committee (Reserved).

8 Section 1759-F.3. Pennsylvania Commission on Sentencing  
9 (Reserved).

10 Section 1760-F.3. Center for Rural Pennsylvania (Reserved).

11 Section 1761-F.3. Commonwealth Mail Processing Center  
12 (Reserved).

13 Section 1762-F.3. Legislative Reapportionment Commission  
14 (Reserved).

15 Section 1763-F.3. Independent Fiscal Office (Reserved).

16 SUBARTICLE D

17 JUDICIAL DEPARTMENT

18 Section 1771-F.3. Supreme Court (Reserved).

19 Section 1772-F.3. Superior Court (Reserved).

20 Section 1773-F.3. Commonwealth Court (Reserved).

21 Section 1774-F.3. Courts of common pleas (Reserved).

22 Section 1775-F.3. Community courts; magisterial district judges  
23 (Reserved).

24 Section 1776-F.3. Philadelphia Municipal Court (Reserved).

25 Section 1777-F.3. Judicial Conduct Board (Reserved).

26 Section 1778-F.3. Court of Judicial Discipline (Reserved).

27 Section 1779-F.3. Juror cost reimbursement (Reserved).

28 Section 1780-F.3. County court reimbursement (Reserved).

29 SUBARTICLE E

30 GENERAL ASSEMBLY

31 (Reserved)

32 ARTICLE XVII-F.4

33 2023-2024 RESTRICTIONS ON APPROPRIATIONS  
34 FOR FUNDS AND ACCOUNTS

35 Section 1701-F.4. Applicability.

36 Except as specifically provided in this article, this article  
37 applies to the General Appropriation Act of 2023 and all other  
38 appropriation acts of 2023.

39 Section 1702-F.4. Definitions.

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

43 "General Appropriation Act of 2023." The act of August 3,  
44 2023 (P.L. , No.1A), known as the General Appropriation Act of  
45 2023.

46 Section 1703-F.4. State Lottery Fund.

47 The following apply:

48 (1) Money appropriated for PENNCARE may not be utilized  
49 for administrative costs by the Department of Aging.

50 (2) (Reserved).

51 Section 1704-F.4. Tobacco Settlement Fund (Reserved).

Section 1705-F.4. Judicial Computer System Augmentation Account  
(Reserved).

Section 1706-F.4. Emergency Medical Services Operating Fund  
(Reserved).

Section 1707-F.4. The State Stores Fund (Reserved).

Section 1708-F.4. Motor License Fund (Reserved).

Section 1709-F.4. Aviation Restricted Account (Reserved).

Section 1710-F.4. Hazardous Material Response Fund (Reserved).

Section 1711-F.4. Milk Marketing Fund (Reserved).

Section 1712-F.4. HOME Investment Trust Fund (Reserved).

Section 1713-F.4. Tuition Account Guaranteed Savings Program  
Fund (Reserved).

Section 1714-F.4. Banking Fund (Reserved).

Section 1715-F.4. Firearm Records Check Fund (Reserved).

Section 1716-F.4. Ben Franklin Technology Development Authority  
Fund (Reserved).

Section 1717-F.4. Oil and Gas Lease Fund (Reserved).

Section 1718-F.4. Home Improvement Account (Reserved).

Section 1719-F.4. Cigarette Fire Safety and Firefighter  
Protection Act Enforcement Fund (Reserved).

Section 1720-F.4. Insurance Regulation and Oversight Fund  
(Reserved).

Section 1721-F.4. Pennsylvania Race Horse Development  
Restricted Receipts Account (Reserved).

Section 1722-F.4. Justice Reinvestment Fund (Reserved).

Section 1723-F.4. Multimodal Transportation Fund (Reserved).

Section 1724-F.4. State Racing Fund (Reserved).

Section 1725-F.4. ABLE Savings Program Fund (Reserved).

Section 1726-F.4. Tourism Promotion Fund (Reserved).

Section 1727-F.4. Enhanced Revenue Collection Account  
(Reserved).

Section 1728-F.4. (Reserved).

Section 1729-F.4. Opioid Settlement Restricted Account.  
From money appropriated from the Opioid Settlement Restricted  
Account, the sum of \$2,000,000 shall be distributed to a county  
and to the office of the district attorney located in a county  
of the third class with a population between 374,000 and 375,000  
under the most recent Federal decennial census.

Section 1730-F.4. COVID-19 Response Restricted Account  
(Reserved).

Section 1731-F.4. Pennsylvania Preferred® Trademark Licensing  
Fund.

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

Section 1732-F.4. Agricultural Conservation Easement Purchase  
Fund.

In addition to the uses provided in section 7.3 of the act of

June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," the department may use up to a total of \$165,000 in the Agricultural Conservation Easement Purchase Fund under section 7.1 of the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," to issue grants not to exceed \$5,000 each for succession planning to ensure that agricultural operations continue on land subject to agricultural conservation easements. The department, in consultation with the State Agricultural Land Preservation Board, shall establish eligibility criteria for awarding grants under this section.  
Section 1733-F.4. Restricted receipt accounts.

(a) Authority.--The Secretary of the Budget may create restricted receipt accounts for the purpose of administering Federal grants only for the purposes designated in this section.

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

(1) ARC Housing Revolving Loan Program.

(2) Brownfields Revolving Loan Fund.

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

(1) Federal Aid to volunteer fire companies.

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

(3) National Forest Reserve Allotment.

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

(1) Education of the Disabled - Part C.

(2) LSTA - Library Grants.

(3) The Pennsylvania State University Federal Aid.

(4) Emergency Immigration Education Assistance.

(5) Education of the Disabled - Part D.

(6) Homeless Adult Assistance Program.

(7) Severely Handicapped.

(8) Medical Assistance Reimbursements to Local Education Agencies.

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

(1) Federal Water Resources Planning Act.

(2) Flood Control Payments.

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

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



1       (1) Share Loan Program.  
2       (2) (Reserved).  
3       (g) Department of Transportation.--The following restricted  
4 receipt accounts may be established for the Department of  
5 Transportation:  
6       (1) Capital Assistance Elderly and Handicapped Programs.  
7       (2) Railroad Rehabilitation and Improvement Assistance.  
8       (3) Ridesharing/Van Pool Program - Acquisition.  
9       (h) Pennsylvania Emergency Management Agency.--The following  
10 restricted receipt accounts may be established for the  
11 Pennsylvania Emergency Management Agency:  
12       (1) Receipts from Federal Government - Disaster Relief -  
13 Disaster Relief Assistance to State and Political  
14 Subdivisions.  
15       (2) (Reserved).  
16       (i) Pennsylvania Historical and Museum Commission.--The  
17 following restricted receipt accounts may be established for the  
18 Pennsylvania Historical and Museum Commission:  
19       (1) Federal Grant - National Historic Preservation Act.  
20       (2) (Reserved).  
21       (j) Executive offices.--The following restricted receipt  
22 accounts may be established for the executive offices:  
23       (1) Retired Employees Medicare Part D.  
24       (2) Justice Assistance.  
25       (3) Juvenile Accountability Incentive.  
26       (4) Early Retiree Reinsurance Program.

27 Section 1734-F.4. Fund transfers.

28       (a) Transfer to Environmental Stewardship Fund.--From money  
29 received under the authority of Article III of the act of March  
30 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, the  
31 sum of \$10,538,000 shall be transferred to the Environmental  
32 Stewardship Fund.

33       (b) Transfer to the Commonwealth Financing Authority.--

34       (1) From money deposited into the Medical Marijuana  
35 Program Fund, \$31,900,000 shall be transferred to an account  
36 to be established in the Commonwealth Financing Authority for  
37 blight remediation, including hazard mitigation, within this  
38 Commonwealth.

39       (2) The authority shall adopt guidelines for the  
40 approval of applications under this subsection and shall  
41 ensure that grants are made available to all geographic areas  
42 of this Commonwealth.

43       (c) Transfer to Surface Mining Conservation and Reclamation  
44 Fund.--From money received under the authority of Article III of  
45 the Tax Reform Code of 1971, the sum of \$4,000,000 shall be  
46 transferred to the Surface Mining Conservation and Reclamation  
47 Fund.

48                       ARTICLE XVII-F.5

49                       2023-2024 FUND TRANSFERS

50 Section 1701-F.5. Applicability.

51       Except as specifically provided in this article, this article

1 applies to the General Appropriation Act of 2023.

2 Section 1702-F.5. Definitions.

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

6 "General Appropriation Act of 2023." The act of August 3,  
7 2023 (P.L. , No.1A), known as the General Appropriation Act of  
8 2023.

9 Section 1734-F.5. Fund transfers.

10 (a) Transfer within Higher Education Assistance Fund.--The  
11 sum of \$8,551,000 shall be transferred from the SciTech and GI  
12 Bill Restricted Revenue Account in the Higher Education  
13 Assistance Fund to the State Grants Restricted Revenue Account  
14 in the Higher Education Assistance Fund.

15 (b) (Reserved).

16 Section 1735-F.5. (Reserved).

17 ARTICLE XVII-F.6

18 PRIOR YEAR APPROPRIATIONS

19 Section 1701-F.6. Definitions.

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

23 "General Appropriation Act of 2023." The act of August 3,  
24 2023 (P.L. , No.1A), known as the General Appropriation Act of  
25 2023.

26 Section 1702-F.6. (Reserved).

27 Section 1703-F.6. Construction with prior year appropriation  
28 acts.

29 An appropriation in Part LI of the General Appropriation Act  
30 of 2023 which is the same or similar to an appropriation in the  
31 act of July 8, 2022 (P.L.2191, No.1A), known as the General  
32 Appropriation Act of 2022, shall replace that appropriation.  
33 Money which has been appropriated and expended under the General  
34 Appropriation Act of 2022 shall be deducted from the  
35 corresponding appropriation in Part LI of the General  
36 Appropriation Act of 2023.

37 ARTICLE XVIII

38 (Reserved)

39 ARTICLE XVIII-A

40 COMMONWEALTH HOUSING COUNCIL

41 Section 1801-A. Scope of article.

42 This article establishes the Commonwealth Housing Council.

43 Section 1802-A. Definitions.

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

47 "Council." The Commonwealth Housing Council established  
48 under section 1803-A.

49 Section 1803-A. Establishment of council.

50 The Commonwealth Housing Council is established.

51 Section 1804-A. Purpose of council.

1 The council shall coordinate with executive departments and  
2 agencies regarding the Commonwealth's housing policies.

3 Section 1805-A. Membership of council.

4 The council shall consist of the following members:

5 (1) The Secretary of Community and Economic Development  
6 or a designee.

7 (2) The Secretary of Human Services or a designee.

8 (3) The Executive Director of the Pennsylvania Housing  
9 Finance Agency or a designee.

10 (4) The Secretary of the Budget or a designee.

11 (5) A member of the Senate appointed by the President  
12 pro tempore of the Senate.

13 (6) A member of the Senate appointed by the Minority  
14 Leader of the Senate.

15 (7) A member of the House of Representatives appointed  
16 by the Speaker of the House of Representatives.

17 (8) A member of the House of Representatives appointed  
18 by the Minority Leader of the House of Representatives.

19 (9) The mayor of a city of the first class or a designee  
20 with experience in housing.

21 (10) The county executive of a county of the second  
22 class or a designee with experience in housing.

23 (11) One member representing county government with  
24 experience in housing appointed by the Governor from a list  
25 of 16 individuals provided by the county commissioners or  
26 county executives of Adams, Berks, Centre, Cumberland,  
27 Dauphin, Fulton, Franklin, Huntingdon, Juniata, Lancaster,  
28 Lebanon, Mifflin, Perry, Snyder, Union and York Counties.

29 (12) One member of county government with experience in  
30 housing appointed by the Governor from a list of 18  
31 individuals provided by the county commissioners or county  
32 executives of Bradford, Carbon, Clinton, Columbia,  
33 Lackawanna, Luzerne, Lycoming, Monroe, Montour,  
34 Northumberland, Pike, Potter, Schuylkill, Sullivan,  
35 Susquehanna, Tioga, Wayne and Wyoming Counties.

36 (13) One member of county government with experience in  
37 housing appointed by the Governor from a list of six  
38 individuals provided by the county commissioners or county  
39 executives of Bucks, Chester, Delaware, Lehigh, Montgomery  
40 and Northampton Counties.

41 (14) One member of county government with experience in  
42 housing appointed by the Governor from a list of 13  
43 individuals provided by the county commissioners or county  
44 executives of Armstrong, Cameron, Clarion, Clearfield,  
45 Crawford, Elk, Erie, Forest, Jefferson, McKean, Mercer,  
46 Venango and Warren Counties.

47 (15) One member of county government with experience in  
48 housing appointed by the Governor from a list of 12  
49 individuals provided by the county commissioners or county  
50 executives of Beaver, Bedford, Blair, Butler, Cambria,  
51 Fayette, Greene, Indiana, Lawrence, Somerset, Washington and

1 Westmoreland Counties.

2 Section 1806-A. Administration of council.

3 (a) Organization.--The Governor shall select a member of the  
4 council to serve as chairperson. The members of the council  
5 shall select from among themselves any other officers as the  
6 council deems necessary.

7 (b) Quorum.--A majority of the members of the council shall  
8 constitute a quorum. A majority of the members of the council  
9 shall be necessary to take an action of the council. The number  
10 required for a majority of the members of the council under this  
11 subsection shall be reduced if there is a vacancy on the  
12 council.

13 (c) Meetings.--The council shall hold its first meeting  
14 within 90 days of the effective date of this subsection. The  
15 council shall meet no less than once a quarter.

16 (d) Initial appointments and vacancies.--

17 (1) An appointing authority under section 1805-A shall  
18 appoint initial members to the council within 60 days of the  
19 effective date of this subsection.

20 (2) A member of the council shall serve a term of three  
21 years and may be reappointed for no more than two consecutive  
22 terms.

23 (3) A member of the council appointed under section  
24 1805-A(1), (2), (3), (4), (5), (6), (7) and (8) shall serve a  
25 term concurrent with the appointing authority.

26 (4) If a vacancy occurs on the council, the designating  
27 or appointing authority shall fill the vacancy in accordance  
28 with section 1805-A.

29 (e) Administrative support.--The Department of Community and  
30 Economic Development shall provide administrative services and  
31 staff to the council.

32 (f) Compensation.--The members of the council shall not  
33 receive compensation for service on the council.

34 (g) Cooperation.--Each executive department or agency shall  
35 cooperate with the council in fulfilling the council's duties  
36 under section 1807-A.

37 Section 1807-A. Duties of council.

38 (a) Housing strategies.--The council shall develop the  
39 Commonwealth's comprehensive housing strategy that may be used  
40 by executive departments or agencies.

41 (b) Duties.--The council shall have the following duties:

42 (1) Developing a unified set of housing-related goals  
43 and priorities that serve as a framework for executive  
44 departments or agencies in the development of housing plans.

45 (2) Working in collaboration with executive departments  
46 or agencies to develop a uniform set of housing goals,  
47 benchmarks and priorities for this Commonwealth that  
48 coordinate and complement Federal and State funding to  
49 maximize the availability of housing throughout this  
50 Commonwealth.

51 (3) Developing and updating a State plan no less than

1 once every five years for the following purposes:

2 (i) Preserving rental and homeownership affordable  
3 units.

4 (ii) Building new affordable units.

5 (iii) Housing for the homeless, seniors, veterans,  
6 individuals with disabilities and other disadvantaged  
7 groups.

8 (iv) Housing stability programs and services.

9 (v) Strategies for expanding access to housing.

10 (4) Creating and maintaining a consolidated inventory  
11 and resource guide for housing programs and services provided  
12 by executive departments or agencies.

13 (5) Implementing national best practices research that  
14 may be relevant to this Commonwealth and seeking to benchmark  
15 the Commonwealth's housing programs and outcomes against  
16 other states.

17 (6) Conducting research or collecting data relating to  
18 the needs, demands and conditions of affordable and workforce  
19 housing and access to affordable and workforce housing.

20 (7) Ensuring the Commonwealth's comprehensive housing  
21 strategy is developed with the consideration for the needs of  
22 rural, suburban and urban areas in this Commonwealth and  
23 provides the greatest access to safe and affordable housing  
24 throughout this Commonwealth.

25 (8) Serving as a coordinating resource to ensure that  
26 executive departments or agencies are communicating and  
27 coordinating effectively in order to maximize the collective  
28 impact of their work regarding the Commonwealth's  
29 comprehensive housing strategy.

30 (9) Working in collaboration with executive departments  
31 or agencies to advance the Commonwealth's comprehensive  
32 housing strategies.

33 (10) Providing regular updates to the Governor, the  
34 executive departments or agencies and the General Assembly  
35 about the Commonwealth's long-term and short-term housing  
36 goals.

37 (c) Access to work of council.--The council shall provide  
38 information about the council's work to the Governor and the  
39 General Assembly and post any relevant information, including  
40 the council's State plan under subsection (b) (3), on a publicly  
41 accessible Internet website.

42 Section 33. Repeals are as follows:

43 (1) The General Assembly finds that the repeal under  
44 paragraph (2) is necessary to effectuate the addition of  
45 section 102-K of the act.

46 (2) 35 Pa.C.S. § 5398 is repealed.

47 (3) The General Assembly finds that the repeal under  
48 paragraph (4) is necessary to effectuate the addition of  
49 Article XVI-Y of the act.

50 (4) The act of November 24, 2015 (P.L.232, No.64), known  
51 as the Pennsylvania Long-Term Care Council Act, is repealed.

1 (5) The General Assembly finds that the repeal under  
2 paragraph (6) is necessary to effectuate the addition of  
3 Subarticle F of Article XVII-A.2 of the act.

4 (6) Section 301.9(e) of the act of December 5, 1936 (2nd  
5 Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment  
6 Compensation Law, is repealed to the extent of any  
7 inconsistency with Subarticle F of Article XVII-A.2 of the  
8 act.

9 Section 34. Continuation is as follows:

10 (1) The addition of Article XVI-Y of the act is a  
11 continuation of the act of November 24, 2015 (P.L.232,  
12 No.64), known as the Pennsylvania Long-Term Care Council Act.  
13 Except as otherwise provided in Article XVI-Y of the act, all  
14 activities initiated under the Pennsylvania Long-Term Care  
15 Council Act shall continue and remain in full force and  
16 effect and may be completed under Article XVI-Y of the act.  
17 Orders, regulations, rules and decisions which were made  
18 under the Pennsylvania Long-Term Care Council Act and which  
19 are in effect on the effective date of section 35(6.2) of  
20 this act shall remain in full force and effect until revoked,  
21 vacated or modified under Article XVI-Y of the act.  
22 Contracts, obligations and collective bargaining agreements  
23 entered into under the Pennsylvania Long-Term Care Council  
24 Act are not affected nor impaired by the repeal of the  
25 Pennsylvania Long-Term Care Council Act.

26 (2) (Reserved).

27 (3) Except as specified in paragraph (4), any difference  
28 in language between Article XVI-Y of the act and the  
29 Pennsylvania Long-Term Care Council Act is intended only to  
30 conform to the style of the Pennsylvania Consolidated  
31 Statutes and is not intended to change or affect the  
32 legislative intent, judicial construction or administration  
33 and implementation of the Pennsylvania Long-Term Care Council  
34 Act.

35 (4) Paragraph (3) does not apply to the addition of  
36 section 1602-Y(b)(10)(xii) of the act.

37 Section 35. Retroactivity is as follows:

38 (1) The addition of Article XVI-O of the act shall be  
39 retroactive to July 1, 2023.

40 (2) The addition of section 1729-E(a)(8) of the act  
41 shall be retroactive to July 1, 2023.

42 Section 36. This act shall take effect as follows:

43 (1) The following shall take effect in 60 days:

44 (i) The addition of Article I-K of the act.

45 (ii) The addition of sections 1607-M and 1608-M of  
46 the act.

47 (iii) The addition of section 1777-A of the act.

48 (iv) The addition of section 1719-E(c.1) and (c.2)  
49 of the act.

50 (v) The amendment of section 1735-E of the act.

51 (2) (Reserved).

1           (3) The remainder of this act shall take effect  
2 immediately.