

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1542 Session of
1976

INTRODUCED BY CIANFRANI, JUNE 1, 1976

AS REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 14, 1976

AN ACT

1 Relating to the fiscal affairs of the Commonwealth concerning
2 duties of the Governor, the Secretary of Revenue and the
3 Budget Secretary, with respect to the submission of and
4 signing the budget for any fiscal year; and, after a budget
5 is enacted, regulating the issuance of warrants by the State
6 Treasurer for certain requisitioned funds and imposing duties
7 on persons authorized by law to issue requisitions for the
8 payment of moneys from the State Treasury; AND PRESCRIBING
9 THAT FEDERAL FUNDS RECEIVED BY THE COMMONWEALTH SHALL BE
10 DEPOSITED IN THE GENERAL FUND ACCOUNT WITH CERTAIN
11 EXCEPTIONS. <—

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Any person authorized by law to issue
15 requisitions for the payment of moneys from the State Treasury
16 shall, when submitting any such requisition to the State
17 Treasury, indicate thereon whether any of the funds so requested
18 were derived, in whole or in part, from Federal funds.

19 Section 2. Any person authorized by law to issue
20 requisitions for the payment of moneys from the State Treasury
21 shall, when submitting any such requisition to the State
22 Treasurer, indicate thereon whether any of the funds so

1 requested will be used, directly or indirectly, as matching
2 funds to Federal funds.

3 Section 3. The State Treasurer is hereby specifically
4 prohibited from issuing any warrant for requisitioned funds
5 which were derived, in whole or in part, from Federal funds
6 unless such funds have been specifically appropriated by an act
7 of the General Assembly.

8 Section 4. The State Treasurer is hereby specifically
9 prohibited from issuing any warrants for requisitioned funds
10 which will be used, directly or indirectly, as matching funds to
11 Federal funds unless such Federal funds have been specifically
12 appropriated by an act of the General Assembly.

13 SECTION 5. EXCEPT AS MAY BE HEREINAFTER PROVIDED IN THIS <—
14 SECTION, NO FEDERAL FUNDS, WHETHER DESIGNATED AS GRANTS,
15 AUGMENTATIONS, CREDITS OR OTHERWISE, RECEIVED FROM THE FEDERAL
16 GOVERNMENT IN ANY FISCAL YEAR SHALL, BY EXECUTIVE ORDER OF THE
17 GOVERNOR OR BY ANY OTHER EXECUTIVE ACTION, BE DEPOSITED IN OR
18 DESIGNATED AS A SPECIAL OR RESTRICTED FUND ACCOUNT, SEPARATE AND
19 DISTINCT FROM THE GENERAL FUND ACCOUNT. ALL SUCH FEDERAL FUNDS
20 SHALL BE DEPOSITED IN AND CREDITED TO THE GENERAL FUND ACCOUNT,
21 BE CONTAINED IN THE BUDGET AS HEREINAFTER PROVIDED, AND BE
22 AVAILABLE FOR APPROPRIATION BY THE GENERAL ASSEMBLY AS PART OF
23 ITS OPERATING BUDGET, EXCEPT THAT SUCH FEDERAL FUNDS NEED NOT BE
24 DEPOSITED IN NOR DISBURSED BY APPROPRIATION FROM THE GENERAL
25 FUND ACCOUNT UNDER THE FOLLOWING LIMITED STATUTORY
26 CIRCUMSTANCES. IF THE GENERAL ASSEMBLY HAS BY STATUTORY
27 ENACTMENT CREATED A SPECIAL FUND OR RESTRICTED RECEIPT ACCOUNT
28 AND HAS SPECIFICALLY PROVIDED THEREIN FOR AN EXCLUSIVE, SPECIAL
29 PURPOSE OR PURPOSES FOR WHICH FEDERAL FUNDS DEPOSITED IN SUCH
30 SPECIAL FUND OR RESTRICTED RECEIPT ACCOUNT CAN ONLY BE USED,

1 THEN UNDER SUCH STATUTORY CIRCUMSTANCES, FEDERAL FUNDS RECEIVED
2 WHICH ARE SPECIFICALLY AND EXCLUSIVELY EAR-MARKED FOR SUCH
3 GENERAL ASSEMBLY DETERMINED SPECIAL FUND OR RESTRICTED RECEIPT
4 PURPOSE OR PURPOSES MAY BE DEPOSITED IN SUCH STATUTORILY CREATED
5 SPECIAL FUND OR RESTRICTED RECEIPT ACCOUNT. AND, WITHOUT FURTHER
6 STATUTORY APPROPRIATION BEING REQUIRED, CAN BE USED SOLELY AND
7 EXCLUSIVELY FOR SUCH SPECIFIC STATUTORY SPECIAL FUND OR
8 RESTRICTED RECEIPT PURPOSE OR PURPOSES. BUT, UNDER NO
9 CIRCUMSTANCES SHALL FEDERAL FUNDS RECEIVED AND DEPOSITED IN SUCH
10 STATUTORILY CREATED SPECIAL FUND OR RESTRICTED RECEIPT ACCOUNT
11 BE DISBURSED BY EXECUTIVE ORDER OF THE GOVERNOR OR BY ANY OTHER
12 EXECUTIVE ACTION FOR ANY PURPOSE OR PURPOSES NOT SPECIFICALLY
13 PRESCRIBED BY THE STATUTE WHICH CREATED SAID SPECIAL OR
14 RESTRICTED RECEIPT ACCOUNT, EXCEPT BY APPROPRIATION MADE BY LAW
15 DURING THE FISCAL YEAR IN WHICH SUCH FUNDS WERE RECEIVED.

16 Section ~~5-~~ 6. Notwithstanding any thing in any law to the <—
17 contrary, it shall be the duty of the Secretary of Revenue when
18 submitting to the Budget Secretary and to the Governor his
19 officially certified estimate of revenues and receipts from any
20 and all sources for use in the preparation of the Governor's
21 proposed budget for the ensuing fiscal year to specifically
22 include therein an estimate of any and all funds received or
23 anticipated to be received from the Federal Government whether
24 such funds are designated as grants, augmentations, credits or
25 otherwise, together with the purposes for which such funds, as
26 aforesaid, are provided or to be provided. The Secretary of
27 Revenue shall provide a Federal funds estimate to the Governor
28 for use by the Governor in signing any appropriation bill.

29 The General Assembly hereby declares its legislative intent
30 not to enact any operating budget for any fiscal year unless and

1 until a budget is submitted in accordance with the provisions of
2 this act.

3 Section ~~6~~. 7. This act shall take effect immediately. <—