

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1444 Session of
1991

INTRODUCED BY MUSTO, REIBMAN, BRIGHTBILL, MELLOW, JONES,
SALVATORE, O'PAKE, BELAN, STAPLETON, SCHWARTZ, PORTERFIELD,
WENGER, HART, BODACK, GREENWOOD, FISHER, ANDREZESKI AND
DAWIDA, NOVEMBER 22, 1991

AS REPORTED FROM COMMITTEE ON CONSERVATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, SEPTEMBER 30, 1992

AN ACT

1 Providing for environmental education programs; providing for
2 further duties of the Department of Education and the
3 Department of Environmental Resources; PROVIDING FOR THE <—
4 OFFICE OF CITIZEN ADVOCATE FOR THE ENVIRONMENT IN THE
5 DEPARTMENT OF ENVIRONMENTAL RESOURCES; PROVIDING FOR THE
6 POWERS AND DUTIES OF THE OFFICE; and providing for the
7 disposition of a portion of certain fines and penalties.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Short title.

11 This act shall be known and may be cited as the Environmental
12 Education AND CITIZEN ADVOCATE FOR THE ENVIRONMENT Act. <—

13 Section 2. Declaration of policy.

14 The General Assembly finds and declares as follows:

15 (1) Section 27 of Article I of the Constitution of
16 Pennsylvania states that: "The people have a right to clean
17 air, pure water, and to the preservation of the natural,
18 scenic, historic and esthetic values of the environment.

1 Pennsylvania's public natural resources are the common
2 property of all the people, including generations yet to
3 come. As trustee of these resources, the Commonwealth shall
4 conserve and maintain them for the benefit of all the
5 people."

6 (2) The State Board of Education has recognized the
7 study of the environment as an essential component of basic
8 education for graduating students. The regulations of the
9 board which pertain to curriculum identify the knowledge and
10 understanding of the environment as one of the goals of a
11 quality education.

12 (3) A quality education should provide each student with
13 knowledge of natural and human resources, an understanding of
14 geographic environments, knowledge of the interrelationships
15 and interdependence of natural and human systems, the
16 development of personal environmental attitudes and values,
17 the development of environmental problem solving and
18 management skills and knowledge of and appropriate uses of
19 energy.

20 (4) The Department of Environmental Resources has a
21 responsibility to help the public understand the
22 environmental laws as well as the roles of individuals,
23 groups, institutions, industry and government in finding
24 solutions to this Commonwealth's environmental problems and
25 the prevention of new problems.

26 (5) The third week of October is recognized each year as
27 "Pennsylvania Environmental Education Week" as a means to
28 promote environmental education.

29 (6) The 20th Anniversary celebration of "Earth Day"
30 heralded the 1990's as the "Decade of the Environment." In

1 order to meet the challenges of this decade, citizens of this
2 Commonwealth will need the background, values and skills to
3 make informed decisions as consumers and voters to help
4 protect the environment and prevent pollution.

5 (7) It is the policy of this Commonwealth that
6 environmental education is critically important to promote a
7 citizenry which has the ability to make personal lifestyle
8 choices to help promote a healthy environment and an
9 understanding of the functioning of the natural world and the
10 necessity for environmental protection and sound resource
11 management.

12 Section 3. Legislative purpose.

13 It is the purpose of this act to:

14 (1) authorize and require the Department of Education
15 and the Department of Environmental Resources to develop and
16 implement environmental education programs for the citizens
17 of this Commonwealth;

18 (2) encourage the environmental education efforts of
19 other agencies where appropriate, including, but not limited
20 to, those of the county conservation districts, the
21 Pennsylvania Fish and Boat Commission, the Game Commission,
22 the Pennsylvania Energy Office, the Department of Commerce,
23 the Department of Community Affairs, the Department of
24 General Services and the Department of Transportation; and

25 (3) create and establish the Advisory Council on
26 Environmental Education within the Department of Education.

27 SECTION 4. DEFINITIONS.

28 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ACT SHALL
29 HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
30 CONTEXT CLEARLY INDICATES OTHERWISE:

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1 "ADVOCATE." THE CITIZEN ADVOCATE FOR THE ENVIRONMENT.

2 "CITIZEN." A RESIDENT OF THIS COMMONWEALTH, WHO IS 18 YEARS
3 OF AGE OR OLDER.

4 "DEPARTMENT." THE DEPARTMENT OF ENVIRONMENTAL RESOURCES OF
5 THE COMMONWEALTH.

6 "OFFICE." THE OFFICE OF CITIZEN ADVOCATE FOR THE
7 ENVIRONMENT.

8 Section 4 5. Powers and duties of Department of Education. <—

9 The Department of Education shall have the following powers
10 and duties:

11 (1) To conduct a periodic assessment of school-based
12 environmental education in this Commonwealth.

13 (2) To provide assistance, support and resource
14 information to educators and public and private education
15 agencies and organizations on environmental education
16 programs.

17 (3) To identify, recognize and establish awards for
18 exemplary environmental education curricula developed in
19 Commonwealth schools.

20 (4) To ensure that schools develop mechanisms for
21 assessing the learning outcomes for the Environmental Goal of
22 Quality Education (in accordance with 22 Pa. Code Ch. 5
23 (relating to curriculum requirements)).

24 Section 5 6. Powers and duties of Department of Environmental <—
25 Resources.

26 The Department of Environmental Resources shall have the
27 following powers and duties:

28 (1) To conduct a periodic assessment of the status of
29 environmental education taking place in the nonformal sector
30 (outside of the classroom) in this Commonwealth.

1 (2) To maintain an inventory of environmental education
2 materials, programs and resources available in Commonwealth
3 agencies.

4 (3) To use the department's environmental education
5 centers as outreach facilities to bring youth and adult
6 education programs into communities and schools, focusing on
7 environmental issues of importance to the Commonwealth.

8 (4) To provide such grants as the Secretary of
9 Environmental Resources after consultation with the Secretary
10 of Education shall, in his discretion, approve to the
11 following: public and private schools for youth environmental
12 education; conservation and education organizations and
13 institutions for the purposes of providing environmental
14 education training to teachers; county conservation
15 districts; and Bureau of State Parks Environmental Education
16 Program.

17 (5) To prepare a guidance document, in consultation with
18 the Secretary of Education, for administering the grants. The
19 department shall make the document available for public
20 review and comment by publication in the Pennsylvania
21 Bulletin.

22 Section 6 7. Environmental Education Report. <—

23 The Secretary of Education and the Secretary of Environmental
24 Resources shall prepare a periodic report to the Governor and
25 the General Assembly outlining environmental education programs
26 and achievements, highlighting new initiatives and recommending
27 future program needs.

28 Section 7 8. Advisory Council on Environmental Education. <—

29 (a) Duties.--There is hereby created an Advisory Council on
30 Environmental Education within the Department of Education. The

1 advisory council shall:

2 (1) Make recommendations to the Secretary of Education
3 and the Secretary of Environmental Resources with respect to
4 the use of any funds used to support environmental education
5 activities.

6 (2) Advise and assist the Secretary of Education and the
7 Secretary of Environmental Resources in carrying out
8 environmental education activities.

9 (3) Advise and assist the Secretary of Education and the
10 Secretary of Environmental Resources in conducting a
11 continual assessment of the trends and needs in environmental
12 education.

13 (4) Make recommendations to the Secretary of Education
14 and the Secretary of Environmental Resources to help foster
15 environmental education programs.

16 (5) Make recommendations to the Secretary of
17 Environmental Resources on the distribution of available
18 grant moneys.

19 (b) Composition.--Council membership shall consist of 13
20 persons, six appointed by the Secretary of Education, six
21 appointed by the Secretary of Environmental Resources and one
22 appointed by the Chancellor of the State System of Higher
23 Education, and shall represent a diversity of backgrounds,
24 including basic and higher education, industry, resource
25 management, citizens and public interest organizations.

26 (c) Appointment, terms and expenses.--The 13 council members
27 shall be appointed for five-year terms. The initial term of four
28 of the council members shall be for one year, the initial term
29 of four members shall be for three years, and the initial term
30 of the remainder shall be for five years. A member may be

1 appointed for more than one term and shall serve until a
2 successor has been appointed. Members shall not be compensated
3 but shall be reimbursed for actual expenses in accordance with
4 the rules of the Executive Board.

5 (d) Officers and bylaws.--The council shall convene at least
6 biannually, shall elect a chairperson and a vice-chairperson to
7 serve a one-year term, and shall adopt bylaws for governing its
8 operations.

9 (e) Staff.--The Secretary of Education shall designate such
10 staff as may be necessary for the operation of the council.

11 Section ~~8. Funding.~~ 9. ENVIRONMENTAL EDUCATION FUND. <—

12 There is hereby created a special nonlapsing fund in the
13 State Treasury to be known as the Environmental Education Fund.
14 An amount equal to 5% of the moneys collected annually from
15 fines and penalties deposited in special funds or restricted
16 revenue accounts administered by the Department of Environmental
17 Resources shall be deposited in this fund. This annual
18 allocation amount shall be based upon the amounts collected in
19 the previous fiscal year. All moneys placed in the fund and the
20 interest it accrues are hereby appropriated, upon authorization
21 by the Governor, to the Department of Environmental Resources to
22 accomplish the purposes of this act. Beginning in fiscal year
23 1992-1993, and each year thereafter, moneys appropriated to the
24 department under this section shall not affect and are in
25 addition to funding for environmental education programs
26 administered by the department and the Department of Education
27 that are in existence prior to passage of this act.

28 SECTION 10. OFFICE OF CITIZEN ADVOCATE FOR THE ENVIRONMENT. <—

29 (A) OFFICE ESTABLISHED.--THERE IS HEREBY ESTABLISHED WITHIN
30 THE DEPARTMENT THE OFFICE OF CITIZEN ADVOCATE FOR THE

1 ENVIRONMENT TO REPRESENT THE INTERESTS OF CITIZENS BEFORE THE
2 DEPARTMENT.

3 (B) APPOINTMENT.--THE GOVERNOR SHALL APPOINT A CITIZEN
4 ADVOCATE FOR THE ENVIRONMENT, WHICH APPOINTMENT SHALL BE SUBJECT
5 TO THE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE
6 SENATE. THE ADVOCATE SHALL SERVE UNTIL A SUCCESSOR IS APPOINTED
7 AND QUALIFIED.

8 (C) QUALIFICATIONS.--THE ADVOCATE SHALL BE A PERSON WHO, BY
9 REASON OF TRAINING, EXPERIENCE AND ATTAINMENT, IS QUALIFIED TO
10 REPRESENT THE INTERESTS OF CITIZENS. COMPENSATION SHALL BE SET
11 BY THE EXECUTIVE BOARD.

12 (D) GENERAL RESTRICTIONS.--THE ADVOCATE SHALL NOT ENGAGE IN
13 ANY BUSINESS, VOCATION OR OTHER EMPLOYMENT, OR HAVE OTHER
14 INTERESTS INCONSISTENT WITH HIS OFFICIAL RESPONSIBILITIES, NOR
15 SHALL HE SEEK OR ACCEPT EMPLOYMENT WITH NOR RENDER BENEFICIAL
16 SERVICES FOR COMPENSATION FOR ANY "PERSON" OR "CORPORATION," AS
17 DEFINED IN 66 PA.C.S. § 102 (RELATING TO DEFINITIONS), SUBJECT
18 TO THE AUTHORITY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION
19 DURING THE TENURE OF HIS APPOINTMENT AND FOR A PERIOD OF ONE
20 YEAR AFTER THE APPOINTMENT IS SERVED OR TERMINATED.

21 (E) POLITICAL OFFICE RESTRICTIONS.--THE ADVOCATE SHALL NOT
22 SEEK ELECTION NOR ACCEPT APPOINTMENT TO ANY PUBLIC OFFICE DURING
23 HIS TENURE AS ADVOCATE AND FOR A PERIOD OF ONE YEAR AFTERWARD.

24 (F) SECRETARY OF ENVIRONMENTAL RESOURCES RESTRICTIONS.--THE
25 SECRETARY OF ENVIRONMENTAL RESOURCES SHALL HAVE ADMINISTRATIVE
26 RESPONSIBILITIES FOR THE OFFICE, BUT SHALL NOT BE RESPONSIBLE,
27 IN ANY MANNER, FOR THE POLICIES, PROCEDURES OR OTHER SUBSTANTIVE
28 MATTERS DEVELOPED BY THE OFFICE IN CARRYING OUT ITS DUTIES UNDER
29 THIS ACT TO REPRESENT CITIZENS.

30 SECTION 11. ASSISTANT ADVOCATES; EMPLOYEES.

1 THE ADVOCATE, WITH THE APPROVAL OF THE SECRETARY OF
2 ENVIRONMENTAL RESOURCES, SHALL APPOINT ATTORNEYS AS ASSISTANT
3 ADVOCATES, AND SUCH ADDITIONAL CLERICAL, TECHNICAL AND
4 PROFESSIONAL STAFF AS MAY BE APPROPRIATE, AND MAY CONTRACT FOR
5 SUCH ADDITIONAL SERVICES AS SHALL BE NECESSARY FOR THE
6 PERFORMANCE OF HIS FUNCTION. THE COMPENSATION OF ASSISTANT
7 ADVOCATES AND CLERICAL, TECHNICAL AND PROFESSIONAL STAFF SHALL
8 BE SET BY THE EXECUTIVE BOARD. NO ASSISTANT ADVOCATE OR OTHER
9 STAFF EMPLOYEE SHALL, WHILE SERVING IN THE POSITION, ENGAGE IN
10 ANY BUSINESS, VOCATION OR OTHER EMPLOYMENT, OR HAVE OTHER
11 INTERESTS INCONSISTENT WITH HIS OFFICIAL RESPONSIBILITIES.

12 SECTION 12. POWERS AND DUTIES OF ADVOCATE.

13 (A) REPRESENTING INTERESTS OF CITIZENS.--IN ADDITION TO ANY
14 OTHER AUTHORITY CONFERRED BY THIS ACT, THE ADVOCATE IS
15 AUTHORIZED, AND IT SHALL BE HIS DUTY IN CARRYING OUT HIS
16 RESPONSIBILITIES UNDER THIS ACT, TO REPRESENT THE INTERESTS OF
17 CITIZENS AS A PARTY, OR OTHERWISE TO PARTICIPATE FOR THE PURPOSE
18 OF REPRESENTING THE INTERESTS OF CITIZENS, BEFORE THE DEPARTMENT
19 IN ANY MATTER BEFORE THE DEPARTMENT OR BEFORE ANY COURT OR
20 AGENCY. THE ADVOCATE MAY INITIATE SUCH PROCEEDINGS AS IN HIS
21 JUDGMENT MAY BE NECESSARY IN CONNECTION WITH ANY MATTER
22 INVOLVING REGULATION BY THE DEPARTMENT OR THE CORRESPONDING
23 REGULATORY AGENCY OF THE FEDERAL GOVERNMENT, WHETHER ON APPEAL
24 OR OTHERWISE.

25 (B) MONITORING AND PARTICIPATING IN PROCEEDINGS.--THE
26 ADVOCATE MAY MONITOR ALL CASES BEFORE CORRESPONDING REGULATORY
27 AGENCIES OF THE FEDERAL GOVERNMENT, SUCH AS THE ENVIRONMENTAL
28 PROTECTION AGENCY, WHICH MAY IMPACT UPON THE INTERESTS OF
29 COMMONWEALTH CITIZENS AND MAY FORMALLY PARTICIPATE IN THOSE
30 PROCEEDINGS WHICH IN HIS JUDGMENT WARRANT PARTICIPATION.

1 (C) EXERCISE OF DISCRETION.--THE ADVOCATE MAY EXERCISE
2 DISCRETION IN DETERMINING THE INTERESTS WHICH WILL BE ADVOCATED
3 IN ANY PARTICULAR PROCEEDING AND IN DETERMINING WHETHER TO
4 PARTICIPATE IN OR INITIATE ANY PARTICULAR PROCEEDING. IN MAKING
5 SUCH DETERMINATION, THE ADVOCATE SHALL CONSIDER THE PUBLIC
6 INTEREST, THE RESOURCES AVAILABLE AND THE SUBSTANTIALITY OF THE
7 EFFECT OF THE PROCEEDING ON THE INTERESTS OF CITIZENS. THE
8 ADVOCATE MAY REFRAIN FROM INTERVENING WHEN, IN HIS JUDGMENT,
9 INTERVENTION IS NOT NECESSARY TO REPRESENT ADEQUATELY THE
10 INTERESTS OF COMMONWEALTH CITIZENS.

11 (D) ACTION UPON PETITION.--IN ADDITION TO ANY OTHER
12 AUTHORITY CONFERRED UPON HIM BY THIS ACT, THE ADVOCATE IS
13 AUTHORIZED TO REPRESENT AN INTEREST OF SMALL BUSINESS CONSUMERS
14 PRESENTED TO HIM FOR CONSIDERATION UPON PETITION IN WRITING BY
15 500 OR MORE CITIZENS. THE ADVOCATE SHALL NOTIFY THE PRINCIPAL
16 SPONSORS OF ANY PETITION OF THE ACTION TAKEN OR INTENDED TO BE
17 TAKEN WITH RESPECT TO THE INTEREST PRESENTED IN THE PETITION. IF
18 THE ADVOCATE DECLINES OR IS UNABLE TO REPRESENT THE INTEREST, HE
19 SHALL NOTIFY THE SPONSORS AND SHALL EXPLAIN THE REASONS FOR HIS
20 FAILURE TO ACT.

21 (E) NAME IN WHICH ACTION IS BROUGHT.--ANY ACTION BROUGHT BY
22 THE ADVOCATE BEFORE A COURT OR ANY AGENCY OF THIS COMMONWEALTH
23 SHALL BE BROUGHT IN THE NAME OF THE ADVOCATE. THE ADVOCATE MAY
24 NAME A CITIZEN OR GROUP OF CITIZENS IN WHOSE NAME THE ACTION MAY
25 ALSO BE BROUGHT OR MAY JOIN CITIZENS IN BRINGING THE ACTION.

26 (F) ISSUANCE OF WRITTEN STATEMENT.--IF THE ADVOCATE
27 DETERMINES, IN ACCORDANCE WITH APPLICABLE TIME LIMITATIONS, TO
28 INITIATE, INTERVENE OR OTHERWISE PARTICIPATE IN ANY DEPARTMENT,
29 AGENCY OR COURT PROCEEDING, HE SHALL ISSUE PUBLICLY A WRITTEN
30 STATEMENT, A COPY OF WHICH HE SHALL FILE IN THE PROCEEDING, IN

1 ADDITION TO ANY REQUIRED ENTRY OF HIS APPEARANCE, STATING
2 CONCISELY THE SPECIFIC INTERESTS OF CITIZENS TO BE PROTECTED.
3 SECTION 13. FUNDING.

4 (A) SURCHARGE ON DEPARTMENT FEES.--A SURCHARGE OF \$1 SHALL
5 BE PLACED ON ALL FEES IMPOSED BY THE DEPARTMENT.

6 (B) USE OF PROCEEDS OF SURCHARGE.--ALL PROCEEDS FROM THE
7 SURCHARGE ON THE DEPARTMENT'S FEES SHALL BE PAID INTO THE
8 GENERAL FUND OF THE STATE TREASURY THROUGH THE DEPARTMENT OF
9 REVENUE. THE PROCEEDS SHALL BE HELD IN TRUST SOLELY FOR THE
10 PURPOSE OF DEFRAYING THE COST OF THE ADMINISTRATION AND
11 PERFORMANCE OF THE DUTIES OF THE OFFICE, AND SHALL BE EARMARKED
12 FOR THE USE OF, AND ANNUALLY APPROPRIATED TO, THE OFFICE OF
13 CITIZEN ADVOCATE FOR THE ENVIRONMENT FOR DISBURSEMENT SOLELY FOR
14 THAT PURPOSE.

15 (C) REQUISITIONS.--ALL REQUISITIONS UPON THE APPROPRIATION
16 SHALL BE SIGNED BY THE ADVOCATE OR SUCH DEPUTIES AS HE MAY
17 DESIGNATE IN WRITING TO THE STATE TREASURER, AND SHALL BE
18 PRESENTED TO THE STATE TREASURER AND DEALT WITH BY HIM IN THE
19 MANNER PRESCRIBED BY THE ACT OF APRIL 9, 1929 (P.L.343, NO.176),
20 KNOWN AS THE FISCAL CODE.

21 (D) ESTIMATE OF EXPENDITURES.--BEFORE NOVEMBER 1 OF EACH
22 YEAR, THE ADVOCATE SHALL ESTIMATE THE TOTAL EXPENDITURES FOR THE
23 OFFICE AND SUBMIT THE ESTIMATE TO THE GOVERNOR IN ACCORDANCE
24 WITH SECTION 610 OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175),
25 KNOWN AS THE ADMINISTRATIVE CODE OF 1929. AT THE SAME TIME THE
26 ADVOCATE SUBMITS HIS ESTIMATE TO THE GOVERNOR, HE SHALL ALSO
27 SUBMIT A COPY OF THE ESTIMATE TO THE GENERAL ASSEMBLY. THE
28 ADVOCATE OR HIS DESIGNATED REPRESENTATIVES SHALL BE AFFORDED AN
29 OPPORTUNITY TO APPEAR BEFORE THE GOVERNOR, THE APPROPRIATIONS
30 COMMITTEE OF THE SENATE AND THE APPROPRIATIONS COMMITTEE OF THE

1 HOUSE OF REPRESENTATIVES REGARDING THE ESTIMATE. THE OFFICE
2 SHALL SUBTRACT FROM THE BUDGET FINALLY APPROVED BY THE GENERAL
3 ASSEMBLY ANY BALANCE OF THE PREVIOUS APPROPRIATION TO BE CARRIED
4 OVER INTO THE NEXT FISCAL YEAR. THE REMAINDER SO DETERMINED
5 SHALL CONSTITUTE THE TOTAL APPROPRIATION AND SHALL BE ALLOCATED
6 TO AND PAID TO THE OFFICE FROM THE FUNDS HELD IN TRUST IN THE
7 GENERAL FUND FOR THE PURPOSE OF DEFRAYING THE COST OF
8 ADMINISTRATION AND PERFORMANCE OF THE DUTIES OF THE OFFICE.

9 SECTION 14. DUTIES OF DEPARTMENT.

10 IN DEALING WITH ANY PROPOSED ACTION WHICH MAY SUBSTANTIALLY
11 AFFECT THE INTERESTS OF CITIZENS, INCLUDING, BUT NOT LIMITED TO,
12 THE ADOPTION OF RULES, REGULATIONS, GUIDELINES, ORDERS,
13 STANDARDS OR FINAL POLICY DECISIONS, THE DEPARTMENT SHALL:

14 (1) NOTIFY THE ADVOCATE WHEN NOTICE OF THE PROPOSED
15 ACTION IS GIVEN TO THE PUBLIC OR AT A TIME FIXED BY AGREEMENT
16 BETWEEN THE ADVOCATE AND THE DEPARTMENT IN A MANNER TO ASSURE
17 THE ADVOCATE REASONABLE NOTICE AND ADEQUATE TIME TO DETERMINE
18 WHETHER TO INTERVENE IN THE MATTER.

19 (2) CONSISTENT WITH ITS OTHER STATUTORY
20 RESPONSIBILITIES, TAKE SUCH ACTION WITH DUE CONSIDERATION TO
21 THE INTERESTS OF CITIZENS.

22 SECTION 15. SAVINGS PROVISION; CONSTRUCTION.

23 (A) NO BAR TO OTHER ACTION.--NOTHING CONTAINED IN THIS ACT
24 SHALL IN ANY WAY LIMIT THE RIGHT OF ANY CITIZEN TO BRING A
25 PROCEEDING BEFORE EITHER THE DEPARTMENT, AN AGENCY OR A COURT.

26 (B) NO IMPAIRMENT TO DEPARTMENT.--NOTHING CONTAINED IN THIS
27 ACT SHALL BE CONSTRUED TO IMPAIR THE STATUTORY AUTHORITY OR
28 RESPONSIBILITY OF THE DEPARTMENT.

29 SECTION 16. REPORTS.

30 THE ADVOCATE SHALL ANNUALLY TRANSMIT TO THE GOVERNOR AND TO

1 THE GENERAL ASSEMBLY AND MAKE AVAILABLE TO THE PUBLIC AN ANNUAL
2 REPORT ON THE CONDUCT OF THE OFFICE. INCLUDED IN THE REPORT
3 SHALL BE AN ACCOUNTING OF THE OFFICE'S EXPENDITURES FOR THE
4 CALENDAR YEAR, WHICH ARE DIRECTLY ATTRIBUTABLE, OR, IN THE
5 OFFICE'S JUDGMENT, PROPERLY ALLOCABLE, TO ITS ACTIVITIES. THE
6 ADVOCATE SHALL MAKE RECOMMENDATIONS AS MAY FROM TIME TO TIME BE
7 NECESSARY OR DESIRABLE TO PROTECT THE INTERESTS OF CITIZENS.

8 SECTION 17. EXPIRATION.

9 THE OFFICE OF CITIZEN ADVOCATE FOR THE ENVIRONMENT SHALL
10 CONTINUE, TOGETHER WITH ITS STATUTORY FUNCTIONS AND DUTIES,
11 UNTIL DECEMBER 31, 1996, WHEN IT SHALL TERMINATE AND GO OUT OF
12 EXISTENCE UNLESS REESTABLISHED OR CONTINUED BY THE GENERAL
13 ASSEMBLY. EVALUATION AND REVIEW, TERMINATION, REESTABLISHMENT
14 AND CONTINUATION OF THE AGENCY SHALL BE CONDUCTED PURSUANT TO
15 THE PROVISIONS OF THE ACT OF DECEMBER 22, 1981 (P.L.508,
16 NO.142), KNOWN AS THE SUNSET ACT.

17 Section 9 18. Effective date.

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18 This act shall take effect immediately.