
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1258 Session of
1993

INTRODUCED BY STAIRS, COY, ROBINSON, RAYMOND, NYCE, HERMAN,
WOGAN, ROHRER, SAURMAN, ARMSTRONG, PHILLIPS, TRELLO, STERN,
BARLEY, DeLUCA, SEMMEL, MARSICO, COLAIZZO, COLAFELLA,
CAPPABIANCA, PETRONE, McCALL, VAN HORNE, DERMODY, TOMLINSON
AND KASUNIC, APRIL 19, 1993

REFERRED TO COMMITTEE ON EDUCATION, APRIL 19, 1993

AN ACT

1 Requiring institutions of higher education which receive State
2 appropriations in support of their educational mission or for
3 specific projects or programs to disclose certain
4 information.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Short title.

8 This act shall be known and may be cited as the Higher
9 Education Fiscal Information Disclosure Law.

10 Section 2. Definitions.

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

14 "Academic and administrative support units." Any
15 organizational entity, as defined in the organizational manual
16 of the institution, that reports directly to the president of
17 the institution, chief academic officer or vice president,

1 including the office of the president, chief academic officer
2 and vice president.

3 "Expenditures." Disbursements of State appropriations,
4 tuition and fees supporting educational and general categories
5 as defined in the Higher Education Finance Manual, Department of
6 Health, Education and Welfare, 1975, or disbursement, supported
7 by State appropriations, tuition or fees, to support a defined
8 project or program under section 3(b).

9 "Higher education." Any organized program of instruction,
10 research or service primarily concerned with a field of
11 organized knowledge, related theory, and associated practice or
12 application of skills and which leads to a degree.

13 "Institution." An institution of higher education which is a
14 college or university as certified by the Department of
15 Education.

16 "Revenue." All State appropriations and tuition and fees.
17 Section 3. Revenue and expenditure disclosure.

18 (a) Institutions receiving State appropriations.--An
19 institution which receives, through specific line item State
20 appropriations from the General Fund, funds which are equal to
21 or greater than 10% of the institution's total expenditure for
22 educational and general expenditures, as defined in the Higher
23 Education Finance Manual, United States Department of Health,
24 Education and Welfare, 1975, shall disclose annually the
25 following:

26 (1) Current fiscal year - Revenue and expenditure
27 budgets of the institution's academic and administrative
28 support units for the current fiscal year.

29 (2) Prior fiscal year - The actual revenue and
30 expenditures for the prior year in the same format as the

information reported under paragraph (1).

(b) Defined projects and programs.--An institution which receives 10% of its total expenditures for support of a defined project or program through a specific line item appropriation from the General Fund shall annually disclose the following:

(1) Current fiscal year - Revenue and expenditure budgets of the defined program or project for the current fiscal year.

(2) Prior fiscal year - The actual revenue and expenditures of the defined program or project for the prior year in the same format as the information reported under paragraph (1).

(c) Budgets for auxiliary enterprises.--An institution required to disclose information under subsection (a) shall disclose annually the revenue and expenditures of any auxiliary enterprise which is directly funded in whole or in part by tuition or a State appropriation for the current fiscal year.

Section 4. Report of additional information.

An institution required to disclose information under section 3 shall provide the following additional information for the prior fiscal year for each academic or administrative support unit, for each defined project or program and for any auxiliary enterprise:

(1) The number of employees by academic rank and by classification the number of administrators, staff, clerical and technical service employees.

(2) Median and mean salary by academic rank and by classification the median and mean salaries of administrators, staff, clerical and technical service employees.

1 (3) Nonsalary compensation as a percentage of salary.
2 Nonsalary compensation shall include, but not be limited to,
3 medical benefits, life insurance benefits, pension benefits,
4 leave benefits, employer Social Security payments and
5 workers' compensation benefits.

6 (4) A statement of the institution's retirement
7 policies.

8 (5) A policy statement relating to a reduction of
9 tuition for employees' family members.

10 (6) A list of purchase of service contracts which exceed
11 \$1,000 by category of service, including, but not limited to,
12 legal, instructional, management, accounting, architecture,
13 public relations and maintenance. The list shall contain the
14 name and address of the contractor, a statement of the nature
15 of the duties of the contractor and the academic and
16 administrative support unit for which the duties are
17 performed. If a purchase of service contract exceeds 10% of
18 the total aggregate expenditure of the contract category per
19 academic or administrative support unit, then the contracted
20 amount shall also be listed.

21 (7) A list of purchase of goods contracts which exceed
22 \$1,000. The list shall contain the name and address of the
23 contractor and a list of the goods purchased and the academic
24 or administrative support unit for which such goods were
25 contracted. If a purchase of goods contract exceeds 10% of
26 the total aggregate expenditure per academic or
27 administrative support unit, then the contracted amount shall
28 also be listed.

29 (8) A list by academic or administrative support unit in
30 the aggregate, of the expenses of travel, subsistence and

1 lodging, whether provided or reimbursed.

2 Section 5. Submission of annual report.

3 (a) Annual report.--An institution shall annually submit a
4 report of the information under sections 3 and 4 to the
5 Education Committee of the Senate and the Appropriations
6 Committee of the Senate and the Education Committee of the House
7 of Representatives and the Appropriations Committee of the House
8 of Representatives. In addition, such an institution shall
9 submit a copy of the report to each of the following:

10 (1) Governor's Office.

11 (2) Secretary of Education.

12 (3) State Treasurer.

13 (4) Auditor General.

14 (5) Joint State Government Commission.

15 Each such institution shall maintain a copy of the report in the
16 institution's library and annually shall submit a copy to each
17 of the four State regional library resource centers.

18 (b) Report due date.--An institution's report required to be
19 submitted under this section shall be submitted within 180 days
20 of the close of the institution's fiscal year.

21 (c) Comparative analysis.--The Joint State Government
22 Commission shall develop a statistical comparison analysis
23 recognizing differences in missions from the annual Higher
24 Education Fiscal Disclosure reports. A majority of the members
25 of the commission may request additional documentation, except
26 for salary or identity of individuals, necessary to complete the
27 comparative analysis. The comparison shall be provided to the
28 Education Committee of the Senate and the Appropriations
29 Committee of the Senate and the Education Committee of the House
30 of Representatives and the Appropriations Committee of the House

1 of Representatives and the four State regional libraries.

2 Section 6. Public inspection.

3 An institution required to disclose information under section
4 3 shall make a copy of the minutes of each public meeting of the
5 institution's board of trustees, as well as a copy of the
6 institution's integrated postsecondary education data systems
7 report, available for public inspection in the institution's
8 library.

9 Section 7. Effective date.

10 This act shall take effect July 1, 1993, or immediately,
11 whichever is later.