

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2295 Session of 2010

INTRODUCED BY D. EVANS, MARCH 5, 2010

REFERRED TO COMMITTEE ON APPROPRIATIONS, MARCH 5, 2010

A SUPPLEMENT

1 To the act of July 7, 1972 (P.L.743, No.176), entitled "An act  
2 providing for the establishment and operation of Lincoln  
3 University as an instrumentality of the Commonwealth to serve  
4 as a State-related institution in the higher education system  
5 of the Commonwealth; providing for change of name; providing  
6 for the composition of the board of trustees; terms of  
7 trustees, and the power and duties of such trustees;  
8 providing for preference to Pennsylvania residents in  
9 tuition; authorizing appropriations in amounts to be fixed  
10 annually by the General Assembly; providing for the auditing  
11 of accounts of expenditures from said appropriations;  
12 providing for public support and capital improvements;  
13 authorizing the issuance of bonds exempt from taxation within  
14 the Commonwealth; requiring the President to make an annual  
15 report of the operations of Lincoln University," making an  
16 appropriation for carrying the same into effect; providing  
17 for a basis for payments of the appropriation; and providing  
18 a method of accounting for the funds appropriated and for  
19 certain fiscal information disclosure.

20 The General Assembly of the Commonwealth of Pennsylvania  
21 hereby enacts as follows:

22 Section 1. (a) The sum of \$13,623,000, or as much thereof  
23 as may be necessary, is hereby appropriated to the Trustees of  
24 Lincoln University, Chester County, for the fiscal year July 1,  
25 2010, to June 30, 2011, for general support.

26 (b) The following Federal amount is hereby appropriated to  
27 the Trustees of Lincoln University, Chester County, in order to

1 supplement the sum appropriated under subsection (a):

2 "ARRA - Fiscal Stabilization - General Support."

3 (1) Federal appropriation.....\$159,000

4 (c) For purposes of this section, "ARRA" means the American  
5 Recovery and Reinvestment Act of 2009 (Public Law 111-5, 123  
6 Stat. 115).

7 Section 2. Payments to Lincoln University on account of the  
8 appropriation provided in section 1 shall be made on the basis  
9 of costs during the fiscal year.

10 Section 3. (a) Payments to Lincoln University of the  
11 appropriation provided in section 1(a) and (b) shall be made  
12 monthly during the fiscal year.

13 (b) Such monthly payments shall be made in accordance with  
14 the provisions of section 2 on the basis of estimated costs. The  
15 estimate of costs shall be submitted by Lincoln University to  
16 the Secretary of Education, the General Assembly and the State  
17 Treasurer not later than 30 days prior to the date on which such  
18 payment is to be made.

19 Section 4. (a) Lincoln University shall apply the moneys  
20 appropriated by this act only for such purposes as are permitted  
21 in this act and shall at all times maintain proper records  
22 showing the application of such moneys. Not later than 120 days  
23 after the close of the fiscal year to which this act relates,  
24 Lincoln University shall file, with the Secretary of Education,  
25 the General Assembly and the Auditor General of the  
26 Commonwealth, a statement setting forth the amounts and purposes  
27 of all expenditures made from moneys appropriated by this act  
28 and costs, as provided in section 2, used as a basis for receipt  
29 of any appropriation during said fiscal year.

30 (b) Such statement of expenditures and costs shall be

1 reviewed by the Auditor General of the Commonwealth, and he  
2 shall have the right, in respect to the moneys appropriated by  
3 this act, to audit and disallow expenditures made for purposes  
4 not permitted by this act and to cause such sums to be recovered  
5 and paid by Lincoln University to the State Treasurer. In  
6 respect to expenditures made by the university from moneys other  
7 than those appropriated by this act, the Auditor General shall  
8 have the right to review only, and he shall file annually with  
9 the General Assembly such information concerning said  
10 expenditures as the General Assembly or any of its committees  
11 may require.

12 Section 5. The Lincoln University shall provide full,  
13 complete and accurate information as may be required by the  
14 Department of Education or the chairman or the minority chairman  
15 of the Appropriations Committee of the Senate or the chairman or  
16 the minority chairman of the Appropriations Committee of the  
17 House of Representatives.

18 Section 6. Lincoln University shall present and report its  
19 financial statements required under the provisions of this act  
20 in accordance with: the generally accepted accounting principles  
21 as prescribed by the National Association of College and  
22 University Business Officers, the American Institute of  
23 Certified Public Accountants, or their successors, or by any  
24 other recognized authoritative body; the "Commonwealth of  
25 Pennsylvania Budget Instructions for the State System of Higher  
26 Education, State-Related Universities and Non-State-Related  
27 Colleges and Universities"; and the financial reporting policies  
28 and standards promulgated by the Commonwealth of Pennsylvania  
29 and by the Federal Government that apply to Lincoln University.

30 Section 7. This act shall take effect July 1, 2010, or

1 immediately, whichever is later.