

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 2300 Session of 2010

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INTRODUCED BY FAIRCHILD, EACHUS, S. H. SMITH, ADOLPH, BAKER, BELFANTI, BENNINGHOFF, BOBACK, BOYD, CALTAGIRONE, CASORIO, CREIGHTON, DALEY, DAY, DELOZIER, DERMODY, DIGIROLAMO, J. EVANS, EVERETT, FLECK, GABIG, GEIST, GILLESPIE, GINGRICH, GRELL, GROVE, HANNA, HARHAI, HARRIS, HESS, KAUFFMAN, KNOWLES, MAJOR, MARKOSEK, MARSICO, MCILVAINE SMITH, MELIO, MILLER, MOUL, MURT, O'NEILL, PERRY, PETRI, PHILLIPS, PICKETT, PYLE, QUINN, RAPP, ROHRER, ROSS, SAINATO, SAYLOR, SCHRODER, SONNEY, STERN, STURLA, TALLMAN, TURZAI AND YOUNGBLOOD, JUNE 8, 2010

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AS REPORTED FROM COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 30, 2010

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## AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employees in certain departments, boards,  
17 and commissions; and prescribing the manner in which the  
18 number and compensation of the deputies and all other  
19 assistants and employees of certain departments, boards and  
20 commissions shall be determined," providing for the State  
21 Geospatial Coordinating Council.

22 The General Assembly of the Commonwealth of Pennsylvania  
23 hereby enacts as follows:

Section 1. The act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is amended by adding a section to read:

Section 432.1. State Geospatial Coordinating Council.--(a) The State Geospatial Coordinating Council shall be an advisory board within the Governor's Office with the same status under this act as that of advisory boards. The council is established to provide advice and recommendations to the Governor and the citizens of this Commonwealth on geospatial issues, providing for uniformity, data standards, coordination and the efficiency of geospatial policy and technology issues among Federal, State and local government agencies, academic institutions and the private sector.

(b) The State Geospatial Coordinating Council shall consist of the following members:

(1) Nine members designated by the Governor from among the citizens of this Commonwealth who shall include:

(i) One member shall be a representative of the judicial branch.

(ii) One member shall be a county commissioner at the time of appointment.

(iii) One member shall be a local elected official representing an urban or suburban Pennsylvania community.

(iv) One member shall be a local elected official representing a rural Pennsylvania community.

(v) One member shall be from an accredited institution of higher education in this Commonwealth.

(vi) One member shall be a member of the Pennsylvania Society of Land Surveyors.

(vii) One member shall be a member of the Pennsylvania

Municipal Authorities Association.

(viii) Two members shall derive part of their livelihood from geospatial-related activities or otherwise be actively involved in geospatial activities in the private sector.

(2) One member designated by the President pro tempore of the Senate.

(3) One member designated by the Minority Leader of the Senate.

(4) One member designated by the Speaker of the House of Representatives.

(5) One member designated by the Minority Leader of the House of Representatives.

(6) One member designated by the Pennsylvania One Call System.

(7) One member designated by the Pennsylvania chapter of the Management Association for Private Photogrammetric Surveyors.

(8) One member designated by the County GIS Professional Association.

(9) One member designated by the Pennsylvania Mapping and Geographic Consortium.

(10) One member designated by the County Commissioners Association of Pennsylvania.

(11) One member designated by the County Planning Directors Association of Pennsylvania.

The members of the council shall include persons knowledgeable in the fields related to geographic information systems, such as geospatial technology, data development, architecture standards, data sharing, county government, local government, municipal planning and municipal authorities. The appointees shall serve at the pleasure of the appointing authority. The members

1 appointed by the Governor shall not hold any other office in the  
2 executive branch for which a salary is paid.

3 (c) The council shall also include the following nonvoting  
4 ex officio members or their designees:

5 (1) The Secretary of Administration.

6 (2) The Secretary of Environmental Protection.

7 (3) The Secretary of Conservation and Natural Resources.

8 (4) ~~The Secretary of Emergency Management~~ DIRECTOR OF THE  
9 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY OR A SUCCESSOR AGENCY.

10 (5) The Secretary of Transportation.

11 (6) The Commonwealth's representative from the United States  
12 Geological Survey.

13 (7) The executive director of Pennsylvania Spatial Data  
14 Access.

15 (d) The terms of office of those members appointed by the  
16 Governor shall be for four years and until their successors are  
17 appointed and have qualified. In case of a vacancy, the Governor  
18 shall make an appointment for the unexpired portion of the term.  
19 An organizational designee shall serve a term of three years. In  
20 the case of a vacancy, the appropriate organization shall  
21 provide a designee for the unexpired portion of the term.

22 (e) The Governor shall designate the chairman and vice-  
23 chairman of the council from among the members of the council,  
24 other than the ex officio and legislative members. The council  
25 shall meet not less than four times yearly. Additional meetings  
26 shall be at the discretion of the chairperson. Eleven members of  
27 the council shall constitute a quorum.

28 (f) The members of the council shall serve without  
29 compensation but shall be entitled to receive travel and other  
30 reasonable expenses incurred in the discharge of their duties.

The council may, with the approval of the Governor, appoint and fix the compensation of an executive director who shall be technically qualified for the duties of the office and who shall act as secretary of the council and conduct the work of the council under its supervision.

(g) The council shall have the power to employ and fix the compensation of such experts, stenographers and assistants as may be deemed necessary to carry out the work on the council, but due diligence shall be exercised by the council to enlist such voluntary assistance as may be available from citizens, research organizations and other agencies in this Commonwealth or elsewhere, generally recognized as qualified to aid the council.

(h) The council shall have the following powers and duties:

(1) Recommend data development priorities and interoperability standards for data sharing across agencies and different units of government across this Commonwealth.

(2) Monitor national and State trends, identify issues of potential interest and concern to the Commonwealth and prepare for the Governor and the General Assembly on an annual basis, or more often if necessary, reports detailing the findings of the  
~~board~~ COUNCIL.

(3) Develop strategic plans and programs to promote and enhance the development and deployment of geographic information systems and geospatial technology investments in this Commonwealth and make such recommendations to the Governor as the council deems proper and advisable.

(4) Develop task forces by issue to formulate recommended positions or actions. The task force membership may be comprised of council members or designees appointed by the council. The



council shall consider any task force recommendations at its next meeting.

(5) Gather information and input from Federal, State and local government officials, private business and citizens in this Commonwealth as part of the process of developing strategic plans and programs.

(i) The Pennsylvania Mapping and Geospatial Technologies Fund is established in the State Treasury.

(1) Moneys from the fund shall be used for administrative and personnel costs of the council and its staff as expressed in the general and discretionary powers of the council.

(2) The fund shall consist of public and private grants, donations, State appropriations and contributions from members of the council and from foundations, and other private and governmental entities.

(3) The fund shall receive and accept grants, appropriations aid or contributions, from any source, of money, property or labor or other things of value to be held, used and applied to carry out the purposes of this act, subject to the conditions upon which grants and contributions may be made under section 513, including, but not limited to, gifts or grants from any department or agency of the United States or the Commonwealth.

(4) The State Treasurer shall invest the moneys in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(5) Money remaining in the fund at the end of each fiscal year shall remain in the fund and shall not lapse to the General Fund.

(j) The Office of Administration shall provide assistance to

1 the council as requested by the chairman of the council.

2       Section 2.   This act shall take effect in 60 days.