
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1861 Session of
2021

INTRODUCED BY LEWIS, LEWIS DELROSSO AND ROWE, SEPTEMBER 14, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, SEPTEMBER 14, 2021

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 employes in certain departments, boards,
17 and commissions; providing for judicial administration; and
18 prescribing the manner in which the number and compensation
19 of the deputies and all other assistants and employes of
20 certain departments, boards and commissions shall be
21 determined," in temporary regulatory flexibility authority,
22 further providing for definitions and for temporary
23 regulatory flexibility authority.

24 The General Assembly of the Commonwealth of Pennsylvania
25 hereby enacts as follows:

26 Section 1. The definition of "order" in section 2101-F of
27 the act of April 9, 1929 (P.L.177, No.175), known as The
28 Administrative Code of 1929, added June 11, 2021 (P.L.56,
29 No.21), is amended to read:

1 Section 2101-F. Definitions.

2 The following words and phrases when used in this article
3 shall have the meanings given to them in this section unless the
4 context clearly indicates otherwise:

5 * * *

6 ["Order."] "COVID-19 declaration of disaster emergency." Any
7 of the following:

8 (1) the declaration of disaster emergency issued by the
9 Governor on March 6, 2020, published at 50 Pa.B. 1644 (March
10 21, 2020); or

11 (2) a declaration of disaster emergency relating to
12 COVID-19 which is issued after March 6, 2020.

13 Section 2. Section 2102-F(a) and (b) of the act, added June
14 11, 2021 (P.L.56, No.21), are amended and the section is amended
15 by adding a subsection to read:

16 Section 2102-F. Temporary regulatory flexibility authority.

17 (a) Extension.--The suspension of a regulatory statute
18 prescribing the procedures for conduct of Commonwealth business,
19 or an order, rule or regulation of a Commonwealth agency which
20 was suspended under 35 Pa.C.S. § 7301(f)(1) (relating to general
21 authority of Governor) as of the last day that the [order]
22 COVID-19 declaration of disaster emergency, as amended and
23 renewed, was in effect is extended until September 30, 2021,
24 unless sooner terminated by the authority which initially
25 authorized the suspension.

26 (b) Applicability.--A suspension which is extended under
27 subsection (a) shall be retroactive to the last day that the
28 [order] COVID-19 declaration of disaster emergency, as amended
29 and renewed, was in effect.

30 * * *

1 (d) Final report.--No later than November 1, 2021, each
2 authority which initially authorized a suspension which was
3 extended under subsection (a) shall issue a final report. A
4 final report under this subsection shall include all of the
5 following:

6 (1) A list of each suspension which was extended under
7 subsection (a). The list under this paragraph shall include a
8 reference to the statute, order, rule or regulation which was
9 suspended.

10 (2) For each suspension under paragraph (1) which was
11 terminated under subsection (a), the date that the suspension
12 was terminated.

13 Section 3. This act shall take effect immediately.