

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILLNo. **1283** Session of
2022

INTRODUCED BY BROWNE, JUNE 13, 2022

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
JUNE 27, 2022

AN ACT

1 Providing for CONDITIONAL funding for State-related universities <--
2 for the fiscal year beginning July 1, 2022, and ending June
3 30, 2023, for costs basis, for frequency of payments and for
4 recordkeeping requirements; imposing a duty on the Auditor
5 General; providing for financial statements, for the
6 Agricultural College Land Scrip Fund and for restrictions;
7 and making appropriations.

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 State-related
12 University Nonpreferred Appropriation Act of 2022.

13 Section 2. Definitions.

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

17 "Auditor General." The Auditor General of the Commonwealth.

18 "Current fiscal year." The fiscal year beginning July 1,
19 2022, and ending June 30, 2023.

20 "Department." The Department of Education of the

1 Commonwealth.

2 "Secretary." The Secretary of Education of the Commonwealth.

3 "State-related university." The term includes:

4 (1) The Pennsylvania State University.

5 (2) The University of Pittsburgh.

6 (3) Temple University.

7 (4) Lincoln University.

8 Section 3. ~~Cost basis during current~~ CURRENT fiscal year. <--

9 ~~Payments~~ (A) COST BASIS.--SUBJECT TO SUBSECTION (B), <--

10 PAYMENTS made to a State-related university on account of an
11 appropriation under this act shall be made on the basis of costs
12 during the current fiscal year.

13 (B) FUNDING RESTRICTION.--IN ORDER TO RECEIVE A PAYMENT <--

14 UNDER SUBSECTION (A), THE STATE-RELATED UNIVERSITY MUST NOT
15 ENGAGE IN RESEARCH OR EXPERIMENTATION USING FETAL TISSUE
16 OBTAINED FROM AN ELECTIVE ABORTION.

17 Section 4. Frequency and basis of payments.

18 (a) Monthly payments.--Payments made to a State-related
19 university from an appropriation provided in this act shall be
20 made monthly during the current fiscal year.

21 (b) Estimated costs.--The monthly payments shall be made to
22 a State-related university under section 3 ~~on the basis of~~ <--

23 ~~estimated costs. The estimate of costs shall be submitted by the~~
24 ~~State-related university to the secretary, the General Assembly~~
25 ~~and the State Treasurer not.~~ IN ORDER TO RECEIVE THE PAYMENTS, <--

26 NOT later than 30 days prior to the date on which the payment is
27 to be made-, A FINANCIAL OFFICER OF THE STATE-RELATED UNIVERSITY <--

28 MUST SUBMIT ALL OF THE FOLLOWING TO THE SECRETARY, THE STATE
29 TREASURER, THE SECRETARY OF THE SENATE AND THE CHIEF CLERK OF
30 THE HOUSE OF REPRESENTATIVES:

1 (1) AN ESTIMATE OF COSTS UNDER SECTION 3(A) .

2 (2) A STATEMENT, SUBJECT TO 18 PA.C.S. § 4904 (RELATING
3 TO UNSWORN FALSIFICATION TO AUTHORITIES), THAT THE STATE-
4 RELATED UNIVERSITY IS IN COMPLIANCE WITH SECTION 3(B) .

5 Section 5. Purposes of expenditures and statement of
6 expenditures and costs.

7 (a) Duties of State-related universities.--

8 (1) A State-related university shall apply the money
9 appropriated by this act only for such purposes as are
10 permitted in this act and shall at all times maintain proper
11 records showing the application of the money.

12 (2) Not later than 120 days after the close of the
13 current fiscal year, the State-related university shall file,
14 with the secretary, the General Assembly and the Auditor
15 General, a statement that specifies the amounts and purposes
16 of all expenditures made from money appropriated by this act
17 and other university accounts during the current fiscal year,
18 as provided in section 3, used as a basis for receipt of an
19 appropriation during the current fiscal year.

20 (b) Duties of Auditor General.--The statement of
21 expenditures and costs shall be reviewed by the Auditor General.
22 The Auditor General may, with respect to the money appropriated
23 by this act, audit and disallow expenditures made for purposes
24 not permitted by this act, recover the sums from the State-
25 related university and transmit the recovered sums to the State
26 Treasurer. In respect to expenditures made by the State-related
27 university from money other than that appropriated by this act,
28 the Auditor General may review only, and shall file annually
29 with the General Assembly, information concerning those
30 expenditures as the General Assembly or any of its committees

1 may require.

2 Section 6. Duty to provide information.

3 A State-related university shall provide full, complete and
4 accurate information as may be required by the department or the
5 chairperson or minority chairperson of the Appropriations
6 Committee of the Senate or the chairperson or minority
7 chairperson of the Appropriations Committee of the House of
8 Representatives.

9 Section 7. Financial statements.

10 A State-related university shall present and report its
11 financial statements required under this act in accordance with:

12 (1) the generally accepted accounting principles as
13 prescribed by the National Association of College and
14 University Business Officers, the American Institute of
15 Certified Public Accountants, or their successors, or by any
16 other recognized authoritative body;

17 (2) the "Commonwealth of Pennsylvania Budget
18 Instructions for the State System of Higher Education, State-
19 Related Universities and Non-State-Related Colleges and
20 Universities"; and

21 (3) the financial reporting policies and standards
22 promulgated by the Federal Government and by the Commonwealth
23 that apply to the State-related university.

24 Section 8. Agricultural College Land Scrip Fund.

25 The money of the restricted account within the Agricultural
26 College Land Scrip Fund is hereby appropriated for the current
27 fiscal year, in accordance with the act of April 9, 1929
28 (P.L.343, No.176), known as The Fiscal Code, establishing the
29 restricted account.

30 Section 9. Restrictions and limitations on use of

1 appropriations.

2 The following restrictions and limitations apply:

3 (1) Money appropriated by this act to the University of
4 Pittsburgh may not be used for costs of personnel and
5 operations of an environmental law clinic.

6 (2) Money appropriated by this act to the University of
7 Pittsburgh shall only be used for costs directly related to
8 the provision of instruction for graduate and undergraduate
9 students and costs incurred in providing student-related
10 services and community outreach services consistent with the
11 existing laws of this Commonwealth.

12 Section 10. Appropriations.

13 The following sums, or as much thereof as may be necessary,
14 are hereby appropriated to the boards of trustees of the
15 respective State-related universities for the current fiscal
16 year, for the purposes and in the amounts as follows:

17 (1) To The Pennsylvania State University, for general
18 support.
19 State appropriation.....\$242,096,000

20 (2) To The Pennsylvania State University, for the
21 Pennsylvania College of Technology.
22 State appropriation.....\$26,736,000

23 (3) To the University of Pittsburgh, for general
24 support.
25 State appropriation.....\$151,507,000

26 (4) To the University of Pittsburgh, for rural education
27 outreach.
28 State appropriation.....\$3,346,000

29 (5) To Temple University, for general support.
30 State appropriation.....\$158,206,000

1 (6) To Lincoln University, for general support.
2 State appropriation.....\$15,166,000
3 Section 11. Effective date.
4 This act shall take effect July 1, 2022, or immediately,
5 whichever is later.