



## HOUSE COMMITTEE ON APPROPRIATIONS

# FISCAL NOTE

HOUSE BILL NO. 2455

PRINTERS NO. 4059

PRIME SPONSOR: Lawrence

### COST / (SAVINGS)

FUND	FY 2020/21	FY 2021/22
General Fund	\$0	\$0

**SUMMARY:** House Bill 2455, Printer's Number 4059, amends the Administrative Code to add Article XXI-C, COVID-19 Emergency Testing Plan and Reporting and Article XXVIII-G, Water and Sewer Authorities in Cities of the Second Class. This legislation is effective immediately.

**ANALYSIS:** This legislation adds Article XXI-C, COVID-19 Emergency Testing Plan and Reporting requiring the Governor to submit the plan for COVID-19 testing, including any amendments, that was submitted to the United States Secretary of Health and Human Services pursuant to the Paycheck Protection Program and Health Care Enhancement Act to all of the following:

- The President Pro Tempore of the Senate.
- The Speaker of the House of Representatives.
- The Majority Leader of the Senate.
- The Minority Leader of the Senate.
- The Majority Leader of the House of Representatives.
- The Minority Leader of the House of Representatives.
- The Majority and Minority Chairperson of the Appropriations Committee of the Senate.
- The Majority and Minority Chairperson of the Health and Human Services Committee of the Senate.
- The Majority and Minority Chairperson of the Appropriations Committee of the House of Representatives.
- The Majority and Minority Chairperson of the Health Committee of the House of Representatives.
- The Majority and Minority Chairperson of the Human Services Committee of the House of Representatives.

Beginning 14 days after the effective date and every 14 days thereafter, the Department of Health (DOH), shall submit a report regarding the department's testing of COVID-19 to the President pro tempore of the Senate, the Chair and Minority Chair of the Appropriations Committee of the Senate and the Chair and the Minority Chair of the Appropriations Committee of the House of

Representatives, the Speaker of the House of Representatives, and the Majority and Minority Leader of the House of Representatives.

The report shall contain a summary of:

- The technology and supplies procured or acquired by the Commonwealth related to COVID-19 testing.
- The administrative and operating costs of a State laboratory related to COVID-19 testing.
- The number and type of completed tests by a State laboratory. This information shall include diagnostic tests and serology tests.
- The number of positive and negative COVID-19 test results from the completed testing.
- A description of State laboratory COVID-19 testing limitations, including limitations relating to acquiring reagents or other components of the testing process.
- Demographic test result data, including age, sex, race, and ethnicity.

A health care provider ordering COVID-19 testing shall report, as prescribed by DOH, a patient's self-reported demographic data including age, sex, race, and ethnicity.

This section expires December 31, 2021.

HB 2455 also adds Article XXVIII-G, Water and Sewer Authorities in Cities of the Second Class. This article relates to a water and sewer authority of a city of the second class located in a county of the second class, which has a cooperation agreement entered into between the city and the authority on October 3, 2019 relating to water and sewer service.

The article adds a new Section 2802-G relating to a Cooperation Agreement between the City of Pittsburgh and the Pittsburgh Water and Sewer Authority. This Section requires that the cooperation agreement shall have the force and effect of law until January 1, 2025 or an earlier termination date to which the city and authority mutually agree and supersede any contradictory mandates from the Public Utility Commission. The cooperation agreement shall govern:

- Changes in the city and authority's rights and obligations resulting from the enactment of Act 65 of 2017, including rates paid by the city to the authority for public utility service.
- The division of service related to the system.
- Payments by the city and authority to the other based on actual, verifiable, direct expenses and in accordance with customary utility practices under the Public Utility Code.
- Payments by the authority to the city that shall be subordinate to each debt obligation of the authority.
- Cooperation by the city and authority in their respective capital projects which may impact each other.
- Responsibilities of the authority with respect to city parks and other city properties.
- Ownership of the system.
- Roles and responsibilities of the city and authority with respect to the system.

The article also adds a new Section 2803-G relating to the Effect of Cooperation Agreement, which states that a cooperation agreement entered into between the city and authority on or before January 1, 2020 shall:

- Notwithstanding the Public Utility Code, supersede, during the term of the cooperation agreement, any provision of the Public Utility Code, a commission regulation, policy statement, order and regulatory proceeding as they pertain to issues covered by the cooperation agreement, including the authority's rates, terms and conditions of service rendered to the city and the respective rights and duties between the authority and the city.
- Remain subject to the home rule charter of a city.

**FISCAL IMPACT:** Enactment of this legislation should have no adverse fiscal impact on Commonwealth funds. Regarding Article XXI-C, DOH should be able to comply with the reporting requirement within existing resources.

**PREPARED BY:** Ann Bertolino  
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House Appropriations Committee (R)

**DATE:** July 7, 2020

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*