

**FISCAL CODE - OMNIBUS AMENDMENTS**  
**Act of Jun. 28, 2019, P.L. 173, No. 20**

**Cl. 71**

Session of 2019  
No. 2019-20

SB 712

AN ACT

Amending the act of April 9, 1929 (P.L.343, No.176), entitled, as amended, "An act relating to the finances of the State government; providing for cancer control, prevention and research, for ambulatory surgical center data collection, for the Joint Underwriting Association, for entertainment business financial management firms, for private dam financial assurance and for reinstatement of item vetoes; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth, authorizing the Commonwealth to issue tax anticipation notes to defray current expenses, implementing the provisions of section 7(a) of Article VIII of the Constitution of Pennsylvania authorizing and restricting the incurring of certain debt and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," in Treasury Department, further providing for investment of moneys; in oil and gas wells, further providing for Oil and Gas Lease Fund; in transportation network companies, motor carrier companies and parking authority of a city of the first class, providing for transportation network company extension; in special funds, further providing for funding, for State Workers' Insurance Board, for expiration, for definitions, for other grants and for Commonwealth indebtedness; in additional special funds, further providing for definitions, for establishment of special fund and account, for use of fund, for distributions from Pennsylvania Race Horse Development Fund, for Workers' Compensation Security Fund, for definitions, for use of funds, for amount of grant and for guidelines for applications and providing for Enhanced Revenue Collection Account, Environmental Stewardship Fund and Recycling Fund; in general budget implementation, providing for block grants and for reports to General Assembly, further providing for Department of General Services, for Pennsylvania Gaming

Control Board, for Department of Human Services, for Pennsylvania Higher Education Assistance Agency, for surcharges, for Multimodal Transportation Fund and for State Gaming Fund and providing for Joint Legislative Air and Water Pollution Control and Conservation Committee; in 2018-2019 budget implementation, further providing for Department of Revenue; adding provisions relating to 2019-2020 budget implementation; making related repeals; and making editorial changes.

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

Section 1. The General Assembly finds and declares as follows:

(1) The intent of this act is to provide for the implementation of the 2019-2020 Commonwealth budget.

(2) The Constitution of Pennsylvania confers numerous express duties upon the General Assembly, including the passage of a balanced budget for the Commonwealth.

(3) Section 24 of Article III of the Constitution of Pennsylvania requires the General Assembly to adopt all appropriations for the operation of government in this Commonwealth, regardless of their source. The Supreme Court has repeatedly affirmed that "It is fundamental within Pennsylvania's tripartite system that the General Assembly enacts the legislation establishing those programs which the State provides for its citizens and appropriates the funds necessary for their operation."

(4) Pursuant to section 13 of Article VIII of the Constitution of Pennsylvania, the General Assembly is explicitly required to adopt a balanced Commonwealth budget. Given the unpredictability and potential insufficiency of revenue collections, various changes in State law relating to sources of revenue, the collection of revenue and the implementation of statutes which impact revenue may be required to discharge this constitutional obligation.

(5) Section 11 of Article III of the Constitution of Pennsylvania requires the adoption of a general appropriation act that embraces "nothing but appropriations." While actual items of appropriation can be contained in a General Appropriation Act, the achievement and implementation of a comprehensive budget involves more than subjects of appropriations and dollar amounts. Ultimately, the budget has to be balanced under section 13 of Article VIII of the Constitution of Pennsylvania. This may necessitate changes to sources of funding and enactment of statutes to achieve full compliance with these constitutional provisions.

(6) For the reasons set forth in paragraphs (1), (2), (3), (4) and (5), it is the intent of the General Assembly through this act to provide for the implementation of the 2019-2020 Commonwealth budget.

(7) Every provision of this act relates to the implementation of the operating budget of the Commonwealth for this fiscal year, addressing in various ways the fiscal operations, revenues and potential liabilities of the Commonwealth. To that end, this act is intended to implement the 2019-2020 Commonwealth budget without specifically appropriating public money from the General Fund. This act provides accountability for spending and makes transfers or other changes necessary to impact the availability of revenue in order to meet the requirements of section 13 of Article

VIII of the Constitution of Pennsylvania and to implement the act of June 28, 2019 (P.L.839, No.1A), known as the General Appropriation Act of 2019.

Section 1.1. Sections 301.1(i)(2) and 1601.2-E(e) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, are amended to read:

Section 301.1. Investment of Moneys.--\* \* \*

(i) \* \* \*

(2) The authority to invest or reinvest the moneys of any fund pursuant to this subsection shall expire December 31, [2019] **2024**. The Treasury Department may maintain investments pursuant to this subsection which are in existence on the expiration date in this paragraph for not more than two years following such expiration date.

Section 1601.2-E. Oil and Gas Lease Fund.

\* \* \*

(e) Annual transfers.--The following apply:

(1) [For] **(i) Except as provided under subparagraph (ii), for** the 2017-2018 fiscal year and each fiscal year thereafter, \$20,000,000 shall be transferred from the fund to the Marcellus Legacy Fund for distribution to the Environmental Stewardship Fund.

**(ii) No amount shall be transferred from the fund to the Marcellus Legacy Fund for distribution to the Environmental Stewardship Fund for the 2019-2020 fiscal year.**

(2) For the 2017-2018 fiscal year and each fiscal year thereafter, \$15,000,000 shall be transferred from the fund to the Marcellus Legacy Fund for distribution to the Hazardous Sites Cleanup Fund.

Section 1.2. The act is amended by adding a section to read:

**Section 1606-M. Transportation network company extension.**

**Notwithstanding 53 Pa.C.S. § 57A22(1) (relating to assessment), the provisions of 53 Pa.C.S. § 57A22 shall not expire until December 31, 2020.**

Section 2. Section 1702-A(b)(1) of the act is amended by adding a subparagraph to read:

Section 1702-A. Funding.

\* \* \*

(b) Transfer of portion of surplus.--

(1) Except as may be provided in paragraph (2), for fiscal years beginning after June 30, 2002, the following apply:

\* \* \*

**(xi) If the Secretary of the Budget certifies that there is a surplus in the General Fund for the 2018-2019 fiscal year, 100% of the surplus shall be deposited by the end of the next succeeding quarter into the Budget Stabilization Reserve Fund.**

\* \* \*

Section 3. The heading of Subarticle D of Article XVII-A and section 1731-A of the act are reenacted to read:

SUBARTICLE D

INVESTMENTS

Section 1731-A. State Workers' Insurance Board.

Notwithstanding any inconsistent provisions of section 1512 of the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, section 504 of the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, and any other law of this Commonwealth, the power of the State Workers' Insurance Board to invest money shall include the power to hold, purchase, sell, assign, transfer and dispose of

securities, including common stock with the following restrictions:

(1) Investments in equities may not exceed the lesser of:

(i) 15% of the State Workers' Insurance Fund's assets; or

(ii) the State Workers' Insurance Fund's statutory surplus after discount, except that, notwithstanding the statutory surplus, the State Workers' Insurance Fund is authorized to invest up to 7 1/2% of the book value of its assets in equities.

(1.1) Investments in equities shall be made subject to the prudent investor rule as provided for under 20 Pa.C.S. § 7203 (relating to prudent investor rule).

(2) The State Workers' Insurance Board shall establish a policy for investments and shall meet at least annually to develop a schedule for rebalancing its investments in securities to meet the restriction of paragraph (1).

(2.1) The State Workers' Insurance Board may invest in financial institutions that are designated as a minority depository institution, as defined in section 808(b) of the Housing and Community Development Act of 1977 (Public Law 95-128, 91 Stat. 1111), or a community development financial institution, as defined in section 103 of the Riegel-Neal Interstate Banking and Branching Efficiency Act of 1994 (Public Law 103-328, 12 U.S.C. § 4702(5)), if the investment is consistent with authorized investments and prudent person standards applicable to the board.

Section 4. Section 1732-A of the act is reenacted and amended to read:

Section 1732-A. Expiration.

This subarticle shall expire June 30, [2018] **2021**.

Section 5. Section 1771-A of the act is amended by adding a definition to read:

Section 1771-A. Definitions.

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

\* \* \*

**" Water and sewer project. " A project which is for a water supply system, sewage disposal system, storm water system or flood control.**

Section 6. Section 1774.1-A of the act, amended June 22, 2018 (P.L.281, No.42), is amended to read:

Section 1774.1-A. Other grants.

(a) Water and sewer **projects**.--For the specified fiscal years, from funds available to the authority under this act or under 58 Pa.C.S. § 2315(a.1)(4) (relating to Statewide initiatives), that are unrelated to indebtedness incurred for the program, the following apply:

(1) For fiscal year 2013-2014, the sum of \$3,000,000 shall be available for water and sewer projects with a cost of not less than \$50,000 and not more than \$150,000.

(2) For fiscal year 2015-2016 and 2016-2017, the sum of \$22,000,000 shall be available for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000.

(3) For fiscal year 2017-2018, the sum of \$15,000,000 shall be available for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000. In determining the grant amount for the purpose of this paragraph, the authority shall not

include the matching funds requirement in the calculation of the cost of the project.

(4) For fiscal year 2018-2019, the sum of \$14,504,399 shall be available for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000. In determining the grant amount for the purpose of this paragraph, the authority shall not include the matching funds requirement in the calculation of the cost of the project.

(a.1) Additional water and sewer **projects**.--In addition to the funds available under subsection (a)(3), for fiscal year 2017-2018, the sum of \$10,000,000 from the trust account established under 64 Pa.C.S. § 1541 (relating to trust accounts) for the Building Pennsylvania Program shall be transferred to the authority for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000. In determining the grant amount for the purpose of this paragraph, the authority shall not include the matching funds requirement in the calculation of the cost of the project.

(a.2) Additional water and sewer **projects**.--In addition to the funds available under subsection (a)(4), for fiscal year 2018-2019, the sum of \$10,000,000 from the First Industries Program account established under 64 Pa.C.S. § 1542(b) (relating to revolving loan program accounts) shall be transferred to the authority for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000. In determining the grant amount for the purpose of this paragraph, the authority shall not include the matching funds requirement in the calculation of the cost of the project.

**(a.3) Additional water and sewer projects.--For fiscal year 2019-2020, the sum of \$20,000,000 from the First Industries Program account established under 64 Pa.C.S. § 1542(b), the sum of \$15,950,000 from the trust account established under 64 Pa.C.S. § 1541 for the Building Pennsylvania Program, the sum of \$650,000 from previously unexpended funds made available for water and sewer projects under this section and the sum of \$3,400,000 from the trust account established under 64 Pa.C.S. § 1541 for the Water Supply and Wastewater Infrastructure Program shall be transferred to the authority for distribution or reimbursement for water and sewer projects with a cost of not less than \$30,000 and not more than \$500,000. In determining the grant amount for the purpose of this subsection, the authority shall not include the matching funds requirement in the calculation of the cost of the project.**

(b) Guidelines.--The authority shall adopt guidelines for the approval of applications under this section and shall ensure that grants are made available to all geographic areas of this Commonwealth.

(c) Eligibility.--An application for a water and sewer project under this section may not be deemed ineligible if the project detailed in the application is for a portion of a larger project, the total cost of which exceeds \$500,000.

(d) Additional eligibility.--For fiscal year 2018-2019, the authority may not require the submission of new applications, but shall consider **water and sewer** projects for grant funding submitted during the application period that ended on February 28, 2018.

Section 7. Section 1783-A(e) of the act is amended to read: Section 1783-A. Commonwealth indebtedness.

\* \* \*

(e) Expiration.--Authorization to issue bonds and notes, not including refunding bonds and replacement notes, for the purpose of the Assistance Act and this article shall expire [ten years from the effective date of this section] **October 9, 2024.**

Section 8. The heading of Article XVII-A.1 of the act is amended to read:

ARTICLE XVII-A.1

ADDITIONAL SPECIAL FUNDS **AND RESTRICTED ACCOUNTS**

Section 9. Section 1711-A.1 of the act is amended by adding a definition to read:

Section 1711-A.1. Definitions.

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

\* \* \*

**"Debt service account." The Tobacco Revenue Bond Debt Service Account established under section 2805(a) of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.**

\* \* \*

Section 10. Section 1712-A.1(a) of the act is amended to read:

Section 1712-A.1. Establishment of special fund and account.

(a) Tobacco Settlement Fund.--

(1) There is established a special fund known as the Tobacco Settlement Fund. [All]

(2) **The following shall be deposited into the Tobacco Settlement Fund:**

(i) **Except for deposits in the Tobacco Revenue Bond Debt Service Account under section 2805(b) of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, all payments received by the Commonwealth pursuant to the Master Settlement Agreement shall be deposited by the Treasury Department in the fund.**

(ii) **For the 2019-2020 fiscal year, an amount equal to the annual debt service due in the 2019-2020 fiscal year as certified by the Secretary of the Budget pursuant to section 2804 of the Tax Reform Code of 1971, as published in the Pennsylvania Bulletin on March 3, 2018, at 48 Pa.B. 1406, shall be transferred to the fund from the taxes collected under Article XII of the Tax Reform Code of 1971 by April 30, 2020. A deposit under this paragraph shall occur prior to the deposits and transfers under section 1296 of the Tax Reform Code of 1971.**

\* \* \*

Section 11. Section 1713-A.1(b)(1) of the act, amended June 22, 2018 (P.L.281, No.42), is amended, subsection (b)(1.1), (1.2), (1.3), (1.4), (1.5) and (1.6) are carried without amendment and the subsection is amended by adding a paragraph to read:

Section 1713-A.1. Use of fund.

\* \* \*

(b) Appropriations.--**The following shall apply:**

(1) [Except as otherwise provided in paragraphs (1.1), (1.2), (1.3), (1.4), (1.5) and (1.6), the General Assembly appropriates moneys in the fund in accordance with the following percentages based on the annual payment received in each year:

(i) Thirteen percent for home and community-based services pursuant to Chapter 5 of the Tobacco Settlement Act.

(ii) Four and five-tenths percent for tobacco use prevention and cessation programs pursuant to Chapter 7 of the Tobacco Settlement Act.

(iii) Twelve and six-tenths percent for health and related research pursuant to section 906 of the Tobacco Settlement Act.

(iv) One percent for health and related research pursuant to section 909 of the Tobacco Settlement Act.

(v) Eight and eighteen one-hundredths percent for the uncompensated care payment program pursuant to Chapter 11 of the Tobacco Settlement Act.

(vi) Thirty percent for the purchase of Medicaid benefits for workers with disabilities pursuant to Chapter 15 of the Tobacco Settlement Act.

(vii) Eight percent for the expansion of the PACENET program pursuant to Chapter 23 of the Tobacco Settlement Act.

(viii) Twenty-two and seventy-two one-hundredths percent shall remain in the fund to be separately appropriated for health-related purposes.] **(Reserved)**.

(1.1) For fiscal year 2013-2014, the General Assembly appropriates money in the fund in accordance with the following percentage based on the annual payment received each year:

(i) Thirteen percent for home-based and community-based services under Chapter 5 of the Tobacco Settlement Act.

(ii) Two and ninety-three hundredths percent for tobacco use prevention and cessation programs under Chapter 7 of the Tobacco Settlement Act.

(iii) Six and three-tenths percent for health and related research under section 906 of the Tobacco Settlement Act.

(iv) One-half percent for health and related research under section 909 of the Tobacco Settlement Act.

(v) Four and nine-hundredths percent for the uncompensated care payment program under Chapter 11 of the Tobacco Settlement Act.

(vi) Thirty percent for the purchase of Medicaid benefits for workers with disabilities under Chapter 15 of the Tobacco Settlement Act.

(vii) Forty-three and eighteen hundredths percent shall remain in the fund to be separately appropriated for health-related purposes.

(1.2) For fiscal year 2014-2015, money in the fund from a payment received due to the recalculation of a prior annual payment shall remain in the fund to be separately appropriated for health-related purposes.

(1.3) For fiscal year 2014-2015, the General Assembly appropriates money in the fund in accordance with the following percentages based on the annual payment received each year:

(i) Thirteen percent for home-based and community-based services under Chapter 5 of the Tobacco Settlement Act.

(ii) Four and five-tenths percent for tobacco use prevention and cessation programs under Chapter 7 of the Tobacco Settlement Act.

(iii) Twelve and six-tenths percent for health and related research under section 906 of the Tobacco Settlement Act.

(iv) One percent for health and related research under section 909 of the Tobacco Settlement Act.

(v) Eight and eighteen hundredths percent for the uncompensated care payment program under Chapter 11 of the Tobacco Settlement Act.

(vi) Fifteen and twelve hundredths percent for the purchase of Medicaid benefits for workers with disabilities under Chapter 15 of the Tobacco Settlement Act.

(vii) Forty-five and six-tenths percent shall remain in the fund to be separately appropriated for health-related purposes.

(1.4) For fiscal year 2015-2016 and fiscal year 2016-2017, money in the fund from a payment received due to the recalculation of a prior annual payment shall remain in the fund to be separately appropriated for health-related purposes.

(1.5) For fiscal year 2015-2016, fiscal year 2016-2017 and fiscal year 2017-2018, the General Assembly appropriates money in the fund in accordance with the following percentages based on the annual payment received each year:

(i) Thirteen percent for home-based and community-based services under Chapter 5 of the Tobacco Settlement Act.

(ii) Four and five-tenths percent for tobacco use prevention and cessation programs under Chapter 7 of the Tobacco Settlement Act.

(iii) Twelve and six-tenths percent for health and related research under section 906 of the Tobacco Settlement Act.

(iv) One percent for health and related research under section 909 of the Tobacco Settlement Act.

(v) Eight and eighteen hundredths percent for the uncompensated care payment program under Chapter 11 of the Tobacco Settlement Act.

(vi) Thirty percent for the purchase of Medicaid benefits for workers with disabilities under Chapter 15 of the Tobacco Settlement Act.

(vii) Thirty and seventy-two hundredths percent shall remain in the fund to be separately appropriated for health-related purposes.

(1.6) For fiscal year 2018-2019, the General Assembly appropriates money in the fund in accordance with the following percentages based on the annual payment received each year:

(i) Four and five-tenths percent for tobacco use prevention and cessation programs under Chapter 7 of the Tobacco Settlement Act.

(ii) Twelve and six-tenths percent for health and related research under section 906 of the Tobacco Settlement Act.

(iii) One percent for health and related research under section 909 of the Tobacco Settlement Act.

(iv) Eight and eighteen hundredths percent for the uncompensated care payment program under Chapter 11 of the Tobacco Settlement Act.

(v) Thirty percent for the purchase of Medicaid benefits for workers with disabilities under Chapter 15 of the Tobacco Settlement Act.

(vi) Forty-three and seventy-two hundredths percent shall remain in the fund to be separately appropriated for health-related purposes.



(1.7) For fiscal year 2019-2020, the General Assembly appropriates money in the fund in accordance with the following percentages based on the sum of the portion of the annual payment deposited and the amount deposited under section 1712-A.1(a)(2)(ii) in the fiscal year:

(i) Four and five-tenths percent for tobacco use prevention and cessation programs under Chapter 7 of the Tobacco Settlement Act.

(ii) Twelve and six-tenths percent for health and related research under section 906 of the Tobacco Settlement Act.

(iii) One percent for health and related research under section 909 of the Tobacco Settlement Act.

(iv) Eight and eighteen hundredths percent for the uncompensated care payment program under Chapter 11 of the Tobacco Settlement Act.

(v) Thirty percent for the purchase of Medicaid benefits for workers with disabilities under Chapter 15 of the Tobacco Settlement Act.

(vi) Forty-three and seventy-two hundredths percent shall remain in the fund to be separately appropriated for health-related purposes.

\* \* \*

Section 12. Section 1723-A.1(2) and (3) of the act, amended June 22, 2018 (P.L.281, No.42), are amended to read:

Section 1723-A.1. Distributions from Pennsylvania Race Horse Development Fund.

Funds in the fund are appropriated to the department on a continuing basis for the purposes set forth in this subsection and shall be distributed to each active and operating Category 1 licensee conducting live racing as follows:

\* \* \*

(2) Distributions from the fund shall be allocated as follows:

(i) For fiscal years 2013-2014 and 2014-2015, each week, \$802,682 in the fund shall be transferred to the account. This transfer shall not exceed \$17,659,000 annually.

(i.1) In addition to the transfer under subparagraph (i), for a total of 14 weeks from the effective date of this subparagraph, each week, \$300,000 shall be transferred from the fund, for a total amount of \$4,200,000, to the State Racing Fund to be used exclusively for the enforcement of the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act. Moneys transferred pursuant to this subparagraph shall not be transferred subsequently to any other State fund or account for any purpose.

(i.2) For fiscal year 2015-2016, beginning on the effective date of this subparagraph, the sum of \$25,759,000 in the fund shall be transferred to the account in equal weekly amounts sufficient to complete the transfer by June 30, 2016.

(i.3) For fiscal year 2016-2017, the sum of \$19,659,000 in the fund shall be transferred to the account in 22 equal weekly amounts beginning on the effective date of this subparagraph.

(i.4) For fiscal year 2017-2018, the sum of \$19,659,000 in the fund shall be transferred to the account in 22 equal weekly amounts beginning on the effective date of this subparagraph.

(i.5) For fiscal year 2018-2019, the sum of \$19,659,000 in the fund shall be transferred to the account in 22 equal weekly amounts beginning on the effective date of this subparagraph.

**(i.6) For fiscal year 2019-2020, the sum of \$19,659,000 in the fund shall be transferred to the account in 22 equal weekly amounts beginning on the effective date of this subparagraph.**

(ii) Each week, the money remaining in the fund after any transfer under subparagraphs (i), (i.1), (i.2), (i.3), (i.4) [and], (i.5) **and (i.6)** shall be distributed to each active and operating Category 1 licensee conducting live racing in accordance with the following formula:

(A) Divide:

(I) the total daily assessments paid, by each active and operating Category 1 licensee conducting live racing, into the fund for that week; by

(II) the total daily assessments paid, by all active and operating Category 1 licensees conducting live racing, into the fund for that week.

(B) Multiply the quotient under clause (A) by the amount to be distributed under this subparagraph.

(iii) The distribution under subparagraph (ii) shall be allocated as follows:

(A) The greater of 4% of the amount to be distributed under subparagraph (ii) or \$220,000 shall be used to fund health and pension benefits for the members of the horsemen's organizations representing the owners and trainers at the racetrack at which the licensed racing entity operates for the benefit of the organization's members, their families, employees and others in accordance with the rules and eligibility requirements of the organization, as approved by the commission. This amount shall be deposited within five business days of the end of each week into a separate account to be established by each respective horsemen's organization at a banking institution of its choice. Of this amount, a minimum of \$250,000 shall be paid annually by the horsemen's organization to the thoroughbred jockeys or standardbred drivers organization at the racetrack at which the licensed racing entity operates for health insurance, life insurance or other benefits to active and disabled thoroughbred jockeys or standardbred drivers in accordance with the rules and eligibility requirements of that organization. The total distribution under this clause in any fiscal year shall not exceed \$11,400,000.

(B) Of the money remaining to be distributed under subparagraph (ii) after application of clause (A), the following disbursements shall be made:

(I) Eighty-three and one-third percent of the money to be distributed under this clause shall be deposited on a weekly basis into a separate, interest-bearing purse account to be established by and for the benefit of the horsemen. The earned interest on the account shall be credited to the purse account. Licensees shall combine these funds with revenues from

existing purse agreements to fund purses for live races consistent with those agreements with the advice and consent of the horsemen.

(II) For thoroughbred tracks, 16 and 2/3% of the money to be distributed under this clause shall be deposited on a weekly basis into the Pennsylvania Breeding Fund. For standardbred tracks, 8 and 1/3% of the money to be distributed under this clause shall be deposited on a weekly basis into the Pennsylvania Sire Stakes Fund; and 8 and 1/3% of the money to be distributed under this clause shall be deposited on a weekly basis into a restricted account in the State Racing Fund to be known as the Pennsylvania Standardbred Breeders Development Fund. The commission shall, in consultation with the Secretary of Agriculture, promulgate regulations adopting a standardbred breeders program that will include the administration of the Pennsylvania Stallion Award, the Pennsylvania Bred Award and the Pennsylvania Sired and Bred Award.

(3) The following shall apply:

(i) For fiscal year 2016-2017, the department shall transfer \$8,555,255 from the fund to the State Racing Fund pursuant to section 2874-D of The Administrative Code of 1929.

(ii) For fiscal year 2017-2018, the department shall transfer \$10,066,000 from the fund to the State Racing Fund pursuant to 3 Pa.C.S. § 9374 (relating to costs of enforcement of medication rules or regulations).

(iii) For fiscal year 2018-2019, the department shall transfer \$10,066,000 from the fund to the State Racing Fund pursuant to 3 Pa.C.S. § 9374.

**(iv) For fiscal year 2019-2020, the department shall transfer \$10,066,000 from the fund to the State Racing Fund pursuant to 3 Pa.C.S. § 9374.**

Section 12.1. Section 1734-A.1 of the act is amended to read:

Section 1734-A.1. Workers' Compensation Security Fund.

Notwithstanding section 2112 of the act of July 12, 2016 (P.L.1577, No.16A), known as the General Appropriation Act of 2016, or any other provision of law to the contrary, any amount transferred from the Workers' Compensation Security Fund pursuant to section 2112 shall be repaid to the Workers' Compensation Security Fund by July 1, [2019] **2024**.

Section 12.2. Section 1741-A.1 of the act is amended by adding definitions to read:

Section 1741-A.1. Definitions.

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

\* \* \*

**"Large residential conversion projects." A residential conversion project with greater than 100 parcels.**

**"Tapping." Interconnecting distribution facilities with upstream interstate transmission facilities or gathering line facilities allowing distribution service expansion, including, but not limited to, metering, regulation, odorization and related controls.**

Section 13. Sections 1744-A.1(a), 1745-A.1 and 1746-A.1 of the act are amended to read:

Section 1744-A.1. Use of funds.

(a) Grants.--The authority shall use the fund to provide grants to obtain access to natural gas to any of the following:

- (1) Hospitals.
- (2) Businesses.
- (3) Economic development organizations.
- (4) Municipalities.
- (5) Counties.
- (6) School districts.
- (7) **Large residential conversion projects.**
- (8) **Combined heat and power applications.**

\* \* \*

Section 1745-A.1. Amount of grant.

(a) **Amount generally.**--The authority may provide a grant for not more than the lesser of:

- (1) 50% of the cost of a project; or
- (2) [\$1,000,000] **\$1,500,000.**

(b) **Tapping costs.**--In addition to the amount under subsection (a)(2), the authority may provide not more than \$500,000 for costs related to the tapping of upstream facilities.

Section 1746-A.1. Guidelines for applications.

The authority shall:

- (1) develop guidelines for submitting applications for a grant; [and]
- (2) give priority to applications that will result in adjoining residential and nonresidential properties obtaining natural gas[.]; and
- (3) **develop streamlined guidelines for submitting applications for grants issued in the amount of \$75,000 or less to expedite the process.**

Section 14. Article XVII-A.1 of the act is amended by adding subarticles to read:

#### SUBARTICLE G

##### ENHANCED REVENUE COLLECTION ACCOUNT

Section 1761-A.1. Definitions.

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

"Account." The Enhanced Revenue Collection Account continued under section 1762-A.1.

"Department." The Department of Revenue of the Commonwealth.

Section 1762-A.1. Enhanced Revenue Collection Account.

The Enhanced Revenue Collection Account is continued as a restricted account within the General Fund. Revenues collected and the amount of refunds avoided as a result of expanded tax return reviews and tax collection activities by the department shall be deposited into the account.

Section 1763-A.1. Use of account.

(a) **Appropriation.**--The General Assembly may appropriate money in the account to the department to fund the costs associated with expanded tax return reviews and tax collection activities.

(b) **Return.**--Except for amounts appropriated under subsection (a), money in the account shall be returned proportionately to the General Fund revenue or refund accounts that were the source of the money no later than the 28th day of each month of the fiscal year.

Section 1764-A.1. Report.

The department shall issue a report to the Governor, the chairperson and minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority

chairperson of the Appropriations Committee of the House of Representatives by June 1, 2020, and each June 1 thereafter, with the following information:

(1) A detailed breakdown of the department's administrative costs in implementing expanded tax return reviews and tax collection activities.

(2) The amount of revenue collected and the amount of refunds avoided as a result of the expanded tax return reviews and tax collection activities, including the type of tax generating the revenue and avoided refunds.

#### SUBARTICLE H

##### ENVIRONMENTAL STEWARDSHIP FUND

###### Section 1771-A.1. Definitions.

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

"Fund." The Environmental Stewardship Fund established under 27 Pa.C.S. § 6104(a) (relating to fund).

###### Section 1772-A.1. Appropriations.

(a) Additional appropriations.--In addition to an appropriation under 27 Pa.C.S. § 6104(c) and (d) (relating to fund), the General Assembly may appropriate money from the fund to the Department of Environmental Protection and the Department of Conservation and Natural Resources.

(b) Priority.--Money appropriated from the fund by the General Assembly under a general appropriation act or other appropriation act shall be distributed prior to allocations under 27 Pa.C.S. § 6104(d).

#### SUBARTICLE I

##### RECYCLING FUND

###### Section 1781-A.1. Definitions.

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

"Fund." The Recycling Fund established under section 706 of the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act.

###### Section 1782-A.1. Appropriations.

(a) Additional appropriations.--In addition to an appropriation under section 706(b) and (c) of the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, the General Assembly may appropriate money from the fund to the Department of Environmental Protection.

(b) Priority.--Money appropriated from the fund by the General Assembly under a general appropriation act or other appropriation act shall be distributed prior to allocations under section 706(c) of the Municipal Waste Planning, Recycling and Waste Reduction Act.

Section 15. The act is amended by adding sections to read:  
Section 1705-E. Block grants.

(a) Small Communities Development Block Grant.--The Small Communities Development Block Grant (SCDBG) is to assist small cities and communities that have a high concentration of impoverished citizens and substandard housing to expand their low-income and moderate-income housing opportunities and to meet community development needs.

(b) Community Services Block Grant.--The Community Services Block Grant (CSBG) is to provide a range of services and activities having a measurable and potentially major impact on the causes of poverty in the community or those areas of the community where poverty is a particularly acute problem. In

addition, new focus may be placed on the unemployed, both old and new. Local agencies may lower their eligibility requirements for recipients to three months to allow greater flexibility to assure proper consideration of each recipient.

(c) Preventive Health and Health Services Block Grant.--The Preventive Health and Health Services Block Grant (PHHSBG) is for the provision of preventive health and other health services related to emergency medical systems, health initiative grants, comprehensive public health, hypertension, fluoridation, health education, risk reduction, home health, rape crisis and domestic violence services.

(d) Maternal and Child Health Services Block Grant.--The Maternal and Child Health Services Block Grant (MCHSBG) is to enable states to maintain and strengthen their leadership in planning, promoting, coordinating and evaluating health care for pregnant women, mothers, infants and children and children with special health care needs and in providing health services for mothers and children who do not have access to adequate health care.

(e) Low-Income Home Energy Assistance Block Grant.--The Low-Income Home Energy Assistance Block Grant (LIHEABG) is to help lessen the impact of the high cost of energy on low-income families and individuals, including energy efficiency grants for low-income dwellings. No less than 15% of the LIHEABG funds received shall be used for weatherization. LIHEABG funds received pursuant to a Presidential release of contingency funds shall be exempt from the 15% requirement.

(f) Social Services Block Grant.--The Social Services Block Grant (SSBG) is for the provision of social services to eligible persons.

(g) Mental Health Services Block Grant.--The Mental Health Services Block Grant (MHSBG) provides funds for the provision of services to adults with serious mental illness or children with serious emotional disturbance.

(h) Substance Abuse Block Grant.--The Substance Abuse Block Grant (SABG) provides funds to establish and maintain programs to combat drug and alcohol abuse.

(i) Child Care and Development Fund Block Grant.--The Child Care and Development Fund Block Grant (CCDFBG) is for the provision of direct child care for low-income families.

(j) Temporary Assistance for Needy Families Block Grant.--The Temporary Assistance for Needy Families Block Grant (TANFBG) provides funds for the provision of cash grants, child care, training and support services, child welfare and administration for eligible families and individuals.  
Section 1706-E. Reports to General Assembly.

(a) Independent Fiscal Office.--The Independent Fiscal Office shall evaluate the economic impact to the Commonwealth, its industry partners and consumers for any regulation impacting single-use plastics, reusable plastics, auxiliary containers, wrappings or polystyrene containers and submit a full report of its findings to the General Assembly no later than July 1, 2020.

(b) Legislative Budget and Finance Committee.--The Legislative Budget and Finance Committee shall evaluate the environmental impact and any impact upon residents of this Commonwealth from any regulation impacting single-use plastics, reusable plastics, auxiliary containers, wrappings or polystyrene containers and submit a full report of its findings to the General Assembly no later than July 1, 2020.

(c) Prohibition.--Until such time as the Independent Fiscal Office and the Legislative Budget and Finance Committee submit

the reports required under subsections (a) and (b), respectively, the General Assembly or a local governmental body or agency may not enact a law, rule, regulation or ordinance imposing a tax on or relating to the use, disposition, sale, prohibition or restriction of single-use plastics, reusable plastics, auxiliary containers, wrappings or polystyrene containers.

Section 16. Sections 1724-E and 1724.1-E of the act are amended to read:

Section 1724-E. Department of General Services.

(a) **Capitol Complex fire services.**--The General Assembly shall provide annual appropriations to support the provision of fire services to the Capitol Complex in the City of Harrisburg.

(b) **Farm Show Complex restricted revenue account.**--A restricted account is hereby created within the General Fund. Each fiscal year, the State Treasurer, after consultation with the Secretary of the Budget and Secretary of General Services, shall transfer into the restricted account the amount from the general revenues of the Commonwealth collected under Article III of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, that is necessary for the Department of General Services to make payments due each fiscal year under contract number 2018-OCC7364 beginning with the 2019-2020 fiscal year. Monies deposited in the account are hereby appropriated by the General Assembly to the Department of General Services for the payment of such costs.

Section 1724.1-E. Pennsylvania Gaming Control Board.

(a) **Required deposit.**--Notwithstanding 4 Pa.C.S. Pt. II (relating to gaming) or any other provision of law to the contrary, any payment of a slot machine license fee under 4 Pa.C.S. § 1209 (relating to slot machine license fee) received by the Pennsylvania Gaming Control Board after June 30, 2014, shall be deposited in and credited to the General Fund.

(b) **Deadlines for fees.**--The following shall apply:

(1) Notwithstanding 4 Pa.C.S. Pt. II or any other provision of law to the contrary, for any slot machine license issued in the 2016-2017 fiscal year the board shall require the slot machine license fee under subsection (a) and the fee under 4 Pa.C.S. § 13A61 (relating to table game authorization fee) to be paid in full no later than June 30, 2017.

(2) Notwithstanding 4 Pa.C.S. Pt. II or any other provision of law to the contrary, for any slot machine license issued in the 2017-2018 fiscal year, the board shall require the slot machine license fee under subsection (a) and the fee under 4 Pa.C.S. § 13A61 to be paid in full no later than June 30, 2018.

(c) **Category 4 slot machine license auctions.**--Notwithstanding 4 Pa.C.S. Pt. II or any other provision of law to the contrary, the following shall apply:

(1) Beginning no later than September 4, 2019, and concluding by December 31, 2019, the board shall conduct up to five auctions for the remaining available Category 4 slot machine licenses, subject to the limitations under paragraphs (2) and (2.1).

(2) In conducting the auctions, the following shall apply:

(i) The board shall conduct auctions according to the procedures under 4 Pa.C.S. § 1305.2(c) (relating to conduct of auctions).

(ii) The board shall set the date, time and location of the auctions at least two weeks prior to the first auction and make auction information available on the board's publicly accessible Internet website.

(iii) Additional auctions shall take place until either no remaining Category 4 slot machine licenses remain or until an auction fails to generate a bid.

(iv) If an auction fails to generate a bid, no further auctions shall be conducted.

(v) Eligible bidders shall only be slot machine licensees as defined under 4 Pa.C.S. § 1103 (relating to definitions) which satisfy the following:

(A) the slot machine licensee's license and table games operation certificate are in good standing with the board; and

(B) the slot machine licensee agrees to locate a Category 4 licensed facility as provided under 4 Pa.C.S. § 1305.1(b)(1), (3), (4), (5), (6) and (7) (relating to Category 4 slot machine license).

(2.1) A winning bidder's Category 4 location may not be located within 40 linear miles of a licensed facility or another Category 4 location, as those terms are defined under 4 Pa.C.S. § 1103.

(3) Upon conclusion of the auctions under this subsection, the board may not conduct an additional auction of Category 4 licenses, including an auction authorized under 4 Pa.C.S. § 1305.2(b.1).

(4) Each Category 4 slot machine license fee under 4 Pa.C.S. § 1305.1(e) and authorization fee under 4 Pa.C.S. § 1305.1(d)(3)(ii) shall be deposited in accordance with 4 Pa.C.S. § 1305.2(d).

(5) The provisions of 4 Pa.C.S. § 1305.1(a), (b)(1), (3), (4), (5), (6) and (7), (c), (d), (e), (f) and (g) shall apply to this subsection.

(d) Category 1 slot machine license.--The board may not award a Category 1 slot machine license which has not been awarded as of the effective date of this subsection.

Section 17. Sections 1729-E and 1738-E(a) of the act are amended by adding paragraphs to read:

Section 1729-E. Department of Human Services.

The following shall apply to appropriations for the Department of Human Services:

\* \* \*

(5) The department, upon approval of the secretary, may transfer Federal money appropriated for Temporary Assistance for Needy Families Block Grant Child Care Assistance to the Child Care and Development Fund Block Grant Child Care Services appropriation to provide child-care services to additional low-income families if the transfer of money will not result in a deficit in the appropriation. The secretary shall provide notice 10 days prior to a transfer under this paragraph to the chairperson and minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(6) The department, upon approval of the secretary, may transfer Federal money appropriated for Child Care and Development Fund Block Grant Child Care Assistance to the Child Care and Development Fund Block Grant Child Care Services appropriation to provide child-care services to additional low-income families, provided that the transfer



of money will not result in a deficit in the appropriation. The secretary shall provide notice 10 days prior to a transfer under this paragraph to the chairperson and minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

Section 1738-E. Pennsylvania Higher Education Assistance Agency.

(a) Appropriations.--The following shall apply to appropriations for the Pennsylvania Higher Education Assistance Agency from the General Appropriation Act:

\* \* \*

(3) The appropriations to the Pennsylvania Higher Education Assistance Agency, which is an integral part and arm of the Commonwealth and which is directly controlled by the Commonwealth, shall supplement other Commonwealth funds maintained by the Pennsylvania Higher Education Assistance Agency in order to fulfill its essential State governmental function of providing Commonwealth students with access to higher education opportunities and providing essential higher education programs for the benefit of Commonwealth students.

\* \* \*

Section 18. Sections 1795.1-E and 1798.3-E(d) of the act, amended June 22, 2018 (P.L.281, No.42), are amended to read: Section 1795.1-E. Surcharges.

(a) Legislative finding.--Due to reductions in revenue available to the Commonwealth, it is necessary to increase certain fees or surcharges to adequately fund the Unified Judicial System.

(b) Imposition.--

(1) In addition to the fee under section 2802-E(a)(1) of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, an additional surcharge of \$10 shall be charged and collected by a division of the Unified Judicial System. The provisions of section 2802-E(b) of The Administrative Code of 1929 shall not apply to this subsection. **This paragraph shall expire December 31, 2020.**

(2) In addition to the fee under 42 Pa.C.S. § 3733(a.1)(1) and (2)(iii) (relating to deposits into account), an additional surcharge of \$2 shall be charged and collected by a division of the Unified Judicial System and deposited into the Access to Justice Account under 42 Pa.C.S. § 4904 (relating to establishment of Access to Justice Account).

[(3) This subsection shall expire December 31, 2020.]

Section 1798.3-E. Multimodal Transportation Fund.

\* \* \*

(d) Expiration.--This section shall expire December 31, [2019] **2020**.

Section 19. Section 1799-E(b) of the act is amended and the section is amended by adding a subsection to read:

Section 1799-E. State Gaming Fund.

\* \* \*

(b) [(Reserved).] **Transfers to General Fund.--**

(1) **Any funds from fiscal years ending before July 1, 2019, not committed for local law enforcement grants under 4 Pa.C.S. § 1408(c) (relating to transfers from State Gaming Fund) on September 1, 2019, shall be transferred to the General Fund.**

(2) (Reserved).

(b.1) **Transfers for loan and repayment.--From funds deposited into the General Fund under subsection (b)(1), the**

sum of \$1,192,000 shall be transferred to the Video Gaming Fund. Funds transferred under this subsection shall be subject to section 704 of the act of June 28, 2019 (P.L.963, No.15A), known as the Gaming Control Appropriation Act of 2019, and shall be repaid to the General Fund from regulatory accounts established under 4 Pa.C.S. § 4104 (relating to regulatory assessments).

\* \* \*

Section 19.1. The act is amended by adding a section to read:

**Section 1799.9-E. Joint Legislative Air and Water Pollution Control and Conservation Committee.**

(a) **Termination.**--The Joint Legislative Air and Water Pollution Control and Conservation Committee established under the act of January 19, 1967 (1968 P.L.1022, No.448), entitled, "An act creating a Joint Legislative Air and Water Pollution Control and Conservation Committee, providing for the terms and appointment of members and for organization of the committee and employment of personnel, providing for study of air and water pollution laws and their enforcement, providing for information and assistance from other agencies of government, and making an appropriation," shall terminate July 1, 2021.

(b) **(Reserved).**

Section 20. Section 1730-H of the act, repealed and added June 22, 2018 (P.L.281, No.42), is amended to read:

Section 1730-H. Department of Revenue.

The following apply to appropriations for the Department of Revenue:

(1) The Enhanced Revenue Collection Account shall continue as a restricted account within the General Fund through fiscal year [2019-2020] **2018-2019**. Revenues collected and the amount of refunds avoided as a result of expanded tax return reviews and tax collection activities shall be deposited into the restricted account. The following shall apply:

(i) Of the money transferred under this paragraph in the account, for fiscal years 2018-2019 [and 2019-2020], up to \$30,000,000 is appropriated to the department to fund the costs associated with expanded tax return reviews and tax collection activities. The balance of the money in the account shall be returned proportionately to the General Fund revenue or refund accounts that were the source of the money no later than the 28th day of each month of the fiscal year.

(ii) The department shall issue a report to the Governor, the chairperson and the minority chairperson of the Appropriations Committee of the Senate and the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives by June 1, 2019, [and by each June 1 thereafter,] with the following information:

(A) A detailed breakdown of the department's administrative costs in implementing expanded tax return reviews and tax collection activities.

(B) The amount of revenue collected and the amount of refunds avoided as a result of the expanded tax return reviews and tax collection activities, including the type of tax generating the revenue and avoided refunds.

(2) **(Reserved).**

Section 21. Repeals are as follows:

(1) The General Assembly finds and declares as follows:

(i) Each year, articles on budget implementation are added to the act.

(ii) These articles are temporary in nature but are placed permanently into the act, utilizing article numbers and section numbers.

(iii) Reusing article numbers and section numbers will keep the text of the act more concise.

(iv) The repeals under paragraph (2) are necessary to effectuate subparagraph (iii).

(2) Articles XVII-J and XVII-K of the act are repealed. Section 22. The act is amended by adding articles to read:

#### **ARTICLE XVII-J**

#### **2019-2020 BUDGET IMPLEMENTATION**

#### **SUBARTICLE A**

#### **PRELIMINARY PROVISIONS**

**Section 1701-J. Applicability.**

Except as specifically provided in this article, this article applies to the General Appropriation Act of 2019 and all other appropriation acts of 2019.

**Section 1702-J. Definitions.**

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

"General Appropriation Act of 2019." The act of June 28, 2019 (P.L.839, No.1A), known as the General Appropriation Act of 2019.

"Human Services Code." The act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code.

"Public School Code of 1949." The act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949.

"Secretary." The Secretary of the Budget of the Commonwealth.

"TANFBG." Temporary Assistance for Needy Families Block Grant.

**Section 1703-J. Department of Criminal Justice.**

For the purposes of the General Appropriation Act of 2019, a reference to the Department of Criminal Justice shall be deemed to be a reference to the Department of Corrections or the Pennsylvania Board of Probation and Parole, or both, as applicable.

#### **SUBARTICLE B**

#### **EXECUTIVE DEPARTMENTS**

**Section 1711-J. Governor (Reserved).**

**Section 1712-J. Executive offices.**

The following apply to appropriations for the Pennsylvania Commission on Crime and Delinquency:

(1) Money appropriated for intermediate punishment treatment programs shall be distributed competitively to counties for offenders sentenced to intermediate punishment programs. The portion of money for drug and alcohol and mental health treatment programs shall be based on national statistics that identify the percentage of incarcerated individuals that are in need of treatment for substance issues but in no case shall be less than 80% of the amount appropriated.

(2) The following apply:

(i) No less than the amount used in the 2014-2015 fiscal year shall be used to support the Statewide Automated Victim Information and Notification System (SAVIN) to provide offender information through county jails.

(ii) No less than the amount used in the 2014-2015 fiscal year shall be used for a residential treatment community facility for at-risk youth located in a county of the fifth class.

(iii) From the amount appropriated, \$400,000 shall be used for an innovative police data sharing pointer index system that will allow participating law enforcement agencies access to incident report data.

(iv) From the amount appropriated, \$400,000 shall be used for a diversion program for first-time nonviolent offenders facing prison sentences. The diversion program must include education and employment services, case management and mentoring.

(3) From money appropriated for violence and delinquency prevention programs, no less than the amount used in the 2014-2015 fiscal year shall be used for programs in a city of the second class, and no less than the amount used in the 2014-2015 fiscal year shall be used for blueprint mentoring programs that address reducing youth violence in cities of the first, second and third class with programs in cities of the second class and third class also receiving a proportional share of \$50,000.

(4) From funds available to the commission for the fiscal year beginning July 1, 2013:

(i) \$1,000,000 shall be transferred to the Department of Corrections, which shall use the funds to enhance mail safety handling and processing. The Department of Corrections shall issue a request for proposal for services, equipment or physical upgrades to make the necessary enhancements.

(ii) \$500,000 shall be used by the commission for grants to counties, which shall be used to reimburse costs for indigent criminal defense in capital cases.

Section 1713-J. Lieutenant Governor (Reserved).

Section 1714-J. Attorney General (Reserved).

Section 1715-J. Auditor General.

From money appropriated for special financial audits, \$500,000 shall be used for the financial auditing of entities that receive funds through contracts with the Department of Human Services from money appropriated for Medical Assistance - Capitation, Medical Assistance Community HealthChoices, Medical Assistance - Long-term Care, Mental Health Services or the Intellectual Disabilities - Community Waiver Program.

Section 1716-J. Treasury Department (Reserved).

Section 1717-J. Department of Aging (Reserved).

Section 1718-J. Department of Agriculture.

The following apply to appropriations for the Department of Agriculture:

(1) From money appropriated for general government operations, no less than the amount transferred in the 2014-2015 fiscal year shall be transferred to the Dog Law Restricted Account.

(2) From money appropriated for general government operations, at least \$250,000 shall be used for the Commission of Agricultural Education Excellence to assist in development and implementation of agricultural education programming.

(3) From money appropriated for agricultural preparedness and response, no less than \$1,000,000 shall be used to fund research on chronic wasting disease, including research on diagnostic tests to detect chronic wasting disease in cervids and preventing humans from consuming

infected venison, toward developing and testing live-animal tests for the detection of chronic wasting disease and injectable and oral vaccines for chronic wasting disease prevention in cervids. Funding under this paragraph shall be awarded after the issuance of a request for proposals.

(4) From money appropriated for agricultural research, the following apply:

(i) No less than \$300,000 shall be used for an agricultural resource center.

(ii) No less than \$100,000 shall be used for agricultural law research programs, including those addressing energy development, in conjunction with a land-grant university.

(5) The appropriation for agriculture promotion, education and exports includes \$250,000 for costs related to supporting the expansion of hemp farming, including program development, outreach and education.

(6) From money appropriated for hardwoods research and promotion, at least 80% of the money shall be equally distributed among the hardwood utilization groups of this Commonwealth established prior to the effective date of this section.

(7) In addition to the uses provided in section 7.3 of the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," the department may use up to a total of \$165,000 in the Agricultural Conservation Easement Purchase Fund under section 7.1 of the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," to issue grants not to exceed \$5,000 each for succession planning to ensure that agricultural operations continue on land subject to agricultural conservation easements. The department, in consultation with the State Agricultural Land Preservation Board, shall establish eligibility criteria for awarding grants under this paragraph.

(8) The Secretary of Agriculture shall provide to the Agricultural and Rural Affairs Committee of the Senate and the Agricultural and Rural Affairs Committee of the House of Representatives a status report on the implementation of the PA Preferred Organic Initiative. The internal report shall include progress on program development, assessment of the organic market opportunities for farmers and consumers in this Commonwealth, outline the process for USDA approval and any recommendations to ensure program success.

#### Section 1719-J. Department of Community and Economic Development.

The following apply to appropriations for the Department of Community and Economic Development:

(1) From money appropriated for general government operations:

(i) At least \$150,000 shall be used to build capacity and support for economic development initiatives related to the rehabilitation and marketing of commercial districts by a county economic development authority in a county of the sixth class with a population of at least 45,950, but not more than 46,500, under the most recent Federal decennial census.

(ii) At least \$800,000 shall be used to support a manufacturing technology development effort in a county of the fourth class with a population of at least

143,679, but not more than 144,200, under the most recent Federal decennial census.

(2) From money appropriated for marketing to attract tourists:

(i) \$4,067,000 to fund the activities of the tourism office within the department;

(ii) the remaining money includes an allocation to be used to plan, market and conduct a series of arts and cultural activities that generate Statewide and regional economic impact, and \$500,000 shall be used for an annual Statewide competition serving approximately 2,000 athletes with intellectual disabilities from across this Commonwealth to be held in a county of the fourth class.

(3) From money appropriated for Keystone Communities:

(i) \$6,357,000 shall be used to fund the Main Street Program, Elm Street Program, Enterprise Zone Program and accessible housing. The allocation for the Main Street Program, Elm Street Program, Enterprise Zone Program and accessible housing shall be distributed in the same proportion as amounts allocated in fiscal year 2012-2013.

(ii) \$500,000 shall be used for an antiviolence task force, in consultation with the Office of Attorney General, in a county of the second class A that is also a home rule county.

(iii) No less than \$300,000 shall be used to establish a broadband expansion pilot program that is a joint venture between two Local Development Districts operating in the North Central and North Western regions of this Commonwealth.

(iv) No less than \$300,000 shall be used to provide funding for innovative pilot programs to provide or expand cost-effective broadband services to underserved, rural areas. Pilot programs under this paragraph shall be implemented by the regional economic development entities that serve the Appalachia area of this Commonwealth.

(v) The remaining money shall be used for projects supporting economic growth, community development and municipal assistance throughout this Commonwealth.

(4) Funds appropriated for local municipal relief shall include an allocation to provide State assistance to individuals, persons or political subdivisions directly affected by natural or man-made disasters, public safety emergencies, other situations that pose a public safety danger or other situations at the discretion of the department. State assistance may be limited to grants for projects that do not qualify for Federal assistance to help repair damages to primary residences, personal property and public facilities and structures. Grants shall be made available for reimbursement in a disaster emergency area only when a Presidential disaster declaration does not cover the area or when the department determines that a public safety emergency has occurred.

(5) Notwithstanding section 4(1) of the act of October 11, 1984 (P.L.906, No.179), known as the Community Development Block Grant Entitlement Program for Nonurban Counties and Certain Other Municipalities, the Commonwealth may use up to 3% of the funds received pursuant to the Housing and Community Development Act of 1974 (Public Law 93-383, 88 Stat. 633) for administrative costs.

Section 1720-J. Department of Conservation and Natural Resources (Reserved).

Section 1721-J. Department of Corrections.

From the appropriation to the Department of Criminal Justice for general government operations under the General Appropriation Act of 2019, at least \$1,750,000 shall be used by the Department of Corrections for nonnarcotic medication substance use disorder treatment, which may include the establishment and administration of a nonnarcotic medication assisted substance abuse treatment grant program.

Section 1721.1-J. Department of Drug and Alcohol Programs  
(Reserved).

Section 1722-J. Department of Education.

The following shall apply to appropriations to the Department of Education:

(1) From an appropriation for adult and family literacy programs, summer reading programs and the adult high school diplomas program, no less than the amount allocated in the 2014-2015 fiscal year shall be allocated for an after-school learning program servicing low-income students located in a county of the sixth class with a population, based on the most recent Federal decennial census, of at least 60,000 but not more than 70,000, and no less than the amount allocated in the 2016-2017 fiscal year shall be allocated for an after-school learning program servicing low-income students located in a county of the third class with a population, based on the most recent Federal decennial census, of at least 320,000 but not more than 321,000.

(2) From money appropriated for the Pre-K Counts Program, the per-student grant award amount for grants made pursuant to section 1514-D of the Public School Code of 1949 shall be increased by 2.95% over the amount paid in fiscal year 2018-2019.

(3) From money appropriated for Pennsylvania Chartered Schools for the Deaf and Blind:

(i) Upon distribution of the final tuition payment for fiscal year 2019-2020, the balance of the appropriation, excluding funds for capital-related costs and deferred maintenance, shall be used to pay the schools' increased share of required contributions for public school employees' retirement and shall be distributed pro rata based on each school's contributions for the 2018-2019 fiscal year.

(ii) \$500,000 is included for capital-related costs and deferred maintenance to be divided equally between each school.

(4) Notwithstanding any other provision of law, money from the set-aside under section 2509.8 of the Public School Code of 1949 shall be allocated to each approved private school with a day tuition rate determined to be less than \$32,000 during the 2010-2011 school year. The allocation shall be no less than the amount allocated in the 2015-2016 fiscal year.

(5) From money appropriated for regional community college services, all of the following shall apply:

(i) \$918,000 shall be distributed to a community college in a county of the fourth class with a population of at least 175,000, but not more than 190,000, under the most recent Federal decennial census.

(ii) (Reserved).

(iii) \$368,000 shall be distributed for a county of the sixth class with a population of at least 75,000, but not more than 85,000, under the most recent Federal

decennial census to establish a program that targets postsecondary students.

(6) Notwithstanding any other provisions of law, money appropriated for community education councils shall be distributed to each entity that received funding in fiscal year 2018-2019 in an amount equal to the amount it received in that fiscal year and a pro rata share of \$47,000.

(7) Notwithstanding section 1724-A of the Public School Code of 1949 or 24 Pa.C.S. § 8329 (relating to payments on account of social security deductions from appropriations), no payments shall be made to charter schools, regional charter schools or cyber charter schools authorized under Article XVII-A of the Public School Code of 1949 to provide for Social Security and Medicare contributions from money appropriated for basic education funding or school employees' Social Security.

(8) Notwithstanding section 1724-A of the Public School Code of 1949 or 24 Pa.C.S. §§ 8326 (relating to contributions by the Commonwealth) and 8535 (relating to payments to school entities by Commonwealth), no payments shall be made to charter schools, regional charter schools or cyber charter schools authorized under Article XVII-A of the Public School Code of 1949 from money appropriated for payment of required contributions for public school employees' retirement.

Section 1723-J. Department of Environmental Protection  
(Reserved).

Section 1724-J. Department of General Services.

From money appropriated to the Department of General Services for Capitol fire protection, the City of Harrisburg shall use the money to support the provisions of fire services to the Capitol complex.

Section 1725-J. Department of Health.

The following apply to appropriations for the Department of Health:

(1) From money appropriated for general government operations, sufficient money shall be included for the coordination of donated dental services and \$100,000 is included for outreach for Charcot-Marie-Tooth syndrome.

(2) From money appropriated for diabetes programs, \$100,000 shall be allocated for Type I diabetes awareness, education and outreach.

(3) From money appropriated for adult cystic fibrosis and other chronic respiratory illnesses, no less than the amount used in the 2014-2015 fiscal year shall be used for a program promoting cystic fibrosis research in a county of the second class, and no less than the amount used in the 2014-2015 fiscal year shall be used for research related to childhood cystic fibrosis in a city of the first class with a hospital that is nationally accredited as a cystic fibrosis treatment center and specializes in the treatment of children.

(4) Money appropriated for Lyme disease includes \$500,000 for costs related to free tick testing for residents performed in conjunction with a university that is part of the State System of Higher Education, including outreach and marketing.

(5) Money appropriated for lupus programs shall be distributed proportionately to each entity that received funding in fiscal year 2018-2019.

(6) Money appropriated for biotechnology research shall include allocations for regenerative medicine research, for regenerative medicine medical technology, for hepatitis and



viral research, for drug research and clinical trials related to cancer, pulmonary embolism and deep vein thrombosis, for genetic and molecular research for disease identification and eradication, for nanotechnology and for the commercialization of applied research.

(7) From the appropriation for leukemia and lymphoma, \$200,000 shall be allocated to a branch of an eastern Pennsylvania chapter of a nonprofit organization, where the branch is located within a city of the third class that is located in two counties of the third class, dedicated to awareness, education, patient assistance and outreach related to blood cancer.

Section 1726-J. Insurance Department (Reserved).

Section 1727-J. Department of Labor and Industry.

The following apply to appropriations to the Department of Labor and Industry:

(1) From money appropriated to the Department of Labor and Industry for Industry Partnerships:

(i) No less than the amount allocated in the 2014-2015 fiscal year shall be allocated for a work force development program that links veterans with employment in a home rule county that was formerly a county of the second class A.

(ii) \$3,000,000 shall be distributed as grants upon recommendation from the Pennsylvania Workforce Development Board to support current and emerging work force needs.

(2) (Reserved).

Section 1728-J. Department of Military and Veterans Affairs (Reserved).

Section 1729-J. Department of Human Services.

The following apply to appropriations for the Department of Human Services:

(1) From money appropriated for mental health services or from Federal money, \$580,000 shall be used for the following:

(i) The operation and maintenance of a network of web portals that provide comprehensive referral services, support and information relating to early intervention, prevention and support for individuals with mental health or substance abuse issues, county mental health offices, providers and others that provide mental and behavioral health treatment and related services.

(ii) The expansion of the existing web portals, including services and resources for military veterans and their families, including comprehensive referral services for transitional, temporary and permanent housing, job placement and career counseling and other services for military veterans returning to civilian life.

(2) From money appropriated for mental health services, \$100,000 shall be allocated for expanded services for a pediatric mental health hospital and an adolescent residential treatment program in a county of the third class with a population of at least 349,000, but not more than 350,000, under the 2010 Federal Decennial Census.

(3) The following shall apply:

(i) Payments to hospitals for Community Access Fund grants shall be distributed under the formulas utilized for these grants in fiscal year 2014-2015. If the total funding available under this subparagraph is less than

that available in fiscal year 2014-2015, payments shall be made on a pro rata basis.

(ii) Amounts allocated from money appropriated for fee-for-service used for the Select Plan for Women's Preventative Health Services shall be used for women's medical services, including noninvasive contraception supplies.

(iii) Notwithstanding any other law, money appropriated for medical assistance payments for fee-for-service care, exclusive of inpatient services provided through capitation plans, shall include sufficient money for two separate All Patient Refined Diagnostic Related Group payments for inpatient acute care general hospital stays for:

- (A) normal newborn care; and
- (B) mothers' obstetrical delivery.

(iv) From money appropriated for medical assistance fee-for-service care, the following apply:

(A) No less than the amount used in the 2017-2018 fiscal year shall be used for cleft palates and other craniofacial anomalies.

(B) At least \$800,000 shall be distributed to a hospital for clinical ophthalmologic services located in a city of the first class.

(C) At least \$400,000 shall be distributed for improvements to an acute care hospital located in a city of the first class.

(D) At least \$5,000,000 shall be distributed to a hospital in a city of the third class in a home rule county that was formerly a county of the second class A.

(E) At least \$2,000,000 shall be distributed to a university located in a city of the first class to expand research and treatment protocols for combating opioid addiction.

(F) At least \$250,000 shall be allocated to an acute care hospital located in a city of the third class in a county of the third class for a regional breast cancer center.

(G) At least \$1,850,000 shall be directed to an enrolled outpatient therapy service provider located in a city of the second class in a county of the second class that provides behavioral health and medical rehabilitation pediatric outpatient services.

(v) From money appropriated for medical assistance capitation, no less than the amount used in the 2014-2015 fiscal year shall be used for prevention and treatment of depression and its complications in older Pennsylvanians in a county of the second class.

(vi) From money appropriated for medical assistance long-term care:

(A) No less than the amount distributed in the 2014-2015 fiscal year shall be distributed to a county nursing home located in a home rule county that was formerly a county of the second class A with more than 725 beds and a Medicaid acuity at 0.79 as of August 1, 2015.

(B) \$1,000,000 shall be distributed to a nonpublic nursing home located in a county of the first class with more than 395 beds and a Medicaid

acuity at 1.13 as of August 1, 2018, to ensure access to necessary nursing care in that county.

(C) \$5,000,000 shall be distributed to a nonpublic nursing home located in a county of the eighth class with more than 119 beds and a Medicaid acuity at 1.08 as of August 1, 2018, to ensure access to necessary nursing home care in that county.

(vii) From money appropriated for medical assistance long-term care, no less than \$850,000 shall be allocated to a special rehabilitation facility in Peer Group Number 13 in a city of the third class with a population between 115,000 and 120,000 based upon 2010 census data, and an additional \$750,000 shall be paid in equal payments to nursing facilities that qualified for supplemental ventilator care and tracheostomy care payments in fiscal year 2014-2015 with a percentage of medical assistance recipient residents who required medically necessary ventilator care or tracheostomy care greater than 90%.

(vii.1) The appropriation for Community Health Choices includes sufficient funds for a 2% increase, effective January 1, 2020, to the existing Office of Long-Term Living (OLTL) Home and Community Based Waiver Services Fee Schedule Rate for Procedure Code W1793 - PAS (Agency) Services. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services.

(vii.2) The appropriation for Home and Community-Based Services includes sufficient funds for a 2% increase, effective January 1, 2020, to the existing OLTL Home and Community Based Waiver Services Fee Schedule Rate for Procedure Code W1793 - PAS (Agency) Services. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services.

(vii.3) The appropriation for Services to Persons with Disabilities includes sufficient funds for a 2% increase, effective January 1, 2020, to the existing OLTL Home and Community Based Waiver Services Fee Schedule Rate for Procedure Code W1793 - PAS (Agency) Services. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services.

(vii.4) The appropriation for Attendant Care includes sufficient funds for a 2% increase, effective January 1, 2020, to the existing OLTL Home and Community Based Waiver Services Fee Schedule Rate for Procedure Code W1793 - PAS (Agency) Services. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services.

(viii) Federal or State money appropriated under the General Appropriation Act of 2019 in accordance with Article VIII-H of the Human Services Code, not used to make payments to hospitals qualifying as Level III trauma centers or seeking accreditation as Level III trauma centers shall be used to make payments to hospitals qualifying as Levels I and II trauma centers.

(ix) Qualifying academic medical centers that received money for fiscal year 2017-2018 shall not receive any less than the State appropriation made

available to those academic medical centers during fiscal year 2017-2018.

(x) Qualifying physician practice plans that received funds for fiscal year 2017-2018 shall not receive any less than the State appropriation made available to those physician practice plans during fiscal year 2017-2018.

(xi) Money appropriated for medical assistance transportation shall only be utilized as a payment of last resort for transportation for eligible medical assistance recipients.

(4) The following apply:

(i) Money appropriated for breast cancer screening may be used for women's medical services, including noninvasive contraception supplies.

(ii) (Reserved).

(5) The following apply:

(i) Money appropriated for women's service programs grants to nonprofit agencies whose primary function is to promote childbirth and provide alternatives to abortion shall be expended to provide services to women until childbirth and for up to 12 months thereafter, including food, shelter, clothing, health care, counseling, adoption services, parenting classes, assistance for postdelivery stress and other supportive programs and services and for related outreach programs. Agencies may subcontract with other nonprofit entities that operate projects designed specifically to provide all or a portion of these services. Projects receiving money referred to in this subparagraph shall not promote, refer for or perform abortions or engage in any counseling which is inconsistent with the appropriation referred to in this subparagraph and shall be physically and financially separate from any component of any legal entity engaging in such activities.

(ii) Federal funds appropriated for TANF/BG Alternatives to Abortion shall be utilized solely for services to women whose gross family income is below 185% of the Federal poverty guidelines.

(6) From money appropriated for autism intervention and services:

(i) no less than the amount distributed in the 2014-2015 fiscal year shall be distributed to a behavioral health facility located in a county of the fifth class with a population between 130,000 and 135,000 under the 2010 Federal decennial census and shall be distributed to a health system that operates both a general acute care hospital and a behavioral health facility that has a center for autism and developmental disabilities located in a county of the fifth class with a population between 130,000 and 135,000 under the 2010 Federal decennial census;

(ii) \$260,000 shall be allocated to an institution of higher education that provides autism education and diagnostic curriculum located in a city of the first class that operates a center for autism in a county of the second class A;

(iii) \$260,000 shall be allocated to an institution of higher education that provides autism education and diagnostic curriculum and is located in a county of the second class;

(iv) no less than the amount distributed in the 2014-2015 fiscal year shall be allocated for programs to promote the health and fitness of persons with developmental disabilities located in a city of the first class;

(v) \$500,000 shall be allocated for the expansion of an adult autism program in a county of the third class; and

(vi) \$500,000 shall be allocated for an entity that provides alternative educational services to individuals with autism and developmental disabilities in a county of the third class with a population of at least 519,000, but not more than 519,500, under the 2010 Federal decennial census.

(7) Money appropriated for community-based family centers may not be considered as part of the base for calculation of the county child welfare needs-based budget for a fiscal year.

(8) From the appropriation for 2-1-1 Communications, \$750,000 shall be allocated for a Statewide 2-1-1 System Grant Program.

(9) The appropriation for services for the visually impaired includes an allocation of \$2,584,000 for a Statewide professional services provider association for the blind to provide training and supportive services for individuals who are blind and preschool vision screenings and eye safety education and an allocation of \$518,000 to provide specialized services and prevention of blindness services in cities of the first class.

(10) To supplement the money appropriated to the department for medical assistance for workers with disabilities, in addition to the monthly premium established under section 1503(b)(1) of the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, the department may adjust the percentage of the premium upon approval of the Centers for Medicare and Medicaid Services as authorized under Federal requirements. Failure to make payments in accordance with this paragraph or section 1503(b)(1) of the Tobacco Settlement Act shall result in the termination of medical assistance coverage.

(11) The provisions of 8 U.S.C. §§ 1611 (relating to aliens who are not qualified aliens ineligible for Federal public benefits), 1612 (relating to limited eligibility of qualified aliens for certain Federal programs) and 1642 (relating to verification of eligibility for Federal public benefits) shall apply to payments and providers.

Section 1730-J. Department of Revenue (Reserved).

Section 1731-J. Department of State (Reserved).

Section 1732-J. Department of Transportation.

The following shall apply to appropriations for the Department of Transportation:

(1) From money appropriated for infrastructure projects, \$1,900,000 shall be allocated for costs related to capital equipment for a rural transit service headquartered in this Commonwealth that provides intercity line-run service with at least six different line runs.

(2) (Reserved).

Section 1733-J. Pennsylvania State Police (Reserved).

Section 1734-J. State Civil Service Commission (Reserved).

Section 1735-J. Pennsylvania Emergency Management Agency.

The following shall apply to appropriations for the Pennsylvania Emergency Management Agency:

(1) Money appropriated for search and rescue programs shall be used to support programs related to training working service dogs focusing on rescue and public safety.

(2) Money appropriated for the State Fire Commissioner includes \$250,000 to fund a Statewide recruitment and retention coordinator and regional technical advisors to develop, implement and deliver recruitment and retention training programs and provide technical assistance to local fire organizations and local governments.

Section 1736-J. Pennsylvania Fish and Boat Commission (Reserved).

Section 1737-J. State System of Higher Education (Reserved).

Section 1737.1-J. State-related institutions (Reserved).

Section 1738-J. Pennsylvania Higher Education Assistance Agency.

The following shall apply to appropriations for the Pennsylvania Higher Education Assistance Agency:

(1) The Pennsylvania Higher Education Assistance Agency shall allocate \$500,000 from the Higher Education Assistance Fund for the Cheyney University Keystone Academy.

(2) From funds appropriated for payment of education assistance grants, the amount of \$1,000,000 shall be allocated to a State-owned university located in Tioga County for merit scholarships.

Section 1739-J. Pennsylvania Historical and Museum Commission (Reserved).

Section 1740-J. Pennsylvania Infrastructure Investment Authority (Reserved).

Section 1741-J. Environmental Hearing Board (Reserved).

Section 1742-J. Pennsylvania Board of Probation and Parole (Reserved).

Section 1743-J. (Reserved).

Section 1744-J. (Reserved).

Section 1745-J. (Reserved).

Section 1746-J. (Reserved).

Section 1747-J. (Reserved).

Section 1748-J. Commonwealth Financing Authority (Reserved).

Section 1749-J. Thaddeus Stevens College of Technology (Reserved).

Section 1750-J. Pennsylvania Housing Finance Agency (Reserved).

Section 1751-J. LIHEABG (Reserved).

#### SUBARTICLE C

##### STATE GOVERNMENT SUPPORT AGENCIES

Section 1761-J. Health Care Cost Containment Council (Reserved).

Section 1762-J. State Ethics Commission (Reserved).

Section 1763-J. Legislative Reference Bureau (Reserved).

Section 1764-J. Legislative Budget and Finance Committee (Reserved).

Section 1765-J. Legislative Data Processing Committee (Reserved).

Section 1766-J. Joint State Government Commission (Reserved).

Section 1767-J. Joint Legislative Air and Water Pollution Control and Conservation Committee (Reserved).

Section 1768-J. Legislative Audit Advisory Commission (Reserved).

Section 1769-J. Independent Regulatory Review Commission (Reserved).

Section 1770-J. Capitol Preservation Committee (Reserved).

- Section 1771-J. Pennsylvania Commission on Sentencing  
(Reserved).  
Section 1772-J. Center for Rural Pennsylvania (Reserved).  
Section 1773-J. Commonwealth Mail Processing Center (Reserved).  
Section 1774-J. Transfers (Reserved).

SUBARTICLE D

JUDICIAL DEPARTMENT

- Section 1781-J. Supreme Court (Reserved).  
Section 1782-J. Superior Court (Reserved).  
Section 1783-J. Commonwealth Court (Reserved).  
Section 1784-J. Courts of common pleas (Reserved).  
Section 1785-J. Community courts; magisterial district judges  
(Reserved).  
Section 1786-J. Philadelphia Traffic Court (Reserved).  
Section 1787-J. Philadelphia Municipal Court (Reserved).  
Section 1788-J. Judicial Conduct Board (Reserved).  
Section 1789-J. Court of Judicial Discipline (Reserved).  
Section 1790-J. Juror cost reimbursement (Reserved).  
Section 1791-J. County court reimbursement (Reserved).  
Section 1792-J. Senior judges (Reserved).  
Section 1793-J. Transfer of money by Supreme Court (Reserved).

SUBARTICLE E

GENERAL ASSEMBLY

(Reserved)

ARTICLE XVII-K

2019-2020 RESTRICTIONS ON APPROPRIATIONS  
FOR FUNDS AND ACCOUNTS

- Section 1701-K. Applicability.

Except as specifically provided in this article, this article applies to the act of June 28, 2019 (P.L.839, No.1A), known as the General Appropriation Act of 2019, and all other appropriation acts of 2019.

- Section 1702-K. State Lottery Fund.

The following apply:

- (1) Money appropriated for PENNCARE shall not be utilized for administrative costs by the Department of Aging.
- (2) (Reserved).

- Section 1703-K. Tobacco Settlement Fund (Reserved).

- Section 1704-K. Judicial Computer System Augmentation Account  
(Reserved).

- Section 1705-K. Emergency Medical Services Operating Fund  
(Reserved).

- Section 1706-K. The State Stores Fund (Reserved).

- Section 1707-K. Motor License Fund (Reserved).

- Section 1708-K. Aviation Restricted Account (Reserved).

- Section 1709-K. Hazardous Material Response Fund (Reserved).

- Section 1710-K. Milk Marketing Fund (Reserved).

- Section 1711-K. HOME Investment Trust Fund (Reserved).

- Section 1712-K. Tuition Account Guaranteed Savings Program  
Fund (Reserved).

- Section 1713-K. Banking Fund (Reserved).

- Section 1714-K. Firearm Records Check Fund (Reserved).

- Section 1715-K. Ben Franklin Technology Development Authority  
Fund (Reserved).

- Section 1716-K. Oil and Gas Lease Fund (Reserved).

- Section 1717-K. Home Improvement Account (Reserved).

- Section 1718-K. Cigarette Fire Safety and Firefighter  
Protection Act Enforcement Fund (Reserved).

- Section 1719-K. Insurance Regulation and Oversight Fund  
(Reserved).

- Section 1720-K. Pennsylvania Race Horse Development Restricted  
Receipts Account (Reserved).

Section 1721-K. Justice Reinvestment Fund (Reserved).  
Section 1722-K. Multimodal Transportation Fund (Reserved).  
Section 1723-K. State Racing Fund (Reserved).  
Section 1724-K. ABLE Savings Program Fund (Reserved).  
Section 1725-K. Restricted receipt accounts.

(a) General provisions.--The Secretary of the Budget may create restricted receipt accounts for the purpose of administering Federal grants only for the purposes designated in this section.

(b) Department of Community and Economic Development.--The following restricted receipt accounts may be established for the Department of Community and Economic Development:

- (1) ARC Housing Revolving Loan Program.
- (2) (Reserved).

(c) Department of Conservation and Natural Resources.--The following restricted receipt accounts may be established for the Department of Conservation and Natural Resources:

- (1) Federal Aid to Volunteer Fire Companies.
- (2) Land and Water Conservation Fund Act of 1965 (Public Law 88-578, 16 U.S.C. § 4601-4 et seq.).
- (3) National Forest Reserve Allotment.

(d) Department of Education.--The following restricted receipt accounts may be established for the Department of Education:

- (1) Education of the Disabled - Part C.
- (2) LSTA - Library Grants.
- (3) The Pennsylvania State University Federal Aid.
- (4) Emergency Immigration Education Assistance.
- (5) Education of the Disabled - Part D.
- (6) Homeless Adult Assistance Program.
- (7) Severely Handicapped.
- (8) Medical Assistance Reimbursements to Local Education Agencies.

(e) Department of Environmental Protection.--The following restricted receipt accounts may be established for the Department of Environmental Protection:

- (1) Federal Water Resources Planning Act.
- (2) Flood Control Payments.
- (3) Soil and Water Conservation Act - Inventory of Programs.

(f) Department of Drug and Alcohol Programs.--The following restricted receipt accounts may be established for the Department of Drug and Alcohol Programs:

- (1) Share Loan Program.
- (2) (Reserved).

(g) Department of Transportation.--The following restricted receipt accounts may be established for the Department of Transportation:

- (1) Capital Assistance Elderly and Handicapped Programs.
- (2) Railroad Rehabilitation and Improvement Assistance.
- (3) Ridesharing/Van Pool Program - Acquisition.

(h) Pennsylvania Emergency Management Agency.--The following restricted receipt accounts may be established for the Pennsylvania Emergency Management Agency:

- (1) Receipts from Federal Government - Disaster Relief - Disaster Relief Assistance to State and Political Subdivisions.
- (2) (Reserved).

(i) Pennsylvania Historical and Museum Commission.--The following restricted receipt accounts may be established for the Pennsylvania Historical and Museum Commission:

- (1) Federal Grant - National Historic Preservation Act.



(2) (Reserved).

(j) Executive offices.--The following restricted receipt accounts may be established for the executive offices:

- (1) Retired Employees Medicare Part D.
- (2) Justice Assistance.
- (3) Juvenile Accountability Incentive.
- (4) Early Retiree Reinsurance Program.

Section 1726-K. Fund transfers.

(a) Transfer to retirement system accounts.--From the funds received under the authority of Article III of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, the sum of \$3,852,000 shall be transferred to the account established under section 1799.7-E.

(b) Transfer to School Safety and Security Fund.--No later than September 1, 2020, the sum of \$45,000,000 shall be transferred to the School Safety and Security Fund in the State Treasury from funds received under the authority of Article III of the Tax Reform Code of 1971.

(c) Transfer to Environmental Stewardship Fund.--From funds received under the authority of Article III of the Tax Reform Code of 1971, the sum of \$20,000,000 shall be transferred to the Environmental Stewardship Fund.

(d) Transfer to Commonwealth Financing Authority.--

(1) From the First Industries Program account established under 64 Pa.C.S. § 1542 (relating to revolving loan program accounts), the sum of \$5,000,000 shall be transferred to an account to be established in the Commonwealth Financing Authority for research and development, organic transition, value-added processing and marketing grants in support of Pennsylvania's dairy industry.

(2) Guidelines.--The authority shall adopt guidelines for the approval of applications under this subsection and shall ensure that grants are made available to all geographic areas of this Commonwealth.

(e) Transfer to Commonwealth Financing Authority.--

(1) From the trust account established under 64 Pa.C.S. § 1541 (relating to trust accounts) for the Building Pennsylvania Program, \$12,000,000 shall be transferred to an account to be established in the Commonwealth Financing Authority for blight remediation, including hazard mitigation, within this Commonwealth.

(2) The authority shall adopt guidelines for the approval of applications under this subsection and shall ensure that grants are made available to all geographic areas of this Commonwealth.

(f) Transfer to Commonwealth Financing Authority.--From the trust account established under 64 Pa.C.S. § 1541 for the New Pennsylvania Venture Capital Program, \$24,000,000 shall be made available for distribution under the act of July 9, 2008 (P.L.908, No.63), known as the H2O PA Act.

(g) Transfer to Department of Environmental Protection or Department of Conservation and Natural Resources.--Notwithstanding any other provisions of law, the Secretary of the Budget may transfer amounts available in special funds under the Governor's jurisdiction in amounts not to exceed \$45,000,000 to augment the operations of the Department of Environmental Protection or the Department of Conservation and Natural Resources. Prior to making a transfer under this subsection, the Secretary of the Budget shall transmit notice of the amount to be transferred to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin and provide notice to the chairperson and minority

**chairperson of the Appropriations Committee of the Senate and the chairperson and the minority chairperson of the Appropriations Committee of the House of Representatives.**

Section 23. The reenactment of Subarticle D heading of Article XVII-A and section 1731-A and the reenactment and amendment of section 1732-A of the act shall apply retroactively to June 30, 2018.

Section 24. Repeals are as follows:

(1) The General Assembly declares that the repeal under paragraph (2) is necessary to effectuate the addition of section 1799.9-E of the act.

(2) The act of January 19, 1967 (1968 P.L.1022, No.448), entitled, "an act creating a Joint Legislative Air and Water Pollution Control and Conservation Committee, providing for the terms and appointment of members and for organization of the committee and employment of personnel, providing for study of air and water pollution laws and their enforcement, providing for information and assistance from other agencies of government, and making an appropriation," is repealed.

(3) The General Assembly declares that the repeal under paragraph (4) is necessary to effectuate the addition of section 1606-M of the act.

(4) The provisions of 53 Pa.C.S. § 57A22(1) are repealed insofar as they are inconsistent with the addition of 1606-M of the act.

Section 25. This act shall take effect as follows:

(1) This section shall take effect immediately.

(2) Section 24(1) and (2) of this act shall take effect July 1, 2021.

(3) The remainder of this act shall take effect July 1, 2019, or immediately, whichever is later.

APPROVED--The 28th day of June, A.D. 2019.

TOM WOLF