

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1347 Session of 1997

INTRODUCED BY HERMAN, MICHLOVIC, NAILOR, STETLER, BOSCOLA,
FARGO, STAIRS, ITKIN, COY, BELARDI, PLATTS, HESS, NICKOL,
LESCOVITZ, TULLI, GORDNER, COWELL, DEMPSEY, DeLUCA,
HENNESSEY, MANDERINO, TRELLO, SCHRODER, RUBLEY, SEMMEL,
JOSEPHS, BUNT, MCGILL, KREBS, TRICH, WAUGH AND HERSHEY,
APRIL 17, 1997

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
OCTOBER 7, 1997

AN ACT

1 Amending the act of December 10, 1968 (P.L.1158, No.365),
2 entitled "An act creating and establishing the Legislative
3 Data Processing Committee: providing for its membership;
4 prescribing its powers, functions and duties; and making an
5 appropriation," providing for access to computer information
6 systems by persons outside the General Assembly.

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

9 Section 1. Section 2 of the act of December 10, 1968
10 (P.L.1158, No.365), entitled "An act creating and establishing
11 the Legislative Data Processing Committee: providing for its
12 membership; prescribing its powers, functions and duties; and
13 making an appropriation," is amended to read:

14 Section 2. The committee shall have the following powers and
15 duties:

16 (1) To establish and operate a legislative data processing
17 center incorporating a system or systems which will be capable

1 of storing and retrieving all of the financial, factual,
2 procedural and legal information necessary to serve all of the
3 committees, officers and agencies of the General Assembly.

4 ~~(2) To provide access to computer information systems~~ <—
5 ~~operated by the committee to persons outside the General~~
6 ~~Assembly as the committee deems appropriate. Such access will be~~
7 ~~provided in the manner approved by the committee. No information~~
8 ~~residing in the computer information systems operated by the~~
9 ~~committee shall be released or disseminated to persons outside~~
10 ~~the General Assembly without the approval of:~~

11 ~~(i) The legislative service agency or office which~~
12 ~~originated, prepared, generated or maintains the information in~~
13 ~~the form released or disseminated regardless of the source of~~
14 ~~the information. This information includes, but is not limited~~
15 ~~to, constitutions, statutes, bills or other documents subject to~~
16 ~~action by the General Assembly, legislative histories, calendars~~
17 ~~and journals, rules and regulations of the executive branch and~~
18 ~~reports or other publications of the legislative service agency~~
19 ~~or office.~~

20 ~~(ii) The Senate Committee on Management Operations if the~~
21 ~~information was originated, prepared, generated or maintained in~~
22 ~~whole or in part by the Senate and is not subject to~~
23 ~~subparagraph (i).~~

24 ~~(iii) The Bi-partisan Management Committee of the House of~~
25 ~~Representatives if the information was originated, prepared,~~
26 ~~generated or maintained in whole or in part by the House of~~
27 ~~Representatives and is not subject to subparagraph (i).~~

28 ~~(2) WITH THE APPROVAL OF THE SENATE COMMITTEE ON MANAGEMENT~~ <—
29 ~~OPERATIONS AND THE BI-PARTISAN MANAGEMENT COMMITTEE OF THE HOUSE~~
30 ~~OF REPRESENTATIVES, TO PROVIDE ACCESS TO LEGISLATIVE INFORMATION~~

1 WITHIN THE COMPUTER INFORMATION SYSTEMS OPERATED BY THE
2 COMMITTEE TO PERSONS OUTSIDE THE GENERAL ASSEMBLY AS THE
3 COMMITTEE DEEMS APPROPRIATE. SUCH ACCESS WILL BE PROVIDED IN THE
4 MANNER APPROVED BY THE COMMITTEE, THE SENATE COMMITTEE ON
5 MANAGEMENT OPERATIONS AND THE BI-PARTISAN MANAGEMENT COMMITTEE
6 OF THE HOUSE OF REPRESENTATIVES. NO INFORMATION RESIDING IN THE
7 COMPUTER INFORMATION SYSTEMS OPERATED BY THE COMMITTEE SHALL BE
8 RELEASED OR DISSEMINATED BY THE COMMITTEE OR ITS EMPLOYEES TO
9 PERSONS OUTSIDE THE GENERAL ASSEMBLY WITHOUT THE APPROVAL OF:

10 (I) THE SENATE COMMITTEE ON MANAGEMENT OPERATIONS IF THE
11 DOCUMENT OR INFORMATION WAS ORIGINATED, PREPARED, GENERATED OR
12 MAINTAINED IN WHOLE OR IN PART BY THE SENATE.

13 (II) THE BI-PARTISAN MANAGEMENT COMMITTEE OF THE HOUSE OF
14 REPRESENTATIVES IF THE DOCUMENT OR INFORMATION WAS ORIGINATED,
15 PREPARED, GENERATED OR MAINTAINED IN WHOLE OR IN PART BY THE
16 HOUSE OF REPRESENTATIVES.

17 (3) NOTWITHSTANDING PARAGRAPH (2), TO PROVIDE ACCESS TO
18 INFORMATION RELATING TO BILLS, LEGISLATIVE HISTORIES AND SESSION
19 CALENDARS TO THE GOVERNOR'S OFFICE, THE HEADS OF DEPARTMENTS AND
20 SUCH OTHER OFFICES WITHIN STATE GOVERNMENT AS THE COMMITTEE,
21 WITH THE APPROVAL OF THE SENATE COMMITTEE ON MANAGEMENT
22 OPERATIONS AND THE BI-PARTISAN MANAGEMENT COMMITTEE OF THE HOUSE
23 OF REPRESENTATIVES, SHALL DETERMINE.

24 [(2)] ~~(3)~~ (4) To appoint and employ an executive director, <—
25 who shall be the chief executive officer of the committee, and
26 such other personnel as the committee may deem necessary in the
27 performance of its duties and to fix the compensation of such
28 executive director and other personnel.

29 [(3)] ~~(4)~~ (5) To enter into contracts for the services of <—
30 such professional, expert or technical services as the committee

1 may deem necessary in the performance of its duties.

2 [(4)] ~~(5)~~ (6) To purchase or rent such equipment and <—
3 supplies as the committee may deem necessary in the performance
4 of its duties.

5 [(5)] ~~(6)~~ (7) To select its own chairman, vice-chairman and <—
6 such other officers as the committee may deem necessary in the
7 performance of its duties.

8 [(6)] ~~(7)~~ (8) To make such rules and regulations as the <—
9 committee may deem necessary to properly carry out the purpose
10 of the most efficient use of a legislative data processing
11 system.

12 Section 2. This act shall take effect immediately.