

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1295 Session of
2007INTRODUCED BY HANNA, BAKER, BELFANTI, CONKLIN, DENLINGER,
FABRIZIO AND CALTAGIRONE, MAY 18, 2007SENATOR ARMSTRONG, APPROPRIATIONS, IN SENATE, AS AMENDED,
JUNE 27, 2007

AN ACT

1 ~~Amending the act of July 2, 1993 (P.L.359, No.50), entitled "An~~ <—
 2 ~~act providing for the establishment, operation and~~
 3 ~~administration of the Keystone Recreation, Park and~~
 4 ~~Conservation Fund; designating a portion of the State Realty~~
 5 ~~transfer tax revenues as a funding source for the fund;~~
 6 ~~authorizing the incurring of indebtedness, with the approval~~
 7 ~~of the electorate, to provide funding for the acquisition of,~~
 8 ~~improvements to and the rehabilitation of parks, recreational~~
 9 ~~facilities, educational facilities, historic sites, zoos and~~
 10 ~~public libraries; imposing additional powers and duties on~~
 11 ~~the Department of Environmental Resources, the Department of~~
 12 ~~Community Affairs, the Department of Education, the~~
 13 ~~Pennsylvania Historical and Museum Commission, the State~~
 14 ~~System of Higher Education, the Pennsylvania Game Commission~~
 15 ~~and the Pennsylvania Fish and Boat Commission; requiring a~~
 16 ~~transfer from the Realty Transfer Tax Account in the General~~
 17 ~~Fund; and making an appropriation," further providing for~~
 18 ~~allocation from the Keystone Recreation, Park and~~
 19 ~~Conservation Fund.~~

1 AMENDING THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), ENTITLED, <—
 2 AS AMENDED, "AN ACT RELATING TO THE FINANCES OF THE STATE
 3 GOVERNMENT; PROVIDING FOR THE SETTLEMENT, ASSESSMENT,
 4 COLLECTION, AND LIEN OF TAXES, BONUS, AND ALL OTHER ACCOUNTS
 5 DUE THE COMMONWEALTH, THE COLLECTION AND RECOVERY OF FEES AND
 6 OTHER MONEY OR PROPERTY DUE OR BELONGING TO THE COMMONWEALTH,
 7 OR ANY AGENCY THEREOF, INCLUDING ESCHEATED PROPERTY AND THE
 8 PROCEEDS OF ITS SALE, THE CUSTODY AND DISBURSEMENT OR OTHER
 9 DISPOSITION OF FUNDS AND SECURITIES BELONGING TO OR IN THE
 10 POSSESSION OF THE COMMONWEALTH, AND THE SETTLEMENT OF CLAIMS
 11 AGAINST THE COMMONWEALTH, THE RESETTLEMENT OF ACCOUNTS AND
 12 APPEALS TO THE COURTS, REFUNDS OF MONEYS ERRONEOUSLY PAID TO

1 THE COMMONWEALTH, AUDITING THE ACCOUNTS OF THE COMMONWEALTH
2 AND ALL AGENCIES THEREOF, OF ALL PUBLIC OFFICERS COLLECTING
3 MONEYS PAYABLE TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
4 AND ALL RECEIPTS OF APPROPRIATIONS FROM THE COMMONWEALTH,
5 AUTHORIZING THE COMMONWEALTH TO ISSUE TAX ANTICIPATION NOTES
6 TO DEFRAY CURRENT EXPENSES, IMPLEMENTING THE PROVISIONS OF
7 SECTION 7(A) OF ARTICLE VIII OF THE CONSTITUTION OF
8 PENNSYLVANIA AUTHORIZING AND RESTRICTING THE INCURRING OF
9 CERTAIN DEBT AND IMPOSING PENALTIES; AFFECTING EVERY
10 DEPARTMENT, BOARD, COMMISSION, AND OFFICER OF THE STATE
11 GOVERNMENT, EVERY POLITICAL SUBDIVISION OF THE STATE, AND
12 CERTAIN OFFICERS OF SUCH SUBDIVISIONS, EVERY PERSON,
13 ASSOCIATION, AND CORPORATION REQUIRED TO PAY, ASSESS, OR
14 COLLECT TAXES, OR TO MAKE RETURNS OR REPORTS UNDER THE LAWS
15 IMPOSING TAXES FOR STATE PURPOSES, OR TO PAY LICENSE FEES OR
16 OTHER MONEYS TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
17 EVERY STATE DEPOSITORY AND EVERY DEBTOR OR CREDITOR OF THE
18 COMMONWEALTH," FURTHER PROVIDING, IN BUDGET IMPLEMENTATION,
19 FOR THE STATE SYSTEM OF HIGHER EDUCATION.

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

22 ~~Section 1. Section 12 of the act of July 2, 1993 (P.L.359,~~ <—
23 ~~No.50), known as the Keystone Recreation, Park and Conservation~~
24 ~~Fund Act, is amended by adding a subsection to read:~~

25 ~~Section 12. Allocation from fund.~~

26 * * *

27 ~~(c) Notwithstanding the provisions of subsection (b), for~~
28 ~~fiscal year 2006-2007 only, the entire amount of the transfer to~~
29 ~~the fund under section 1106 C(d) of the act of March 4, 1971~~
30 ~~(P.L.6, No.2), known as the Tax Reform Code of 1971, shall be~~
31 ~~allocated to the State System of Higher Education.~~

32 ~~Section 2. This act shall take effect immediately.~~

33 SECTION 1. SECTION 1737-B OF THE ACT OF APRIL 9, 1929 <—
34 (P.L.343, NO.176), KNOWN AS THE FISCAL CODE, ADDED JULY 5, 2006
35 (P.L.296, NO.66), IS AMENDED TO READ:

36 SECTION 1737-B. STATE SYSTEM OF HIGHER EDUCATION.

37 [(RESERVED).]

38 THE FOLLOWING SHALL APPLY TO EXECUTIVE AUTHORIZATIONS FROM
39 THE KEYSTONE RECREATION, PARK AND CONSERVATION FUND FOR THE

1 STATE SYSTEM OF HIGHER EDUCATION:

2 (1) NOTWITHSTANDING THE PROVISIONS OF SECTION 12(B) OF
3 THE ACT OF JULY 2, 1993 (P.L.359, NO.50), KNOWN AS THE
4 KEYSTONE RECREATION, PARK AND CONSERVATION FUND ACT, FOR
5 FISCAL YEAR 2006-2007, THE ENTIRE AMOUNT OF THE TRANSFER
6 UNDER SECTION 1106-C(D) OF THE ACT OF MARCH 4, 1971 (P.L.6,
7 NO.2), KNOWN AS THE TAX REFORM CODE OF 1971, SHALL BE PAID TO
8 THE STATE SYSTEM OF HIGHER EDUCATION.

9 (2) (RESERVED).

10 SECTION 2. THE AMENDMENT OF SECTION 1737-B OF THE ACT SHALL
11 APPLY RETROACTIVELY TO JULY 1, 2006.

12 SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.