

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 729** Session of
2007

INTRODUCED BY PILEGGI, CORMAN, ORIE, SCARNATI, WAUGH, ARMSTRONG,
ROBBINS, BOSCOLA, GORDNER, TOMLINSON, ERICKSON, KASUNIC,
EARLL, FOLMER, PIPPY, RAFFERTY, PICCOLA, REGOLA, WONDERLING,
BROWNE, BRUBAKER AND D. WHITE, APRIL 2, 2007

AS AMENDED ON THIRD CONSIDERATION, MAY 21, 2007

AN ACT

1 Requiring the posting of certain State GOVERNMENTAL salary <—
2 information on the Internet.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the State <—
7 GOVERNMENTAL Salary Information Act. <—

8 Section 2. Definitions.

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

12 "Commonwealth agency." Any of the following:

13 (1) The Governor, Lieutenant Governor, Attorney General,
14 Auditor General, State Treasurer and the departments,
15 offices, boards, authorities, commissions and other agencies
16 of the executive branch of the government of the
17 Commonwealth, whether or not subject to the supervision and

1 control of the Governor.

2 (2) The legislative branch of government of the
3 Commonwealth.

4 (3) Any court and any office of the unified judicial
5 system of the Commonwealth.

6 "LOCAL AGENCY." A COUNTY, TOWNSHIP, BOROUGH, TOWN, CITY, ←
7 SCHOOL DISTRICT, LOCAL AUTHORITY, COMMISSION OR OTHER SIMILAR
8 ENTITY PERFORMING A GOVERNMENTAL FUNCTION.

9 Section 3. Online posting of salaries.

10 (a) General rule.--The State Treasurer shall establish an
11 official Internet website where it shall post, and update on a
12 monthly basis, the following information concerning the officers
13 and employees described in section 4:

14 (1) Name.

15 (2) Title.

16 (3) Agency, department or other institution.

17 (4) Annual salary rate or other rate of compensation.

18 (5) Supplemental compensation for the current month. For
19 purposes of this section, supplemental compensation shall not
20 include reimbursement payments to employees for appropriate
21 business expenditures, or payments for unused vacation or
22 unused sick leave.

23 (b) Data.--Each agency shall create and maintain the data
24 required by subsection (a) in a ~~form and structure prescribed by~~ ←
25 ASCII-DELIMITED TEXT FORMAT, EXCEL SPREADSHEET FORMAT OR ANOTHER ←
26 FORMAT MUTUALLY AGREED UPON BY THE AGENCY AND the State
27 Treasurer.

28 (c) Accuracy.--Each agency is responsible for verifying the
29 accuracy and completeness of the information that it submits to
30 the State Treasurer.

1 Section 4. Applicability.

2 (a) General rule.--The provisions of section 3 shall apply
3 to all officers and employees of a Commonwealth agency.

4 (b) Legislative employees.--For each officer or employee of
5 the Senate and the House of Representatives, in addition to the
6 information required by section 3, the State Treasurer shall
7 separately indicate whether the officer or employee is paid with
8 funds controlled by the majority caucus, funds controlled by the
9 minority caucus or funds appropriated to compensate the staff of
10 the officers elected by the Senate or the House of
11 Representatives.

12 (C) REDACTION.--AT THE REQUEST OF AN AGENCY, THE STATE ←
13 TREASURER MAY REDACT THE NAME OF AN INDIVIDUAL WHO IS REGULARLY
14 INVOLVED IN THE CONDUCT OF UNDERCOVER CRIMINAL INVESTIGATIONS IF
15 THE STATE TREASURER DETERMINES IT IS NECESSARY TO PROTECT THE
16 SAFETY OF THE INDIVIDUAL.

17 SECTION 5. LOCAL AGENCIES.

18 (A) GENERAL RULE.--ALL LOCAL AGENCIES SHALL POST ON THEIR
19 OFFICIAL INTERNET WEBSITES, AND UPDATE ON A MONTHLY BASIS, THE
20 FOLLOWING CONCERNING OFFICERS AND EMPLOYEES:

21 (1) NAME.

22 (2) TITLE.

23 (3) AGENCY, DEPARTMENT OR OTHER INSTITUTION.

24 (4) ANNUAL SALARY RATE OR OTHER RATE OF COMPENSATION.

25 (5) SUPPLEMENTAL COMPENSATION FOR THE CURRENT MONTH. FOR
26 PURPOSES OF THIS SECTION, SUPPLEMENTAL COMPENSATION SHALL NOT
27 INCLUDE REIMBURSEMENT PAYMENTS TO EMPLOYEES FOR APPROPRIATE
28 BUSINESS EXPENDITURES, OR PAYMENTS FOR UNUSED VACATION OR
29 UNUSED SICK LEAVE.

30 (B) EXCEPTION.--IF THE LOCAL AGENCY DOES NOT MAINTAIN AN

1 OFFICIAL INTERNET WEBSITE, THE INFORMATION SHALL BE MADE
2 AVAILABLE ELECTRONICALLY OR IN WRITING UPON REQUEST WITHIN FIVE
3 DAYS.

4 (C) NOTIFICATION.--EACH LOCAL AGENCY SHALL NOTIFY THE STATE
5 TREASURER, IN A FORM AND STRUCTURE PRESCRIBED BY THE STATE
6 TREASURER, WHEN IT HAS COMPLIED WITH THIS ACT. WHEN APPLICABLE,
7 THE NOTIFICATION SHALL INCLUDE THE MAIN INTERNET WEBSITE PAGE
8 ADDRESS WHERE THE DATA RECEIVED PURSUANT TO SUBSECTION (A) IS
9 LOCATED.

10 (D) DIRECTORY.--THE STATE TREASURER SHALL MAINTAIN AN
11 INTERNET WEBSITE-BASED DIRECTORY OF THE LOCAL AGENCY INTERNET
12 WEBSITE PAGE ADDRESSES RECEIVED PURSUANT TO SUBSECTION (C) ON
13 THE OFFICIAL INTERNET WEBSITE CREATED PURSUANT TO SUBSECTION
14 (A).

15 Section 5 6. Commercial use of data prohibited. <—

16 It shall be unlawful for any person to use the contents of
17 the posting of information under this act for any commercial
18 purpose whatsoever.

19 Section 6 7. Effective date. <—

20 This act shall take effect July 1, 2007, or immediately,
21 whichever is later.