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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**

**No. 913**      Session of  
2007

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INTRODUCED BY M. WHITE, FONTANA, PICCOLA, GORDNER, ROBBINS,  
REGOLA, RHOADES, MADIGAN, WAUGH, BAKER, ERICKSON, WONDERLING  
AND BROWNE, JUNE 1, 2007

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SENATOR ARMSTRONG, APPROPRIATIONS, RE-REPORTED AS AMENDED,  
JUNE 25, 2007

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AN ACT

1 Providing for environmental funds reporting and disclosure AND      <—  
2 FOR FUNDING FOR THE HAZARDOUS SITES CLEANUP FUND.

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 Environmental  
7 Funds Reporting and Disclosure Act.

8 Section 2. Department responsibilities.

9 The Department of Environmental Protection shall do all of  
10 the following:

11 (1) No later than July 30, 2007, and each year  
12 thereafter, compile and update a comprehensive report of all  
13 special funds and restricted revenue accounts administered by  
14 the Department of Environmental Protection, containing at a  
15 minimum:

16 (i) the total receipts and expenditures of each  
17 fund, including all fees, fines, penalties and natural

1 resource damage awards or settlements;  
2 (ii) an itemized list of each receipt and  
3 disbursement of the fund in excess of \$10,000; and  
4 (iii) the number and nature of violations of  
5 environmental statutes.

6 (2) A copy of the report required under paragraph (1)  
7 shall be submitted to the chairmen and minority chairmen of  
8 the Appropriations Committee and the Environmental Resources  
9 and Energy Committee of the Senate and the chairmen and  
10 minority chairmen of the Appropriations Committee and the  
11 Environmental Resources and Energy Committee of the House of  
12 Representatives.

13 (3) A copy of the report required under paragraph (1)  
14 shall be posted and maintained on the Department of  
15 Environmental Protection's publicly accessible Internet  
16 website.

17 Section 3. Transfers to Hazardous Sites Cleanup Fund.

18 (A) GENERAL RULE.--If the amount of all fines and penalties ←  
19 received by a special fund or restricted revenue account  
20 administered by the Department of Environmental Protection in a  
21 fiscal year increases more than 5% from the amount received in  
22 the previous fiscal year, the Secretary of the Budget shall  
23 transfer the amount of the increase in revenue which is in  
24 excess of 5% from the special fund or restricted revenue account  
25 to the Hazardous Sites Cleanup Fund established in section 602.3  
26 of the act of March 4, 1971 (P.L.6, No.2), known as the Tax  
27 Reform Code of 1971.

28 (B) REALTY TRANSFER TAX.--AT THE END OF EACH MONTH, THE ←  
29 STATE TREASURER SHALL TRANSFER \$3,330,000 OF THE TAX CREDITED TO  
30 THE GENERAL FUND UNDER SECTION 1106-C(C) OF THE TAX REFORM CODE

1 OF 1971 TO THE HAZARDOUS SITES CLEANUP FUND. THE FUNDS  
2 TRANSFERRED UNDER THIS SECTION SHALL FIRST BE DEDUCTED FROM THE  
3 AMOUNT AUTHORIZED TO BE TRANSFERRED TO THE KEYSTONE RECREATION,  
4 PARK AND CONSERVATION FUND UNDER SECTION 1106-C(D) OF THE TAX  
5 REFORM CODE OF 1971.

6 Section 4. Applicability.

7 This act shall apply to any special fund or restricted  
8 revenue account administered by the Department of Environmental  
9 Protection, including, but not limited to, the Clean Air Fund,  
10 the Clean Water Fund, the Solid Waste Abatement Fund, the Safe  
11 Drinking Water Fund and the Waste Transportation Safety Account.

12 Section 5. Effective date.

13 This act shall take effect immediately.