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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 760 Session of  
2011

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INTRODUCED BY CREIGHTON, CALTAGIRONE, DENLINGER, GABLER, GEIST,  
GEORGE, GINGRICH, MILLER, MOUL, PETRI, PYLE, ROCK, TALLMAN,  
J. TAYLOR AND VULAKOVICH, FEBRUARY 17, 2011

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, FEBRUARY 17, 2011

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AN ACT

1 Providing for notice and public hearing relating to executive  
2 agency facilities and Pennsylvania Board of Probation and  
3 Parole facilities.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Commonwealth  
8 Project Notification Act.

9 Section 2. Definitions.

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

13 "Board." The Pennsylvania Board of Probation and Parole.

14 "Executive agency." The Governor and the departments,  
15 boards, commissions, authorities and other agencies of the  
16 Commonwealth. The term does not include a court or agency of the  
17 unified judicial system, the General Assembly or any independent  
18 or State-affiliated entity, including a member institution of

1 the State System of Higher Education.

2 Section 3. Executive agencies.

3 (a) Public hearing required.--An executive agency shall  
4 conduct a public hearing within the county of the proposed site  
5 of any facility with a value of at least \$100,000, which the  
6 executive agency builds or causes to be built or buys or causes  
7 to be bought, not less than six months prior to the date on  
8 which the facility is scheduled to commence operations. At the  
9 public hearing, the executive agency shall explain the  
10 operations of the facility and shall permit public comment  
11 related to the operation of the facility.

12 (b) Public notice.--An executive agency shall provide at a  
13 minimum two notices in a newspaper of general circulation of its  
14 intent to hold a public hearing. Each notice shall provide  
15 information regarding the topic, location and time of the public  
16 hearing and a contact number for interested persons to call for  
17 additional information. An executive agency shall obtain and  
18 keep on file notarized statements attesting to the publishing of  
19 the notices.

20 (c) Notice to county and municipality.--An executive agency  
21 shall send a copy of the public notice to the administrative  
22 offices of all municipalities and the county wherein the  
23 facility is to be located.

24 (d) Time of notice.--An executive agency shall provide  
25 public notice no earlier than 30 days and no later than 60 days  
26 from the date of the public hearing scheduled pursuant to  
27 subsection (a).

28 Section 4. Pennsylvania Board of Probation and Parole.

29 (a) Public hearing required.--The board shall conduct a  
30 public hearing within the county of the proposed site of any

1 facility leased for its use, not less than six months prior to  
2 the date on which the facility is scheduled to commence  
3 operations. At the public hearing, the board shall explain the  
4 operations of the facility and shall permit public comment  
5 related to the operation of the facility.

6 (b) Public notice.--The board shall provide at a minimum two  
7 notices in a newspaper of general circulation of its intent to  
8 hold a public hearing. Each notice shall provide information  
9 regarding the topic, location and time of the public hearing and  
10 a contact number for interested persons to call for additional  
11 information. The board shall obtain and keep on file notarized  
12 statements attesting to the publishing of the notices.

13 (c) Notice to county and municipality.--The board shall send  
14 a copy of the public notice to the administrative offices of all  
15 municipalities and the county wherein the facility is to be  
16 located.

17 (d) Time of notice.--The board shall provide public notice  
18 no earlier than 30 days and no later than 60 days from the date  
19 of the public hearing scheduled pursuant to subsection (a).

20 Section 5. Effective date.

21 This act shall take effect in 60 days.