

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2066 Session of 2011

INTRODUCED BY BENNINGHOFF, AUMENT, BLOOM, BROOKS, R. BROWN, CALTAGIRONE, COHEN, CONKLIN, CREIGHTON, CUTLER, DAVIDSON, DeWEESE, DUNBAR, EVANKOVICH, J. EVANS, GINGRICH, GOODMAN, GROVE, HANNA, HARKINS, HARRIS, HELM, HICKERNELL, HUTCHINSON, JOSEPHS, KAUFFMAN, F. KELLER, KNOWLES, KORTZ, LAWRENCE, MAJOR, MILLARD, MOUL, MUNDY, MURPHY, MURT, MUSTIO, PERRY, PICKETT, RAPP, REICHLEY, ROAE, SCAVELLO, SCHRODER, STEPHENS, TALLMAN, TOEPEL, VULAKOVICH, WHITE AND GILLEN, DECEMBER 12, 2011

REFERRED TO COMMITTEE ON STATE GOVERNMENT, DECEMBER 12, 2011

AN ACT

1 Amending the act of February 14, 2008 (P.L.6, No.3), entitled
2 "An act providing for access to public information, for a
3 designated open-records officer in each Commonwealth agency,
4 local agency, judicial agency and legislative agency, for
5 procedure, for appeal of agency determination, for judicial
6 review and for the Office of Open Records; imposing
7 penalties; providing for reporting by State-related
8 institutions; requiring the posting of certain State contract
9 information on the Internet; and making related repeals," in
10 preliminary provisions, further providing for definitions;
11 and repealing provisions relating to State-related
12 institutions.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. The definition of "State-affiliated entity" in
16 section 102 of the act of February 14, 2008 (P.L.6, No.3), known
17 as the Right-to-Know Law, is amended to read:

18 Section 102. Definitions.

19 The following words and phrases when used in this act shall

1 have the meanings given to them in this section unless the
2 context clearly indicates otherwise:

3 * * *

4 "State-affiliated entity." A Commonwealth authority or
5 Commonwealth entity. The term includes the Pennsylvania Higher
6 Education Assistance Agency and any entity established thereby,
7 the Pennsylvania Gaming Control Board, the Pennsylvania Game
8 Commission, the Pennsylvania Fish and Boat Commission, the
9 Pennsylvania Housing Finance Agency, the Pennsylvania Municipal
10 Retirement Board, the State System of Higher Education, a
11 community college, the Pennsylvania Turnpike Commission, the
12 Pennsylvania Public Utility Commission, the Pennsylvania
13 Infrastructure Investment Authority, the State Public School
14 Building Authority, the Pennsylvania Interscholastic Athletic
15 Association and the Pennsylvania Higher Educational Facilities
16 Authority. The term [does not include] includes a State-related
17 institution.

18 * * *

19 Section 2. Chapter 15 of the act is repealed:

20 [CHAPTER 15

21 STATE-RELATED INSTITUTIONS

22 Section 1501. Definition.

23 As used in this chapter, "State-related institution" means
24 any of the following:

- 25 (1) Temple University.
26 (2) The University of Pittsburgh.
27 (3) The Pennsylvania State University.
28 (4) Lincoln University.

29 Section 1502. Reporting.

30 No later than May 30 of each year, a State-related

1 institution shall file with the Governor's Office, the General
2 Assembly, the Auditor General and the State Library the
3 information set forth in section 1503.

4 Section 1503. Contents of report.

5 The report required under section 1502 shall include the
6 following:

7 (1) Except as provided in paragraph (4), all information
8 required by Form 990 or an equivalent form of the United
9 States Department of the Treasury, Internal Revenue Service,
10 entitled the Return of Organization Exempt From Income Tax,
11 regardless of whether the State-related institution is
12 required to file the form by the Federal Government.

13 (2) The salaries of all officers and directors of the
14 State-related institution.

15 (3) The highest 25 salaries paid to employees of the
16 institution that are not included under paragraph (2).

17 (4) The report shall not include information relating to
18 individual donors.

19 Section 1504. Copies and posting.

20 A State-related institution shall maintain, for at least
21 seven years, a copy of the report in the institution's library
22 and shall provide free access to the report on the institution's
23 Internet website.]

24 Section 3. This act shall take effect immediately.