

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

SENATE BILL

No. 470 Session of  
2011

---

INTRODUCED BY ARGALL, LEACH, FONTANA, ORIE, ALLOWAY, PILEGGI,  
ERICKSON, RAFFERTY, ROBBINS, STACK, FOLMER, COSTA, SCARNATI,  
TOMLINSON, PIPPY, MENSCH, BROWNE, YAW, GORDNER, TARTAGLIONE,  
VOGEL, WARD, BRUBAKER, WAUGH AND FERLO, FEBRUARY 10, 2011

---

REFERRED TO STATE GOVERNMENT, FEBRUARY 10, 2011

---

AN ACT

1 Amending Title 45 (Legal Notices) of the Pennsylvania  
2 Consolidated Statutes, further providing for the definition  
3 of "publication," for general administration of part, for  
4 distribution of publication expenses, for official  
5 codification created and for required contractual  
6 arrangements.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 Section 1. The definition of "publication" in section 101(a)  
10 of Title 45 of the Pennsylvania Consolidated Statutes is amended  
11 to read:

12 § 101. Definitions.

13 (a) Definitions applicable to printing or newspaper  
14 advertising laws.--Subject to additional definitions contained  
15 in subsequent provisions of this title which are applicable to  
16 specific provisions of this title, the following words and  
17 phrases when used in:

18 (1) this title; or

19 (2) any other law relating to printing or newspaper

1 advertising;  
2 shall have, unless the context clearly indicates otherwise, the  
3 meanings given to them in this subsection:

4 \* \* \*

5 "Publication."

6 (1) The act of [printing] providing a notice,  
7 advertisement, or proclamation, for the purpose of  
8 disseminating information to the people at large.

9 (2) A journal, magazine, newspaper, class newspaper or  
10 periodical.

11 \* \* \*

12 Section 2. Sections 503, 505(a), 701 and 732(a) and (d) of  
13 Title 45 are amended to read:

14 § 503. General administration of part.

15 Subject to the provisions of section 732 (relating to  
16 required contractual arrangements), the manner in which the  
17 code, the permanent supplements thereto[, ] and the bulletin[, ]  
18 shall be [printed, reprinted, compiled, indexed, bound and  
19 distributed] published, and all other matters with respect  
20 thereto not otherwise provided for in this part, shall be  
21 prescribed by regulations promulgated or orders adopted by the  
22 joint committee. The joint committee shall administer this part  
23 and Subchapter A of Chapter 3 of Title 2 (relating to  
24 regulations of Commonwealth agencies) with a view toward  
25 encouraging the widest possible dissemination of documents among  
26 the persons affected thereby which is consistent with the due  
27 administration of public affairs.

28 § 505. Distribution of publication expenses.

29 (a) General rule.--In order to reimburse the Legislative  
30 Reference Bureau for the cost of administering this part and in

1 order to reimburse the Department of General Services for the  
2 expenses of the joint committee and for the costs incurred in  
3 [printing and distributing] publishing the publications provided  
4 for in Subchapter B of Chapter 7 (relating to publication of  
5 documents) which are neither recovered by the sale of such  
6 publications to an agency under section 729 (relating to  
7 publication of individual documents) and section 731 (relating  
8 to automatic subscriptions) or to the public under section 504  
9 (relating to payment for documents) nor paid by appropriations  
10 made directly to the bureau or the department for the costs and  
11 expenses of such administration[, printing] and [distribution]  
12 publication, every government unit issuing, prescribing or  
13 promulgating documents published by authority of this part shall  
14 be billed at least quarterly by the bureau and the Department of  
15 General Services, upon a cost basis, at such amounts as the  
16 joint committee with the approval of the Executive Board shall  
17 determine, for such costs and expenses. Amounts payable under  
18 this section for reimbursing the bureau and the department for  
19 the costs of administration and [printing and distribution]  
20 publication shall be credited to the appropriations of the  
21 bureau and the department respectively, and shall be paid out of  
22 the moneys in the General Fund, special operating funds, or  
23 other funds of the State Treasury currently appropriated to each  
24 such issuing, prescribing or promulgating government unit.

25 \* \* \*

26 § 701. Official codification created.

27 It shall be the duty of the Legislative Reference Bureau,  
28 subject to the policy supervision and direction of the joint  
29 committee, to [compile, edit and supplement] publish or to  
30 contract through the department for the [compilation, editing

1 and supplementation] publication of an official legal  
2 codification, to be divided into titles of convenient size and  
3 scope, and to be known as the "Pennsylvania Code."

4 § 732. Required contractual arrangements.

5 (a) General rule.--Except as otherwise provided by statute  
6 finally enacted after July 1, 1969 applicable to public printing  
7 and binding generally:

8 (1) the code;

9 (2) the permanent supplements thereto published pursuant  
10 to section 726 (relating to permanent supplements to  
11 Pennsylvania Code);

12 (3) pamphlet copies of regulations, statements of  
13 policy, general rules and rules of court published pursuant  
14 to section 729 (relating to publication of individual  
15 documents); and

16 (4) the bulletin (unless the application of this section  
17 to the bulletin is found to be impracticable by the joint  
18 committee after notice in the bulletin and opportunity for  
19 hearing) published pursuant to section 724 (relating to  
20 preliminary publication in Pennsylvania Bulletin) and section  
21 725 (relating to additional contents of Pennsylvania  
22 Bulletin);

23 shall be [printed or reproduced] published under contract with a  
24 contractor unaffiliated with the Commonwealth.

25 \* \* \*

26 [(d) Definitions.--For the purposes of this section the  
27 terms "printed" or "reproduced" shall not include mimeographed,  
28 multilithed or reproduced by any similar in-house process or  
29 produced by computer.]

30 Section 3. This act shall take effect immediately.