
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 826 Session of
2015

INTRODUCED BY GINGRICH, CUTLER, HENNESSEY, MACKENZIE, METZGAR,
MILLARD, REGAN, DUNBAR, KNOWLES, BLOOM, RAPP, HEFFLEY,
KAUFFMAN, BAKER, JAMES, TOEPEL, MARSICO, GRELL, PEIFER,
PICKETT, MAHER, MURT, WATSON, WARD AND GROVE, MARCH 24, 2015

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 24, 2015

AN ACT

1 Amending Titles 45 (Legal Notices) and 71 (State Government) of
2 the Pennsylvania Consolidated Statutes, in general
3 provisions, requiring executive orders to have a fiscal note;
4 in Independent Fiscal Office, requiring the Independent
5 Fiscal Office to prepare fiscal notes for executive orders;
6 and making an inconsistent repeal of certain provisions of
7 The Administrative Code of 1929.

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

10 Section 1. Title 45 of the Pennsylvania Consolidated
11 Statutes is amended by adding a section to read:

12 § 510. Fiscal note.

13 Notwithstanding any other provision of law, each executive
14 order of the Governor which is general and permanent in nature
15 shall require a fiscal note.

16 Section 2. Section 4104(a) of Title 71 is amended by adding
17 a paragraph to read:

18 § 4104. Duties of office.

19 (a) Mandatory.--The office shall:

1 * * *

2 (8) Notwithstanding any other provision of law, prepare
3 a fiscal note for each executive order of the Governor which
4 is general and permanent in nature. The fiscal note shall
5 state whether the proposed action or procedure causes a loss
6 of revenue or an increase in the cost of programs to the
7 Commonwealth or its political subdivisions. The fiscal note
8 shall be published in the Pennsylvania Bulletin and the
9 Pennsylvania Code at the same time the executive order is
10 published. The fiscal note shall provide the following
11 information:

12 (i) The designation of the fund out of which the
13 appropriation providing for expenditures under the action
14 or procedure shall be made.

15 (ii) The probable cost for the fiscal year the
16 program is implemented.

17 (iii) A projected cost estimate of the program for
18 each of the five succeeding fiscal years.

19 (iv) The fiscal history of the program for which
20 expenditures are to be made.

21 (v) The probable loss of revenue for the fiscal year
22 of its implementation.

23 (vi) A projected loss of revenue from the program
24 for each of the five succeeding fiscal years.

25 (vii) The line item, if any, of the General
26 Appropriation Act or other appropriation act out of which
27 expenditures or losses of Commonwealth funds shall occur
28 as a result of the action or procedure.

29 (viii) The recommendation, if any, of the Secretary
30 of the Budget and the reasons for the recommendation.

1 * * *

2 Section 3. Section 612 of the act of April 9, 1929 (P.L.177,
3 No.175), known as The Administrative Code of 1929, is repealed
4 insofar as it is inconsistent with the addition of 71 Pa.C.S §
5 4104(a)(8).

6 Section 4. This act shall take effect in 60 days.