
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 453 Session of
2017

INTRODUCED BY RYAN, CUTLER, DUNBAR, DUSH, GABLER, GROVE,
JOZWIAK, MILLARD, SAYLOR, SCHWEYER, WARD, CORR, ZIMMERMAN,
PHILLIPS-HILL, SOLOMON, STAATS, RABB, ROZZI, B. MILLER AND
GREINER, FEBRUARY 13, 2017

AMENDMENTS TO SENATE AMENDMENTS, HOUSE OF REPRESENTATIVES,
SEPTEMBER 13, 2017

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled
2 "An act relating to the finances of the State government;
3 providing for the settlement, assessment, collection, and
4 lien of taxes, bonus, and all other accounts due the
5 Commonwealth, the collection and recovery of fees and other
6 money or property due or belonging to the Commonwealth, or
7 any agency thereof, including escheated property and the
8 proceeds of its sale, the custody and disbursement or other
9 disposition of funds and securities belonging to or in the
10 possession of the Commonwealth, and the settlement of claims
11 against the Commonwealth, the resettlement of accounts and
12 appeals to the courts, refunds of moneys erroneously paid to
13 the Commonwealth, auditing the accounts of the Commonwealth
14 and all agencies thereof, of all public officers collecting
15 moneys payable to the Commonwealth, or any agency thereof,
16 and all receipts of appropriations from the Commonwealth,
17 authorizing the Commonwealth to issue tax anticipation notes
18 to defray current expenses, implementing the provisions of
19 section 7(a) of Article VIII of the Constitution of
20 Pennsylvania authorizing and restricting the incurring of
21 certain debt and imposing penalties; affecting every
22 department, board, commission, and officer of the State
23 government, every political subdivision of the State, and
24 certain officers of such subdivisions, every person,
25 association, and corporation required to pay, assess, or
26 collect taxes, or to make returns or reports under the laws
27 imposing taxes for State purposes, or to pay license fees or
28 other moneys to the Commonwealth, or any agency thereof,
29 every State depository and every debtor or creditor of the
30 Commonwealth," implementing the 2017-2018 Commonwealth budget

1 and instituting future budget implementation: in Treasury
2 Department, providing for provisions for General Assembly; in
3 Department of Auditor General, further providing for audits
4 of agencies receiving State aid and providing for audits of
5 interstate commissions; in procedure for the disbursement of
6 money from the State Treasury, further providing for
7 settlement agreements and enforcement actions; ~~in financially~~ <--
8 ~~distressed municipalities, providing for payroll tax;~~ in oil
9 and gas wells, further providing for definitions, providing
10 for Oil and Gas Lease Fund, ~~repealing provisions relating to~~ <--
11 AND FURTHER PROVIDING FOR oil and gas operations in the South <--
12 Newark Basin ~~and providing for temporary cessation of oil and~~ <--
13 ~~gas wells;~~ in transportation network companies and motor
14 carrier companies, providing for regulation of taxicabs and
15 limousines by parking authority of city of the first class,
16 for penalties and for provision of transportation network
17 service; in ~~Budget Stabilization Reserve~~ UNDERGROUND STORAGE <--
18 TANK INDEMNIFICATION Fund, further providing for ~~funding~~ <--
19 TRANSFER; in Pennsylvania Gaming Economic Development and <--
20 Tourism Fund, further providing for other grants; in Tobacco
21 Settlement Fund, further providing for use of fund; in
22 Pennsylvania Race Horse Development Fund, further providing
23 for definitions, for fund and for distributions from fund; in
24 miscellaneous limitations and transfers, further providing
25 for drug and alcohol programs and providing for Workers'
26 Compensation Security Fund; ~~in Natural Gas Infrastructure~~ <--
27 ~~Development Fund, further providing for definitions and for~~
28 ~~transfer of funds; providing for First Chance Trust Fund;~~ in
29 2016-2017 restrictions on appropriations for funds and
30 accounts, repealing provisions relating to fund transfers; in
31 general budget implementation, further providing for <--
32 ~~Department of Agriculture,~~ for Department of Community and
33 Economic Development, ~~for Department of Education,~~ for <--
34 Pennsylvania Gaming Control Board, for Department of Human
35 Services, AND for Commonwealth Financing Authority Restricted <--
36 Revenue Account ~~and for surcharges, providing for Multimodal~~ <--
37 ~~Transportation Fund, further providing for Pennsylvania~~
38 ~~Liquor Control Board and providing for sales by distilleries,~~ <--
39 ~~for suspension for inspection deficiencies,~~ for State
40 Employees' Retirement System Restricted Account and for
41 Public School Employees' Retirement System Restricted
42 Account; in school district debt refinancing bonds, further
43 providing for sinking fund charges for school building
44 projects, FOR LIMITATION ON NEW APPLICATIONS FOR DEPARTMENT <--
45 OF EDUCATION APPROVAL OF PUBLIC SCHOOL BUILDING PROJECTS and
46 for Public School Building Construction and Reconstruction
47 Advisory Committee; PROVIDING FOR TOBACCO ANNUITY <--
48 LIQUIDATION; repealing provisions relating to 2012-2013
49 budget implementation and 2012-2013 restrictions on
50 appropriations for funds and accounts; providing for 2017-
51 2018 budget implementation and for 2017-2018 restrictions on
52 appropriations for funds and accounts; making an editorial
53 change; and making related repeals.

54 The General Assembly of the Commonwealth of Pennsylvania
55 hereby enacts as follows:

56 Section 1. The General Assembly finds and declares as

1 follows:

2 (1) The intent of this act is to provide for the
3 implementation of the 2017-2018 Commonwealth budget.

4 (2) The Constitution of Pennsylvania confers numerous
5 express duties upon the General Assembly, including the
6 passage of a balanced budget for the Commonwealth.

7 (3) Section 24 of Article III of the Constitution of
8 Pennsylvania requires the General Assembly to adopt all
9 appropriations for the operation of government in this
10 Commonwealth, regardless of their source. The Supreme Court
11 has repeatedly affirmed that, "It is fundamental within
12 Pennsylvania's tripartite system that the General Assembly
13 enacts the legislation establishing those programs which the
14 state provides for its citizens and appropriates the funds
15 necessary for their operation."

16 (4) Pursuant to section 13 of Article VIII of the
17 Constitution of Pennsylvania, the General Assembly is
18 explicitly required to adopt a balanced Commonwealth budget.
19 Given the unpredictability and potential insufficiency of
20 revenue collections, various changes in State law relating to
21 sources of revenue, the collection of revenue and the
22 implementation of statutes which impact revenue may be
23 required to discharge this constitutional obligation.

24 (5) Section 11 of Article III of the Constitution of
25 Pennsylvania requires the adoption of a general appropriation
26 act that embraces "nothing but appropriations." While actual
27 items of appropriation can be contained in a General
28 Appropriation Act, the achievement and implementation of a
29 comprehensive budget involves more than subjects of
30 appropriations and dollar amounts. Ultimately, the budget has

1 to be balanced under section 13 of Article VIII of the
2 Constitution of Pennsylvania. This may necessitate changes to
3 sources of funding and enactment of statutes to achieve full
4 compliance with these constitutional provisions.

5 (6) For the reasons set forth in paragraphs (1), (2),
6 (3), (4) and (5), it is the intent of the General Assembly
7 through this act to provide for the implementation of the
8 2017-2018 Commonwealth budget.

9 (7) Every provision of this act relates to the
10 implementation of the operating budget of the Commonwealth
11 for this fiscal year, addressing in various ways the fiscal
12 operations, revenues and potential liabilities of the
13 Commonwealth. To that end, this act is intended to implement
14 the 2017-2018 Commonwealth budget without specifically
15 appropriating public money from the General Fund. This act
16 provides accountability for spending and makes transfers or
17 other changes necessary to impact the availability of revenue
18 in order to meet the requirements of section 13 of Article
19 VIII of the Constitution of Pennsylvania and to implement the
20 act of July 11, 2017 (P.L. , No.1A), known as the General
21 Appropriation Act of 2017.

22 Section 1.1. The act of April 9, 1929 (P.L.343, No.176),
23 known as The Fiscal Code, is amended by adding a section to
24 read:

25 Section 311. Provisions for General Assembly.--(a) Funds
26 available to the Senate or the House of Representatives through
27 a short-term agreement or other instrument executed with a
28 lending institution shall be considered augmenting revenues and
29 are hereby appropriated for the payment of salaries, wages and
30 all other expenses incurred in the operation of the Senate or

1 the House of Representatives. The amounts shall be remitted to
2 the State Treasurer for deposit in the account as the Chief
3 Clerk of the Senate or ~~the Chief Clerk~~ A FLOOR LEADER of the <--
4 House of Representatives, AS APPLICABLE, may direct. <--

5 (b) Upon presentation of requisitions by the Chief Clerk of
6 the Senate or ~~the Chief Clerk~~ A FLOOR LEADER of the House of <--
7 Representatives, AS APPLICABLE, the requisition shall be paid on <--
8 warrant of the State Treasurer directly to and in favor of the
9 persons designated in the requisition as entitled to receive the
10 compensation or expenses.

11 Section 1.2. Section 403 of the act is amended to read:

12 Section 403. Audits of Agencies Receiving State Aid.--The
13 Department of the Auditor General shall have the power, and its
14 duty shall be, to audit the accounts and records of every
15 person, association, corporation, and public agency, receiving
16 an appropriation of money, payable out of any fund in the State
17 Treasury, or entitled to receive any portion of any State tax
18 for any purpose whatsoever, as far as may be necessary to
19 satisfy the department that the money received was expended or
20 is being expended for no purpose other than that for which it
21 was paid. Copies of all such audits shall be furnished to the
22 Governor.

23 If at any time the department shall find that any money
24 received by any person, association, corporation, or public
25 agency, has been expended for any purpose other than that for
26 which it was paid, it shall forthwith notify the Governor, and
27 shall decline to approve any further requisition for the payment
28 of any appropriation, or any further portion of any State tax,
29 to such person, association, corporation or public agency, until
30 an amount equal to that improperly expended shall have been

1 expended for the purpose for which the money improperly expended
2 was received from the State Treasury.

3 If an audit completed by the department under this section
4 makes recommendations, any person, association, corporation, or
5 public agency being audited shall submit a response to the
6 department detailing adoption of such recommendations, or the
7 reason why recommendations have not been adopted, within one
8 hundred and twenty business days of the publication of the
9 audit. The department shall provide notice to the subject of an
10 audit sixty business days after the date of the audit's
11 publication that future appropriations could be denied for the
12 person, association, corporation or public agency if a response
13 is not made.

14 The department shall regularly notify the Governor, the
15 chairperson and minority chairperson of the Appropriations
16 Committee of the Senate and the chairperson and minority
17 chairperson of the Appropriations Committee of the House of
18 Representatives of responses received, accompanied by any
19 comments the department may wish to submit. The department shall
20 post responses to the department's publicly accessible Internet
21 website. The Governor, the chairperson and minority chairperson
22 of the Appropriations Committee of the Senate and the
23 chairperson and minority chairperson of the Appropriations
24 Committee of the House of Representatives may consider this
25 response when determining whether future appropriations to the
26 person, association, corporation or public agency will be
27 considered.

28 If the person, association, corporation or public agency does
29 not respond to the department within one hundred and twenty
30 business days from the date of the publication of the audit, the

1 department shall notify the Governor, the chairperson and
2 minority chairperson of the Appropriations Committee of the
3 Senate and the chairperson and minority chairperson of the
4 Appropriations Committee of the House of Representatives. The
5 Governor, the chairperson and minority chairperson of the
6 Appropriations Committee of the Senate and the chairperson and
7 minority chairperson of the Appropriations Committee of the
8 House of Representatives may consider a failure to respond to
9 the audit when determining whether future appropriations to the
10 person, association, corporation or public agency will be
11 considered.

12 The department shall work with the Governor, chairperson and
13 minority chairperson of the Appropriations Committee of the
14 Senate and the chairperson and minority chairperson of the
15 Appropriations Committee of the House of Representatives to
16 determine the most effective method to communicate information
17 concerning responses to the department's audit recommendations
18 based on the type of audit and significance of the
19 recommendations.

20 Section 2. The act is amended by adding a section to read:

21 Section 410. Audits of Interstate Commissions.--(a) For the
22 purpose of section 15.11 of the act of July 17, 1968 (P.L.368,
23 No.181), referred to as the Susquehanna River Basin Compact Law,
24 the Auditor General shall be deemed to be a duly authorized
25 officer on behalf of the Commonwealth as a signatory party for
26 the exclusive purpose of examining and auditing all of the
27 books, documents, records, files and accounts and all other
28 papers, things or property of the commission. The designation
29 under this subsection shall be in addition to any other duly
30 authorized officer of the Commonwealth under the Susquehanna

1 River Basin Compact Law.

2 (b) For the purpose of section 14.11 of the act of July 7,
3 1961 (P.L.518, No.268), known as the Delaware River Basin
4 Compact, the Auditor General shall be deemed to be a duly
5 authorized officer on behalf of the Commonwealth as a signatory
6 party for the exclusive purpose of examining and auditing all of
7 the books, documents, records, files and accounts and all other
8 papers, things or property of the commission. The designation
9 under this subsection shall be in addition to any other duly
10 authorized officer of the Commonwealth under the Delaware River
11 Basin Compact.

12 Section 3. Section 1507.1 of the act is amended to read:

13 Section 1507.1. Settlement Agreements; Enforcement

14 Actions.--(a) Except as set forth in [subsection (b) ~~and (b.1)~~] <--
15 SUBSECTIONS (B), (B.1), (B.2) AND (B.3), the following apply:

16 (1) Unless otherwise provided by this section or another
17 provision of law, money received by an agency as a result of a
18 settlement, litigation or an enforcement action shall be deemed
19 funds of the Commonwealth and shall, upon receipt, be deposited
20 into the General Fund.

21 (2) If money to pursue a settlement, litigation or
22 enforcement action was expended by the agency from the General
23 Fund or other fund or account established by law, those costs
24 recovered shall be credited to the appropriation, fund or
25 account from which the original costs were expended and used as
26 provided by law and shall be available for expenditure in
27 accordance with the law governing the expenditure.

28 (3) Amounts that exceed the actual costs of a settlement,
29 litigation or enforcement action and are deposited in the
30 General Fund may be redirected to the agency that was the party

1 to the settlement, litigation or enforcement action to
2 supplement the activities of the agency upon request of the
3 agency and approval of the Secretary of the Budget.

4 (4) If there is a redirection under paragraph (3), the
5 secretary shall provide notice of the transfer to the chair of
6 the Appropriations Committee of the Senate and the chair of the
7 Appropriations Committee of the House of Representatives and
8 include a detailed determination of actual costs incurred by the
9 agency and the identification of the associated settlement,
10 litigation or enforcement action.

11 (b) Subsection (a) shall not apply as follows:

12 (1) The recovery of Federal money shall be disposed of in
13 accordance with this section and applicable Federal or State law
14 or contract.

15 (2) Nothing in this section shall supersede any payments,
16 including restitution, ordered by a court.

17 (b.1) Notwithstanding the act of January 8, 1960 (1959
18 P.L.2119, No.787), known as the "Air Pollution Control Act," or
19 any other provision of law to the contrary, the sum of
20 \$30,409,055, received from a settlement during the 2017-2018
21 fiscal year, shall be deemed funds of the Commonwealth and
22 shall, upon receipt, be deposited into the General Fund to be
23 expended in compliance with the Commonwealth's trustee duties
24 under section 27 of Article I of the Constitution of
25 Pennsylvania.

26 (B.2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
27 CONTRARY, THE SUM OF \$248,830, RECEIVED FROM A SETTLEMENT WITH
28 AN INSURANCE COMPANY AND A SUBSIDIARY DURING THE 2017-2018
29 FISCAL YEAR, SHALL BE DEEMED FUNDS OF THE COMMONWEALTH AND
30 SHALL, UPON RECEIPT, BE DEPOSITED INTO THE GENERAL FUND.

<--

1 (B.3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
2 CONTRARY, THE SUM OF \$8,300,000, RECEIVED FROM A SETTLEMENT WITH
3 A DRUG MANUFACTURER DURING THE 2017-2018 FISCAL YEAR, SHALL BE
4 DEEMED FUNDS OF THE COMMONWEALTH AND SHALL, UPON RECEIPT, BE
5 DEPOSITED INTO THE GENERAL FUND.

6 (c) As used in this section, the term "agency" includes the
7 Commonwealth and an agency or instrumentality of the
8 Commonwealth.

9 ~~Section 3.1. The act is amended by adding a section to read: <--~~
10 ~~Section 1603 D.1. Payroll tax.~~

11 ~~Notwithstanding any provision of law to the contrary, in the~~
12 ~~event that the rate of a payroll tax imposed by a city of the~~
13 ~~second class A, or a home rule municipality that was previously~~
14 ~~a city of the second class A, under section 123(d)(2) of the act~~
15 ~~of July 10, 1987 (P.L.246, No.47), known as the Municipalities~~
16 ~~Financial Recovery Act, produces less than the revenues~~
17 ~~projected in the first full year after the imposition of a~~
18 ~~payroll tax, the city may, for a second year, adjust the rate to~~
19 ~~one that is sufficient to produce revenues equal to the revenues~~
20 ~~collected as a result of the mercantile or business privilege~~
21 ~~tax in the final year it was levied. The city may levy the~~
22 ~~payroll tax in any subsequent year at a rate not to exceed the~~
23 ~~adjusted rate authorized under this section.~~

24 ~~Section 3.2~~ 3.1. The definition of "fund" in section 1601-E <--
25 of the act is amended to read:

26 Section 1601-E. Definitions.

27 The following words and phrases when used in this article
28 shall have the meanings given to them in this subarticle unless
29 the context clearly indicates otherwise:

30 * * *

1 "Fund." [The Oil and Gas Lease Fund established under the
2 act of December 15, 1955 (P.L.865, No.256), entitled, "An act
3 requiring rents and royalties from oil and gas leases of
4 Commonwealth land to be placed in a special fund to be used for
5 conservation, recreation, dams, and flood control; authorizing
6 the Secretary of Forests and Waters to determine the need for
7 and location of such projects and to acquire the necessary
8 land."] The Oil and Gas Lease Fund.

9 * * *

10 Section ~~3.3~~ 3.2. The act is amended by adding a section to <--
11 read:

12 Section 1601.2-E. Oil and Gas Lease Fund.

13 (a) Continuation.--The Oil and Gas Lease Fund is continued
14 as a special fund in the State Treasury.

15 (b) Sources.--The following shall be deposited into the
16 fund:

17 (1) Rents and royalties from oil and gas leases of land
18 owned by the Commonwealth, except rents and royalties
19 received from game and fish lands.

20 (2) Amounts as provided under section 5 of the act of
21 October 8, 2012 (P.L.1194, No.147), known as the Indigenous
22 Mineral Resources Development Act.

23 (3) Any other money appropriated or transferred to the
24 fund.

25 (c) Use.--Money in the fund may only be used as provided
26 under subsection (e) or as annually appropriated by the General
27 Assembly. In making an appropriation from the fund, the General
28 Assembly shall consider the Commonwealth's trustee duties under
29 section 27 of Article I of the Constitution of Pennsylvania.

30 (d) Priority.--Money appropriated from the fund under a

1 General Appropriation Act or other appropriation act shall be
2 distributed prior to allocations under subsection (e).

3 (e) Annual transfers.--The following apply:

4 (1) For the 2017-2018 fiscal year and each fiscal year
5 thereafter, \$20,000,000 shall be transferred from the fund to
6 the Marcellus Legacy Fund for distribution to the
7 Environmental Stewardship Fund.

8 (2) For the 2017-2018 fiscal year and each fiscal year
9 thereafter, \$15,000,000 shall be transferred from the fund to
10 the Marcellus Legacy Fund for distribution to the Hazardous
11 Sites Cleanup Fund.

12 Section 4. Section 1607-E(c) of the act is ~~repealed~~ AMENDED <--
13 TO READ:

14 Section 1607-E. Oil and gas operations in the South Newark
15 Basin.

16 * * *

17 †(c) Expiration.--This section shall expire January 1, <--
18 [2018] 2024.† <--

19 ~~Section 5. The act is amended by adding a section to read:~~
20 ~~Section 1610 E. Temporary cessation of oil and gas wells.~~

21 ~~(a) General rule. An oil and gas lessor shall be deemed to~~
22 ~~acknowledge that a period of nonproduction under an oil and gas~~
23 ~~lease is a temporary cessation insufficient to terminate the~~
24 ~~lease and the lessor waives his right to seek lease termination~~
25 ~~upon those grounds if, prior to claiming the lease has~~
26 ~~terminated:~~

27 ~~(1) production is recommenced and the lessor accepts~~
28 ~~royalty payments for the production. Any first royalty~~
29 ~~payment following recommencement of production after a period~~
30 ~~of more than one year of inactivity shall be accompanied by~~

~~an explanation, in plain terms, that acceptance of the royalty payment shall constitute acknowledgment of an existing lease with the operator; or~~

~~(2) the operator, after notifying the lessor of its intent to drill a new well and giving the lessor 90 days within which to object, drills a new well under the lease.~~

~~(b) Lease provisions. Nothing in this section is intended to waive lease requirements related to commencement of operations during a lease's primary term or affect a lease provision expressly providing for lease termination following a fixed period of nonproduction.~~

Section ~~5.1~~ 5. The heading of Article XVI-M of the act, added July 13, 2016 (P.L.664, No.85), is amended to read:

ARTICLE XVI-M

TRANSPORTATION NETWORK COMPANIES

[AND], MOTOR CARRIER COMPANIES AND PARKING AUTHORITY OF A CITY OF THE FIRST CLASS

Section ~~5.2~~ 5.1. The act is amended by adding sections to read:

Section 1603-M. Regulation of taxicabs and limousines by parking authority of city of the first class.

For the purpose of the temporary and final-form regulations required under 53 Pa.C.S. § 57B02(c)(1) (relating to regulation of taxicabs and limousines) and notwithstanding 53 Pa.C.S. § 5707 (relating to budget and assessments), the owner of a taxicab authorized by the authority to provide taxicab service in a city of the first class shall pay to the authority an assessment equal to 1% of the gross receipts from the fares charged to passengers for taxicab service in the city of the first class. The amount assessed must be remitted on a quarterly

1 basis to the authority.

2 Section 1604-M. Penalties.

3 (a) Suspension or revocation.--In addition to any other
4 penalties authorized under 53 Pa.C.S. Ch. 57A (relating to
5 transportation network companies), the authority may suspend or
6 revoke the license of a transportation network company which
7 fails to comply with 53 Pa.C.S. § 57A16(n)(2) (relating to
8 operating regulations).

9 (b) Definitions.--As used in this section, the following
10 words and phrases shall have the meanings given to them in this
11 subsection unless the context clearly indicates otherwise:

12 "Authority." As defined in 53 Pa.C.S. § 57A01 (relating to
13 definitions).

14 "License." As defined in 53 Pa.C.S. § 57A01.

15 "Transportation network company." As defined in 53 Pa.C.S. §
16 57A01.

17 Section 1605-M. Provision of transportation network service.

18 Notwithstanding any provision under 53 Pa.C.S. § 57A08(a)(5)
19 (relating to vehicle ownership and standards) or 66 Pa.C.S. §
20 2606(b) (relating to personal vehicle requirements) to the
21 contrary, a vehicle up to 15 model years old may be used to
22 provide transportation network service.

23 ~~Section 6. Section 1702 A of the act, amended July 13, 2016 <--~~
24 ~~(P.L.664, No.85), is amended to read:~~

25 ~~Section 1702 A. Funding.~~

26 ~~(a) Intent. It is hereby declared as the intent and goal of~~
27 ~~the General Assembly to create a stabilization reserve in an~~
28 ~~eventual amount of 6% of the revenues of the General Fund of the~~
29 ~~Commonwealth.~~

30 ~~(b) Transfer of portion of surplus.~~

1 ~~(1) Except as may be provided in paragraph (2), for~~
2 ~~fiscal years beginning after June 30, 2002, the following~~
3 ~~apply:~~

4 ~~(i) Except as set forth in this paragraph, if the~~
5 ~~Secretary of the Budget certifies that there is a surplus~~
6 ~~in the General Fund for a specific fiscal year, 25% of~~
7 ~~the surplus shall be deposited by the end of the next~~
8 ~~succeeding quarter into the Budget Stabilization Reserve~~
9 ~~Fund.~~

10 ~~(ii) If the Secretary of the Budget certifies, after~~
11 ~~June 30, 2005, that there is a surplus in the General~~
12 ~~Fund for the fiscal year 2004-2005, 15% of the surplus~~
13 ~~shall be deposited by the end of the next succeeding~~
14 ~~quarter into the Budget Stabilization Reserve Fund.~~

15 ~~(iii) No amount of the surplus in the General Fund~~
16 ~~for fiscal year 2007-2008 may be deposited into the~~
17 ~~Budget Stabilization Reserve Fund.~~

18 ~~(iv) No amount of the surplus in the General Fund~~
19 ~~for fiscal year 2010-2011 may be deposited into the~~
20 ~~Budget Stabilization Reserve Fund.~~

21 ~~(v) No amount of the surplus in the General Fund for~~
22 ~~fiscal year 2011-2012 may be deposited into the Budget~~
23 ~~Stabilization Reserve Fund.~~

24 ~~(vi) No amount of the surplus in the General Fund~~
25 ~~for fiscal year 2012-2013 may be deposited into the~~
26 ~~Budget Stabilization Reserve Fund.~~

27 ~~(vii) No amount of the surplus in the General Fund~~
28 ~~for fiscal year 2013-2014 may be deposited into the~~
29 ~~Budget Stabilization Reserve Fund.~~

30 ~~(viii) No amount of the surplus in the General Fund~~

1 ~~for fiscal year 2014-2015 may be deposited into the~~
2 ~~Budget Stabilization Reserve Fund.~~

3 ~~(ix) No amount of the surplus in the General Fund~~
4 ~~for fiscal year 2015-2016 may be deposited into the~~
5 ~~Budget Stabilization Reserve Fund.~~

6 ~~(x) No amount of the surplus in the General Fund for~~
7 ~~fiscal year 2016-2017 may be deposited into the Budget~~
8 ~~Stabilization Reserve Fund.~~

9 ~~(2) If, at the end of any fiscal year, the ending~~
10 ~~balance of the Budget Stabilization Reserve Fund equals or~~
11 ~~exceeds 6% of the actual General Fund revenues received for~~
12 ~~the fiscal year in which the surplus occurs, 10% of the~~
13 ~~surplus shall be deposited by the end of the next succeeding~~
14 ~~quarter into the Budget Reserve Stabilization Fund.~~

15 ~~(c) Appropriated funds. The General Assembly may at any~~
16 ~~time provide additional amounts from any funds available to this~~
17 ~~Commonwealth as an appropriation to the Budget Stabilization~~
18 ~~Reserve Fund.~~

19 SECTION 6. SECTION 1711-A OF THE ACT IS AMENDED TO READ: <--

20 SECTION 1711-A. TRANSFER.

21 THE FOLLOWING APPLY:

22 (1) NOTWITHSTANDING SECTION 704 OF THE ACT OF JULY 6,
23 1989 (P.L.169, NO.32), KNOWN AS THE STORAGE TANK AND SPILL
24 PREVENTION ACT, THE SECRETARY OF THE BUDGET SHALL, BY OCTOBER
25 15, 2002, TRANSFER THE SUM OF \$100,000,000 FROM THE
26 UNDERGROUND STORAGE TANK INDEMNIFICATION FUND TO THE GENERAL
27 FUND. THE SUM TRANSFERRED UNDER THIS SECTION SHALL BE REPAYED
28 TO THE UNDERGROUND STORAGE TANK INDEMNIFICATION FUND AFTER
29 JUNE 30, 2004, AND BEFORE JULY 1, 2029, PLUS INTEREST. AN
30 ANNUAL PAYMENT AMOUNT SHALL BE INCLUDED IN THE BUDGET

1 SUBMISSION REQUIRED PURSUANT TO SECTION 613 OF THE ACT OF
2 APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE
3 CODE OF 1929.

4 (2) NOTWITHSTANDING SECTION 704 OF THE STORAGE TANK AND
5 SPILL PREVENTION ACT, THE SECRETARY OF THE BUDGET SHALL, BY
6 OCTOBER 15, 2017, TRANSFER THE SUM OF \$100,000,000 FROM THE
7 UNDERGROUND STORAGE TANK INDEMNIFICATION FUND TO THE GENERAL
8 FUND. THE SUM TRANSFERRED UNDER THIS SECTION SHALL BE REPAID
9 TO THE UNDERGROUND STORAGE TANK INDEMNIFICATION FUND AFTER
10 JUNE 30, 2018, AND BEFORE JULY 1, 2029, PLUS INTEREST. AN
11 ANNUAL PAYMENT AMOUNT SHALL BE INCLUDED IN THE BUDGET
12 SUBMISSION REQUIRED PURSUANT TO SECTION 613 OF THE ACT OF
13 APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE
14 CODE OF 1929.

15 Section 7. Section 1774.1-A of the act, amended April 25,
16 2016 (P.L.168, No.25), is amended to read:

17 Section 1774.1-A. Other grants.

18 (a) Water and sewer.--For the specified fiscal years, from
19 funds available to the authority under this act or under 58
20 Pa.C.S. § 2315(a.1)(4) (relating to Statewide initiatives), that
21 are unrelated to indebtedness incurred for the program, the
22 following apply:

23 (1) For fiscal year 2013-2014, the sum of \$3,000,000
24 shall be available for water and sewer projects with a cost
25 of not less than \$50,000 and not more than \$150,000.

26 (2) For fiscal year 2015-2016 and 2016-2017, the sum of
27 \$22,000,000 shall be available for distribution or
28 reimbursement for water and sewer projects with a cost of not
29 less than \$30,000 and not more than \$500,000.

30 (3) For fiscal year 2017-2018, the sum of \$15,000,000

1 shall be available for distribution or reimbursement for
2 water and sewer projects with a cost of not less than \$30,000
3 and not more than \$500,000.

4 (a.1) Additional water and sewer.--In addition to the funds
5 available under subsection (a) (3), for fiscal year 2017-2018,
6 the sum of \$10,000,000 from the trust account established under
7 64 Pa.C.S. § 1541 (relating to trust accounts) for the Building
8 Pennsylvania Program shall be transferred to the authority for
9 distribution or reimbursement for water and sewer projects with
10 a cost of not less than \$30,000 and not more than \$500,000.

11 (b) Guidelines.--The authority shall adopt guidelines for
12 the approval of applications under this section and shall ensure
13 that grants are made available to all geographic areas of this
14 Commonwealth.

15 (c) Eligibility.--An application for a water and sewer
16 project under this section may not be deemed ineligible if the
17 project detailed in the application is for a portion of a larger
18 project the total cost of which exceeds \$500,000.

19 Section 8. Section 1713-A.1(b) of the act, amended July 13,
20 2016 (P.L.664, No.85), is amended to read:

21 Section 1713-A.1. Use of fund.

22 * * *

23 (b) Appropriations.--

24 (1) Except as otherwise provided in paragraphs (1.1),
25 (1.2), (1.3), (1.4) and (1.5), the General Assembly
26 appropriates moneys in the fund in accordance with the
27 following percentages based on the annual payment received in
28 each year:

29 (i) Thirteen percent for home and community-based
30 services pursuant to Chapter 5 of the Tobacco Settlement

1 Act.

2 (ii) Four and five-tenths percent for tobacco use
3 prevention and cessation programs pursuant to Chapter 7
4 of the Tobacco Settlement Act.

5 (iii) Twelve and six-tenths percent for health and
6 related research pursuant to section 906 of the Tobacco
7 Settlement Act.

8 (iv) One percent for health and related research
9 pursuant to section 909 of the Tobacco Settlement Act.

10 (v) Eight and eighteen one-hundredths percent for
11 the uncompensated care payment program pursuant to
12 Chapter 11 of the Tobacco Settlement Act.

13 (vi) Thirty percent for the purchase of Medicaid
14 benefits for workers with disabilities pursuant to
15 Chapter 15 of the Tobacco Settlement Act.

16 (vii) Eight percent for the expansion of the PACENET
17 program pursuant to Chapter 23 of the Tobacco Settlement
18 Act.

19 (viii) Twenty-two and seventy-two one-hundredths
20 percent shall remain in the fund to be separately
21 appropriated for health-related purposes.

22 (1.1) For fiscal year 2013-2014, the General Assembly
23 appropriates money in the fund in accordance with the
24 following percentage based on the annual payment received
25 each year:

26 (i) Thirteen percent for home-based and community-
27 based services under Chapter 5 of the Tobacco Settlement
28 Act.

29 (ii) Two and ninety-three hundredths percent for
30 tobacco use prevention and cessation programs under

1 Chapter 7 of the Tobacco Settlement Act.

2 (iii) Six and three-tenths percent for health and
3 related research under section 906 of the Tobacco
4 Settlement Act.

5 (iv) One-half percent for health and related
6 research under section 909 of the Tobacco Settlement Act.

7 (v) Four and nine-hundredths percent for the
8 uncompensated care payment program under Chapter 11 of
9 the Tobacco Settlement Act.

10 (vi) Thirty percent for the purchase of Medicaid
11 benefits for workers with disabilities under Chapter 15
12 of the Tobacco Settlement Act.

13 (vii) Forty-three and eighteen hundredths percent
14 shall remain in the fund to be separately appropriated
15 for health-related purposes.

16 (1.2) For fiscal year 2014-2015, money in the fund from
17 a payment received due to the recalculation of a prior annual
18 payment shall remain in the fund to be separately
19 appropriated for health-related purposes.

20 (1.3) For fiscal year 2014-2015, the General Assembly
21 appropriates money in the fund in accordance with the
22 following percentages based on the annual payment received
23 each year:

24 (i) Thirteen percent for home-based and community-
25 based services under Chapter 5 of the Tobacco Settlement
26 Act.

27 (ii) Four and five-tenths percent for tobacco use
28 prevention and cessation programs under Chapter 7 of the
29 Tobacco Settlement Act.

30 (iii) Twelve and six-tenths percent for health and

1 related research under section 906 of the Tobacco
2 Settlement Act.

3 (iv) One percent for health and related research
4 under section 909 of the Tobacco Settlement Act.

5 (v) Eight and eighteen hundredths percent for the
6 uncompensated care payment program under Chapter 11 of
7 the Tobacco Settlement Act.

8 (vi) Fifteen and twelve hundredths percent for the
9 purchase of Medicaid benefits for workers with
10 disabilities under Chapter 15 of the Tobacco Settlement
11 Act.

12 (vii) Forty-five and six-tenths percent shall remain
13 in the fund to be separately appropriated for health-
14 related purposes.

15 (1.4) For fiscal year 2015-2016 and fiscal year 2016-
16 2017, money in the fund from a payment received due to the
17 recalculation of a prior annual payment shall remain in the
18 fund to be separately appropriated for health-related
19 purposes.

20 (1.5) For fiscal year 2015-2016 [and], fiscal year 2016-
21 2017 and fiscal year 2017-2018, the General Assembly
22 appropriates money in the fund in accordance with the
23 following percentages based on the annual payment received
24 each year:

25 (i) Thirteen percent for home-based and community-
26 based services under Chapter 5 of the Tobacco Settlement
27 Act.

28 (ii) Four and five-tenths percent for tobacco use
29 prevention and cessation programs under Chapter 7 of the
30 Tobacco Settlement Act.

1 (iii) Twelve and six-tenths percent for health and
2 related research under section 906 of the Tobacco
3 Settlement Act.

4 (iv) One percent for health and related research
5 under section 909 of the Tobacco Settlement Act.

6 (v) Eight and eighteen hundredths percent for the
7 uncompensated care payment program under Chapter 11 of
8 the Tobacco Settlement Act.

9 (vi) Thirty percent for the purchase of Medicaid
10 benefits for workers with disabilities under Chapter 15
11 of the Tobacco Settlement Act.

12 (vii) Thirty and seventy-two hundredths percent
13 shall remain in the fund to be separately appropriated
14 for health-related purposes.

15 (2) In addition, any Federal funds received for any of
16 these programs are specifically appropriated to those
17 programs.

18 (3) All other payments and revenue received in the fund
19 other than the annual payment shall remain in the fund and
20 are available to be appropriated for health-related purposes.

21 * * *

22 Section 9. The definitions of "commission," "Pennsylvania
23 Breeding Fund" and "Pennsylvania Sire Stakes Fund" in section
24 1721-A.1 of the act, added July 13, 2016 (P.L.664, No.85), are
25 amended to read:

26 Section 1721-A.1. Definitions.

27 The following words and phrases when used in this subarticle
28 shall have the meanings given to them in this section unless the
29 context clearly indicates otherwise:

30 * * *

1 "Commission." The State Horse Racing Commission established
2 under [Article XXVIII-D of the act of April 9, 1929 (P.L.177,
3 No.175), known as The Administrative Code of 1929] 3 Pa.C.S. §
4 9311 (relating to State Horse Racing Commission).

5 * * *

6 "Pennsylvania Breeding Fund." The restricted account in the
7 State Racing Fund established under [section 2836-D of the act
8 of April 9, 1929 (P.L.177, No.175), known as The Administrative
9 Code of 1929] 3 Pa.C.S. § 9336 (relating to Pennsylvania
10 Breeding Fund).

11 "Pennsylvania Sire Stakes Fund." The restricted account in
12 the State Racing Fund established under [section 2837-D of the
13 act of April 9, 1929 (P.L.177, No.175), known as The
14 Administrative Code of 1929] 3 Pa.C.S. § 9337 (relating to
15 Pennsylvania Sire Stakes Fund).

16 Section 10. Sections 1722-A.1(c), 1723-A.1(2) and (3) and
17 1733-A.1 of the act, amended July 13, 2016 (P.L.664, No.85), are
18 amended to read:

19 Section 1722-A.1. Pennsylvania Race Horse Development Fund.

20 * * *

21 (c) Distributions.--Except as provided under [sections 2813-
22 D and 2874-D of the Administrative Code of 1929] 3 Pa.C.S. §§
23 9313 (relating to budget) and 9374 (relating to costs of
24 enforcement of medication rules or regulations), and in
25 accordance with section 1723-A.1, the department shall make
26 distributions from the fund to each of the active and operating
27 Category 1 licensees conducting live racing.

28 Section 1723-A.1. Distributions from Pennsylvania Race Horse
29 Development Fund.

30 Funds in the fund are appropriated to the department on a

1 continuing basis for the purposes set forth in this subsection
2 and shall be distributed to each active and operating Category 1
3 licensee conducting live racing as follows:

4 * * *

5 (2) Distributions from the fund shall be allocated as
6 follows:

7 (i) For fiscal years 2013-2014 and 2014-2015, each
8 week, \$802,682 in the fund shall be transferred to the
9 account. This transfer shall not exceed \$17,659,000
10 annually.

11 (i.1) In addition to the transfer under subparagraph
12 (i), for a total of 14 weeks from the effective date of
13 this subparagraph, each week, \$300,000 shall be
14 transferred from the fund, for a total amount of
15 \$4,200,000, to the State Racing Fund to be used
16 exclusively for the enforcement of the act of December
17 17, 1981 (P.L.435, No.135), known as the Race Horse
18 Industry Reform Act. Moneys transferred pursuant to this
19 subparagraph shall not be transferred subsequently to any
20 other State fund or account for any purpose.

21 (i.2) For fiscal year 2015-2016, beginning on the
22 effective date of this subparagraph, the sum of
23 \$25,759,000 in the fund shall be transferred to the
24 account in equal weekly amounts sufficient to complete
25 the transfer by June 30, 2016.

26 (i.3) For fiscal year 2016-2017, the sum of
27 \$19,659,000 in the fund shall be transferred to the
28 account in 22 equal weekly amounts beginning on the
29 effective date of this subparagraph.

30 (i.4) For fiscal year 2017-2018, the sum of

1 \$19,659,000 in the fund shall be transferred to the
2 account in 22 32 equal weekly amounts beginning on the <--
3 effective date of this subparagraph.

4 (I.5) FOR FISCAL YEAR 2017-2018, THE SUM OF <--
5 \$10,750,000 SHALL BE TRANSFERRED TO THE GENERAL FUND IN
6 32 EQUAL WEEKLY AMOUNTS BEGINNING ON THE EFFECTIVE DATE
7 OF THIS SUBPARAGRAPH.

8 (ii) Each week, the money remaining in the fund
9 after any transfer under subparagraphs (i), (i.1), (i.2)
10 [and], (i.3) ~~and (i.4)~~, (i.4) and (i.5) shall be <--
11 distributed to each active and operating Category 1
12 licensee conducting live racing in accordance with the
13 following formula:

14 (A) Divide:

15 (I) the total daily assessments paid, by
16 each active and operating Category 1 licensee
17 conducting live racing, into the fund for that
18 week; by

19 (II) the total daily assessments paid, by
20 all active and operating Category 1 licensees
21 conducting live racing, into the fund for that
22 week.

23 (B) Multiply the quotient under clause (A) by
24 the amount to be distributed under this subparagraph.

25 (iii) The distribution under subparagraph (ii) shall
26 be allocated as follows:

27 (A) The greater of 4% of the amount to be
28 distributed under subparagraph (ii) or \$220,000 shall
29 be used to fund health and pension benefits for the
30 members of the horsemen's organizations representing

1 the owners and trainers at the racetrack at which the
2 licensed racing entity operates for the benefit of
3 the organization's members, their families, employees
4 and others in accordance with the rules and
5 eligibility requirements of the organization, as
6 approved by the commission. This amount shall be
7 deposited within five business days of the end of
8 each week into a separate account to be established
9 by each respective horsemen's organization at a
10 banking institution of its choice. Of this amount, a
11 minimum of \$250,000 shall be paid annually by the
12 horsemen's organization to the thoroughbred jockeys
13 or standardbred drivers organization at the racetrack
14 at which the licensed racing entity operates for
15 health insurance, life insurance or other benefits to
16 active and disabled thoroughbred jockeys or
17 standardbred drivers in accordance with the rules and
18 eligibility requirements of that organization. The
19 total distribution under this clause in any fiscal
20 year shall not exceed \$11,400,000.

21 (B) Of the money remaining to be distributed
22 under subparagraph (ii) after application of clause
23 (A), the following disbursements shall be made:

24 (I) Eighty-three and one-third percent of
25 the money to be distributed under this clause
26 shall be deposited on a weekly basis into a
27 separate, interest-bearing purse account to be
28 established by and for the benefit of the
29 horsemen. The earned interest on the account
30 shall be credited to the purse account. Licensees

1 shall combine these funds with revenues from
2 existing purse agreements to fund purses for live
3 races consistent with those agreements with the
4 advice and consent of the horsemen.

5 (II) For thoroughbred tracks, 16 and 2/3% of
6 the money to be distributed under this clause
7 shall be deposited on a weekly basis into the
8 Pennsylvania Breeding Fund. For standardbred
9 tracks, 8 and 1/3% of the money to be distributed
10 under this clause shall be deposited on a weekly
11 basis into the Pennsylvania Sire Stakes Fund; and
12 8 and 1/3% of the money to be distributed under
13 this clause shall be deposited on a weekly basis
14 into a restricted account in the State Racing
15 Fund to be known as the Pennsylvania Standardbred
16 Breeders Development Fund. The commission shall,
17 in consultation with the Secretary of
18 Agriculture, promulgate regulations adopting a
19 standardbred breeders program that will include
20 the administration of the Pennsylvania Stallion
21 Award, the Pennsylvania Bred Award and the
22 Pennsylvania Sired and Bred Award.

23 (3) The following shall apply:

24 (i) For fiscal year 2016-2017, the department shall
25 transfer \$8,555,255 from the fund to the State Racing
26 Fund pursuant to section 2874-D of The Administrative
27 Code of 1929.

28 (ii) For fiscal year 2017-2018, the department shall
29 transfer \$10,066,000 from the fund to the State Racing
30 Fund pursuant to 3 Pa.C.S. § 9374 (relating to costs of

1 enforcement of medication rules or regulations).

2 Section 1733-A.1. Drug and Alcohol Programs.

3 For fiscal year 2015-2016 [and], fiscal year 2016-2017 and
4 fiscal year 2017-2018, \$2,500,000 from the sale of liquor and
5 alcohol shall be transferred to the Department of Drug and
6 Alcohol Programs for the purposes set forth in section 802(c) of
7 the act of April 12, 1951 (P.L.90, No.21), known as the Liquor
8 Code.

9 Section 10.1. The act is amended by adding a section to
10 read:

11 Section 1734-A.1. Workers' Compensation Security Fund.

12 Notwithstanding section 2112 of the act of July 12, 2016
13 (P.L.1577, No.16A), known as the General Appropriation Act of
14 2016, or any other provision of law to the contrary, any amount
15 transferred from the Workers' Compensation Security Fund
16 pursuant to section 2112 shall be repaid to the Workers'
17 Compensation Security Fund by July 1, 2019.

18 ~~Section 11. Section 1741 A.1 of the act, added April 25,~~ <--
19 ~~2016 (P.L.168, No.25), is amended to read:~~

20 ~~Section 1741 A.1. Definitions.~~

21 ~~The following words and phrases when used in this subarticle~~
22 ~~shall have the meanings given to them in this section unless the~~
23 ~~context clearly indicates otherwise:~~

24 ~~"Authority." The Commonwealth Financing Authority~~
25 ~~established under 64 Pa.C.S. Ch. 15 (relating to Commonwealth~~
26 ~~Financing Authority).~~

27 ~~"Fund." The Natural Gas Infrastructure Development Fund.~~

28 ~~Section 12. Section 1743 A.1 of the act is amended by adding~~
29 ~~a subsection to read:~~

30 ~~Section 1743 A.1. Transfer of funds.~~

1 * * *

2 ~~(c) Fiscal year 2017-2018. For fiscal year 2017-2018, the~~
3 ~~sum of \$6,000,000 from the trust account established under 64-~~
4 ~~Pa.C.S. § 1541 (relating to trust accounts) for the Building~~
5 ~~Pennsylvania Program shall be transferred to the fund for use by~~
6 ~~the authority.~~

7 Section 12.1. Article XVII A.1 of the act is amended by
8 adding a subarticle to read:

9 SUBARTICLE F

10 FIRST CHANCE TRUST FUND

11 Section 1751 A.1. Definitions.

12 ~~The following words and phrases when used in this subarticle~~
13 ~~shall have the meanings given to them in this section unless the~~
14 ~~context clearly indicates otherwise:~~

15 ~~"Annual contract amount." The amount of revenue paid to a~~
16 ~~contractor in the fiscal year.~~

17 ~~"Child." A child under 18 years of age who resides in this~~
18 ~~Commonwealth.~~

19 ~~"Commission." The Pennsylvania Commission on Crime and~~
20 ~~Delinquency.~~

21 ~~"Commonwealth agency." An executive agency, an independent~~
22 ~~agency or a State affiliated entity.~~

23 ~~"Department." The Department of Corrections of the~~
24 ~~Commonwealth.~~

25 ~~"Fund." The First Chance Trust Fund established under~~
26 ~~section 1752 A.1.~~

27 ~~"Program." An evidence based or outcome based program for~~
28 ~~children who meet the eligibility requirements determined by the~~
29 ~~commission, aimed at reducing risk factors and producing~~
30 ~~positive outcomes, which may include mentoring, individual~~

1 ~~counseling and therapeutic services and family strengthening~~
2 ~~activities.~~

3 ~~"Scholarship program." A program which assists students in~~
4 ~~obtaining education or other vocational training who meet all of~~
5 ~~the following criteria:~~

6 ~~(1) The students reside within this Commonwealth and~~
7 ~~attend an educational or vocational training institution~~
8 ~~located in this Commonwealth.~~

9 ~~(2) The students are 24 years of age or younger.~~

10 ~~(3) The students meet other eligibility requirements as~~
11 ~~determined by the commission in accordance with this~~
12 ~~subarticle.~~

13 ~~Section 1752 A.1. First Chance Trust Fund.~~

14 ~~The First Chance Trust Fund is established as a restricted~~
15 ~~account in the General Fund.~~

16 ~~Section 1753 A.1. Use of fund.~~

17 ~~(a) Source of revenue. The fund shall include revenues from~~
18 ~~the following:~~

19 ~~(1) Contributions from selected contractors of~~
20 ~~designated contracts as specified under section 1754 A.1.~~

21 ~~(2) Grants, gifts, donations and other payments from an~~
22 ~~individual, a person, a business entity, a nonprofit entity~~
23 ~~or a government entity.~~

24 ~~(3) Money appropriated into the fund.~~

25 ~~(b) Appropriation. Money in the fund is appropriated to the~~
26 ~~commission on a continuing basis for purposes set forth under~~
27 ~~subsection (c).~~

28 ~~(c) Authorization. The commission may allocate revenues~~
29 ~~from the fund for the following purposes:~~

30 ~~(1) Establishing and operating a scholarship program for~~

~~students in those regions of this Commonwealth which have statistically higher high school dropout rates or incarceration rates as determined by the commission.~~

~~(2) Providing grants to programs that benefit children in those regions of this Commonwealth which have statistically higher high school dropout rates or incarceration rates as determined by the commission.~~

~~(d) Contributions. The commission may solicit and accept gifts, donations, legacies and other revenues for deposit into the fund from a person or government entity.~~

~~(e) Operation. The following apply:~~

~~(1) The commission shall adopt a statement of policy for the maintenance and use of the fund within 60 days of the effective date of this section. The policy shall be published as a notice in the Pennsylvania Bulletin, but shall not be subject to review under any of the following:~~

~~(i) Section 205 of the act of July 31, 1968 (P.L.769, No.240), referred to as the Commonwealth Documents Law.~~

~~(ii) Sections 204(b) and 301(10) of the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act.~~

~~(iii) The act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act.~~

~~(2) No payment shall be made from the fund before the statement of policy has been published as provided for under this subsection.~~

~~(f) Report. By July 31, 2018, and every year thereafter, the commission shall submit a report to the chairperson and minority chairperson of the Appropriations Committee of the~~

~~Senate, the chairperson and minority chairperson of the
Judiciary Committee of the Senate, the chairperson and minority
chairperson of the Appropriations Committee of the House of
Representatives and the chairperson and minority chairperson of
the Judiciary Committee of the House of Representatives. The
report shall specify all of the following:~~

~~(1) The fund's revenues and expenditures in the prior
fiscal year.~~

~~(2) The number of academic scholarships awarded and the
name and the county of residence of the recipients of
academic scholarships.~~

~~(3) The number of grants awarded and the name and county
of residence of the grantees.~~

~~(g) Audit. The Auditor General shall conduct an audit of
the fund's revenues and expenditures no later than three years
after the effective date of this section. The Auditor General
shall conduct subsequent audits of the fund's revenues and
expenditures no more than once every three years from the date
of the preceding audit. The Auditor General shall submit a
report of each audit to the Governor, the chairperson and
minority chairperson of the Appropriations Committee of the
Senate and the chairperson and minority chairperson of the
Appropriations Committee of the House of Representatives.~~

~~Section 1754 A.1. Contributions to the fund.~~

~~(a) Department procurement. The following apply:~~

~~(1) Within six months of the effective date of this
section, the department shall include a requirement in a
notice for invitations for bids under 62 Pa.C.S. § 512
(relating to competitive sealed bidding), a notice of request
for proposals under 62 Pa.C.S. § 513 (relating to competitive~~

~~sealed proposals) and a notice for sole source procurement under 62 Pa.C.S. § 515 (relating to sole source procurement), if the contract dollar threshold is expected to exceed \$5,000,000 annually, that the selected contractor contribute the equivalent value of 1% of the annual contract amount to the fund no later than June 30 of any fiscal year when the contract is in effect. The department may withhold the equivalent of 1% of the annual contract amount and remit the money to the fund on behalf of the selected contractor in order to effectuate the contribution.~~

~~(2) Upon prior approval by the Secretary of Corrections, the department may waive the contribution requirement under paragraph (1).~~

~~(b) Commonwealth agency procurement. Within six months of the effective date of this section, a Commonwealth agency may include a requirement in a notice for invitations for bids under 62 Pa.C.S. § 512, a notice of request for proposals under 62 Pa.C.S. § 513 and a notice for sole source procurement under 62 Pa.C.S. § 515, if the contract dollar threshold is expected to exceed \$5,000,000 annually, that the selected contractor contribute the equivalent value of 1% of the annual contract amount to the fund no later than June 30 of any fiscal year when the contract is in effect. The Commonwealth agency may withhold payment equivalent of 1% of the annual contract amount and remit the payment to the fund on behalf of the selected contractor in order to effectuate the contribution.~~

~~(c) Use. Contributions under subsections (a) and (b) shall be deposited into the fund and shall only be used for the purposes set forth in section 1753 A.1(c).~~

~~(d) Deposits. Within 15 days of the last day of each month,~~

1 ~~the commission and the Office of the Budget, in consultation~~
2 ~~with the State Treasurer, shall compute the total amount of~~
3 ~~revenue from all sources received by the Commonwealth during the~~
4 ~~immediately preceding month which shall be deposited into the~~
5 ~~fund by the State Treasurer in accordance with this subarticle.~~

6 SECTION 11. (RESERVED). <--

7 SECTION 12. (RESERVED).

8 Section 13. Section 1726-C(6) of the act is repealed:

9 Section 1726-C. Fund transfers.

10 The following shall apply:

11 * * *

12 [(6) Notwithstanding Subchapter C of Chapter 7 of the
13 act of March 20, 2002 (P.L.154, No.13), known as the Medical
14 Care Availability and Reduction of Error (Mcare) Act, the sum
15 of \$200,000,000 shall be transferred from the unappropriated
16 surplus of the Pennsylvania Professional Liability Joint
17 Underwriting Association to the General Fund. The sum
18 transferred under this section shall be repaid to the
19 Pennsylvania Professional Liability Joint Underwriting
20 Association over a five-year period commencing July 1, 2018.
21 An annual payment amount shall be included in the budget
22 submission required under section 613 of the act of April 9,
23 1929 (P.L.177, No.175), known as The Administrative Code of
24 1929.]

25 * * *

26 Section 14. ~~Sections 1718-E and~~ SECTION 1719-E of the act <--

27 ~~are~~ IS amended to read: <--

28 ~~Section 1718-E. Department of Agriculture.~~ <--

29 ~~(a) Appropriations. The following shall apply to~~
30 ~~appropriations for the Department of Agriculture:~~

1 ~~(1) No expenditures may be made from the appropriation~~
2 ~~for the payment to the State Farm Products Show Fund or from~~
3 ~~the State Farm Products Show Fund for any activities~~
4 ~~associated with the PAFE unless such activities take place on~~
5 ~~the premises of the Farm Show Complex, Harrisburg,~~
6 ~~Pennsylvania.~~

7 ~~(2) The department may make allocations of~~
8 ~~appropriations for development and operation of an open~~
9 ~~livestock show, for planning and staging of an open dairy~~
10 ~~show and for promotion and holding of annual local, regional~~
11 ~~and State 4H clubs and Future Farmers of America dairy shows~~
12 ~~as it deems appropriate, to an association whose purposes are~~
13 ~~in accord with the purposes and intent of the appropriations.~~
14 ~~Allocations under this paragraph shall be used for the~~
15 ~~development and operation of Livestock, Dairy and Junior~~
16 ~~Dairy Shows in the Pennsylvania Farm Show Complex, provided~~
17 ~~that the funds allocated by the department shall only be used~~
18 ~~for the specific items approved by the department in advance.~~

19 ~~(b) Pennsylvania Malt and Brewed Beverages Industry~~
20 ~~Promotion Board. The members of the Pennsylvania Malt and~~
21 ~~Brewed Beverages Industry Promotion Board established under~~
22 ~~section 446.1 of the act of April 12, 1951 (P.L.90, No.21),~~
23 ~~known as the Liquor Code, shall be entitled to reimbursement~~
24 ~~from the Department of Agriculture for reasonable and necessary~~
25 ~~expenses incurred in connection with the performance of their~~
26 ~~duties as members of the board.~~

27 Section 1719-E. Department of Community and Economic
28 Development.

29 (a) Appropriations.--The following shall apply to
30 appropriations for the Department of Community and Economic

1 Development:

2 (1) No more than 20% of funds appropriated for grants
3 under the act of May 20, 1949 (P.L.1633, No.493), known as
4 the Housing and Redevelopment Assistance Law, shall be
5 allocated to any one political subdivision.

6 (2) (Reserved).

7 (b) Expenditures for media advertising.--The provisions of
8 the act of December 20, 2015 (P.L.497, No.90), known as the
9 Taxpayer-Funded Advertising Transparency Act, shall not apply to
10 expenditures for media advertising authorized for the Department
11 of Community and Economic Development under section 4 or 5 of
12 the act of May 10, 1939 (P.L.111, No.51), known as the Commerce
13 Law.

14 (c) Notwithstanding any other provision of law to the <--
15 contrary, in addition to the powers granted to an authority
16 under 53 Pa.C.S. § 5607 (relating to purposes and powers), an
17 authority may:

18 (1) Perform the replacement or remediation of private
19 water laterals and private sewer laterals for customers of
20 the authority if the authority determines that the
21 replacement or remediation will benefit the public health,
22 public water supply system or public sewer system. No
23 authority that has performed a replacement or remediation
24 shall be deemed to be the owner of a private water lateral or
25 private sewer lateral or be obligated to perform any other
26 duties unless determined necessary by the authority.

27 (2) Use public funds and utilize authority employees for
28 the replacement or remediation of private water laterals and
29 private sewer laterals if the authority determines that the
30 replacement or remediation will benefit the public health,

~~public water supply system or public sewer system. Before using public funds the authority shall consider the availability of public funds, equipment, personnel and facilities and the competing demands of the authority for public funds, equipment, personnel and facilities.~~

~~(3) Construct and maintain water or sanitary sewer pump stations, public water distribution systems, public sewer collection systems or similar general construction services within the service area of the authority or by contract or agreement with the authority.~~

~~(d) Definitions. As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:~~

~~"Authority." An authority incorporated under 53 Pa.C.S. Ch. 56 (relating to municipal authorities).~~

~~"Private sewer lateral." A line on a property upon which a building or structure is located that connects to a public sewer system.~~

~~"Private water lateral." A line on a property upon which a building or structure is located that connects to a public water system.~~

~~Section 14.1. Section 1722 E of the act is amended by adding a subsection to read:~~

~~Section 1722 E. Department of Education.~~

~~* * *~~

~~(c) Educational access program funding. The amount of educational access program funding received in the 2017-2018 fiscal year by a school district identified for financial watch status under section 694 A of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, during the~~

1 ~~2016-2017 school year shall be deemed to be a part of the school~~
2 ~~district's allocation amount under section 2502.53(b)(1) of the~~
3 ~~Public School Code of 1949 for the 2017-2018 school year and~~
4 ~~each school year thereafter.~~

5 ~~(d) Maximum school district market value. Beginning July 1,~~
6 ~~2017, for the purposes of the calculations described in section~~
7 ~~2501(14) and (14.1) of the act of March 10, 1949 (P.L.30,~~
8 ~~No.14), known as the Public School Code of 1949, a school~~
9 ~~district's market value shall not exceed \$47,000,000,000 and, in~~
10 ~~each subsequent year, the maximum market value shall be~~
11 ~~increased by the percentage increase in market value for all~~
12 ~~school districts.~~

13 Section 15. Section 1724.1-E of the act, amended July 13,
14 2016 (P.L.664, No.85), is amended to read:

15 Section 1724.1-E. Pennsylvania Gaming Control Board.

16 (a) Required deposit.--Notwithstanding 4 Pa.C.S. Pt. II
17 (relating to gaming) or any other provision of law to the
18 contrary, any payment of a slot machine license fee under 4
19 Pa.C.S. § 1209 (relating to slot machine license fee) received
20 by the Pennsylvania Gaming Control Board after June 30, 2014,
21 shall be deposited in and credited to the General Fund.

22 ~~(b) 2016-2017 fiscal year. Notwithstanding 4 Pa.C.S. Pt. II <--~~

23 (B) DEADLINES FOR FEES.--THE FOLLOWING SHALL APPLY: <--

24 (1) NOTWITHSTANDING 4 PA.C.S. PT. II or any other
25 provision of law to the contrary, for any slot machine
26 license issued in the 2016-2017 fiscal year the [Pennsylvania
27 Gaming Control Board] board shall require the slot machine
28 license fee under subsection (a) and the fee under 4 Pa.C.S.
29 § 13A61 (relating to table game authorization fee) to be paid
30 in full no later than June 30, 2017.

1 ~~(c) 2017-2018 fiscal year. Notwithstanding 4 Pa.C.S. Pt. II~~ <--
2 (2) NOTWITHSTANDING 4 PA.C.S. PT. II or any other <--
3 provision of law to the contrary, for any slot machine
4 license issued in the 2017-2018 fiscal year AFTER JUNE 30, <--
5 2017, the board shall require the slot machine license fee
6 under subsection (a) and the fee under 4 Pa.C.S. § 13A61 to
7 be paid in full no later than June 30, 2018. 10 DAYS AFTER <--
8 THE ISSUANCE OF THE LICENSE OR AUTHORIZATION.

9 Section 15.1. Section 1729-E(2)(ii) and (3)(i) of the act,
10 amended April 25, 2016 (P.L.168, No.25), are amended to read:

11 Section 1729-E. Department of Human Services.

12 The following shall apply to appropriations for the
13 Department of Human Services:

14 * * *

15 (2) Federal and State medical assistance payments. The
16 following shall apply:

17 * * *

18 (ii) [(Reserved).] Notwithstanding any other
19 provision of law, the assessment implemented under
20 Article VIII-A of the act of June 13, 1967 (P.L.31,
21 No.21), known as the Human Services Code, shall be
22 remitted electronically in periodic submissions, as
23 specified by the Department of Human Services, not to
24 exceed five times per year. A nursing facility shall
25 report the total assessment amount owed on forms and in
26 accordance with instructions prescribed by the
27 department. The nursing facility shall remit the total
28 assessment amount owed by the due date specified by the
29 department, which shall not be prior to 30 days from the
30 date of the second notice published under section 805-

1 A(a) of the Human Services Code.

2 * * *

3 (3) The following shall apply:

4 (i) If, in any fiscal year, the annual appropriation
5 for payments to counties under section 704.1(a) of the
6 [act of June 13, 1967 (P.L.31, No.21), known as the]
7 Human Services Code[,] has not been enacted by September
8 1, an amount shall be appropriated as of September 1 to
9 the Department of Human Services for the purpose of
10 making payments to counties under section 704.1(g) (5) and
11 (g.1) of the Human Services Code that is equal to the
12 difference between:

13 (A) the amount of funds specified as the
14 aggregate child welfare needs-based budget allocation
15 by the General Assembly under section 709.3(c.1) of
16 the Human Services Code in the general appropriation
17 act for the immediately preceding fiscal year as
18 necessary to fund child welfare services provided for
19 that fiscal year; and

20 (B) the amount of funds actually provided for
21 reimbursement to counties during that fiscal year.

22 * * *

23 Section 15.2. Section 1753.1-E of the act, added July 13,
24 2016 (P.L.664, No.85), is amended to read:

25 Section 1753.1-E. Commonwealth Financing Authority Restricted
26 Revenue Account.

27 (a) Account.--There is established a restricted revenue
28 account within the General Fund for the purpose of making
29 principal and interest payments coming due in each fiscal year,
30 beginning July 1, 2016, or thereafter, for outstanding

1 indebtedness of the Commonwealth Financing Authority. The State
2 Treasurer, upon consultation with the Secretary of the Budget,
3 shall transfer from the general revenues of the Commonwealth
4 collected under Article II of the act of March 4, 1971 (P.L.6,
5 No.2), known as the Tax Reform Code of 1971, to the restricted
6 revenue account such amounts, as may be necessary, to make
7 payment for principal and interest obligations. The State
8 Treasurer and the Secretary of the Budget shall consider the
9 timing of principal and interest payments and General Fund cash
10 flow when determining transfer amounts. Transfer of general
11 revenues under this section shall not exceed the amount
12 certified under 64 Pa.C.S. § 1543(e) (relating to indebtedness).

13 (b) Reports.--Within ten days of the expiration of each
14 quarter of each fiscal year, the Secretary of the Budget shall
15 provide to the chairperson and minority chairperson of the
16 Appropriations Committee of the Senate and the chairperson and
17 minority chairperson of the Appropriations Committee of the
18 House of Representatives a report relating to the restricted
19 revenue account under subsection (a) that includes at least all
20 of the following:

21 (1) A list of transfers from the general revenues of the
22 Commonwealth collected under Article II of the act of March
23 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971,
24 to the restricted revenue account in the preceding quarter.

25 (2) A list of projected transfers from the general
26 revenues of the Commonwealth collected under Article II of
27 the Tax Reform Code of 1971 to the restricted revenue account
28 that will be made in the succeeding four quarters.

29 (3) An itemized list of the principal and interest
30 payments and the timing of those payments made from the

1 restricted revenue account in the preceding quarter.

2 (4) An itemized list of the principal and interest
3 payments and the timing of those payments to be paid from the
4 restricted revenue account in the succeeding four quarters.

5 (5) An estimate of the total amount of outstanding
6 Commonwealth Financing Authority debt to be paid from the
7 restricted revenue account.

8 Section 16. ~~Section 1795.1 E of the act is amended to read: <--~~

9 ~~Section 1795.1 E. Surcharges.~~

10 ~~(a) Legislative finding. Due to reductions in revenue~~
11 ~~available to the Commonwealth, it is necessary to increase~~
12 ~~certain fees or surcharges to adequately fund the Unified~~
13 ~~Judicial System.~~

14 ~~(b) Imposition. In addition to the fee under [42 Pa.C.S. §~~
15 ~~3733.1(a)(1) (relating to surcharge)] section 2802 E(a)(1) of~~
16 ~~the act of April 9, 1929 (P.L.177, No.175), known as The~~
17 ~~Administrative Code of 1929, an additional surcharge of \$10~~
18 ~~shall be charged and collected by a division of the Unified~~
19 ~~Judicial System. The provisions of section 2802 E(b) of The~~
20 ~~Administrative Code of 1929 shall not apply to this subsection.~~
21 ~~This subsection shall expire December 31, [2017] 2020.~~

22 Section 16.1. ~~The act is amended by adding a section to~~
23 ~~read:~~

24 ~~Section 1798.3 E. Multimodal Transportation Fund.~~

25 ~~(a) Department of Transportation. From funds available to~~
26 ~~the Department of Transportation under 74 Pa.C.S. § 2104(a)(2)~~
27 ~~(relating to use of money in fund), the local match under 74~~
28 ~~Pa.C.S. § 2106 (relating to local match) may be waived by the~~
29 ~~Secretary of Transportation for good cause if the applicant for~~
30 ~~assistance is a municipality.~~

1 ~~(b) Commonwealth Financing Authority. Notwithstanding the~~
2 ~~provisions of 74 Pa.C.S. § 2106, a municipality receiving~~
3 ~~financial assistance under 74 Pa.C.S. § 2104(a)(4) may not be~~
4 ~~required to provide a local match.~~

5 ~~(c) Definition. As used in this section, the term~~
6 ~~"municipality" shall mean a city, borough, incorporated town or~~
7 ~~township.~~

8 ~~(d) Expiration. This section shall expire December 31,~~
9 ~~2018.~~

10 Section 16.2. Section 1799.1 E of the act is amended to
11 read:

12 Section 1799.1 E. Pennsylvania Liquor Control Board.

13 ~~(a) License fees. In order to encourage applications for~~
14 ~~licensure for tavern gaming, the Pennsylvania Liquor Control~~
15 ~~Board may reduce the license fee under section 905(c) of the act~~
16 ~~of December 19, 1988 (P.L.1262, No.156), known as the Local~~
17 ~~Option Small Games of Chance Act, to \$500 upon approval of the~~
18 ~~license.~~

19 ~~(b) Unallocated grant money. In any fiscal year when grant~~
20 ~~money authorized under section 446.1 of the act of April 12,~~
21 ~~1951 (P.L.90, No.21), known as the Liquor Code, remains~~
22 ~~unallocated, the remaining amount of money shall be made~~
23 ~~available for grants in subsequent fiscal years.~~

24 Section 16.3. The act is amended by adding sections to read:
25 Section 1799.5 E. Sales by distilleries.

26 ~~(a) General rule. Notwithstanding any provision of the act~~
27 ~~of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, to~~
28 ~~the contrary, the holder of a distillery or limited distillery~~
29 ~~license may sell liquor to the board and to persons not licensed~~
30 ~~by the board. A distillery or limited distillery license holder~~

~~1 may also directly sell liquor to any license or permit holder
2 that is otherwise authorized to sell liquor. However, aggregate
3 sales to the license and permit holders may not exceed 50,000
4 gallons during a calendar year. A license or permit holder that
5 wishes to acquire liquor produced by a distillery or limited
6 distillery license holder after the producer has reached its
7 aggregate 50,000 gallon limit may still acquire the product if
8 it is available from the board. If a person holds more than one
9 distillery or limited distillery license, either directly or
10 through a wholly owned subsidiary, the sales from all such
11 licenses shall be considered when determining whether the
12 50,000 gallon limit has been reached.~~

~~13 (b) Definitions. As used in this section, the term "board"
14 means the Pennsylvania Liquor Control Board.~~

~~15 Section 1799.6 E. Suspension for inspection deficiencies.~~

~~16 (a) Inspection deficiencies. If the Pennsylvania Liquor
17 Control Board finds, through an inspection by one of the board's
18 employees, that a licensee does not meet a requirement under the
19 act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code,
20 or the Pennsylvania Liquor Control Board's regulations that
21 renders the licensee ineligible for the license, including, but
22 not limited to, those instances when the licensee no longer
23 meets the seating, square footage, food, health license or room
24 requirements for the license, the Pennsylvania Liquor Control
25 Board may immediately suspend the operating privileges of the
26 licensee and shall give written notice to the licensee as to the
27 exact deficiency observed. The operating privileges shall remain
28 suspended until the licensee can establish to the Pennsylvania
29 Liquor Control Board's satisfaction that the licensee is again
30 eligible for the license.~~

1 ~~(b) Hearing. If the Pennsylvania Liquor Control Board~~
2 ~~refuses to reinstate the licensee's operating privileges, a~~
3 ~~suspended licensee may request a hearing before the Commonwealth~~
4 ~~Court solely on the issue of whether the licensee is eligible~~
5 ~~for reinstatement of its operating privileges. The Commonwealth~~
6 ~~Court may not lift a suspension imposed by the Pennsylvania~~
7 ~~Liquor Control Board until after it holds a hearing.~~

8 ~~(c) Additional penalties. An administrative suspension~~
9 ~~shall be in addition to any other penalties provided by law.~~

10 ~~(d) Continued fitness. Other violations of the law or~~
11 ~~questions as to the continued fitness of a licensee that are~~
12 ~~currently addressed through the citation process under section~~
13 ~~471 of the Liquor Code or the Pennsylvania Liquor Control~~
14 ~~Board's nonrenewal process under section 470(a.1) of the Liquor~~
15 ~~Code shall continue to be addressed in that manner and not~~
16 ~~through the suspension process under this section.~~

17 SECTION 16. THE ACT IS AMENDED BY ADDING SECTIONS TO READ: <--
18 ~~Section 1799.7-E 1799.5-E. State Employees' Retirement System~~ <--
19 Restricted Account.

20 ~~(a) Authority.--Notwithstanding any other law to the~~
21 ~~contrary, the State Employees' Retirement Board shall receive,~~ <--
22 ~~as part of the amounts transferred to the board, an amount of~~
23 ~~\$5,269,000 FROM UNEXPENDED PRIOR YEAR AGENCY GENERAL OPERATING~~ <--
24 ~~BALANCES to be placed in a restricted account for use by the~~
25 ~~board.~~

26 ~~(b) Use of funds.--The funds shall only be expended for the~~
27 ~~purpose of paying the administrative expenses of the board to~~
28 ~~establish and implement the State Employees' Defined~~
29 ~~Contribution Plan established under 71 Pa.C.S. Ch. 58 (relating~~
30 ~~to State employees' defined contribution plan).~~

1 (c) Nature of funds.--No funds may be transferred under
2 subsection (a) that are otherwise required to be transferred to
3 the board for any other purpose required by law.

4 Section ~~1799.8-E~~ 1799.6-E. Public School Employees' Retirement <--
5 System Restricted Account.

6 (a) Authority.--From the amounts appropriated but unexpended
7 for school employees' retirement for fiscal years prior to
8 fiscal year 2017-2018, the sum of \$6,801,000 shall be
9 transferred to the Public School Employees' Retirement System
10 and placed in a restricted account for use by the board.

11 (b) Use of funds.--The funds transferred under subsection
12 (a) shall only be used for the purpose of paying the
13 administrative expenses of the board to establish and implement
14 the Public School Employees' Defined Contribution Plan
15 established under 24 Pa.C.S. Ch. 84 (relating to school
16 employees' defined contribution plan).

17 (c) Nature of funds.--No funds may be transferred under
18 subsection (a) that are otherwise required to be transferred to
19 the board for any other purpose required by law.

20 Section 17. Sections 1706-E.2, 1707-E.2 and 1708-E.2(i) of <--
21 the act, added April 25, 2016 (P.L.168, No.25), are amended to
22 read:

23 Section 1706-E.2. Sinking fund charges for school building
24 projects.

25 The following shall apply:

26 (1) All school districts which submitted completed
27 applications to the department prior to the effective date of
28 this section, and which vote to proceed with construction and
29 awarded bids on their construction contracts no later than
30 July 1, [2019] 2021, shall, as permitted by law, either be

1 awarded a one-time capital grant, if available, for the
2 approved project in lieu of approved reimbursement payments
3 or, if not available, shall receive payments in the form of
4 reimbursements.

5 (2) The department shall administer the payments due and
6 payable under this section, and shall determine the amount of
7 the capital grant due each school district which shall not
8 exceed the maximum reimbursable project amount.

9 SECTION 1707-E.2. LIMITATION ON NEW APPLICATIONS FOR DEPARTMENT <--
10 OF EDUCATION APPROVAL OF PUBLIC SCHOOL BUILDING
11 PROJECTS.

12 FOR THE 2015-2016 [AND], 2016-2017 AND 2017-2018 SCHOOL
13 YEARS, THE DEPARTMENT OF EDUCATION SHALL NOT ACCEPT OR APPROVE
14 NEW BUILDING CONSTRUCTION OR RECONSTRUCTION PROJECT
15 APPLICATIONS. COMPLETED SCHOOL BUILDING CONSTRUCTION OR
16 RECONSTRUCTION PROJECT APPLICATIONS RECEIVED BY THE DEPARTMENT
17 OF EDUCATION BY MAY 15, 2016, ARE NOT SUBJECT TO THIS
18 SUBSECTION.

19 Section 1708-E.2. Public School Building Construction and
20 Reconstruction Advisory Committee.

21 * * *

22 (i) Report.--The committee shall issue a report not later
23 than [May 15, ~~October 31,~~ 2017] JANUARY 31, 2018, of the <--
24 committee's findings to the Governor, the President pro tempore
25 of the Senate, the Majority Leader and Minority Leader of the
26 Senate, the Appropriations Committee and Education Committee of
27 the Senate, the Speaker of the House of Representatives, the
28 Majority Leader and Minority Leader of the House of
29 Representatives, the Appropriations Committee and Education
30 Committee of the House of Representatives and the Secretary of

1 Education.

2 SECTION 17.1. THE ACT IS AMENDED BY ADDING AN ARTICLE TO <--
3 READ:

4 ARTICLE XVII-E.5

5 TOBACCO ANNUITY LIQUIDATION

6 SECTION 1701-E.5. DEFINITIONS.

7 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
8 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
9 CONTEXT CLEARLY INDICATES OTHERWISE:

10 "ANNUAL PAYMENT." A PAYMENT RECEIVED BY THE COMMONWEALTH
11 UNDER SECTION IX(C) (1) OF THE MASTER SETTLEMENT AGREEMENT.

12 "AUTHORITY." THE COMMONWEALTH FINANCING AUTHORITY
13 ESTABLISHED UNDER 64 PA.C.S. CH. 15 (RELATING TO COMMONWEALTH
14 FINANCING AUTHORITY).

15 "FUND." THE TOBACCO SETTLEMENT FUND ESTABLISHED IN SECTION
16 1712-A.1.

17 "MASTER SETTLEMENT AGREEMENT." THE SETTLEMENT AGREEMENT AND
18 RELATED DOCUMENTS ENTERED INTO ON NOVEMBER 23, 1998, BY THE
19 COMMONWEALTH AND LEADING UNITED STATES TOBACCO PRODUCT
20 MANUFACTURERS APPROVED BY THE COURT OF COMMON PLEAS,
21 PHILADELPHIA COUNTY, ON JANUARY 13, 1999.

22 "OFFICE." THE GOVERNOR'S OFFICE OF THE BUDGET.

23 "SECRETARY." THE SECRETARY OF THE BUDGET OF THE
24 COMMONWEALTH.

25 "TOBACCO SETTLEMENT ACT." THE ACT OF JUNE 26, 2001 (P.L.755,
26 NO.77), KNOWN AS THE TOBACCO SETTLEMENT ACT.

27 SECTION 1702-E.5. SALES AGREEMENT OR OTHER CONTRACT.

28 (A) DECLARATION OF POLICY.--THE GENERAL ASSEMBLY FINDS AND
29 DECLARES THAT:

30 (1) THE COMMONWEALTH EXPERIENCED A REVENUE DEFICIT OF

1 \$1,106,700,308 IN GENERAL FUND REVENUE COLLECTIONS FOR FISCAL
2 YEAR 2016-2017.

3 (2) THE COMMONWEALTH'S GENERAL FUND CONTINUES TO
4 EXPERIENCE A STRUCTURAL DEFICIT WHERE ANNUAL EXPENDITURES
5 EXCEED RECURRING REVENUE COLLECTIONS.

6 (3) THE GENERAL FUND FOR FISCAL YEAR 2016-2017 REVENUE
7 SHORTFALL IN COMBINATION WITH THE STRUCTURAL DEFICIT,
8 INCREASED EXPENDITURE NEEDS AND INCREASED TAX REFUNDS
9 RESULTED IN A SIGNIFICANT NEGATIVE ENDING BALANCE IN THE
10 GENERAL FUND OF APPROXIMATELY \$1,539,000,000 FOR FISCAL YEAR
11 2016-2017.

12 (4) A SIGNIFICANT PORTION OF THE COMMONWEALTH'S GENERAL
13 FUND ANNUAL EXPENDITURES ARE DEDICATED TO THE PROTECTION OF
14 THE HEALTH, SAFETY AND GENERAL WELFARE OF THE PEOPLE OF THIS
15 COMMONWEALTH AND THE FURTHERANCE OF ECONOMIC DEVELOPMENT AND
16 EFFICIENCY WITHIN THIS COMMONWEALTH BY PROVIDING BASIC
17 SERVICES AND FACILITIES.

18 (5) THE ABILITY OF THE COMMONWEALTH TO PROVIDE FOR THE
19 PROTECTION OF THE HEALTH, SAFETY AND GENERAL WELFARE OF THE
20 PEOPLE OF THIS COMMONWEALTH AND THE PROVISION OF BASIC
21 SERVICES AND FACILITIES IS JEOPARDIZED BY THE GENERAL FUND
22 FOR FISCAL YEAR 2016-2017 REVENUE DEFICIT AND THE CONTINUING
23 STRUCTURAL DEFICIT.

24 (6) THE PROVISIONS OF 64 PA.C.S. CH. 15 (RELATING TO
25 COMMONWEALTH FINANCING AUTHORITY) ARE ENTITLED TO LIBERAL
26 CONSTRUCTION IN ORDER TO EFFECT LEGISLATIVE AND PUBLIC
27 PURPOSES.

28 (7) ONE OF THE STATED PURPOSES OF 64 PA.C.S. CH. 15 IS
29 THE PROTECTION OF "THE HEALTH, SAFETY AND GENERAL WELFARE OF
30 THE PEOPLE OF THIS COMMONWEALTH AND TO FURTHER ENCOURAGE

1 ECONOMIC DEVELOPMENT AND EFFICIENCY WITHIN THIS COMMONWEALTH
2 BY PROVIDING BASIC SERVICES AND FACILITIES," AND "IT IS
3 NECESSARY TO PROVIDE ADDITIONAL OR ALTERNATE MEANS OF
4 FINANCING INFRASTRUCTURE FACILITIES, TRANSPORTATION SYSTEMS,
5 INDUSTRIAL PARKS, ENERGY CONVERSION FACILITIES, FACILITIES
6 FOR THE FURNISHING OF ENERGY, WATER AND TELECOMMUNICATIONS,
7 FACILITIES FOR THE COLLECTION OR TREATMENT OF WASTEWATER AND
8 STORM WATER, TOURISM, PARKING FACILITIES, HEALTH CARE
9 FACILITIES AND OTHER BASIC SERVICE AND RELATED FACILITIES
10 WHICH ARE CONDUCTIVE TO ECONOMIC ACTIVITY WITHIN THIS
11 COMMONWEALTH" UNDER 64 PA.C.S. § 1503(6) (RELATING TO
12 FINDINGS AND DECLARATION OF POLICY).

13 (8) THE TOBACCO SETTLEMENT FUND IS A SPECIAL REVENUE
14 FUND ESTABLISHED FOR THE PURPOSE OF PROVIDING FUNDING FOR
15 VARIOUS COMMONWEALTH PROGRAMS.

16 (9) THE SALE OF A PORTION OF ANNUAL PAYMENTS RECEIVED
17 THROUGH THE MASTER SETTLEMENT AGREEMENT AND DEPOSITED IN THE
18 TOBACCO SETTLEMENT FUND TO LEVERAGE FUNDING TO OFFSET THE
19 EFFECT OF THE FISCAL YEAR 2016-2017 REVENUE DEFICIT AND THE
20 STRUCTURAL DEFICIT IS IN THE BEST INTEREST OF THE
21 COMMONWEALTH TO PROVIDE GENERAL FUND BUDGETARY RELIEF
22 NECESSARY FOR THE PROTECTION OF THE HEALTH, SAFETY AND
23 GENERAL WELFARE OF THE PEOPLE OF THIS COMMONWEALTH AND THE
24 PROVISION OF BASIC SERVICES AND FACILITIES.

25 (B) AUTHORITY.--NOTWITHSTANDING ANY OTHER LAW, THE AUTHORITY
26 SHALL ESTABLISH A PROGRAM TO SELL A PORTION OF THE REVENUE THE
27 COMMONWEALTH WILL RECEIVE UNDER THE MASTER SETTLEMENT AGREEMENT
28 ON BEHALF OF THE COMMONWEALTH, THE PROCEEDS OF WHICH SHALL BE
29 DEPOSITED IN THE GENERAL FUND TO PROVIDE GENERAL FUND BUDGETARY
30 RELIEF NECESSARY FOR THE PROTECTION OF THE HEALTH, SAFETY AND

1 GENERAL WELFARE OF THE PEOPLE OF THIS COMMONWEALTH AND THE
2 FURTHERANCE OF ECONOMIC DEVELOPMENT AND EFFICIENCY WITHIN THIS
3 COMMONWEALTH BY PROVIDING BASIC SERVICES AND FACILITIES.

4 (C) DEBT OR LIABILITY.--

5 (1) SALES AGREEMENTS OR OTHER CONTRACTS ISSUED UNDER
6 THIS ARTICLE SHALL NOT BE A DEBT OR LIABILITY OF THE
7 COMMONWEALTH AND SHALL NOT CREATE OR CONSTITUTE AN
8 INDEBTEDNESS, LIABILITY OR OBLIGATION OF THE COMMONWEALTH.

9 (2) LEGAL OBLIGATIONS UNDER THIS ARTICLE SHALL BE
10 PAYABLE SOLELY FROM REVENUES OR FUNDS PLEDGED OR AVAILABLE AS
11 AUTHORIZED UNDER THIS ARTICLE.

12 (3) EACH SALES AGREEMENT OR OTHER CONTRACT UNDER THIS
13 ARTICLE MUST CONTAIN ON ITS FACE A STATEMENT THAT:

14 (I) THE AUTHORITY IS OBLIGATED TO PAY THE PORTION OF
15 THE REVENUE THE COMMONWEALTH WILL RECEIVE UNDER THE
16 MASTER SETTLEMENT AGREEMENT ONLY FROM THE REVENUES OR
17 FUNDS IDENTIFIED OR AVAILABLE FOR PAYMENT AS AUTHORIZED
18 UNDER THIS ARTICLE.

19 (II) THE COMMONWEALTH SHALL NOT BE OBLIGATED TO PAY
20 ANY AMOUNT PROVIDED IN THE SALES AGREEMENT OR OTHER
21 CONTRACT.

22 (III) THE FULL FAITH AND CREDIT OF THE COMMONWEALTH
23 IS NOT PLEDGED TO THE PAYMENT OF ANY AMOUNT PROVIDED IN
24 THE SALES AGREEMENT OR OTHER CONTRACT.

25 SECTION 1703-E.5. LIMITATIONS.

26 (A) MAXIMUM AMOUNT.--THE AUTHORITY SHALL ENTER INTO AN
27 AGREEMENT UNDER THIS ARTICLE IN A MAXIMUM AGGREGATE AMOUNT
28 SUFFICIENT TO RAISE NET PROCEEDS OF \$1,000,000,000 DURING THE
29 2017-2018 FISCAL YEAR.

30 (B) LIMITATION.--THE AUTHORITY SHALL NOT ENTER INTO AN

1 AGREEMENT UNDER THIS ARTICLE AFTER JUNE 30, 2018.

2 (C) TERM OF AGREEMENT.--THE TERM OF THE SALES AGREEMENT OR
3 OTHER CONTRACT UNDER THIS ARTICLE MAY NOT EXCEED 10 YEARS. NO
4 PAYMENTS FROM THE MASTER SETTLEMENT AGREEMENT MAY BE REQUIRED
5 UNDER THE SALES AGREEMENT OR OTHER CONTRACT BEFORE JULY 1, 2018.

6 SECTION 1704-E.5. FINANCE PLEDGE.

7 (A) ANNUAL PAYMENTS.--

8 (1) ANNUAL PAYMENTS RECEIVED UNDER THE MASTER SETTLEMENT
9 AGREEMENT ARE PLEDGED BY THE COMMONWEALTH IN THE AMOUNT
10 PROVIDED IN THE SALES AGREEMENT OR OTHER CONTRACT ENTERED
11 INTO BY THE AUTHORITY UNDER THIS ARTICLE.

12 (2) THE SECRETARY SHALL CERTIFY THE AMOUNT OF ANNUAL
13 PAYMENTS UNDER THE MASTER SETTLEMENT AGREEMENT NECESSARY TO
14 BE PLEDGED FOR PAYMENT UNDER THE SALES AGREEMENT OR OTHER
15 CONTRACT ENTERED INTO BY THE AUTHORITY UNDER THIS ARTICLE
16 PRIOR TO ENTERING INTO A SALES AGREEMENT OR OTHER CONTRACT.
17 THE CERTIFICATION SHALL BE PUBLISHED AS A NOTICE IN THE
18 PENNSYLVANIA BULLETIN.

19 (B) (RESERVED).

20 SECTION 1705-E.5. CONDITIONS.

21 ANY SALE, CONVEYANCE OR OTHER TRANSFER AUTHORIZED UNDER THIS
22 ARTICLE SHALL BE EVIDENCED BY A SALES AGREEMENT OR OTHER
23 CONTRACT IN WRITING SIGNED ON BEHALF OF THE COMMONWEALTH BY THE
24 GOVERNOR. A CERTIFIED COPY OF THE SALES AGREEMENT OR OTHER
25 CONTRACT SHALL BE FILED WITH THE GOVERNOR, STATE TREASURER,
26 OFFICE OF THE BUDGET, PRESIDENT PRO TEMPORE OF THE SENATE,
27 MINORITY LEADER OF THE SENATE, SPEAKER OF THE HOUSE OF
28 REPRESENTATIVES AND MINORITY LEADER OF THE HOUSE OF
29 REPRESENTATIVES PROMPTLY UPON EXECUTION AND DELIVERY OF THE
30 SALES AGREEMENT OR OTHER CONTRACT. THE SALES AGREEMENT OR OTHER

1 CONTRACT MAY INCLUDE AN IRREVOCABLE DIRECTION TO THE SECRETARY
2 TO PAY ALL OR A SPECIFIED PORTION OF THE TOBACCO SETTLEMENT
3 REVENUES DIRECTLY TO A PERSON WHO HAS ENTERED INTO A SALES
4 AGREEMENT OR OTHER CONTRACT UNDER THIS ARTICLE.

5 SECTION 1706-E.5. DEPOSIT OF PROCEEDS.

6 THE NET PROCEEDS OF A SALES AGREEMENT OR OTHER CONTRACT
7 ENTERED INTO UNDER THIS ARTICLE SHALL BE TRANSFERRED BY THE
8 AUTHORITY TO THE STATE TREASURER FOR DEPOSIT INTO THE GENERAL
9 FUND AND SHALL BE AVAILABLE FOR EXPENDITURE AS PROVIDED IN THIS
10 ARTICLE UPON APPROPRIATION BY THE GENERAL ASSEMBLY.

11 SECTION 1707-E.5. LIMITATION ON APPROPRIATIONS.

12 THE AMOUNT OF ANNUAL PAYMENTS FROM THE MASTER SETTLEMENT
13 AGREEMENT THAT ARE PLEDGED AND CERTIFIED BY THE SECRETARY UNDER
14 SECTION 1704-E.5 FOR PAYMENTS REQUIRED UNDER A SALES AGREEMENT
15 OR OTHER CONTRACT UNDER THIS ARTICLE SHALL NOT BE SUBJECT TO
16 APPROPRIATION UNDER SECTION 1713-A.1.

17 SECTION 1708-E.5. COMPETITIVE PROCESS.

18 A SALES AGREEMENT OR CONTRACT ENTERED INTO UNDER THIS ARTICLE
19 SHALL BE MADE IN A COMPETITIVE PROCESS IN ACCORDANCE WITH THE
20 FOLLOWING:

21 (1) NO LATER THAN 30 DAYS AFTER THE EFFECTIVE DATE OF
22 THIS SECTION, THE AUTHORITY SHALL ACCEPT STATEMENTS OF
23 QUALIFICATIONS AND EXPRESSIONS OF INTEREST FROM PERSONS IN
24 RELATION TO A SALE OR OTHER CONTRACT UNDER THIS ARTICLE. THE
25 AUTHORITY MAY SPECIFY A UNIFORM FORMAT FOR STATEMENTS OF
26 QUALIFICATIONS AND REQUIRED INFORMATION. PERSONS MAY AMEND
27 THESE STATEMENTS AT ANY TIME BY FILING A NEW STATEMENT.

28 (2) THE EXECUTIVE DIRECTOR OR A DESIGNEE OF THE
29 EXECUTIVE DIRECTOR MAY CONDUCT DISCUSSIONS WITH ANY
30 RESPONSIBLE OFFEROR TO DETERMINE THE OFFEROR'S QUALIFICATIONS

1 FOR FURTHER CONSIDERATION. DISCUSSIONS SHALL NOT DISCLOSE ANY
2 INFORMATION DERIVED FROM PROPOSALS SUBMITTED BY OTHER
3 OFFERORS.

4 (3) THE STATE EMPLOYEES RETIREMENT SYSTEM AND THE PUBLIC
5 SCHOOL EMPLOYEES RETIREMENT SYSTEM SHALL EACH SUBMIT TO THE
6 AUTHORITY A STATEMENT OF QUALIFICATION AND EXPRESSION OF
7 INTEREST UNDER PARAGRAPH (1).

8 (4) AN AWARD TO ENTER INTO A SALE AGREEMENT UNDER THIS
9 ARTICLE SHALL BE MADE TO THE RESPONSIBLE OFFEROR DETERMINED
10 IN WRITING BY THE AUTHORITY TO BE BEST QUALIFIED BASED ON THE
11 EVALUATION FACTORS SET FORTH IN THE REQUEST FOR PROPOSALS.
12 THE AUTHORITY SHALL CONSIDER A PROPOSAL MADE BY THE STATE
13 EMPLOYEES RETIREMENT SYSTEM AND THE PUBLIC SCHOOL EMPLOYEES
14 RETIREMENT SYSTEM. THE PROVISIONS OF 64 PA.C.S. § 1512(D)(1)
15 (RELATING TO BOARD) SHALL APPLY TO A DECISION TO AWARD UNDER
16 THIS PARAGRAPH. IF TERMS CANNOT BE AGREED UPON WITH THE BEST
17 QUALIFIED RESPONSIBLE OFFEROR, NEGOTIATIONS WILL BE FORMALLY
18 TERMINATED WITH THE OFFEROR. IF PROPOSALS WERE SUBMITTED BY
19 ONE OR MORE OTHER RESPONSIBLE OFFERORS, NEGOTIATIONS MAY BE
20 CONDUCTED WITH THE OTHER RESPONSIBLE OFFEROR OR RESPONSIBLE
21 OFFERORS IN THE ORDER OF THEIR RESPECTIVE QUALIFICATION
22 RANKING. THE SALES AGREEMENT OR CONTRACT MAY BE AWARDED TO
23 THE RESPONSIBLE OFFEROR THEN RANKED AS BEST QUALIFIED IF THE
24 AMOUNT OF COMPENSATION IS DETERMINED TO BE FAIR AND
25 REASONABLE.

26 (5) SECTION 204(F) OF THE ACT OF OCTOBER 15, 1980
27 (P.L.950, NO.164), KNOWN AS THE COMMONWEALTH ATTORNEYS ACT,
28 SHALL APPLY TO A SALES AGREEMENT OR OTHER CONTRACT ENTERED
29 INTO UNDER THIS ARTICLE.

30 Section 18. Repeals are as follows:

1 (1) The General Assembly finds and declares as follows:

2 (i) Each year, articles on budget implementation are
3 added to the act.

4 (ii) These articles are temporary in nature but are
5 placed permanently into the act, utilizing article
6 numbers and section numbers.

7 (iii) Reusing article numbers and section numbers
8 will keep the text of the act more concise.

9 (iv) The repeals under paragraph (2) are necessary
10 to effectuate subparagraph (iii).

11 (2) Articles XVII-F and XVII-G of the act, added July 2,
12 2012 (P.L.823, No.87), are repealed.

13 Section 19. The act is amended by adding articles to read:

14 ARTICLE XVII-F

15 2017-2018 BUDGET IMPLEMENTATION

16 SUBARTICLE A

17 PRELIMINARY PROVISIONS

18 Section 1701-F. Applicability.

19 Except as specifically provided in this article, this article
20 applies to the General Appropriation Act of 2017 and all other
21 appropriation acts of 2017.

22 Section 1702-F. Definitions.

23 The following words and phrases when used in this article
24 shall have the meanings given to them in this section unless the
25 context clearly indicates otherwise:

26 "CCDFBG." Child Care and Development Fund Block Grant.

27 "General Appropriation Act of 2017." The act of July 11,
28 2017 (P.L. , No.1A), known as the General Appropriation Act
29 of 2017.

30 "Human Services Code." The act of June 13, 1967 (P.L.31,

1 No.21), known as the Human Services Code.

2 "Public School Code of 1949." The act of March 10, 1949
3 (P.L.30, No.14), known as the Public School Code of 1949.

4 "Secretary." The Secretary of the Budget of the
5 Commonwealth.

6 "TANFBG." Temporary Assistance for Needy Families Block
7 Grant.

8 SECTION 1703-F. DEPARTMENT OF CRIMINAL JUSTICE.

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9 FOR THE PURPOSES OF THE ACT OF JULY 11, 2017 (P.L. , NO.1A),
10 KNOWN AS THE GENERAL APPROPRIATION ACT OF 2017, A REFERENCE TO
11 THE DEPARTMENT OF CRIMINAL JUSTICE SHALL BE DEEMED TO BE A
12 REFERENCE TO THE DEPARTMENT OF CORRECTIONS, THE BOARD OF
13 PROBATION AND PAROLE, OR BOTH, AS APPLICABLE.

14 SECTION 1704-F. LAPSING OF PRIOR APPROPRIATIONS FOR EXECUTIVE
15 DEPARTMENT.

16 (A) LAPSE OF AMOUNTS.--ANY AMOUNTS REMAINING OF
17 APPROPRIATIONS FOR THE EXECUTIVE DEPARTMENT ENACTED IN GENERAL
18 APPROPRIATION ACTS FOR ALL FISCAL YEARS ENDING PRIOR TO JULY 1,
19 2017, WHICH ARE UNEXPENDED, UNCOMMITTED OR UNENCUMBERED AS OF
20 OCTOBER 31, 2017, SHALL LAPSE ON OCTOBER 31, 2017.

21 (B) ACTIONS.--THE STATE TREASURER SHALL TAKE SUCH ACTIONS AS
22 MAY BE NECESSARY TO EFFECTUATE THE LAPSE OF FUNDS PROVIDED BY
23 THIS SECTION.

24 SECTION 1705-F. LAPSING OF PRIOR APPROPRIATIONS FOR STATEWIDE
25 JUDICIAL COMPUTER SYSTEM.

26 (A) LAPSE OF AMOUNTS.--ANY AMOUNTS REMAINING OF
27 APPROPRIATIONS FOR THE STATEWIDE JUDICIAL COMPUTER SYSTEM
28 ENACTED IN GENERAL APPROPRIATION ACTS FOR ALL FISCAL YEARS
29 ENDING PRIOR TO JULY 1, 2017, WHICH ARE UNEXPENDED, UNCOMMITTED
30 OR UNENCUMBERED AS OF OCTOBER 31, 2017, SHALL LAPSE TO THE

1 GENERAL FUND ON OCTOBER 31, 2017.

2 (B) ACTIONS.--THE STATE TREASURER SHALL TAKE SUCH ACTIONS AS
3 MAY BE NECESSARY TO EFFECTUATE THE LAPSE OF FUNDS PROVIDED BY
4 THIS SECTION.

5 SUBARTICLE B

6 EXECUTIVE DEPARTMENTS

7 Section 1711-F. Governor (Reserved).

8 Section 1712-F. Executive offices.

9 The following apply:

10 (1) Money appropriated to the Pennsylvania Commission on
11 Crime and Delinquency for intermediate punishment treatment
12 programs shall be distributed competitively to counties for
13 offenders sentenced to intermediate punishment programs. The
14 portion of money for drug and alcohol and mental health
15 treatment programs shall be based on national statistics that
16 identify the percentage of incarcerated individuals that are
17 in need of treatment for substance issues but in no case
18 shall be less than 80% of the amount appropriated.

19 (2) From money appropriated to the commission, the
20 following apply:

21 (i) No less than the amount used in the 2014-2015
22 fiscal year shall be used to support the Statewide
23 Automated Victim Information and Notification System
24 (SAVIN) to provide offender information through county
25 jails.

26 (ii) No less than the amount used in the 2014-2015
27 fiscal year shall be used for a residential treatment
28 community facility for at-risk youth located in a county
29 of the fifth class.

30 (iii) From the amount appropriated, \$100,000 shall

1 be used for an innovative police data sharing pointer
2 index system that will allow participating law
3 enforcement agencies access to incident report data.

4 (iv) From the amount appropriated, \$200,000 shall be
5 used for a diversion program for first-time nonviolent
6 offenders facing prison sentences. The diversion program
7 must include education and employment services, case
8 management and mentoring.

9 (3) From money appropriated for violence and delinquency
10 prevention programs, no less than the amount used in the
11 2014-2015 fiscal year shall be used for programs in a city of
12 the second class, and no less than the amount used in the
13 2014-2015 fiscal year shall be used for blueprint mentoring
14 programs that address reducing youth violence in cities of
15 the first, second and third class.

16 Section 1713-F. Lieutenant Governor (Reserved).

17 Section 1714 F. Attorney General.

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18 From funds available to the Office of Attorney General,
19 \$100,000 shall be allocated to dedicated emergency response
20 organizations or municipal police departments in a county of the
21 third class with a population between 340,000 and 355,000 under
22 the 2010 Federal decennial census. Funding shall be used for
23 training and the purchase of personalized radio transmitting
24 devices or other technology that enables caregivers to search
25 for and locate missing persons with special needs.

26 SECTION 1714-F. ATTORNEY GENERAL (RESERVED).

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27 Section 1715-F. Auditor General.

28 The following apply:

29 (1) The Auditor General shall audit the Susquehanna
30 River Basin Commission. The audit shall include a

1 comprehensive examination of the books, documents, records,
2 files, accounts, papers, things and property of the
3 Susquehanna River Basin Commission to determine all of the
4 following:

5 (i) The cost of salaries, benefits and other
6 compensation provided to the officers and employees of
7 the Susquehanna River Basin Commission.

8 (ii) The cost of expense reimbursements provided to
9 the officers and employees of the Susquehanna River Basin
10 Commission.

11 (iii) Other fixed and variable costs of the
12 commission.

13 (iv) The potential for improved efficiencies and
14 overall cost reductions, including an analysis of
15 duplication of Commonwealth efforts and the ability to
16 share equipment, services or personnel with Commonwealth
17 and local agencies.

18 (v) Contributions to the Susquehanna River Basin
19 Commission by the Commonwealth or any person within this
20 Commonwealth, whether via appropriations, fees, penalties
21 or otherwise, in comparison to other signatory parties.

22 (vi) The impact of the fees and penalties of the
23 Susquehanna River Basin Commission on public and private
24 entities within the Commonwealth.

25 (vii) Any other information that the Auditor General
26 deems advisable.

27 (2) The Auditor General shall audit the Delaware River
28 Basin Commission. The audit shall include a comprehensive
29 examination of the books, documents, records, files,
30 accounts, papers, things and property of the Delaware River

1 Basin Commission to determine all of the following:

2 (i) The cost of salaries, benefits and other
3 compensation provided to the officers and employees of
4 the Delaware River Basin Commission.

5 (ii) The cost of expense reimbursements provided to
6 the officers and employees of the Delaware River Basin
7 Commission.

8 (iii) Other fixed and variable costs of the
9 Delaware River Basin Commission.

10 (iv) The potential for improved efficiencies and
11 overall cost reductions, including an analysis of
12 duplication of Commonwealth efforts and the ability to
13 share equipment, services or personnel with Commonwealth
14 and local agencies.

15 (v) Contributions to the Delaware River Basin
16 Commission by the Commonwealth, or any person within this
17 Commonwealth, whether via appropriations, fees, penalties
18 or otherwise, in comparison to other signatory parties.

19 (vi) The impact of the fees and penalties of the
20 Delaware River Basin Commission on public and private
21 entities within this Commonwealth.

22 (vii) Any other information that the Auditor General
23 deems advisable.

24 Section 1716-F. Treasury Department (Reserved).

25 Section 1717-F. Department of Aging (Reserved).

26 Section 1718-F. Department of Agriculture.

27 The following apply:

28 (1) From money appropriated for general government
29 operations, no less than the amount transferred in the 2014-
30 2015 fiscal year shall be transferred to the Dog Law

1 Restricted Account.

2 (2) From money appropriated for general government
3 operations, at least \$250,000 shall be used for the creation
4 of the Commission of Agricultural Education Excellence to
5 assist in development and implementation of agricultural
6 education programming.

7 (3) From money appropriated for agricultural research,
8 no less than \$300,000 shall be used for an agricultural
9 resource center and no less than \$100,000 shall be used for
10 agricultural law research programs, including those
11 addressing energy development, in conjunction with a land-
12 grant university.

13 (4) From money appropriated for hardwoods research and
14 promotion, at least 80% of the money shall be equally
15 distributed among the hardwood utilization groups of this
16 Commonwealth established prior to the effective date of this
17 section.

18 (5) In addition to the uses provided in section 7.3 of
19 the act of June 18, 1982 (P.L.549, No.159), entitled, "An act
20 providing for the administration of certain Commonwealth
21 farmland within the Department of Agriculture," the
22 department may use up to a total of \$165,000 in the
23 Agricultural Conservation Easement Purchase Fund under
24 section 7.1 of the act of June 18, 1982 (P.L.549, No.159),
25 entitled, "An act providing for the administration of certain
26 Commonwealth farmland within the Department of Agriculture,"
27 to issue grants not to exceed \$3,000 each for succession
28 planning to ensure that agricultural operations continue on
29 land subject to agricultural conservation easements. The
30 department, in consultation with the State Agricultural Land

1 Preservation Board, shall establish eligibility criteria for
2 awarding grants under this paragraph.

3 Section 1719-F. Department of Community and Economic
4 Development.

5 The following shall apply to appropriations for the
6 Department of Community and Economic Development:

7 (1) From money appropriated for general government
8 operations at least \$150,000 shall be used to support an
9 engineering study related to infrastructure investment and
10 marketing for an industrial development area in a county of
11 the sixth class with a population of at least 45,950 but not
12 more than 46,500 under the most recent Federal decennial
13 census.

14 (2) From money appropriated for marketing to attract
15 tourists:

16 (i) \$4,067,000 to fund the activities of the tourism
17 office within the department; and

18 (ii) the remaining amount includes an allocation to
19 plan and market a biennial arts and cultural activity
20 that generates Statewide and regional economic impact,
21 allocations to promote annual arts and cultural
22 activities and an allocation of \$500,000 for an annual
23 Statewide competition serving approximately 2,000
24 athletes with intellectual disabilities from across this
25 Commonwealth to be held in a county of the fourth class.

26 (3) From money appropriated for Keystone Communities,
27 the following apply:

28 (i) \$6,357,000 shall be used to fund the Main Street
29 Program, Elm Street Program and Enterprise Zone Program.

30 The allocation for the Main Street Program and Elm Street

1 Program shall be distributed in the same proportion as
2 amounts allocated in fiscal year 2012-2013.

3 (ii) \$500,000 shall be used for an antiviolen<--
4 ce, in consultation with the Office of Attorney
5 General, in a county of the second class A that is also a
6 home rule county. (RESERVED). <--

7 (iii) \$600,000 shall be used for a community
8 development and remediation project in a city of the
9 third class with a population greater than 6,800 and less
10 than 7,600 during the most recent Federal decennial
11 census.

12 (iv) The remaining money shall be used for projects
13 supporting economic growth, community development and
14 municipal assistance throughout this Commonwealth.

15 (4) Funds appropriated for local municipal relief shall
16 include an allocation to provide State assistance to
17 individuals, persons or political subdivisions directly
18 affected by natural or man-made disasters, public safety
19 emergencies or other situations that pose a public safety
20 danger. State assistance may be limited to grants for
21 projects that do not qualify for Federal assistance to help
22 repair damages to primary residences, personal property and
23 public facilities. Grants shall be made available for
24 reimbursement in a disaster emergency area only when a
25 Presidential disaster declaration does not cover the area or
26 when the department determines that a public safety emergency
27 has occurred.

28 Section 1720-F. Department of Conservation and Natural
29 Resources.

30 The following shall apply to appropriations for the

1 Department of Conservation and Natural Resources:

2 (1) From money appropriated for State parks operations,
3 no less than \$2,250,000 shall be used for the operation and
4 maintenance of the Washington Crossing Historical Park.

5 (2) (Reserved).

6 Section 1721-F. Department of Corrections.

7 From the appropriation for general government operations of
8 the Department of Criminal Justice under section 212 of the act
9 of July 1, 2017 (P.L. , No.1A) known as the General
10 Appropriation Act of 2017, at least \$1,500,000 shall be used by
11 the Department of Corrections for a nonnarcotic medication
12 assisted substance abuse treatment grant pilot program.

13 Section 1721.1-F. Department of Drug and Alcohol Programs

14 (Reserved).

15 Section 1722-F. Department of Education.

16 The following shall apply to appropriations for the
17 Department of Education:

18 (1) From an appropriation for adult and family literacy
19 programs, summer reading programs and the adult high school
20 diplomas program, no less than the amount allocated in the
21 2014-2015 fiscal year shall be allocated for an after-school
22 learning program servicing low-income students located in a
23 county of the sixth class with a population, based on the
24 most recent Federal decennial census, of at least 60,000 but
25 not more than 70,000.

26 (2) From money appropriated for Pennsylvania Charter
27 Schools for the Deaf and Blind, \$1,100,000 shall be
28 distributed pro rata based on each school's increased share
29 of required contributions for public school employees'
30 retirement.

1 ~~(3) For the purposes of money appropriated for approved <--~~
2 ~~private schools, a payment made under section 1722-L(6) shall~~
3 ~~be considered part of the base allocation in section~~
4 ~~1376(a.2) of the Public School Code of 1949.~~

5 (3) THE FOLLOWING SHALL APPLY: <--

6 (I) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
7 FUNDS SET ASIDE UNDER SECTION 2509.8 OF THE ACT OF MARCH
8 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE
9 OF 1949, SHALL INCLUDE AN ALLOCATION FOR AN APPROVED
10 PRIVATE SCHOOL WHICH RECEIVED A PAYMENT UNDER SECTION
11 1722-L(6).

12 (II) THE ALLOCATION UNDER THIS PARAGRAPH SHALL BE IN
13 AN AMOUNT EQUAL TO THE AMOUNT ALLOCATED TO AN APPROVED
14 PRIVATE SCHOOL UNDER SECTION 1722-L(6) FOR THE 2015-2016
15 FISCAL YEAR.

16 (III) THE ALLOCATION UNDER THIS PARAGRAPH SHALL BE
17 IN ADDITION TO AN ALLOCATION FROM AN APPROPRIATION FOR
18 APPROVED PRIVATE SCHOOLS.

19 (IV) FOR THE PURPOSES OF THE FORMULA FOR APPROVED
20 PRIVATE SCHOOLS UNDER SECTION 1376 OF THE PUBLIC SCHOOL
21 CODE OF 1949 FOR THE 2018-2019 FISCAL YEAR, A PAYMENT
22 MADE UNDER THIS PARAGRAPH SHALL BE CONSIDERED PART OF THE
23 BASE ALLOCATION IN SECTION 1376(A.2) OF THE PUBLIC SCHOOL
24 CODE OF 1949.

25 (4) Notwithstanding any other provision of law, money
26 from the set aside under section 2509.8 of the Public School
27 Code of 1949 shall be allocated to each approved private
28 school with a day tuition rate determined to be less than
29 \$32,000 during the 2010-2011 school year. The allocation
30 shall be no less than the amount allocated in the 2015-2016

1 fiscal year.

2 (5) From money appropriated for regional community
3 college services, all of the following shall apply:

4 (i) \$900,000 shall be distributed to a community
5 college in a county of the fourth class with a
6 population, based on the most recent Federal decennial
7 census, of at least 175,000, but not more than 190,000.

8 (ii) \$5,000,000 shall be distributed to a college
9 established under Article XIX-G of the act of March 10,
10 1949 (P.L.30, No.14), known as the Public School Code of
11 1949.

12 (iii) \$350,000 shall be distributed for a county of
13 the sixth class with a population of 75,000 to 85,000
14 under the most recent Federal decennial census to
15 establish a program that targets postsecondary students.

16 (6) Notwithstanding any other provision of law, money
17 appropriated for community education councils shall be
18 distributed as follows:

19 (i) For a community education council headquartered
20 in Armstrong County, \$167,000.

21 (ii) For a community education council headquartered
22 in Elk County, \$260,000.

23 (iii) For a community education council
24 headquartered in Erie County, \$246,000.

25 (iv) For a community education council headquartered
26 in Lawrence County, \$116,000.

27 (v) For a community education council headquartered
28 in Potter County, \$344,580.

29 (vi) For a community education council headquartered
30 in Schuylkill County, \$304,189.

1 (vii) For a community education council
2 headquartered in Venango County, \$338,000.

3 (viii) For a community education council
4 headquartered in Warren County, \$270,000.

5 (ix) For a community education council headquartered
6 in Wayne County, \$300,000.

7 (7) Notwithstanding section 1724-A of the Public School
8 Code of 1949 or 24 Pa.C.S. § 8329 (relating to payments on
9 account of social security deductions from appropriations),
10 no payments shall be made to charter schools, regional
11 charter schools or cyber charter schools authorized under
12 Article XVII-A of the Public School Code of 1949 from money
13 appropriated for school employees' Social Security.

14 (8) Notwithstanding section 1724-A of the Public School
15 Code of 1949 or 24 Pa.C.S. §§ 8326 (relating to contributions
16 by the Commonwealth) and 8535 (relating to payments to school
17 entities by Commonwealth), no payments shall be made to
18 charter schools, regional charter schools or cyber charter
19 schools authorized under Article XVII-A of the Public School
20 Code of 1949 from money appropriated for payment of required
21 contributions for public school employees' retirement.

22 Section 1723-F. Department of Environmental Protection.

23 The following apply:

24 (1) Funds appropriated for support of the Susquehanna
25 River Basin Commission shall be expended as follows:

26 (i) No more than 25% of the amount appropriated may
27 be expended each quarter of the fiscal year.

28 (ii) For each quarter of the fiscal year, amounts
29 shall be used as follows:

30 (A) For quarterly reimbursement to the Auditor

1 General for the costs incurred in auditing the
2 Susquehanna River Basin Commission under Section
3 1715-F(1).

4 (B) Any amount that may be expended in each
5 quarter after reimbursement under clause (A) shall be
6 used for purposes provided under the act of July 17,
7 1968, (P.L.368, No.181), known as the Susquehanna
8 River Basin Compact Law.

9 (2) Funds appropriated for support of the Delaware River
10 Basin Commission shall be expended as follows:

11 (i) No more than 25% of the amount appropriated may
12 be expended each quarter of the fiscal year.

13 (ii) For each quarter of the fiscal year, amounts
14 shall be used as follows:

15 (A) For quarterly reimbursement to the Auditor
16 General for the costs incurred in auditing the
17 Delaware River Basin Commission under section 1715-
18 F(2).

19 (B) Any amount that may be expended in each
20 quarter after reimbursement under clause (A) shall be
21 used for purposes provided under the act of July 7,
22 1961 (P.L.518, No.268), known as the Delaware River
23 Basin Compact.

24 Section 1724-F. Department of General Services.

25 From money appropriated for capitol fire protection, the City
26 of Harrisburg shall use the money to support the provisions of
27 fire services to the Capitol complex.

28 Section 1725-F. Department of Health.

29 The following apply:

30 (1) From money appropriated for general government

1 operations, sufficient money shall be included for the
2 coordination of donated dental services and \$100,000 is
3 included for outreach for Charcot-Marie-Tooth syndrome.

4 (2) From money appropriated for adult cystic fibrosis
5 and other chronic respiratory illnesses, no less than the
6 amount used in the 2014-2015 fiscal year shall be used for a
7 program promoting cystic fibrosis research in a county of the
8 second class, and no less than the amount used in the 2014-
9 2015 fiscal year shall be used for research related to
10 childhood cystic fibrosis in a city of the first class with a
11 hospital that is nationally accredited as a cystic fibrosis
12 treatment center and specializes in the treatment of
13 children.

14 (3) Money appropriated for lupus programs shall be
15 distributed in the same proportion as distributed in fiscal
16 year 2014-2015.

17 (4) Money appropriated for biotechnology research shall
18 include allocations for regenerative medicine research, for
19 regenerative medicine medical technology, for hepatitis and
20 viral research, for drug research and clinical trials related
21 to cancer, for genetic and molecular research for disease
22 identification and eradication, for nanotechnology and for
23 the commercialization of applied research.

24 Section 1726-F. Insurance Department (Reserved).

25 Section 1727-F. Department of Labor and Industry.

26 The following shall apply to appropriations for the
27 Department of Labor and Industry:

28 (1) From money appropriated to the department for
29 transfer to the Vocational Rehabilitation Fund, the
30 department shall allocate money to provide services under the

1 act of May 17, 2016 (P.L.216, No.26), known as the Work
2 Experience for High School Students with Disabilities Act.

3 (2) From money appropriated for Industry Partnerships,
4 no less than the amount allocated in the 2014-2015 fiscal
5 year shall be allocated for a work force development program
6 that links veterans with employment in a home rule county
7 that was formerly a county of the second class A.

8 Section 1728-F. Department of Military and Veterans Affairs.

9 From the appropriation for behavioral health support for
10 veterans, \$750,000 shall be used for programs providing
11 treatment for posttraumatic stress disorder for veterans.

12 Section 1729-F. Department of Human Services.

13 The following shall apply to appropriations for the
14 Department of Human Services:

15 (1) From the appropriation for general government
16 operations of the Department of Human Services, \$750,000
17 shall be allocated to establish a Statewide 2-1-1 system
18 grant program to be used for the following purposes:

19 (i) To provide Statewide 2-1-1 system services 24
20 hours a day, including to regions of this Commonwealth
21 that do not have access to a provider of 2-1-1 system
22 services.

23 (ii) To expand access to 2-1-1 system services
24 through text-to-chat mobile application and the Internet.

25 (iii) To permit the disbursement of funds to
26 regional providers of 2-1-1 system services for
27 satisfying 2-1-1 quality assurance standards used by
28 similar programs in other states.

29 (2) The following shall apply:

30 (i) The department, upon approval of the secretary,

1 may transfer Federal money appropriated for TANFBG Child
2 Care Assistance to the CCDFBG Child Care Services
3 appropriation to provide child-care services to
4 additional low-income families if the transfer of money
5 will not result in a deficit in the appropriation. The
6 secretary shall provide notice 10 days prior to a
7 transfer under this subparagraph to the chairperson and
8 minority chairperson of the Appropriations Committee of
9 the Senate and the chairperson and minority chairperson
10 of the Appropriations Committee of the House of
11 Representatives.

12 (ii) The department, upon approval of the secretary,
13 may transfer Federal money appropriated for CCDFBG Child
14 Care Assistance to the CCDFBG Child Care Services
15 appropriation to provide child-care services to
16 additional low-income families, provided that the
17 transfer of money will not result in a deficit in the
18 appropriation. The secretary shall provide notice 10 days
19 prior to a transfer under this subparagraph to the
20 chairperson and minority chairperson of the
21 Appropriations Committee of the Senate and the
22 chairperson and minority chairperson of the
23 Appropriations Committee of the House of Representatives.

24 (3) From money appropriated for mental health services
25 or from Federal money, \$580,000 shall be used for the
26 following:

27 (i) The operation and maintenance of a network of
28 web portals that provide comprehensive referral services,
29 support and information relating to early intervention,
30 prevention and support for individuals with mental health

1 or substance abuse issues, county mental health offices,
2 providers and others that provide mental and behavioral
3 health treatment and related services.

4 (ii) The expansion of the existing web portals,
5 including services and resources for military veterans
6 and their families, including comprehensive referral
7 services for transitional, temporary and permanent
8 housing, job placement and career counseling and other
9 services for military veterans returning to civilian
10 life.

11 (4) The following shall apply:

12 (i) Payments to hospitals for Community Access Fund
13 grants shall be distributed under the formulas utilized
14 for these grants in fiscal year 2014-2015. If the total
15 funding available under this subparagraph is less than
16 that available in fiscal year 2014-2015, payments shall
17 be made on a pro rata basis.

18 (ii) Amounts allocated from money appropriated for
19 fee-for-service used for the Select Plan for Women
20 Preventative Health Services shall be used for women's
21 medical services, including noninvasive contraception
22 supplies.

23 (iii) Notwithstanding any other law, money
24 appropriated for medical assistance payments for fee-for-
25 service care, exclusive of inpatient services provided
26 through capitation plans, shall include sufficient money
27 for two separate All Patient Refined Diagnostic Related
28 Group payments for inpatient acute care general hospital
29 stays for:

30 (A) normal newborn care; and

1 (B) mothers' obstetrical delivery.

2 (iv) From money appropriated for medical assistance
3 fee-for-service care the following apply:

4 (A) No less than the amount used in the 2014-
5 2015 fiscal year shall be used for cleft palates and
6 other craniofacial anomalies.

7 (B) At least \$800,000 shall be distributed to a
8 hospital for clinical ophthalmologic services located
9 in a city of the first class.

10 (C) No less than the amount distributed in the
11 2014-2015 fiscal year shall be distributed for
12 improvements to an intensive care facility in an
13 acute care hospital located in a city of the first
14 class.

15 (D) At least \$5,000,000 shall be distributed to
16 a hospital in a city of the third class in a home
17 rule county that was formerly a county of the second
18 class A.

19 (E) At least \$2,000,000 shall be distributed to
20 a university located in a city of the first class to
21 expand research and treatment protocols for combating
22 opioid addiction.

23 (v) From money appropriated for medical assistance
24 capitation, no less than the amount used in the 2014-2015
25 fiscal year shall be used for prevention and treatment of
26 depression and its complications in older Pennsylvanians
27 in a county of the second class.

28 (vi) From money appropriated for medical assistance
29 long-term care, no less than the amount distributed in
30 the 2014-2015 fiscal year shall be distributed to a

1 county nursing home located in a home rule county that
2 was formerly a county of the second class A with more
3 than 725 beds and a Medicaid acuity at .79 as of August
4 1, 2015, \$1,000,000 shall be distributed to a nonpublic
5 nursing home located in a county of the first class with
6 more than 395 beds and a Medicaid acuity at 1.17 as of
7 August 1, 2016, to ensure access to necessary nursing
8 care in that county and \$5,000,000 shall be distributed
9 to a nonpublic nursing home located in a county of the
10 eighth class with more than 119 beds and a Medicaid
11 acuity of 1.14 as of August 1, 2016, to ensure access to
12 necessary nursing home care in that county.

13 (vii) From money appropriated for medical assistance
14 long-term care, no less than \$850,000 shall be allocated
15 to a special rehabilitation facility in Peer Group Number
16 13 in a city of the third class with a population between
17 115,000 and 120,000 based upon 2010 census data, and an
18 additional \$750,000 shall be paid in equal payments to
19 nursing facilities that qualified for supplemental
20 ventilator care and tracheostomy care payments in fiscal
21 year 2014-2015 with a percentage of medical assistance
22 recipient residents who required medically necessary
23 ventilator care or tracheostomy care greater than 90%.

24 (viii) Subject to Federal approval of necessary
25 amendments of the Title XIX State Plan, from funds
26 appropriated for medical assistance long-term care,
27 \$8,000,000 is allocated for ~~quarterly~~ medical assistance <--
28 day-one incentive payments to qualified nonpublic nursing
29 facilities under methodology and criteria under section
30 ~~12443.1(7)(v)~~ 443.1(7)(VI) of the Human Services Code. <--

1 (ix) Federal or State money appropriated under the
2 General Appropriation Act in accordance with Article
3 VIII-H of the Human Services Code, not used to make
4 payments to hospitals qualifying as Level III trauma
5 centers or seeking accreditation as Level III trauma
6 centers shall be used to make payments to hospitals
7 qualifying as Levels I and II trauma centers.

8 (x) Qualifying academic medical centers which
9 received money for fiscal year 2016-2017 shall not
10 receive any less than the State appropriation made
11 available to those academic medical centers during fiscal
12 year 2016-2017.

13 (xi) In addition to the money appropriated under
14 subparagraph (x), the following shall apply:

15 (A) A qualifying academic medical center with a
16 regional campus located in a county of the fourth
17 class shall receive an additional \$1,000,000.

18 (B) A qualifying academic medical center located
19 in a county of the eighth class with a population of
20 more than 18,000 under the 2010 Federal decennial
21 census shall receive an additional \$500,000.

22 (C) A qualifying academic medical center located
23 in a county of the second class shall receive an
24 additional \$500,000.

25 (D) A qualifying academic medical center located
26 in a county of the third class with a population
27 between 279,000 and 282,000 under the 2010 Federal
28 decennial census shall receive an additional
29 \$1,000,000 and an academic medical center located in
30 a city of the first class that did not receive

1 funding during fiscal year 2010-2011 shall receive an
2 additional \$500,000.

3 (xii) Qualifying university-affiliated physician
4 practice plans which received funds for fiscal year 2014-
5 2015 shall not receive any less than the State
6 appropriation made available to those university-
7 affiliated physician practice plans during fiscal year
8 2014-2015. From money appropriated for physician practice
9 plans:

10 (A) \$1,500,000 shall be distributed to a health
11 system, containing a physician practice plan, located
12 in a city of the first class and a contiguous county
13 of the second class A which did receive funding
14 during fiscal year 2015-2016;

15 (B) at least \$500,000 shall be distributed to a
16 physician practice plan serving a health system
17 located in a city of the first class and two
18 contiguous counties of the second class A that has an
19 independent academic center which did receive funding
20 during fiscal year 2014-2015; and

21 (C) \$1,500,000 shall be distributed to an acute
22 care hospital affiliated with an academic medical
23 center located in a city of the second class in a
24 county of the second class that provides services to
25 Medicaid recipients and uninsured persons.

26 (xiii) Money appropriated for medical assistance
27 transportation shall only be utilized as a payment of
28 last resort for transportation for eligible medical
29 assistance recipients.

30 (5) The following shall apply:

1 (i) Money appropriated for breast cancer screening
2 may be used for women's medical services, including
3 noninvasive contraception supplies.

4 (ii) (Reserved).

5 (6) The following shall apply:

6 (i) Money appropriated for women's service programs
7 grants to nonprofit agencies whose primary function is to
8 promote childbirth and provide alternatives to abortion
9 shall be expended to provide services to women until
10 childbirth and for up to 12 months thereafter, including
11 food, shelter, clothing, health care, counseling,
12 adoption services, parenting classes, assistance for
13 postdelivery stress and other supportive programs and
14 services and for related outreach programs. Agencies may
15 subcontract with other nonprofit entities that operate
16 projects designed specifically to provide all or a
17 portion of these services. Projects receiving money
18 referred to in this subparagraph shall not promote, refer
19 for or perform abortions or engage in any counseling
20 which is inconsistent with the appropriation referred to
21 in this subparagraph and shall be physically and
22 financially separate from any component of any legal
23 entity engaging in such activities.

24 (ii) Federal funds appropriated for TANFBG
25 Alternatives to Abortion shall be utilized solely for
26 services to women whose gross family income is below 185%
27 of the Federal poverty guidelines.

28 (7) From money appropriated for autism intervention and
29 services, no less than the amount distributed in the 2014-
30 2015 fiscal year shall be distributed as follows:

1 (i) to a behavioral health facility located in a
2 fifth class county with a population between 130,000 and
3 135,000 under the 2010 Federal decennial census that
4 operates a center for autism and developmental
5 disabilities;

6 (ii) to an institution of higher education that
7 provides autism education and diagnostic curriculum
8 located in a city of the first class that operates a
9 center for autism in a county of the second class A;

10 (iii) to an institution of higher education that
11 provides autism education and diagnostic curriculum and
12 is located in a county of the second class; AND <--

13 (iv) for programs to promote the health and fitness
14 of persons with developmental disabilities located in a
15 city of the first class; and. <--

16 ~~(v) \$500,000 shall be allocated for the expansion of~~ <--
17 ~~an adult autism program in a county of the third class.~~

18 (8) Money appropriated for community-based family
19 centers may not be considered as part of the base for
20 calculation of the county child welfare needs-based budget
21 for a fiscal year.

22 (8.1) FROM MONEY APPROPRIATED FOR COMMUNITY-BASED FAMILY <--
23 CENTERS, NO LESS THAN \$235,000 SHALL BE ALLOCATED TO A
24 PROGRAM FOR EARLY LITERACY AND SCHOOL READINESS WHICH IS
25 LABELED AS A PROMISING APPROACH UNDER THE MATERNAL, INFANT
26 AND EARLY CHILDHOOD HOME VISITING PROGRAM AND HAS SUBMITTED
27 DATA TO THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN
28 SERVICES TO BE QUALIFIED AS AN EVIDENCE-BASED HOME VISITING
29 MODEL.

30 ~~(9) From money appropriated to child care services,~~ <--

~~\$150,000 shall be distributed to an early education center in a county of the third class with the third most populous city as of the 2010 census having a minimum total enrollment of 90, serving at least 40 children 13 months of age to children of kindergarten age with both a 4 STAR rating from Keystone STARS and accreditation by the National Association for the Education of Young Children. (RESERVED).~~

<--

(10) The appropriation for blind and visual services includes an allocation for a Statewide professional services provider association for the blind to provide training and supportive services for individuals who are blind and preschool vision screenings and eye safety education and an allocation to provide specialized services and prevention of blindness services in cities of the first class. Allocations shall be made in the amounts used for those purposes in fiscal year 2014-2015.

(11) To supplement the money appropriated to the department for medical assistance for workers with disabilities, in addition to the monthly premium established under section 1503(b) (1) of the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, the department may adjust the percentage of the premium upon approval of the Centers for Medicare and Medicaid Services as authorized under Federal requirements. Failure to make payments in accordance with this paragraph or section 1503(b) (1) of the Tobacco Settlement Act shall result in the termination of medical assistance coverage.

(12) The provisions of 8 U.S.C. §§ 1611 (relating to aliens who are not qualified aliens ineligible for Federal public benefits), 1612 (relating to limited eligibility of

1 qualified aliens for certain Federal programs) and 1642
2 (relating to verification of eligibility for Federal public
3 benefits) shall apply to payments and providers.

4 Section 1730-F. Department of Revenue.

5 The following shall apply to appropriations for the
6 Department of Revenue:

7 (1) The Enhanced Revenue Collection Account shall
8 continue as a restricted account within the General Fund
9 through fiscal year 2019-2020. Revenues collected and the
10 amount of refunds avoided as a result of expanded tax return
11 reviews and tax collection activities shall be deposited into
12 the restricted account. The following shall apply:

13 (i) Of the money transferred under this paragraph in
14 the account, for each of the fiscal years 2017-2018
15 through 2019-2020, up to ~~\$30,000,000~~ \$25,000,000 is <--
16 appropriated to the department to fund the costs
17 associated with expanded tax return reviews and tax
18 collection activities. The balance of the money in the
19 account shall be returned proportionately to the General
20 Fund revenue or refund accounts that were the source of
21 the money no later than the 28th day of each month of the
22 fiscal year.

23 (ii) The department shall issue a report to the
24 Governor, the chairperson and the minority chairperson of
25 the Appropriations Committee of the Senate and the
26 chairperson and minority chairperson of the
27 Appropriations Committee of the House of Representatives
28 by June 1, 2018, and by each June 1 thereafter, with the
29 following information:

30 (A) A detailed breakdown of the department's

1 administrative costs in implementing expanded tax
2 return reviews and tax collection activities.

3 (B) The amount of revenue collected and the
4 amount of refunds avoided as a result of the expanded
5 tax return reviews and tax collection activities,
6 including the type of tax generating the revenue and
7 avoided refunds.

8 (2) (Reserved).

9 Section 1731-F. Department of State (Reserved).

10 Section 1732-F. Department of Transportation.

11 The following shall apply to appropriations for the
12 Department of Transportation:

13 (1) From amounts appropriated or any other money used by
14 the department during the 2017-2018 fiscal year, the
15 department may not use direct mail inserts in mailings from
16 the department. As used in this paragraph, the term "direct
17 mail inserts" includes coupons for commercial services,
18 advertising materials for a private commercial entity and
19 departmental documents which are sponsored by a private
20 commercial entity.

21 (2) (Reserved).

22 Section 1733-F. Pennsylvania State Police (Reserved).

23 Section 1734-F. State Civil Service Commission (Reserved).

24 Section 1735-F. Pennsylvania Emergency Management Agency.

25 The following shall apply to appropriations for the
26 Pennsylvania Emergency Management Agency:

27 (1) Money appropriated for search and rescue programs
28 shall be used to support programs related to training working
29 service dogs focusing on rescue and public safety.

30 (2) (Reserved).

1 Section 1736-F. Pennsylvania Fish and Boat Commission

2 (Reserved).

3 Section 1737-F. State System of Higher Education (Reserved).

4 Section 1737.1-F. State-related institutions (Reserved).

5 Section 1738-F. Pennsylvania Higher Education Assistance

6 Agency.

7 The following shall apply to appropriations for the

8 Pennsylvania Higher Education Assistance Agency:

9 (1) The Pennsylvania Higher Education Assistance Agency

10 shall enter into an agreement with the Department of Health

11 to transfer up to \$4,550,000 from the Higher Education

12 Assistance Fund to the Department of Health for the purposes

13 set forth in Chapter 13 of the act of December 2, 1992

14 (P.L.741, No.113), known as the Children's Health Care Act.

15 ~~(2) The Pennsylvania Higher Education Assistance Agency~~ <--

16 ~~shall allocate \$500,000 from the Higher Education Assistance~~

17 ~~Fund for the Cheyney University Keystone Academy.~~

18 ~~(3) From funds appropriated for payment of education~~

19 ~~assistance grants, the amount of \$500,000 shall be allocated~~

20 ~~to a State owned university located in Tioga County for merit~~

21 ~~scholarships.~~

22 (2) (RESERVED).

<--

23 Section 1739-F. Pennsylvania Historical and Museum Commission

24 (Reserved).

25 Section 1740-F. Pennsylvania Infrastructure Investment

26 Authority (Reserved).

27 Section 1741-F. Environmental Hearing Board (Reserved).

28 Section 1742-F. Pennsylvania Board of Probation and Parole

29 (Reserved).

30 ~~Section 1743 F. (Reserved).~~

<--

1 ~~Section 1744-F. (Reserved).~~

2 SECTION 1743-F. PENNSYLVANIA LIQUOR CONTROL BOARD.

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3 FROM MONEY AVAILABLE FOR THE PENNSYLVANIA LIQUOR CONTROL
4 BOARD, \$235,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND
5 DURING THE 2017-2018 FISCAL YEAR.

6 SECTION 1744-F. COMMONWEALTH FINANCING AUTHORITY.

7 FROM MONEY AVAILABLE FOR THE NEW PENNSYLVANIA VENTURE CAPITAL
8 INVESTMENT PROGRAM, \$15,000,000 SHALL BE TRANSFERRED TO THE
9 GENERAL FUND DURING THE 2017-2018 FISCAL YEAR.

10 Section 1745-F. (Reserved).

11 Section 1746-F. (Reserved).

12 Section 1747-F. (Reserved).

13 Section 1748-F. Commonwealth Financing Authority (Reserved).

14 Section 1749-F. Thaddeus Stevens College of Technology
15 (Reserved).

16 Section 1750-F. Pennsylvania Housing Finance Agency (Reserved).

17 Section 1751-F. LIHEABG (Reserved).

18 SUBARTICLE C

19 STATE GOVERNMENT SUPPORT AGENCIES

20 Section 1761-F. Health Care Cost Containment Council
21 (Reserved).

22 Section 1762-F. State Ethics Commission (Reserved).

23 Section 1763-F. Legislative Reference Bureau (Reserved).

24 Section 1764-F. Legislative Budget and Finance Committee
25 (Reserved).

26 Section 1765-F. Legislative Data Processing Committee
27 (Reserved).

28 Section 1766-F. Joint State Government Commission (Reserved).

29 Section 1767-F. Joint Legislative Air and Water Pollution
30 Control and Conservation Committee (Reserved).

1 Section 1768-F. Legislative Audit Advisory Commission
2 (Reserved).
3 Section 1769-F. Independent Regulatory Review Commission
4 (Reserved).
5 Section 1770-F. Capitol Preservation Committee (Reserved).
6 Section 1771-F. Pennsylvania Commission on Sentencing
7 (Reserved).
8 Section 1772-F. Center for Rural Pennsylvania (Reserved).
9 Section 1773-F. Commonwealth Mail Processing Center (Reserved).
10 Section 1774-F. Transfers (Reserved).

11 SUBARTICLE D

12 JUDICIAL DEPARTMENT

13 Section 1781-F. Supreme Court (Reserved).
14 Section 1782-F. Superior Court (Reserved).
15 Section 1783-F. Commonwealth Court (Reserved).
16 Section 1784-F. Courts of common pleas (Reserved).
17 Section 1785-F. Community courts; magisterial district judges
18 (Reserved).
19 Section 1786-F. Philadelphia Traffic Court (Reserved).
20 Section 1787-F. Philadelphia Municipal Court (Reserved).
21 Section 1788-F. Judicial Conduct Board (Reserved).
22 Section 1789-F. Court of Judicial Discipline (Reserved).
23 Section 1790-F. Juror cost reimbursement (Reserved).
24 Section 1791-F. County court reimbursement (Reserved).
25 Section 1792-F. Senior judges (Reserved).
26 Section 1793-F. Transfer of money by Supreme Court (Reserved).

27 SUBARTICLE E

28 GENERAL ASSEMBLY

29 (Reserved) <--
30 SECTION 1799-F. LAPSING OF LEGISLATIVE APPROPRIATIONS FROM <--

1 PRIOR YEARS.

2 THE FOLLOWING APPLY:

3 (1) (I) WITHIN 10 DAYS OF THE EFFECTIVE DATE OF THIS
4 SECTION, THE STATE TREASURER SHALL TAKE SUCH ACTION AS
5 MAY BE NECESSARY TO LAPSE \$5,000,000 FROM THE REMAINING
6 BALANCES IN APPROPRIATIONS FOR ALL FISCAL YEARS PRIOR TO
7 JULY 1, 2017, AND MADE TO THE SENATE IN AMOUNTS AND FROM
8 ACCOUNTS (R) TO BE DETERMINED BY THE UNANIMOUS VOTE OF
9 THE EXECUTIVE COMMITTEE OF THE SENATE COMMITTEE ON
10 MANAGEMENT OPERATIONS OR, IN THE ABSENCE OF A UNANIMOUS
11 VOTE OF THE EXECUTIVE COMMITTEE, THEN BY A MAJORITY VOTE
12 OF THE SENATE COMMITTEE ON MANAGEMENT OPERATIONS. THE
13 SENATE COMMITTEE ON MANAGEMENT OPERATIONS SHALL TRANSMIT
14 TO THE STATE TREASURER AND SECRETARY OF THE BUDGET NOTICE
15 OF THE UNANIMOUS OR MAJORITY VOTE UNDER THIS PARAGRAPH
16 WITHIN SEVEN DAYS OF THE EFFECTIVE DATE OF THIS SECTION.
17 THE NOTICE SHALL SPECIFY THE AMOUNTS AND ACCOUNTS FOR THE
18 LAPSE OF FUNDS UNDER THIS PARAGRAPH.

19 (II) IF THE NOTICE IS NOT PROVIDED AS REQUIRED BY
20 SUBPARAGRAPH (I), THE SECRETARY OF THE BUDGET SHALL
21 IMMEDIATELY DETERMINE THE AMOUNTS AND ACCOUNTS FOR THE
22 LAPSE OF FUNDS AND SHALL NOTIFY THE STATE TREASURER
23 THEREOF.

24 (III) AFTER RECEIPT OF THE NOTICE UNDER SUBPARAGRAPH
25 (I), THE STATE TREASURER SHALL IMMEDIATELY LAPSE THE
26 AMOUNTS FROM THE ACCOUNTS AS SPECIFIED IN THE NOTICE.

27 (2) (I) WITHIN 10 DAYS OF THE EFFECTIVE DATE OF THIS
28 SECTION, THE STATE TREASURER SHALL TAKE SUCH ACTION AS
29 MAY BE NECESSARY TO LAPSE \$5,000,000 FROM THE REMAINING
30 BALANCES IN APPROPRIATIONS FOR ALL FISCAL YEARS PRIOR TO

1 JULY 1, 2017, AND MADE TO THE SENATE IN AMOUNTS AND FROM
2 ACCOUNTS (D) TO BE DETERMINED BY THE UNANIMOUS VOTE OF
3 THE EXECUTIVE COMMITTEE OF THE SENATE COMMITTEE ON
4 MANAGEMENT OPERATIONS OR, IN THE ABSENCE OF A UNANIMOUS
5 VOTE OF THE EXECUTIVE COMMITTEE, THEN BY A MAJORITY VOTE
6 OF THE SENATE COMMITTEE ON MANAGEMENT OPERATIONS. THE
7 SENATE COMMITTEE ON MANAGEMENT OPERATIONS SHALL TRANSMIT
8 TO THE STATE TREASURER AND SECRETARY OF THE BUDGET NOTICE
9 OF THE UNANIMOUS OR MAJORITY VOTE UNDER THIS PARAGRAPH
10 WITHIN SEVEN DAYS OF THE EFFECTIVE DATE OF THIS SECTION.
11 THE NOTICE SHALL SPECIFY THE AMOUNTS AND ACCOUNTS FOR THE
12 LAPSE OF FUNDS UNDER THIS PARAGRAPH.

13 (II) IF THE NOTICE IS NOT PROVIDED AS REQUIRED BY
14 SUBPARAGRAPH (I), THE SECRETARY OF THE BUDGET SHALL
15 IMMEDIATELY DETERMINE THE AMOUNTS AND ACCOUNTS FOR THE
16 LAPSE OF FUNDS UNDER THIS PARAGRAPH AND SHALL NOTIFY THE
17 STATE TREASURER THEREOF.

18 (III) AFTER RECEIPT OF THE NOTICE UNDER SUBPARAGRAPH
19 (I), THE STATE TREASURER SHALL IMMEDIATELY LAPSE THE
20 AMOUNTS FROM THE ACCOUNTS AS SPECIFIED IN THE NOTICE.

21 (3) (I) WITHIN 10 DAYS OF THE EFFECTIVE DATE OF THIS
22 SECTION, THE STATE TREASURER SHALL TAKE SUCH ACTION AS
23 MAY BE NECESSARY TO LAPSE \$5,000,000 FROM THE REMAINING
24 BALANCES IN APPROPRIATIONS FOR ALL FISCAL YEARS PRIOR TO
25 JULY 1, 2017, AND MADE TO THE HOUSE OF REPRESENTATIVES IN
26 AMOUNTS AND FROM ACCOUNTS (R) AS DETERMINED BY MAJORITY
27 VOTE OF THE BIPARTISAN MANAGEMENT COMMITTEE. THE
28 BIPARTISAN MANAGEMENT COMMITTEE SHALL TRANSMIT TO THE
29 STATE TREASURER AND SECRETARY OF THE BUDGET NOTICE OF THE
30 MAJORITY VOTE UNDER THIS PARAGRAPH WITHIN SEVEN DAYS OF

1 THE EFFECTIVE DATE OF THIS SECTION. THE NOTICE SHALL
2 SPECIFY THE AMOUNTS AND ACCOUNTS FOR THE LAPSE OF FUNDS
3 UNDER THIS PARAGRAPH.

4 (II) IF THE NOTICE IS NOT PROVIDED AS REQUIRED BY
5 SUBPARAGRAPH (I), THE SECRETARY OF THE BUDGET SHALL
6 IMMEDIATELY DETERMINE THE AMOUNTS AND ACCOUNTS FOR THE
7 LAPSE OF FUNDS UNDER THIS PARAGRAPH AND SHALL NOTIFY THE
8 STATE TREASURER THEREOF.

9 (III) AFTER RECEIPT OF THE NOTICE UNDER SUBPARAGRAPH
10 (I), THE STATE TREASURER SHALL IMMEDIATELY LAPSE THE
11 AMOUNTS FROM THE ACCOUNTS AS SPECIFIED IN THE NOTICE.

12 (4) (I) WITHIN 10 DAYS OF THE EFFECTIVE DATE OF THIS
13 SECTION, THE STATE TREASURER SHALL TAKE SUCH ACTION AS
14 MAY BE NECESSARY TO LAPSE \$5,000,000 FROM THE REMAINING
15 BALANCES IN APPROPRIATIONS FOR ALL FISCAL YEARS PRIOR TO
16 JULY 1, 2017, AND MADE TO THE HOUSE OF REPRESENTATIVES IN
17 AMOUNTS AND FROM ACCOUNTS (D) AS DETERMINED BY MAJORITY
18 VOTE OF THE BIPARTISAN MANAGEMENT COMMITTEE. THE
19 BIPARTISAN MANAGEMENT COMMITTEE SHALL TRANSMIT TO THE
20 STATE TREASURER AND SECRETARY OF THE BUDGET NOTICE OF THE
21 MAJORITY VOTE UNDER THIS PARAGRAPH WITHIN SEVEN DAYS OF
22 THE EFFECTIVE DATE OF THIS SECTION. THE NOTICE SHALL
23 SPECIFY THE AMOUNTS AND ACCOUNTS FOR THE LAPSE OF FUNDS
24 UNDER THIS PARAGRAPH.

25 (II) IF THE NOTICE IS NOT PROVIDED AS REQUIRED BY
26 SUBPARAGRAPH (I), THE SECRETARY OF THE BUDGET SHALL
27 IMMEDIATELY DETERMINE THE AMOUNTS AND ACCOUNTS FOR THE
28 LAPSE OF FUNDS UNDER THIS PARAGRAPH AND SHALL NOTIFY THE
29 STATE TREASURER THEREOF.

30 (III) AFTER RECEIPT OF THE NOTICE UNDER SUBPARAGRAPH

1 (I), THE STATE TREASURER SHALL IMMEDIATELY LAPSE THE
2 AMOUNTS FROM THE ACCOUNTS AS SPECIFIED IN THE NOTICE.

3 ARTICLE XVII-G

4 2017-2018 RESTRICTIONS ON APPROPRIATIONS

5 FOR FUNDS AND ACCOUNTS

6 Section 1701-G. Applicability.

7 Except as specifically provided in this article, this article
8 applies to the act of July 11, 2017 (P.L. , No.1A), known as
9 the General Appropriation Act of 2017, and all other
10 appropriation acts of 2017.

11 Section 1702-G. State Lottery Fund.

12 The following apply:

13 (1) Money appropriated for PENNCARE shall not be
14 utilized for administrative costs by the Department of Aging.

15 (2) (Reserved).

16 Section 1703-G. Tobacco Settlement Fund (Reserved).

17 Section 1704-G. Judicial Computer System Augmentation Account
18 (Reserved).

19 Section 1705-G. Emergency Medical Services Operating Fund
20 (Reserved).

21 Section 1706-G. The State Stores Fund (Reserved).

22 Section 1707-G. Motor License Fund (Reserved).

23 Section 1708-G. Aviation Restricted Account (Reserved).

24 Section 1709-G. Hazardous Material Response Fund (Reserved).

25 Section 1710-G. Milk Marketing Fund (Reserved).

26 Section 1711-G. HOME Investment Trust Fund (Reserved).

27 Section 1712-G. Tuition Account Guaranteed Savings Program Fund
28 (Reserved).

29 Section 1713-G. Banking Fund (Reserved).

30 Section 1714-G. Firearm Records Check Fund (Reserved).

1 Section 1715-G. Ben Franklin Technology Development Authority
2 Fund (Reserved).

3 Section 1716-G. Oil and Gas Lease Fund (Reserved).

4 Section 1717-G. Home Improvement Account (Reserved).

5 Section 1718-G. Cigarette Fire Safety and Firefighter
6 Protection Act Enforcement Fund (Reserved).

7 Section 1719-G. Insurance Regulation and Oversight Fund
8 (Reserved).

9 Section 1720-G. Pennsylvania Racehorse Development Restricted
10 Receipt Account (Reserved).

11 Section 1721-G. Justice Reinvestment Fund.

12 The following shall apply:

13 (1) Section 8.1(f) of the act of November 22, 1978
14 (P.L.1166, No.274), referred to as the Pennsylvania
15 Commission on Crime and Delinquency Law, shall not apply to
16 fiscal year 2017-2018.

17 (2) (Reserved).

18 Section 1722-G. Multimodal Transportation Fund (Reserved).

19 Section 1723-G. State Racing Fund (Reserved).

20 Section 1724-G. ABLE Savings Program Fund (Reserved).

21 Section 1725-G. Restricted receipt accounts.

22 (a) General provisions.--The secretary may create restricted
23 receipt accounts for the purpose of administering Federal grants
24 only for the purposes designated in this section.

25 (b) Department of Community and Economic Development.--The
26 following restricted receipt accounts may be established for the
27 Department of Community and Economic Development:

28 (1) ARC Housing Revolving Loan Program.

29 (2) (Reserved).

30 (c) Department of Conservation and Natural Resources.--The

1 following restricted receipt accounts may be established for the
2 Department of Conservation and Natural Resources:

3 (1) Federal Aid to Volunteer Fire Companies.

4 (2) Land and Water Conservation Fund Act of 1965 (Public
5 Law 88-578, 16 U.S.C. § 4601-4 et seq.).

6 (3) National Forest Reserve Allotment.

7 (d) Department of Education.--The following restricted
8 receipt accounts may be established for the Department of
9 Education:

10 (1) Education of the Disabled - Part C.

11 (2) LSTA - Library Grants.

12 (3) The Pennsylvania State University Federal Aid.

13 (4) Emergency Immigration Education Assistance.

14 (5) Education of the Disabled - Part D.

15 (6) Homeless Adult Assistance Program.

16 (7) Severely Handicapped.

17 (8) Medical Assistance Reimbursements to Local Education
18 Agencies.

19 (e) Department of Environmental Protection.--The following
20 restricted receipt accounts may be established for the
21 Department of Environmental Protection:

22 (1) Federal Water Resources Planning Act.

23 (2) Flood Control Payments.

24 (3) Soil and Water Conservation Act - Inventory of
25 Programs.

26 (f) Department of Drug and Alcohol Programs.--The following
27 restricted receipt accounts may be established for the

28 Department of Drug and Alcohol Programs:

29 (1) Share Loan Program.

30 (2) (Reserved).

1 (g) Department of Transportation.--The following restricted
2 receipt accounts may be established for the Department of
3 Transportation:

- 4 (1) Capital Assistance Elderly and Handicapped Programs.
- 5 (2) Railroad Rehabilitation and Improvement Assistance.
- 6 (3) Ridesharing/Van Pool Program - Acquisition.

7 (h) Pennsylvania Emergency Management Agency.--The following
8 restricted receipt accounts may be established for the
9 Pennsylvania Emergency Management Agency:

- 10 (1) Receipts from Federal Government - Disaster Relief -
11 Disaster Relief Assistance to State and Political
12 Subdivisions.
- 13 (2) (Reserved).

14 (i) Pennsylvania Historical and Museum Commission.--The
15 following restricted receipt accounts may be established for the
16 Pennsylvania Historical and Museum Commission:

- 17 (1) Federal Grant - National Historic Preservation Act.
- 18 (2) (Reserved).

19 (j) Executive offices.--The following restricted receipt
20 accounts may be established for the executive offices:

- 21 (1) Retired Employees Medicare Part D.
- 22 (2) Justice Assistance.
- 23 (3) Juvenile Accountability Incentive.
- 24 (4) Early Retiree Reinsurance Program.

25 SECTION 1726-G. FUND TRANSFERS.

<--

26 FOR THE 2017-2018 FISCAL YEAR, THE FOLLOWING SHALL APPLY:

27 (1) FROM FUNDS DEPOSITED IN THE PUBLIC TRANSPORTATION
28 TRUST FUND, \$50,000,000 SHALL BE TRANSFERRED TO THE GENERAL
29 FUND.

30 (2) FROM FUNDS DEPOSITED IN THE MULTIMODAL

1 TRANSPORTATION FUND, \$50,000,000 SHALL BE TRANSFERRED TO THE
2 GENERAL FUND.

3 (3) (RESERVED).

4 (4) FROM FUNDS DEPOSITED IN THE MACHINERY AND EQUIPMENT
5 LOAN FUND, \$40,000,000 SHALL BE TRANSFERRED TO THE GENERAL
6 FUND.

7 (5) (RESERVED).

8 (6) (RESERVED).

9 (7) (RESERVED).

10 (8) (RESERVED).

11 (9) FROM FUNDS DEPOSITED IN THE RECYCLING FUND,
12 \$70,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

13 (10) FROM FUNDS DEPOSITED IN THE INSURANCE REGULATION
14 AND OVERSIGHT FUND, \$10,000,000 SHALL BE TRANSFERRED TO THE
15 GENERAL FUND.

16 (11) FROM FUNDS DEPOSITED IN THE PENNSYLVANIA
17 INFRASTRUCTURE BANK, \$25,000,000 SHALL BE TRANSFERRED TO THE
18 GENERAL FUND.

19 (12) FROM FUNDS DEPOSITED IN THE BEN FRANKLIN TECHNOLOGY
20 DEVELOPMENT AUTHORITY FUND, \$5,000,000 SHALL BE TRANSFERRED
21 TO THE GENERAL FUND.

22 (13) FROM FUNDS DEPOSITED IN THE STATE RACING FUND,
23 \$15,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

24 (14) FROM FUNDS DEPOSITED IN THE MUNICIPALITIES
25 FINANCIAL RECOVERY REVOLVING AID FUND, \$7,000,000 SHALL BE
26 TRANSFERRED TO THE GENERAL FUND.

27 (15) FROM FUNDS DEPOSITED IN THE REHABILITATION CENTER
28 FUND, \$10,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

29 (16) FROM FUNDS DEPOSITED IN THE MANUFACTURING FUND,
30 \$21,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

1 (17) FROM FUNDS DEPOSITED IN THE HISTORICAL PRESERVATION
2 FUND, \$4,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

3 (18) FROM FUNDS DEPOSITED IN THE ENVIRONMENTAL
4 STEWARDSHIP FUND, \$70,000,000 SHALL BE TRANSFERRED TO THE
5 GENERAL FUND.

6 (19) FROM FUNDS DEPOSITED IN THE INDUSTRIAL SITES
7 CLEANUP FUND, \$10,000,000 SHALL BE TRANSFERRED TO THE GENERAL
8 FUND.

9 (20) FROM FUNDS DEPOSITED IN THE HIGHWAY BEAUTIFICATION
10 FUND, \$500,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

11 (21) (RESERVED).

12 (22) FROM FUNDS DEPOSITED IN THE STATE TREASURY ARMORY
13 FUND, \$750,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

14 (23) FROM FUNDS DEPOSITED IN THE JUSTICE REINVESTMENT
15 FUND, \$2,735,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

16 (24) FROM FUNDS DEPOSITED IN THE ENERGY DEVELOPMENT
17 FUND, \$3,967,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

18 (25) FROM FUNDS DEPOSITED IN THE CONSERVATION DISTRICT
19 FUND, \$2,506,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

20 (26) FROM FUNDS DEPOSITED IN THE SMALL BUSINESS FIRST
21 FUND, \$11,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

22 (27) FROM FUNDS DEPOSITED IN THE LOCAL GOVERNMENT
23 CAPITAL PROJECT LOAN FUND, \$2,000,000 SHALL BE TRANSFERRED TO
24 THE GENERAL FUND.

25 (28) FROM FUNDS DEPOSITED IN THE PENNSYLVANIA EHEALTH
26 PARTNERSHIP FUND, \$1,992,000 SHALL BE TRANSFERRED TO THE
27 GENERAL FUND.

28 (29) FROM FUNDS DEPOSITED IN THE ENVIRONMENTAL EDUCATION
29 FUND, \$500,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

30 (30) FROM FUNDS DEPOSITED IN THE COAL LANDS IMPROVEMENT

1 FUND, \$2,000,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

2 (31) FROM FUNDS DEPOSITED IN THE MINORITY BUSINESS
3 DEVELOPMENT FUND, \$1,000,000 SHALL BE TRANSFERRED TO THE
4 GENERAL FUND.

5 (32) FROM FUNDS DEPOSITED IN THE STATE SCHOOL FUND,
6 \$672,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

7 (33) FROM FUNDS DEPOSITED IN THE CIGARETTE FIRE SAFETY
8 AND FIREFIGHTER PROTECTION ACT ENFORCEMENT FUND, \$250,000
9 SHALL BE TRANSFERRED TO THE GENERAL FUND.

10 (34) FROM FUNDS IN THE INDUSTRIAL DEVELOPMENT FUND,
11 \$47,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

12 (35) FROM FUNDS IN THE SOLID WASTE-RESOURCE RECOVERY
13 DEVELOPMENT FUND, \$448,000 SHALL BE TRANSFERRED TO THE
14 GENERAL FUND.

15 (36) FROM FUNDS IN THE STATE COLLEGE EXPERIMENTAL FARM
16 FUND, \$24,000 SHALL BE TRANSFERRED TO THE GENERAL FUND.

17 (37) FROM FUNDS IN THE KEYSTONE RECREATION, PARK AND
18 CONSERVATION FUND, \$50,000,000 SHALL BE TRANSFERRED TO THE
19 GENERAL FUND.

20 (38) FROM FUNDS IN THE BANKING FUND, \$25,000,000 SHALL
21 BE TRANSFERRED TO THE GENERAL FUND.

22 (39) FROM FUNDS IN THE SUBSTANCE ABUSE EDUCATION AND
23 DEMAND REDUCTION FUND, \$4,500,000 SHALL BE TRANSFERRED TO THE
24 GENERAL FUND.

25 (40) FROM FUNDS IN THE INDUSTRIAL SITES ENVIRONMENTAL
26 ASSESSMENT FUND, \$7,500,000 SHALL BE TRANSFERRED TO THE
27 GENERAL FUND.

28 (41) FROM FUNDS IN THE JOB TRAINING FUND, \$359,000 SHALL
29 BE TRANSFERRED TO THE GENERAL FUND.

30 Section 20. Repeals are as follows:

1 (1) The General Assembly declares that the repeals under
2 paragraph (2) are necessary to effectuate the amendment or
3 addition of sections 1601-E and 1601.2-E of the act.

4 (2) The following provisions are repealed:

5 (i) The act of December 15, 1955 (P.L.865, No.256),
6 entitled "An act requiring rents and royalties from oil
7 and gas leases of Commonwealth land to be placed in a
8 special fund to be used for conservation, recreation,
9 dams, and flood control; authorizing the Secretary of
10 Forests and Waters to determine the need for and location
11 of such projects and to acquire the necessary land."

12 (ii) 58 Pa.C.S. §§ 2504 and 2505.

13 (3) The General Assembly declares that the repeal under
14 paragraph (4) is necessary to effectuate the addition of
15 section 1603-M of the act.

16 (4) 53 Pa.C.S. § 57B02(c)(1)(i) and (ii) are repealed.

17 SECTION 21. THE AMENDMENT OF SECTION 1707-E.2 OF THE ACT <--
18 SHALL APPLY RETROACTIVELY TO JANUARY 1, 2017.

19 Section ~~21~~ 22. This act shall take effect as follows: <--

20 (1) The amendment of section 403 of the act shall take
21 effect in 60 days.

22 ~~(2) The addition of Subarticle F of Article XVII A.1 of~~ <--
23 ~~the act shall take effect in 30 days.~~

24 ~~(3)~~ The remainder of this act shall take effect
25 immediately.