

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1843 Session of
2017

INTRODUCED BY GROVE, THOMAS, FEE, ROTHMAN, BARRAR, PHILLIPS-
HILL, KAUFFMAN, LAWRENCE, BERNSTINE, MCGINNIS, MILLARD,
WHEELAND, KEEFER, ZIMMERMAN, DUSH, MOUL, RYAN AND COX,
OCTOBER 11, 2017

SENATOR BROWNE, APPROPRIATIONS, IN SENATE, AS AMENDED,
SEPTEMBER 25, 2018

AN ACT

1 Amending Title 72 (Taxation and Fiscal Affairs) of the
2 Pennsylvania Consolidated Statutes, providing for budget and
3 for financial transparency.

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

6 Section 1. Title 72 of the Pennsylvania Consolidated
7 Statutes is amended by adding chapters to read:

8 CHAPTER 3

9 BUDGET

10 Sec.

11 301. Agency budget documents.

12 § 301. Agency budget documents.

13 An agency submitting documentation used by the Office of the
14 Budget for preparation of the Governor's budget submission to
15 the General Assembly under section 613 of the act of April 9,
16 1929 (P.L.177, No.175), known as The Administrative Code of

1 ~~1929, shall place the original, unedited documents on the~~ <--
2 ~~agency's publicly accessible Internet website and the agency~~
3 ~~shall electronically notify members of the General Assembly.~~
4 SUBMIT THE ORIGINAL, UNEDITED DOCUMENTS TO THE CHAIRPERSON AND <--
5 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
6 SENATE AND THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
7 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES. The
8 documents shall be available SUBMITTED no later than the first <--
9 Monday of November 2018 2019 and every year thereafter. <--

10 CHAPTER 5

11 FINANCIAL TRANSPARENCY

12 Sec.

13 501. Definitions.

14 502. State Treasury transparency portal.

15 503. Duties of Commonwealth agencies.

16 ~~504. Commonwealth checkbook.~~ <--

17 § 501. Definitions.

18 The following words and phrases when used in this chapter
19 shall have the meanings given to them in this section unless the
20 context clearly indicates otherwise:

21 "Commonwealth agency." Any office, authority, board,
22 multistate agency or commission of the executive branch, an
23 independent agency or a State-affiliated entity. The term
24 includes any of the following:

25 (1) The Governor's Office.

26 (2) The Office of Attorney General.

27 (3) The Department of the Auditor General.

28 (4) The Treasury Department.

29 (5) An organization established by the Constitution of

30 Pennsylvania, a statute or an executive order which performs

1 or is intended to perform an essential government function.

2 (6) A legislative agency.

3 (7) A judicial agency.

4 "Independent agency." Any office, authority, board or agency
5 of the Commonwealth that is not subject to the policy,
6 supervision or control of the Governor.

7 "Judicial agency." Any of the following:

8 (1) The Supreme Court of Pennsylvania.

9 (2) The Superior Court of Pennsylvania.

10 (3) The Commonwealth Court of Pennsylvania.

11 (4) The Administrative Office of Pennsylvania Courts.

12 "Legislative agency." As defined in section 102 of the act
13 of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know
14 Law.

15 "State-affiliated agency." Any of the following:

16 (1) The Pennsylvania Gaming Control Board.

17 (2) The Pennsylvania Housing Finance Agency.

18 (3) The State System of Higher Education.

19 § 502. State Treasury transparency portal.

20 (a) Development.--The State Treasurer shall develop and
21 maintain on the Treasury Department's publicly accessible
22 Internet website a transparency portal with information relating
23 to the Commonwealth's finances. The following shall apply:

24 (1) The transparency portal shall be made available to
25 the public and include figures and visual aids to demonstrate
26 growth or reduction in expenditures and revenue starting no
27 later than the 2014-2015 fiscal year.

28 (2) The visual aids required under paragraph (1) shall
29 include, but not be limited to, charts and graphs.

30 (3) Information provided by the Treasury Department

1 shall be made available to the public to download as an image
2 and spreadsheet document.

3 ~~(b) General Fund information. The following shall apply:~~ <--

4 ~~(1) The State Treasurer shall provide on the~~
5 ~~transparency portal an analysis of the General Fund updated~~
6 ~~to accurately reflect the General Fund at the end of the~~
7 ~~prior day, including:~~

8 ~~(i) Cash flow within the General Fund which shall~~
9 ~~include a line graph showing changes in cash flow with a~~
10 ~~range starting from the 2014-2015 fiscal year.~~

11 (B) GENERAL FUND INFORMATION.--THE FOLLOWING SHALL APPLY: <--

12 (1) THE STATE TREASURER SHALL PROVIDE ON THE
13 TRANSPARENCY PORTAL AN UPDATED ANALYSIS OF THE GENERAL FUND
14 TO ACCURATELY REFLECT THE GENERAL FUND AT THE END OF THE
15 CLOSE OF BUSINESS THE PREVIOUS DAY, INCLUDING:

16 (I) CASH FLOW WITHIN THE GENERAL FUND, INCLUDING
17 INFORMATION RELATED TO CHANGES IN CASH FLOW STARTING FROM
18 THE 2014-2015 FISCAL YEAR.

19 (ii) The current General Fund balance.

20 (iii) General fund expenditures. The public shall be
21 able to delineate expenditures under this subparagraph by
22 appropriation paid out of the General Fund by the
23 Commonwealth agency that made the expenditure.

24 (iv) General Fund revenues, including information
25 relating to the difference between estimated revenues
26 provided by the Independent Fiscal Office under section
27 605-B of the act of April 9, 1929 (P.L.177, No.175),
28 known as The Administrative Code of 1929, for the given
29 fiscal year and actual revenues collected. The Treasury
30 Department shall also include a graph comparing changes

1 within the General Fund revenues and General Fund
2 expenditures starting with the 2018-2019 fiscal year.

3 (2) In order to assist the State Treasurer in compiling
4 the information required under this subsection for the
5 analysis of the General Fund, each Commonwealth agency shall
6 provide the information to the Treasury Department in a file
7 format specified by the Treasury Department through interface
8 files.

9 (c) ~~Budget~~ SPECIAL FUND AND RESTRICTED ACCOUNT <--
10 information.--The State Treasurer shall provide on the
11 transparency portal information relating to the General Fund to <--
12 accurately reflect the Commonwealth's finances at the end of the
13 close of business the previous day, including:

14 (1) Expenditures from each of the Commonwealth's special
15 FUNDS or restricted accounts, including a breakdown of <--
16 Commonwealth agency expenditures from within those funds.

17 (2) Daily changes in revenue and expenditures for the
18 Commonwealth's special FUNDS and restricted ~~funds~~ ACCOUNTS. <--

19 (3) In order to implement this subsection, each
20 Commonwealth agency shall provide the Treasury Department
21 data collected under the Pennsylvania Web Accountability and
22 Transparency (PennWATCH) Act, in a file format stipulated by
23 the Treasury Department through interface files.

24 (d) Treasury investment information.--The State Treasurer
25 shall provide information on the transparency portal relating to
26 the Commonwealth's investments managed by the Treasury
27 Department. The information shall include the daily balances of
28 each fund within the investment pools managed by the Treasury
29 Department. The State Treasurer shall ensure the information is
30 updated to reflect changes in investment pools and account

1 balances from the close of business the previous day.

2 (e) Commonwealth programs.--The State Treasurer shall
3 include in the transparency portal an analysis of the
4 appropriations for Commonwealth programs based on the
5 appropriations at the close of business for the prior day. The
6 analysis shall include each appropriation, total budgeted
7 appropriation, total augmenting revenue, total spent
8 appropriation and percentage of the total appropriation spent.

9 (f) Commonwealth Financial Watch.--The State Treasurer shall
10 include in the transparency portal a Commonwealth Financial
11 Watch which includes:

12 (1) The top 20 highest expenditures as designated by
13 appropriation within the General Fund during the current
14 fiscal year starting with the 2018-2019 fiscal year.

15 (2) The 10 Commonwealth agencies with the highest dollar
16 amount of General Fund expenditures during the current fiscal
17 year starting with 2018-2019 fiscal year, including the
18 percent of the Commonwealth agency's General Fund
19 appropriation spent.

20 (g) Time period.--All information provided under this
21 section shall reflect changes within the Commonwealth's funds
22 starting no later than the 2018-2019 fiscal year.

23 § 503. Duties of Commonwealth agencies.

24 A Commonwealth agency shall provide the State Treasurer the
25 data required for the operation of the transparency portal under
26 section 502 (relating to State Treasury transparency portal) in
27 a file format stipulated by the Treasury Department through
28 interface files.

29 ~~§ 504. Commonwealth checkbook.~~

30 ~~(a) Access. The Office of the Budget shall provide access~~

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1 ~~to the Integrated Central System under section 620.1 of the act~~
2 ~~of April 9, 1929 (P.L.177, No.175), known as The Administrative~~
3 ~~Code of 1929, with inquiry only screens on its publicly~~
4 ~~accessible Internet website to the following:~~

5 ~~(1) Members of the General Assembly.~~

6 ~~(2) The Independent Fiscal Office.~~

7 ~~(3) The Department of the Auditor General.~~

8 ~~(4) The general public.~~

9 ~~(b) Expenses. The Office of the Budget shall pay for any~~
10 ~~expenses to implement this section with unencumbered funds.~~

11 Section 2. This act shall take effect in 90 days.