

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 1943** Session of
2017

INTRODUCED BY NELSON, REED, SAYLOR, DUNBAR, DELOZIER, R. BROWN,
WARD, BERNSTINE, CUTLER, BOBACK, A. HARRIS, FEE, BARRAR,
ROTHMAN, RYAN, LAWRENCE, MILLARD, TURZAI, PHILLIPS-HILL,
GREINER, HELM, DUSH, COX, EVERETT, TOEPEL, STAATS, KEEFER,
WHEELAND, BLOOM, DOWLING, WATSON, KLUNK, MASSER, BENNINGHOFF,
GROVE, SONNEY AND B. MILLER, DECEMBER 1, 2017

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
DECEMBER 11, 2017

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled,
2 as amended, "An act providing for and reorganizing the
3 conduct of the executive and administrative work of the
4 Commonwealth by the Executive Department thereof and the
5 administrative departments, boards, commissions, and officers
6 thereof, including the boards of trustees of State Normal
7 Schools, or Teachers Colleges; abolishing, creating,
8 reorganizing or authorizing the reorganization of certain
9 administrative departments, boards, and commissions; defining
10 the powers and duties of the Governor and other executive and
11 administrative officers, and of the several administrative
12 departments, boards, commissions, and officers; fixing the
13 salaries of the Governor, Lieutenant Governor, and certain
14 other executive and administrative officers; providing for
15 the appointment of certain administrative officers, and of
16 all deputies and other assistants and employes in certain
17 departments, boards, and commissions; providing for judicial
18 administration; and prescribing the manner in which the
19 number and compensation of the deputies and all other
20 assistants and employes of certain departments, boards and
21 commissions shall be determined," in Commonwealth budget
22 procedures, providing for definitions and further providing
23 for budget implementation data, for electronic access of
24 information and for lapsing of funds.

25 The General Assembly of the Commonwealth of Pennsylvania

26 hereby enacts as follows:

1 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
2 as The Administrative Code of 1929, is amended by adding a
3 section to read:

4 Section 601.1. Definitions.--The following words and phrases
5 when used in this article shall have the meanings given to them
6 in this section unless the context clearly indicates otherwise:

7 "Encumbrance." An obligation or commitment in the form of
8 purchase orders, field purchase orders, contracts, grant
9 agreements or other authorizing documents related to unperformed
10 contracts for goods and services which are chargeable to an
11 appropriation and for which a part of the appropriation is
12 reserved.

13 "Grants and subsidies." A payment made by the Commonwealth
14 to a political subdivision, an individual, institution or
15 organization for which no direct services are rendered to the
16 Commonwealth. The term includes awards, bounties and
17 indemnities.

18 Section 2. Section 620 of the act is amended by adding a
19 subsection to read:

20 Section 620. Budget Implementation Data.--* * *

21 (a.1) For each special fund from which grants and subsidies
22 are paid, each department shall prepare a report within twenty
23 (20) days of the end of each calendar quarter indicating the
24 amount, the name of the grantee or recipient and the date of
25 expected expenditures for each grant and subsidy which has been
26 awarded or otherwise allocated, but is not reflected in the
27 Integrated Central System under section 620.1 as an encumbrance
28 as of the end of the calendar quarter. The report shall be
29 issued to the chairperson and minority chairperson of the
30 Appropriations Committee of the Senate and the chairperson and

1 minority chairperson of the Appropriations Committee of the
 2 House of Representatives, THE INDEPENDENT FISCAL OFFICE AND
 3 MEMBERS OF THE GENERAL ASSEMBLY. A copy of the report shall be
 4 sent to the Office of Administration. The Office of
 5 Administration shall make the report available on the public
 6 Internet website called PennWATCH established under the act of
 7 June 30, 2011 (P.L.81, No.18), known as the Pennsylvania Web
 8 Accountability and Transparency (PennWATCH) Act.

9 * * *

10 Section 3. Section 620.1 of the act is amended to read:

11 Section 620.1. Electronic Access of Information.--Except for
 12 confidential information, the Majority and Minority Chairmen of
 13 the Appropriations Committees of the Senate and House of
 14 Representatives shall have access to all information available
 15 on inquiry-only screens through the Integrated Central System or
 16 a successor system.

17 Section 4. The definitions of "encumbrance" and "grants and
 18 subsidies" in section 621(a) of the act are amended to read:

19 Section 621. Lapsing of Funds.--(a) As used in this
 20 section:

21 * * *

22 ["Encumbrance." Obligation or commitment in the form of
 23 purchase orders, field purchase orders, contracts, grant
 24 agreements or other authorizing documents related to unperformed
 25 contracts for goods and services which are chargeable to an
 26 appropriation and for which a part of the appropriation is
 27 reserved.]

28 * * *

29 ["Grants and subsidies." Includes all payments made by the
 30 State to political subdivisions, individuals, institutions and

1 organizations for which no direct services are rendered to the
2 State. Also included are: awards, bounties and indemnities.]

3 * * *

4 Section 5. This act shall take effect in 60 days.