

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1803 Session of 2019

INTRODUCED BY TOEPEL, OBERLANDER, DELOZIER, BARRAR, BERNSTINE, BOBACK, DUNBAR, DUSH, EVERETT, GROVE, HEFFLEY, JONES, KAUFFMAN, KEEFER, KLUNK, MACKENZIE, MILLARD, B. MILLER, MOUL, PICKETT, SAYLOR, SCHMITT, SHUSTERMAN AND THOMAS, SEPTEMBER 12, 2019

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, OCTOBER 21, 2019

AN ACT

1 Amending the act of June 30, 2011 (P.L.81, No.18), entitled "An
2 act providing for the establishment of a searchable budget
3 database-driven Internet website detailing certain
4 information concerning taxpayer expenditures and
5 investments," further providing for searchable budget
6 database and for administration.

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

9 Section 1. Section 3(g) of the act of June 30, 2011 (P.L.81,
10 No.18), known as the Pennsylvania Web Accountability and
11 Transparency (PennWATCH) Act, is amended and the section is
12 amended by adding a subsection to read:

13 Section 3. Searchable budget database.

14 * * *

15 (f.1) Settlements.--

16 (1) The website shall include information on each
17 settlement paid to an employee of a Commonwealth agency or
18 paid to an individual as a result of an action taken by an

1 employee of a Commonwealth agency for each claim under the
2 Employee Liability Self-Insurance Program (ELSIP), the
3 Automobile Liability Self-Insurance Program (ALSIP), the
4 Motor License Tort Claim Fund (MLTF), notary bonds and the
5 General Tort Claims Self-Insurance Fund. The information
6 shall include all of the following:

7 (i) The Commonwealth agency that is the subject of
8 the claim.

9 (ii) The date when the claim was filed.

10 (iii) The type of complaint filed.

11 (iv) The date when the settlement was paid.

12 (v) The amount of the settlement.

13 (2) No later than 30 days after the date when a
14 settlement was paid, the website shall post the information
15 under paragraph (1).

16 ~~(3) No later than 30 days after the date when a~~ <--
17 ~~settlement was paid, the Department of General Services shall~~
18 ~~submit the information under paragraph (1) to the chairperson~~
19 ~~and minority chairperson of the Appropriations Committee of~~
20 ~~the Senate and the chairperson and minority chairperson of~~
21 ~~the Appropriations Committee of the House of Representatives.~~

22 NO LATER THAN 30 DAYS AFTER THE EFFECTIVE DATE OF THIS <--
23 SUBSECTION AND EVERY 30 DAYS THEREAFTER, THE DEPARTMENT OF
24 GENERAL SERVICES SHALL ELECTRONICALLY TRANSMIT THE
25 INFORMATION UNDER PARAGRAPH (1) REGARDING EACH SETTLEMENT
26 PAID IN THE PREVIOUS 30 DAYS TO ALL THE MEMBERS OF THE
27 GENERAL ASSEMBLY.

28 (g) Exemption.--Notwithstanding subsections (a), (b) [and],
29 (f) and (f.1), the following shall not be included on the
30 website:

1 (1) Records, data or other information exempted from
2 disclosure under 24 Pa.C.S. § 8502(e)(2) (relating to
3 administrative duties of board).

4 (2) Records, data or other information exempted from
5 disclosure under 71 Pa.C.S. § 5902(e)(2) (relating to
6 administrative duties of the board).

7 (3) Records not subject to disclosure under the act of
8 February 14, 2008 (P.L.6, No.3), known as the Right-to-Know
9 Law.

10 * * *

11 Section 2. Section 4(a) of the act is amended by adding a
12 paragraph to read:

13 Section 4. Administration.

14 (a) Commonwealth agency requirements.--Each Commonwealth
15 agency shall cooperate with the Governor's Office of
16 Administration. The following shall apply:

17 * * *

18 (3) Each Commonwealth agency shall provide the office
19 with information on each settlement paid for each claim
20 settled as required under section 3(f.1) before posting the
21 information on the website.

22 * * *

23 Section 3. This act shall take effect in ~~60~~ 90 days.

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