

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2738 Session of 2020

INTRODUCED BY D. MILLER, COMITTA, HILL-EVANS, MADDEN, GALLOWAY, FREEMAN, KENYATTA, HOWARD, ROZZI, KINSEY, WILLIAMS, CALTAGIRONE, SANCHEZ, READSHAW, BRIGGS AND DeLUCA, JULY 30, 2020

REFERRED TO COMMITTEE ON APPROPRIATIONS, JULY 30, 2020

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 cancer control, prevention and research, for  
 4 ambulatory surgical center data collection, for the Joint  
 5 Underwriting Association, for entertainment business  
 6 financial management firms, for private dam financial  
 7 assurance and for reinstatement of item vetoes; providing for  
 8 the settlement, assessment, collection, and lien of taxes,  
 9 bonus, and all other accounts due the Commonwealth, the  
 10 collection and recovery of fees and other money or property  
 11 due or belonging to the Commonwealth, or any agency thereof,  
 12 including escheated property and the proceeds of its sale,  
 13 the custody and disbursement or other disposition of funds  
 14 and securities belonging to or in the possession of the  
 15 Commonwealth, and the settlement of claims against the  
 16 Commonwealth, the resettlement of accounts and appeals to the  
 17 courts, refunds of moneys erroneously paid to the  
 18 Commonwealth, auditing the accounts of the Commonwealth and  
 19 all agencies thereof, of all public officers collecting  
 20 moneys payable to the Commonwealth, or any agency thereof,  
 21 and all receipts of appropriations from the Commonwealth,  
 22 authorizing the Commonwealth to issue tax anticipation notes  
 23 to defray current expenses, implementing the provisions of  
 24 section 7(a) of Article VIII of the Constitution of  
 25 Pennsylvania authorizing and restricting the incurring of  
 26 certain debt and imposing penalties; affecting every  
 27 department, board, commission, and officer of the State  
 28 government, every political subdivision of the State, and  
 29 certain officers of such subdivisions, every person,  
 30 association, and corporation required to pay, assess, or  
 31 collect taxes, or to make returns or reports under the laws  
 32 imposing taxes for State purposes, or to pay license fees or

1 other moneys to the Commonwealth, or any agency thereof,  
2 every State depository and every debtor or creditor of the  
3 Commonwealth," in additional special funds and restricted  
4 accounts, further providing for COVID-19 response transfers  
5 for assistance to the Commonwealth's health care system.

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

8 Section 1. Section 1735-A.1(f) and (h) of the act of April  
9 9, 1929 (P.L.343, No.176), known as The Fiscal Code, added March  
10 27, 2020 (P.L.30, No.10), are amended to read:

11 Section 1735-A.1. COVID-19 response transfers for assistance to  
12 the Commonwealth's health care system.

13 \* \* \*

14 (f) [Report] Reports.--

15 (1) Beginning June 1, 2020, and the first day of each  
16 month thereafter, the Secretary of the Budget shall provide a  
17 report detailing all spending related to the COVID-19  
18 response the Commonwealth has made during the preceding  
19 month, including any funding made available through the  
20 Federal Government, the Governor's disaster proclamation, an  
21 agency budget or the transfers under this section. The report  
22 shall include the recipient, the dollar amount and a detailed  
23 explanation of the purpose of the spending. The Secretary of  
24 the Budget shall provide the report to the State Treasurer,  
25 the Majority Leader and Minority Leader of the Senate, the  
26 Majority Leader and Minority Leader of the House of  
27 Representatives, the chairperson and minority chairperson of  
28 the Appropriations Committee of the Senate and the  
29 chairperson and minority chairperson of the Appropriations  
30 Committee of the House of Representatives.

31 (2) The following apply:

32 (i) Beginning July 1, 2020, and the first day of

1 each month thereafter, if an entity in this Commonwealth  
2 receives covered funds from the Federal Government and is  
3 not required to report under paragraph (1) or receives  
4 funds distributed by the Federal Government under the  
5 Coronavirus Aid, Relief, and Economic Security Act  
6 (Public Law 116-136, 134 Stat. 281) that are not directly  
7 received from or originally deposited into an account of  
8 the Commonwealth or an agency of the Commonwealth, the  
9 entity shall provide a report specifying all of the  
10 following:

11 (A) The amount of funds received.

12 (B) The amount of funds received that were  
13 expended or obligated for each project or activity.

14 (C) A detailed list of all projects or  
15 activities for which funds were expended or  
16 obligated.

17 (D) Detailed information on any level of  
18 subcontracts or subgrants awarded by the entity or  
19 its subcontractors or subgrantees.

20 (ii) An entity subject to subparagraph (i) shall  
21 provide the report to the State Treasurer, the Majority  
22 Leader and Minority Leader of the Senate, the Majority  
23 Leader and Minority Leader of the House of  
24 Representatives, the chairperson and minority chairperson  
25 of the Appropriations Committee of the Senate and the  
26 chairperson and minority chairperson of the  
27 Appropriations Committee of the House of Representatives.

28 \* \* \*

29 (h) Definitions.--As used in this section, the [term "COVID-  
30 19" shall mean the novel coronavirus as identified in the

1 Governor's Proclamation of Disaster Emergency issued on March 6,  
2 2020.] following words and phrases shall have the meanings given  
3 to them in this subsection unless the context clearly indicates  
4 otherwise:

5 "Covered funds." As defined in section 15010(a)(6) of the  
6 Coronavirus Aid, Relief, and Economic Security Act (Public Law  
7 116-136, 134 Stat. 281).

8 "COVID-19." The novel coronavirus as identified in the  
9 Governor's Proclamation of Disaster Emergency issued on March 6,  
10 2020, or any renewal thereof.

11 Section 2. This act shall take effect immediately.