
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 676 Session of
2019

INTRODUCED BY DINNIMAN, SCHWANK, COSTA, FONTANA, LEACH,
A. WILLIAMS, MUTH, BLAKE, HUGHES, SANTARSIERO, BREWSTER,
HAYWOOD, STREET, KILLION, BOSCOLA, FARNESE, TARTAGLIONE,
IOVINO, KEARNEY, SABATINA AND COLLETT, JUNE 6, 2019

REFERRED TO VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS,
JUNE 6, 2019

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, providing for Pennsylvania Nonprofit
3 Security Grant Program; and establishing the Pennsylvania
4 Nonprofit Security Grant Committee within the Pennsylvania
5 Commission on Crime and Delinquency and the Pennsylvania
6 Nonprofit Security Grant Fund.

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

9 Section 1. Title 35 of the Pennsylvania Consolidated
10 Statutes is amended by adding a chapter to read:

11 CHAPTER 78A

12 PENNSYLVANIA NONPROFIT SECURITY GRANT PROGRAM

13 Sec.

14 78A01. Scope of chapter.

15 78A02. Definitions.

16 78A03. Pennsylvania Nonprofit Security Grant Committee.

17 78A04. Criteria.

18 78A05. Assessment providers.

1 78A06. Safety and security assessments.

2 78A07. Pennsylvania Nonprofit Security Grant Program.

3 78A08. Pennsylvania Nonprofit Security Grant Fund.

4 § 78A01. Scope of chapter.

5 This chapter relates to the Pennsylvania Nonprofit Security
6 Grant Program.

7 § 78A02. Definitions.

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

11 "Agency." The Pennsylvania Emergency Management Agency.

12 "Commission." The Pennsylvania Commission on Crime and
13 Delinquency.

14 "Committee." The Pennsylvania Nonprofit Security Grant
15 Committee established under section 78A03 (relating to
16 Pennsylvania Nonprofit Security Grant Committee).

17 "Eligible uses." Any of the following:

18 (1) Security enhancements that may include, but are not
19 limited to:

20 (i) Safety and security planning.

21 (ii) Safety and security equipment and purchase of
22 security-related technology, which may include, but is
23 not limited to:

24 (A) Metal detectors.

25 (B) Protective lighting.

26 (C) Specialty-trained canines.

27 (D) Surveillance equipment.

28 (E) Special emergency communications equipment.

29 (F) Electronic locksets.

30 (G) Deadbolts.

1 (H) Trauma kits.
2 (I) Theft control devices.
3 (iii) Safety and security training.
4 (iv) Threat awareness and response training.
5 (v) Upgrades to existing structures that enhance
6 safety and security.
7 (vi) Vulnerability and threat assessments.
8 (vii) Any other safety or security-related use that
9 enhances safety or security of a nonprofit organization.
10 (2) Public outreach programs designed to reduce violence
11 in the community by encouraging increased communication,
12 tolerance, respect and understanding that are approved by the
13 committee.
14 "Fund." The Pennsylvania Nonprofit Security Grant Fund
15 established under section 78A08(a) (relating to Pennsylvania
16 Nonprofit Security Grant Fund).
17 "Grant program." The Pennsylvania Nonprofit Security Grant
18 Program established under section 78A07(a) (relating to
19 Pennsylvania Nonprofit Security Grant Program).
20 "Nonprofit organization." A corporation or other entity that
21 is an exempt organization as provided for under section 501(c)
22 (3) of the Internal Revenue Code of 1986 (Public Law 99-514, 26
23 U.S.C. § 501(c)(3)).
24 "Safety and security assessment" or "assessment." A
25 strategic evaluation of the facilities of a nonprofit
26 organization that is used to identify potential safety and
27 security threats.
28 § 78A03. Pennsylvania Nonprofit Security Grant Committee.
29 (a) Establishment.--The Pennsylvania Nonprofit Security
30 Grant Committee is established within the commission.

- 1 (b) Composition.--The committee shall consist of a
2 chairperson and the following members:
- 3 (1) The Attorney General or a designee.
4 (2) The Commissioner of Pennsylvania State Police or a
5 designee.
6 (3) The director of the agency or a designee.
7 (4) The chairperson of the commission or a designee.
8 (5) The chairperson of the Pennsylvania Human Relations
9 Commission or a designee.
10 (6) An individual with experience in the subject matter
11 appointed by the President pro tempore of the Senate.
12 (7) An individual with experience in the subject matter
13 appointed by the Minority Leader of the Senate.
14 (8) An individual with experience in the subject matter
15 appointed by the Speaker of the House of Representatives.
16 (9) An individual with experience in the subject matter
17 appointed by the Minority Leader of the House of
18 Representatives.
19 (10) A recognized subject matter expert appointed by the
20 Governor.
- 21 (c) Chairperson.--The chairperson of the committee shall be
22 selected by the Governor from among the members of the
23 committee.
- 24 (d) Vice chairperson.--A vice chairperson shall be
25 designated by the chairperson of the committee from among the
26 members of the committee to preside at meetings in the absence
27 of the chairperson.
- 28 (e) Term.--Members of the committee shall serve a four-year
29 term.
- 30 (f) Quorum.--A majority of the members of the committee

1 shall constitute a quorum, and a quorum shall be required for
2 all actions.

3 (g) Actions.--A vote of the majority of the members of the
4 committee present shall be sufficient for all actions taken by
5 the committee.

6 (h) Initial meeting.--The committee shall hold its first
7 meeting no later than 30 days from the effective date of this
8 subsection.

9 (i) Compensation.--Members of the committee shall serve
10 without compensation for their services. Members of the
11 committee under subsection (b) (6), (7), (8), (9) and (10) shall
12 be reimbursed for their actual and necessary expenses incurred
13 in the performance of their duties.

14 (j) Cooperation.--The commission shall cooperate with the
15 committee to select staff to be employed by the commission and
16 assigned to assist the committee in carrying out its duties.
17 § 78A04. Criteria.

18 (a) Duty to establish.--No later than October 31, 2020, the
19 committee shall establish criteria to be used when evaluating
20 the following:

21 (1) Applications submitted under this chapter for
22 proposed security enhancements to the facility or facilities
23 of a nonprofit organization including:

24 (i) A review of the safety and security assessment
25 form submitted with an application for a grant under this
26 chapter.

27 (ii) A review of the nonprofit organization's safety
28 and security plan.

29 (iii) A review of the nonprofit organization's
30 existing plans for crisis response and mitigation.

1 (iv) An analysis of the design and the safety and
2 security vulnerabilities of the facility or facilities of
3 the nonprofit organization.

4 (v) An evaluation of the nonprofit organization's
5 policies relating to safety and security issues.

6 (vi) An analysis of how the proposed security
7 enhancements will address the indicated security
8 vulnerabilities.

9 (2) Applications submitted under this chapter that
10 include proposed public outreach programs designed to reduce
11 violence in the community by encouraging increased
12 communication, tolerance, respect and understanding.

13 (b) Periodic review of criteria.--The committee shall review
14 the criteria established under subsection (a) at a minimum every
15 three years and may make revisions as needed.

16 § 78A05. Assessment providers.

17 (a) Duty to establish criteria.--No later than October 31,
18 2020, the committee shall establish criteria for registration of
19 a person with knowledge and experience in matters of safety and
20 security that qualifies the person to conduct safety and
21 security assessments based upon the criteria established by the
22 committee under section 78A04 (relating to criteria) beginning
23 October 31, 2020.

24 (b) Qualified persons.--Persons registered to conduct school
25 safety and security assessments under section 1304-B of the act
26 of March 10, 1949 (P.L.30, No.14), known as the Public School
27 Code of 1949, shall be qualified to conduct safety and security
28 assessments under this chapter.

29 (c) Periodic review of criteria.--The committee shall review
30 the criteria established in subsection (a) at a minimum every

1 three years and may make revisions as needed.

2 (d) Registration.--A person shall apply for registration as
3 an assessment provider to the committee in a manner prescribed
4 by the committee.

5 § 78A06. Safety and security assessments.

6 (a) Development.--No later than October 31, 2019, the
7 committee shall develop a safety and security assessment form to
8 distribute to nonprofit organizations for submission with an
9 application for a grant under this chapter.

10 (b) Confidentiality.--Any data collected through the safety
11 and security assessment form by the committee and the findings
12 of the committee shall remain confidential and shall not be
13 subject to the act of February 14, 2008 (P.L.6, No.3), known as
14 the Right-to-Know Law.

15 § 78A07. Pennsylvania Nonprofit Security Grant Program.

16 (a) Establishment.--The Pennsylvania Nonprofit Security
17 Grant Program is established to provide grants to nonprofit
18 organizations throughout this Commonwealth to fund eligible
19 uses.

20 (b) Functions generally.--The committee shall perform all
21 functions related to the direct approval, disbursement and
22 administration of grants under the program.

23 (c) Applications.--No later than September 1, 2020, and by
24 September 1 of each year thereafter, the committee shall accept
25 applications from nonprofit organizations for a grant during a
26 fiscal year. The applications must be submitted in the form and
27 manner prescribed by the committee.

28 (d) Review process.--

29 (1) No later than 90 days after a completed application
30 is received from a nonprofit organization, the committee

1 shall review and approve or deny the application.

2 (2) A nonprofit organization may revise and resubmit a
3 denied application to the committee. The committee shall make
4 a reasonable effort to assist the nonprofit organization in
5 the revision and resubmission of the denied application.

6 (3) The committee may engage registered assessment
7 providers to complete the review required under this
8 subsection.

9 (e) Time frame.--The committee shall review applications on
10 a rolling basis and shall accept applications until all grant
11 program money for the fiscal year is exhausted.

12 (f) Eligible uses.--The committee may only award grants
13 through the grant program for eligible uses. Nonprofit
14 organizations may only expend grant money received through the
15 grant program on eligible uses.

16 (g) Diversity.--The committee shall ensure that funding
17 under the grant program is geographically dispersed throughout
18 this Commonwealth.

19 (h) Limitation.--Each nonprofit organization may submit one
20 application annually. No nonprofit organization may receive an
21 annual grant allocation that exceeds 10% of the money available
22 under the grant program.

23 (i) Coordination.--The committee shall coordinate with the
24 commission and the agency on the interaction of the grant
25 program with the Federal Nonprofit Security Grant Program
26 administered by the United States Department of Homeland
27 Security to ensure the most effective use of resources.

28 (j) Audits.--The commission may randomly audit grant
29 recipients to ensure the appropriate use of grant money and
30 compliance with the provisions of this chapter.

1 § 78A08. Pennsylvania Nonprofit Security Grant Fund.

2 (a) Establishment.--The Pennsylvania Nonprofit Security
3 Grant Fund is established as a special nonlapsing fund in the
4 State Treasury.

5 (b) Appropriation.--All money deposited in the fund and the
6 interest it accrues are appropriated to the commission on a
7 continuing basis to award grants under this chapter.

8 (c) Use.--The fund may only be used for the grant program
9 authorized under this chapter, and no money in the fund may be
10 transferred or diverted to any other purpose by administrative
11 action.

12 (d) Funding.--Money available to the fund shall include
13 appropriations and transfers from Federal funds and other
14 sources of revenue made available to it.

15 (e) Allocations.--No more than 12.5% of the fund may be
16 allocated annually for grants for public outreach programs
17 designed to reduce violence in the community.

18 (f) Administrative costs.--No more than 1% of the fund may
19 be used for reasonable administrative costs.

20 Section 2. This act shall take effect in 60 days.