
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1233 Session of
2020

INTRODUCED BY KEARNEY, HUGHES, SANTARSIERO, STREET, BARTOLOTTA,
FONTANA, FARNESE, TARTAGLIONE, MUTH, COSTA, A. WILLIAMS AND
IOVINO, JULY 13, 2020

REFERRED TO APPROPRIATIONS, JULY 13, 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
33 other moneys to the Commonwealth, or any agency thereof,

1 every State depository and every debtor or creditor of the
2 Commonwealth," in emergency COVID-19 response, providing for
3 COVID-19 nonprofit assistance grants.

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

6 Section 1. Article I-C of the act of April 9, 1929 (P.L.343,
7 No.176), known as The Fiscal Code, is amended by adding a
8 subarticle to read:

9 SUBARTICLE D.1

10 COVID-19 NONPROFIT ASSISTANCE GRANTS

11 Section 139.1-C. Definitions.

12 The following words and phrases when used in this subarticle
13 shall have the meanings given to them in this section unless the
14 context clearly indicates otherwise:

15 "Current fiscal year." The fiscal year beginning July 1,
16 2019, and ending June 30, 2020.

17 Section 139.2-C. Construction with General Appropriation Act of
18 2019.

19 Any appropriations under this subarticle shall be in addition
20 to any appropriation under the act of June 28, 2019 (P.L.839,
21 No.1A), known as the General Appropriation Act of 2019, and the
22 act of May 29, 2020 (P.L. , No.2A), known as the COVID-19
23 Emergency Supplement to the General Appropriation Act of 2019.

24 Section 139.3-C. Appropriations from account.

25 From the Federal amounts appropriated from the account to the
26 Department of Community and Economic Development for the current
27 fiscal year for COVID Relief - Nonprofit Assistance Grant
28 Program, \$100,000,000 is appropriated for the Nonprofit
29 Assistance Grant Program established under section 139.5-C(a).

30 Section 139.4-C. Continuing appropriations.

31 The appropriations under this subarticle shall be continuing

1 appropriations and shall not automatically lapse as of the close
2 the current fiscal year.

3 Section 139.5-C. Nonprofit Assistance Grant Program.

4 (a) Program establishment.--The authority shall establish
5 the COVID-19 Nonprofit Assistance Grant Program.

6 (b) Transfer of funds.--From money appropriated to the
7 Department of Community and Economic Development for COVID
8 Relief - Nonprofit Assistance Grant Program, \$100,000,000 shall
9 be transferred to the authority and shall be used to make grants
10 under the program.

11 (c) Purpose of program.--The program shall receive
12 applications and award grants to nonprofit organizations in
13 accordance with this section.

14 (d) Application.--The authority shall develop an application
15 for nonprofit organizations to apply for grants under the
16 program within 30 days of the effective date of this section.
17 The application shall require an applicant to provide proof of
18 the applicant's status as a nonprofit organization. The
19 application shall be made available and posted on the
20 authority's publicly accessible Internet website and be in a
21 form that can be completed electronically or via United States
22 mail.

23 (e) Deadline.--No application for a grant under the program
24 may be submitted after September 30, 2020.

25 (f) Guidelines.--The authority shall establish program
26 guidelines for nonprofit organizations, submit the guidelines
27 to the Legislative Reference Bureau for publication in the
28 Pennsylvania Bulletin and post the guidelines on the authority's
29 publicly accessible Internet website.

30 (g) Limitations.--The following shall apply to grants under

1 the program:

2 (1) No grant may be awarded in excess of \$50,000.

3 (2) Grants shall only be used for costs associated with
4 losses relating directly to COVID-19 that occurred between
5 March 6, 2020, and September 30, 2020.

6 (3) No grant may be awarded to a nonprofit organization
7 that has received funding for losses relating directly to
8 COVID-19 from the Commonwealth.

9 (h) Award of grants.--The authority shall award grants and
10 make grant payments under the program no later than November 30,
11 2020.

12 (i) Commonwealth Documents Law.--This section shall not be
13 subject to the act of July 31, 1968 (P.L.769, No.240), referred
14 to as the Commonwealth Documents Law.

15 (j) Expiration.--This section shall expire once all funds
16 transferred to the authority under subsection (b) have been
17 exhausted or December 1, 2020, whichever occurs first.

18 (k) Definitions.--As used in this section, the following
19 words and phrases shall have the meanings given to them in this
20 subsection unless the context clearly indicates otherwise:

21 "Authority." The Commonwealth Financing Authority.

22 "Nonprofit organization." A corporation or other entity
23 based in this Commonwealth which is an exempt organization as
24 defined under section 501(c)(3) of the Internal Revenue Code of
25 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3)).

26 "Program." The Nonprofit Assistance Grant Program
27 established under subsection (a).

28 Section 2. This act shall take effect immediately.