

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 217 Session of 2021

INTRODUCED BY SAYLOR, JANUARY 22, 2021

REFERRED TO COMMITTEE ON APPROPRIATIONS, JANUARY 22, 2021

A SUPPLEMENT

1 To the act of May 29, 2020 (P.L. , No.1A), entitled "An act to
 2 provide appropriations from the General Fund for the expenses
 3 of the Executive, Legislative and Judicial Departments of the
 4 Commonwealth, the public debt and the public schools for the
 5 fiscal year July 1, 2020, to June 30, 2021, and for the
 6 payment of bills incurred and remaining unpaid at the close
 7 of the fiscal year ending June 30, 2020; to provide
 8 appropriations from special funds and accounts to the
 9 Executive and Judicial Departments for the fiscal year July
 10 1, 2020, to June 30, 2021, and for the payment of bills
 11 remaining unpaid at the close of the fiscal year ending June
 12 30, 2020; to provide for the appropriation of Federal funds
 13 to the Executive and Judicial Departments for the fiscal year
 14 July 1, 2020, to June 30, 2021, and for the payment of bills
 15 remaining unpaid at the close of the fiscal year ending June
 16 30, 2020; and to provide for the additional appropriation of
 17 Federal and State funds to the Executive and Judicial
 18 Departments for the fiscal year July 1, 2019, to June 30,
 19 2020, and for the payment of bills incurred and remaining
 20 unpaid at the close of the fiscal year ending June 30, 2019,"
 21 further providing for additional appropriations from the
 22 General Fund for the expenses of the Executive Department for
 23 the fiscal year July 1, 2020, to June 30, 2021.

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25 PART LXXXI. MISCELLANEOUS PROVISIONS

26 Section 8101. Retroactivity.

27 Section 8102. Effective date.

28 The General Assembly of the Commonwealth of Pennsylvania
29 hereby enacts as follows:

30 PART I

GENERAL PROVISIONS

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Section 101. Short title.

This act shall be known and may be cited as the Second Supplement to the General Appropriation Act of 2020.

Section 102. Definitions.

The definitions in the act of May 29, 2020 (P.L. , No.1A), known as the General Appropriation Act of 2020, shall apply to this act.

Section 103. Abbreviations.

The abbreviations in the act of May 29, 2020 (P.L. , No.1A), known as the General Appropriation Act of 2020, shall apply to this act.

Section 104. State appropriations.

(a) General Fund.--The sums specified in this act, or as much thereof as may be necessary, are specifically appropriated from the General Fund to agencies of the Executive Department of the Commonwealth for the payment of salaries, wages or other compensation and travel expenses of the duly elected or appointed officers and employees of the Commonwealth, for the payment of fees for contractual services rendered, for the purchase or rental of goods and services, printing, public advertising by or through any medium, equipment, land and buildings and for payment of any other expenses, as provided by law or by this act, necessary for the proper conduct of the duties, functions and activities and for the purposes specified in this act for the current fiscal year.

(b) (Reserved).

Section 105. Federal appropriations.

The Federal appropriations specified in this act, or as much thereof as may be necessary, are specifically appropriated to

1 the agencies of the Executive Department of the Commonwealth
2 specified in this act for the payment of the expenses of
3 implementing and carrying out the programs specified in this act
4 for the current fiscal year. Unless otherwise stated, the
5 Federal appropriations include any carryovers from the prior
6 fiscal year.

7 PART II

8 ADDITIONAL GENERAL FUND APPROPRIATIONS

9 FOR CURRENT FISCAL YEAR

10 SUBPART A

11 GENERAL PROVISIONS

12 Section 201. Construction with other appropriation acts.

13 All appropriations contained in this part from the General
14 Fund shall be in addition to any appropriation under the act of
15 May 29, 2020 (P.L. , No.1A), known as the General Appropriation
16 Act of 2020, and the act of November 23, 2020 (P.L. , No.17A),
17 known as the Supplement to the General Appropriation Act of
18 2020.

19 SUBPART B

20 EXECUTIVE DEPARTMENT

21 Section 221. (Reserved).

22 Section 222. Department of Human Services.

23 The following amounts are

24 appropriated from the General Fund

25 to the Department of Human

26 Services for the current fiscal

27 year: Federal State

28 The following Federal amounts
29 are appropriated to supplement the
30 sum appropriated for intellectual

1 disabilities - State centers:

2 (1) "COVID - Direct Relief to
3 Providers/State Centers."

4 Federal appropriation..... 30,000

5 PART LXI

6 SPECIAL PROVISIONS FOR FEDERAL FUNDS

7 FOR CURRENT FISCAL YEAR

8 Section 6101. General Fund repository for Federal funds.

9 Money received from the Federal Government as contributions
10 or supplements to the departments or agencies of the
11 Commonwealth or the programs provided in this act shall be paid
12 into the General Fund.

13 Section 6102. (Reserved).

14 Section 6103. Appropriation of prior unspent Federal funds.

15 (a) General rule.--Federal moneys that have been previously
16 appropriated by the General Assembly and authorized or allocated
17 by the Federal Government but remain unspent from the prior
18 fiscal year or previous fiscal years and will not be renewed for
19 the current fiscal year are appropriated.

20 (b) Department of Human Services.--The Federal
21 appropriations to the Department of Human Services include any
22 prior earnings that may be received during the current fiscal
23 year. In addition to the amounts specifically appropriated in
24 this act to the Department of Human Services, all money
25 appropriated from the Federal Government during a previous
26 fiscal year which are expected to be received as reimbursements
27 may be carried forward until the close of the current fiscal
28 year to the extent that obligations are carried forward. In
29 addition, reimbursements actually received to support the
30 obligations may also be carried forward.

1 Section 6104. Subgrants between Federal appropriations.

2 Subgrants may be made between Federal appropriations without
3 further approval of the General Assembly. The Secretary of the
4 Budget shall submit a list of subgrants to the chair and
5 minority chair of the Appropriations Committee of the Senate and
6 the chair and minority chair of the Appropriations Committee of
7 the House of Representatives quarterly. No subgrant to a State
8 agency, however, may be made from a restricted receipt account
9 without a specific appropriation by the General Assembly.

10 Section 6105. Utilization of emergency Federal funds.

11 (a) Natural disasters and civil disobedience.--Federal funds
12 available for costs and damages resulting from natural disasters
13 or civil disobedience may be added to an appropriation contained
14 in this act or to funds otherwise appropriated or may be used
15 for the purposes prescribed by the Federal Government.

16 (b) Other emergencies.--In addition to the money
17 appropriated by this act, money received from the Federal
18 Government for the purpose of disaster assistance or relief, or
19 other money received as a direct result of terrorist acts, money
20 for homeland security and defense and money for avian flu shall
21 be paid into the General Fund and are appropriated out of the
22 General Fund to the departments, boards, commissions or agencies
23 designated by the Governor.

24 (c) (Reserved).

25 (d) Federal funding related to COVID-19 and the impact of
26 COVID-19.--The following apply to funds received from the
27 Federal Government for assistance with the response to the
28 COVID-19 pandemic and the economic impact of the COVID-19
29 pandemic:

30 (1) For Federal funds which are required by Federal law

1 to be allocated to a specific program which is in existence
2 prior to the effective date of this section, the Federal
3 funds are hereby appropriated to the program.

4 (2) For Federal funds which are required by Federal law
5 to be allocated by the Commonwealth according to a formula
6 mandated by Federal law, the Federal funds are hereby
7 appropriated for allocation according to the formula.

8 (3) All other Federal funds under this subsection shall
9 be deposited in the COVID-19 Response Restricted Account and
10 shall only be used upon appropriation by the General
11 Assembly.

12 PART LXXI

13 MISCELLANEOUS PROVISIONS FOR

14 CURRENT FISCAL YEAR

15 Section 7101. Prior laws unaffected.

16 This act is not intended to be inconsistent with or to repeal
17 any provision of any act enacted at this or any prior session of
18 the General Assembly regulating the purchase of supplies, the
19 ordering of printing and binding, the purchase, maintenance and
20 use of motor vehicles, the method of making payments from the
21 State Treasury for any purpose or the functioning of any
22 administrative department, board or commission.

23 Section 7102. Compliance with other law before funds available.

24 No appropriation made by this act to any department, board,
25 commission or agency of the Executive Department shall be
26 available unless and until the department, board, commission or
27 agency has complied with sections 615 and 616 of the act of
28 April 9, 1929 (P.L.177, No.175), known as The Administrative
29 Code of 1929.

30 Section 7103. Contracts prerequisite to encumbering or

MISCELLANEOUS PROVISIONS

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2 Section 8101. Retroactivity.

3 This act shall be retroactive to July 1, 2020.

4 Section 8102. Effective date.

5 This act shall take effect immediately.