

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1142 Session of
2023

INTRODUCED BY GROVE, STRUZZI, E. NELSON, DELOZIER, LAWRENCE,
ADAMS, SMITH, BERNSTINE, HAMM, MARCELL, STAATS, KAUFFMAN AND
ECKER, MAY 10, 2023

REFERRED TO COMMITTEE ON APPROPRIATIONS, MAY 10, 2023

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; providing for judicial administration; and
18 prescribing the manner in which the number and compensation
19 of the deputies and all other assistants and employes of
20 certain departments, boards and commissions shall be
21 determined," in Commonwealth budget procedures, further
22 providing for revenue estimates.

23 The General Assembly of the Commonwealth of Pennsylvania
24 hereby enacts as follows:

25 Section 1. Section 618(a) of the act of April 9, 1929
26 (P.L.177, No.175), known as The Administrative Code of 1929, is
27 amended to read:

Section 618. Revenue Estimates.--(a) (1) The Department of Revenue in conjunction with the Secretary of the Budget shall make revenue estimates for the use of the Governor in preparing the budget with periodic revisions until the final estimate is signed by the Governor not later than the time [he signs] the general appropriation bill becomes law. The revenue estimates used [to sign] in conjunction with any appropriation bill shall show separately State revenues, Federal funds, and, if specifically appropriated, funds from other sources. [The]

(2) If the Governor signs an appropriation bill, the Governor shall item veto any part [of any appropriation bill] that causes total appropriations to exceed the official revenue estimate plus any unappropriated surplus.

(3) If the general appropriation bill becomes law without the approval of the Governor and the amount appropriated in the general appropriation bill and other appropriation bills exceeds the official revenue estimate plus any unappropriated surplus, the following shall apply:

(i) The Secretary of the Budget shall, no later than the time that the general appropriation bill becomes law, disapprove or reduce amounts under section 615 from the departments, boards and commissions to which section 615 applies which cause the total appropriations to exceed the official revenue estimate plus any unappropriated surplus.

(ii) Except as provided under subparagraph (iii), at no time during a fiscal year when this paragraph applies may the total amount disapproved or reduced under this paragraph be less than the total amount disapproved or reduced under this paragraph at the time the general appropriation bill becomes law.

(iii) During a fiscal year in which this subparagraph

1 applies, if a change in a statute affecting revenues and
2 receipts is enacted that results in a change in a revenue
3 estimate, the amounts disapproved or reduced under this
4 paragraph may be revised to account for the additional revenue.

5 (4) No changes in the [revenue estimates] official revenue
6 estimate shall be made thereafter unless changes in statutes
7 affecting revenues and receipts are enacted.

8 * * *

9 Section 2. This act shall apply to general appropriation
10 acts enacted after the effective date of this section.

11 Section 3. This act shall take effect immediately.