

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1300 Session of 2023

INTRODUCED BY MEHAFFIE, KIM, MADDEN, HILL-EVANS, KHAN, SCHLOSSBERG, DELLOSO, GUENST, CIRESI, SANCHEZ, GREEN, KENYATTA, T. DAVIS AND WEBSTER, MAY 30, 2023

AMENDMENTS TO SENATE AMENDMENTS, HOUSE OF REPRESENTATIVES, OCTOBER 4, 2023

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

1 ~~imposing taxes for State purposes, or to pay license fees or~~
2 ~~other moneys to the Commonwealth, or any agency thereof,~~
3 ~~every State depository and every debtor or creditor of the~~
4 ~~Commonwealth," in disposition of abandoned and unclaimed~~
5 ~~property, further providing for claim for property paid or~~
6 ~~delivered; in oil and gas wells, further providing for Oil~~
7 ~~and Gas Lease Fund; in human services, providing for child~~
8 ~~support costs and fees; providing for Statewide Quality Care~~
9 ~~Assessment and for Pennsylvania Long Term Care Council; in~~
10 ~~additional special funds and restricted accounts, further~~
11 ~~providing for establishment of special fund and account, for~~
12 ~~use of fund and for distributions for Pennsylvania Race Horse~~
13 ~~Development Fund, repealing provisions relating to Enhanced~~
14 ~~Revenue Collection Account; in additional special funds and~~
15 ~~restricted accounts, further providing for Clean Streams Fund~~
16 ~~and for definitions, renaming the Sports Tourism and~~
17 ~~Marketing Account to the Sports, Marketing and Tourism~~
18 ~~Account, further providing for transfer of funds and~~
19 ~~providing for Facility Transition Account and for Game Fund;~~
20 ~~in general budget implementation, further providing for~~
21 ~~Department of Agriculture, for Department of Conservation and~~
22 ~~Natural Resources, for Department of Education, for~~
23 ~~Pennsylvania State Police, for surcharges, for Federal and~~
24 ~~Commonwealth use of forest land and for Multimodal~~
25 ~~Transportation Fund and repealing provisions relating to~~
26 ~~sales by distilleries; providing for 2023-2024 budget~~
27 ~~implementation, for 2023-2024 restrictions on appropriations~~
28 ~~for funds and accounts and for prior year appropriations;~~
29 ~~imposing penalties; making repeals; and making an editorial~~
30 ~~change.~~

31 ~~The General Assembly finds and declares as follows:~~

32 ~~(1) The intent of this act is to provide for the~~
33 ~~implementation of the 2023-2024 Commonwealth budget.~~

34 ~~(2) The Constitution of Pennsylvania confers numerous~~
35 ~~express duties upon the General Assembly, including the~~
36 ~~passage of a balanced budget for the Commonwealth.~~

37 ~~(3) Section 24 of Article III of the Constitution of~~
38 ~~Pennsylvania requires the General Assembly to adopt all~~
39 ~~appropriations for the operation of government in this~~
40 ~~Commonwealth, regardless of their source. The Supreme Court~~
41 ~~has repeatedly affirmed that "It is fundamental within~~
42 ~~Pennsylvania's tripartite system that the General Assembly~~
43 ~~enacts the legislation establishing those programs which the~~
44 ~~State provides for its citizens and appropriates the funds~~
45 ~~necessary for their operation."~~

1 ~~(4) Pursuant to section 13 of Article VIII of the~~
2 ~~Constitution of Pennsylvania, the General Assembly is~~
3 ~~explicitly required to adopt a balanced Commonwealth budget.~~
4 ~~Given the unpredictability and potential insufficiency of~~
5 ~~revenue collections, various changes in State law relating to~~
6 ~~sources of revenue, the collection of revenue and the~~
7 ~~implementation of statutes which impact revenue may be~~
8 ~~required to discharge this constitutional obligation.~~

9 ~~(5) Section 11 of Article III of the Constitution of~~
10 ~~Pennsylvania requires the adoption of a general appropriation~~
11 ~~act that embraces "nothing but appropriations." While actual~~
12 ~~items of appropriation can be contained in a General~~
13 ~~Appropriation Act, the achievement and implementation of a~~
14 ~~comprehensive budget involves more than subjects of~~
15 ~~appropriations and dollar amounts. Ultimately, the budget has~~
16 ~~to be balanced under section 13 of Article VIII of the~~
17 ~~Constitution of Pennsylvania. This may necessitate changes to~~
18 ~~sources of funding and enactment of statutes to achieve full~~
19 ~~compliance with these constitutional provisions.~~

20 ~~(6) For the reasons under paragraphs (1), (2), (3), (4)~~
21 ~~and (5), it is the intent of the General Assembly through~~
22 ~~this act to provide for the implementation of the 2023-2024~~
23 ~~Commonwealth budget.~~

24 ~~(7) Every provision of this act relates to the~~
25 ~~implementation of the operating budget of the Commonwealth~~
26 ~~for this fiscal year, addressing in various ways the fiscal~~
27 ~~operations, revenues and potential liabilities of the~~
28 ~~Commonwealth. To that end, this act is intended to implement~~
29 ~~the 2023-2024 Commonwealth budget without specifically~~
30 ~~appropriating public money from the General Fund. This act~~

~~provides accountability for spending and makes transfers or
other changes necessary to impact the availability of revenue
in order to meet the requirements of section 13 of Article
VIII of the Constitution of Pennsylvania and to implement the
act of August 3, 2023 (P.L. , No.1A), known as the General
Appropriation Act of 2023.~~

AMENDING THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), ENTITLED <--
"AN ACT RELATING TO THE FINANCES OF THE STATE GOVERNMENT;
PROVIDING FOR CANCER CONTROL, PREVENTION AND RESEARCH, FOR
AMBULATORY SURGICAL CENTER DATA COLLECTION, FOR THE JOINT
UNDERWRITING ASSOCIATION, FOR ENTERTAINMENT BUSINESS
FINANCIAL MANAGEMENT FIRMS, FOR PRIVATE DAM FINANCIAL
ASSURANCE AND FOR REINSTATEMENT OF ITEM VETOES; PROVIDING FOR
THE SETTLEMENT, ASSESSMENT, COLLECTION, AND LIEN OF TAXES,
BONUS, AND ALL OTHER ACCOUNTS DUE THE COMMONWEALTH, THE
COLLECTION AND RECOVERY OF FEES AND OTHER MONEY OR PROPERTY
DUE OR BELONGING TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
INCLUDING ESCHEATED PROPERTY AND THE PROCEEDS OF ITS SALE,
THE CUSTODY AND DISBURSEMENT OR OTHER DISPOSITION OF FUNDS
AND SECURITIES BELONGING TO OR IN THE POSSESSION OF THE
COMMONWEALTH, AND THE SETTLEMENT OF CLAIMS AGAINST THE
COMMONWEALTH, THE RESETTLEMENT OF ACCOUNTS AND APPEALS TO THE
COURTS, REFUNDS OF MONEYS ERRONEOUSLY PAID TO THE
COMMONWEALTH, AUDITING THE ACCOUNTS OF THE COMMONWEALTH AND
ALL AGENCIES THEREOF, OF ALL PUBLIC OFFICERS COLLECTING
MONEYS PAYABLE TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
AND ALL RECEIPTS OF APPROPRIATIONS FROM THE COMMONWEALTH,
AUTHORIZING THE COMMONWEALTH TO ISSUE TAX ANTICIPATION NOTES
TO DEFRAID CURRENT EXPENSES, IMPLEMENTING THE PROVISIONS OF
SECTION 7(A) OF ARTICLE VIII OF THE CONSTITUTION OF
PENNSYLVANIA AUTHORIZING AND RESTRICTING THE INCURRING OF
CERTAIN DEBT AND IMPOSING PENALTIES; AFFECTING EVERY
DEPARTMENT, BOARD, COMMISSION, AND OFFICER OF THE STATE
GOVERNMENT, EVERY POLITICAL SUBDIVISION OF THE STATE, AND
CERTAIN OFFICERS OF SUCH SUBDIVISIONS, EVERY PERSON,
ASSOCIATION, AND CORPORATION REQUIRED TO PAY, ASSESS, OR
COLLECT TAXES, OR TO MAKE RETURNS OR REPORTS UNDER THE LAWS
IMPOSING TAXES FOR STATE PURPOSES, OR TO PAY LICENSE FEES OR
OTHER MONEYS TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
EVERY STATE DEPOSITORY AND EVERY DEBTOR OR CREDITOR OF THE
COMMONWEALTH," IN EMERGENCY COVID-19 RESPONSE, FURTHER
PROVIDING FOR WHOLE-HOME REPAIRS PROGRAM AND PROVIDING FOR
DECLINED AND UNCLAIMED ALLOCATIONS AND FOR ADULT MENTAL
HEALTH PROGRAM FUNDING; PROVIDING FOR TENANT PROTECTIONS, FOR
911 EMERGENCY COMMUNICATION SERVICES, FOR MEDICAL DEBT RELIEF
AND FOR INSTITUTIONS OF PURELY PUBLIC CHARITY; IN CIGARETTE
SALES AND LICENSING, FURTHER PROVIDING FOR DEFINITIONS AND
PROVIDING FOR PRESUMED COST OF DOING BUSINESS BY RETAILER,
FOR PRESUMED COST OF DOING BUSINESS BY STAMPING AGENT AND FOR
PRESUMED COST OF DOING BUSINESS BY WHOLESALER; PROVIDING FOR
INDIGENT DEFENSE; IN OIL AND GAS WELLS, FURTHER PROVIDING FOR
OIL AND GAS LEASE FUND; IN TRANSPORTATION NETWORK COMPANIES,
MOTOR CARRIER COMPANIES AND PARKING AUTHORITY OF A CITY OF
THE FIRST CLASS, PROVIDING FOR DESIGNATED MUNICIPAL AGENT AND

1 AUTHORIZED SALVOR FOR CITY OF THE FIRST CLASS AND FOR
2 OPERATION AS TAXICAB; IN ASSESSMENTS, PROVIDING FOR STATEWIDE
3 QUALITY CARE ASSESSMENT; PROVIDING FOR TRANSPORTATION PILOT
4 PROGRAMS; IN HUMAN SERVICES, PROVIDING FOR PAYMENT INCREASE
5 FOR DENTAL SERVICES AND FOR ABROGATION OF DEPARTMENT
6 PROCUREMENT; PROVIDING FOR ATTORNEY GENERAL, FOR MIXED-USE
7 REVITALIZATION AND FOR PENNSYLVANIA LONG-TERM CARE COUNCIL;
8 IN SPECIAL FUNDS, FURTHER PROVIDING FOR FUNDING AND PROVIDING
9 FOR EXTENSION OF PAYMENTS; IN ADDITIONAL SPECIAL FUNDS AND
10 RESTRICTED ACCOUNTS, FURTHER PROVIDING FOR ESTABLISHMENT OF
11 SPECIAL FUND AND ACCOUNT, FOR USE OF FUND AND FOR
12 DISTRIBUTIONS FROM PENNSYLVANIA RACE HORSE DEVELOPMENT FUND
13 AND REPEALING PROVISIONS RELATING TO ENHANCED REVENUE
14 COLLECTION ACCOUNT; IN ADDITIONAL SPECIAL FUNDS AND
15 RESTRICTED ACCOUNTS, FURTHER PROVIDING FOR DEFINITIONS, FOR
16 SPORTS TOURISM AND MARKETING ACCOUNT AND FOR TRANSFER OF
17 FUNDS AND PROVIDING FOR FACILITY TRANSITION ACCOUNT, FOR
18 SERVICE AND INFRASTRUCTURE IMPROVEMENT FUND AND FOR SCHOOL
19 ENVIRONMENTAL REPAIRS PROGRAM RESTRICTED ACCOUNT; IN GENERAL
20 BUDGET IMPLEMENTATION, FURTHER PROVIDING FOR EXECUTIVE
21 OFFICES, FOR DEPARTMENT OF AGRICULTURE, FOR DEPARTMENT OF
22 COMMUNITY AND ECONOMIC DEVELOPMENT, FOR DEPARTMENT OF
23 CONSERVATION AND NATURAL RESOURCES, FOR DEPARTMENT OF
24 EDUCATION, FOR DEPARTMENT OF HEALTH, FOR DEPARTMENT OF HUMAN
25 SERVICES, FOR PENNSYLVANIA STATE POLICE, FOR PENNSYLVANIA
26 EMERGENCY MANAGEMENT AGENCY AND FOR SURCHARGES, REPEALING
27 PROVISIONS RELATING TO DEPOSIT INTO SCHOOL SAFETY AND
28 SECURITY FUND, FURTHER PROVIDING FOR FEDERAL AND COMMONWEALTH
29 USE OF FOREST LAND AND FOR MULTIMODAL TRANSPORTATION FUND,
30 REPEALING PROVISIONS RELATING TO SALES BY DISTILLERIES AND
31 PROVIDING FOR PENNSYLVANIA LIQUOR CONTROL BOARD WHOLESALE
32 LICENSEE DISCOUNT PROGRAM; IN 2022-2023 BUDGET
33 IMPLEMENTATION, FURTHER PROVIDING FOR DEPARTMENT OF EDUCATION
34 AND FOR DEPARTMENT OF HUMAN SERVICES; PROVIDING FOR 2023-2024
35 BUDGET IMPLEMENTATION, FOR 2023-2024 RESTRICTIONS ON
36 APPROPRIATIONS FOR FUNDS AND ACCOUNTS, FOR 2023-2024 FUND
37 TRANSFERS, FOR PRIOR YEAR APPROPRIATIONS AND FOR COMMONWEALTH
38 HOUSING COUNCIL; IMPOSING PENALTIES; MAKING REPEALS; AND
39 MAKING AN EDITORIAL CHANGE.

40 THE GENERAL ASSEMBLY FINDS AND DECLARES AS FOLLOWS:

41 (1) THE INTENT OF THIS ACT IS TO PROVIDE FOR THE
42 IMPLEMENTATION OF THE 2023-2024 COMMONWEALTH BUDGET.

43 (2) THE CONSTITUTION OF PENNSYLVANIA CONFERS NUMEROUS
44 EXPRESS DUTIES UPON THE GENERAL ASSEMBLY, INCLUDING THE
45 PASSAGE OF A BALANCED BUDGET FOR THE COMMONWEALTH.

46 (3) SECTION 24 OF ARTICLE III OF THE CONSTITUTION OF
47 PENNSYLVANIA REQUIRES THE GENERAL ASSEMBLY TO ADOPT ALL
48 APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT IN THIS
49 COMMONWEALTH, REGARDLESS OF THEIR SOURCE. THE SUPREME COURT

1 HAS REPEATEDLY AFFIRMED THAT "IT IS FUNDAMENTAL WITHIN
2 PENNSYLVANIA'S TRIPARTITE SYSTEM THAT THE GENERAL ASSEMBLY
3 ENACTS THE LEGISLATION ESTABLISHING THOSE PROGRAMS WHICH THE
4 STATE PROVIDES FOR ITS CITIZENS AND APPROPRIATES THE FUNDS
5 NECESSARY FOR THEIR OPERATION."

6 (4) PURSUANT TO SECTION 13 OF ARTICLE VIII OF THE
7 CONSTITUTION OF PENNSYLVANIA, THE GENERAL ASSEMBLY IS
8 EXPLICITLY REQUIRED TO ADOPT A BALANCED COMMONWEALTH BUDGET.
9 GIVEN THE UNPREDICTABILITY AND POTENTIAL INSUFFICIENCY OF
10 REVENUE COLLECTIONS, VARIOUS CHANGES IN STATE LAW RELATING TO
11 SOURCES OF REVENUE, THE COLLECTION OF REVENUE AND THE
12 IMPLEMENTATION OF STATUTES WHICH IMPACT REVENUE MAY BE
13 REQUIRED TO DISCHARGE THIS CONSTITUTIONAL OBLIGATION.

14 (5) SECTION 11 OF ARTICLE III OF THE CONSTITUTION OF
15 PENNSYLVANIA REQUIRES THE ADOPTION OF A GENERAL APPROPRIATION
16 ACT THAT EMBRACES "NOTHING BUT APPROPRIATIONS." WHILE ACTUAL
17 ITEMS OF APPROPRIATION CAN BE CONTAINED IN A GENERAL
18 APPROPRIATION ACT, THE ACHIEVEMENT AND IMPLEMENTATION OF A
19 COMPREHENSIVE BUDGET INVOLVES MORE THAN SUBJECTS OF
20 APPROPRIATIONS AND DOLLAR AMOUNTS. ULTIMATELY, THE BUDGET HAS
21 TO BE BALANCED UNDER SECTION 13 OF ARTICLE VIII OF THE
22 CONSTITUTION OF PENNSYLVANIA. THIS MAY NECESSITATE CHANGES TO
23 SOURCES OF FUNDING AND ENACTMENT OF STATUTES TO ACHIEVE FULL
24 COMPLIANCE WITH THESE CONSTITUTIONAL PROVISIONS.

25 (6) FOR THE REASONS UNDER PARAGRAPHS (1), (2), (3), (4)
26 AND (5), IT IS THE INTENT OF THE GENERAL ASSEMBLY THROUGH
27 THIS ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE 2023-2024
28 COMMONWEALTH BUDGET.

29 (7) EVERY PROVISION OF THIS ACT RELATES TO THE
30 IMPLEMENTATION OF THE OPERATING BUDGET OF THE COMMONWEALTH

1 FOR THIS FISCAL YEAR, ADDRESSING IN VARIOUS WAYS THE FISCAL
2 OPERATIONS, REVENUES AND POTENTIAL LIABILITIES OF THE
3 COMMONWEALTH. TO THAT END, THIS ACT IS INTENDED TO IMPLEMENT
4 THE 2023-2024 COMMONWEALTH BUDGET WITHOUT SPECIFICALLY
5 APPROPRIATING PUBLIC MONEY FROM THE GENERAL FUND. THIS ACT
6 PROVIDES ACCOUNTABILITY FOR SPENDING AND MAKES TRANSFERS OR
7 OTHER CHANGES NECESSARY TO IMPACT THE AVAILABILITY OF REVENUE
8 IN ORDER TO MEET THE REQUIREMENTS OF SECTION 13 OF ARTICLE
9 VIII OF THE CONSTITUTION OF PENNSYLVANIA AND TO IMPLEMENT THE
10 ACT OF AUGUST 3, 2023 (P.L. , NO.1A), KNOWN AS THE GENERAL
11 APPROPRIATION ACT OF 2023.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 ~~Section 1. Section 1301.19 of the act of April 9, 1929~~ <--
15 ~~(P.L.343, No.176), known as The Fiscal Code, is amended to read:~~

16 ~~Section 1301.19. Claim for Property Paid or Delivered. (a)~~
17 ~~Any person claiming an interest in any property paid or~~
18 ~~delivered to the Commonwealth under this article may file a~~
19 ~~claim thereto or to the proceeds from the sale thereof on the~~
20 ~~form prescribed by the State Treasurer.~~

21 ~~(b) Regardless of whether a claim is filed under subsection~~
22 ~~(a), the State Treasurer may pay or deliver any property paid or~~
23 ~~delivered to the Commonwealth under this article, or the~~
24 ~~proceeds from the sale of the property, to a person if the State~~
25 ~~Treasurer finds that a report filed under section 1301.11~~
26 ~~identifies the person as the sole owner of the property and the~~
27 ~~value of the property or proceeds is less than five thousand~~
28 ~~dollars (\$5,000).~~

29 ~~Section 2. Section 1601.2 E(e) (1) (ii) of the act, amended~~
30 ~~July 11, 2022 (P.L.540, No.54), is amended to read:~~

1 ~~Section 1601.2 E. Oil and Gas Lease Fund.~~

2 ~~* * *~~

3 ~~(c) Annual transfers. The following apply:~~

4 ~~(1) * * *~~

5 ~~(ii) No amount shall be transferred from the fund to~~
6 ~~the Marcellus Legacy Fund for distribution to the~~
7 ~~Environmental Stewardship Fund for the 2019-2020, 2020-~~
8 ~~2021, 2021-2022 [and], 2022-2023 and 2023-2024 fiscal~~
9 ~~year.~~

10 ~~* * *~~

11 ~~Section 3. The act is amended by adding a section to read:~~

12 ~~Section 1607 T. Child support costs and fees.~~

13 ~~(a) Costs and fees. If an obligee prevails in a proceeding~~
14 ~~to establish paternity or to obtain a support order, a court may~~
15 ~~assess against the obligor filing fees, reasonable attorney fees~~
16 ~~and necessary travel and other reasonable costs and expenses~~
17 ~~incurred by the obligee and the obligee's witnesses. Attorney~~
18 ~~fees may be taxed as costs and shall be ordered to be paid~~
19 ~~directly to the attorney, who may enforce the order in the~~
20 ~~attorney's own name. Payment of support owed to the obligee~~
21 ~~shall have priority over fees, costs and expenses.~~

22 ~~(b) Annual fee. The Commonwealth shall impose a fee of \$35~~
23 ~~in each case in which an individual has never received~~
24 ~~assistance under 42 U.S.C. Ch. 7 Subch. I (relating to grants to~~
25 ~~states for old age assistance) and for whom the Commonwealth has~~
26 ~~collected at least \$550 of support in a Federal fiscal year. The~~
27 ~~Commonwealth shall pay the \$35 fee for those cases in which the~~
28 ~~annual collection is between \$550 and \$1,999.99. The \$35 fee~~
29 ~~shall be collected from the custodial parent in cases where~~
30 ~~annual collections equal \$2,000 or more.~~

~~(c) Failure to pay on time. If a court determines that an individual subject to a child support order did not have good cause for failing to make child support payments on time, the court may further assess costs and reasonable attorney fees incurred by the party seeking to enforce the order.~~

Section 4. The act is amended by adding articles to read:

~~ARTICLE XVI U~~

~~STATEWIDE QUALITY CARE ASSESSMENT~~

~~Section 1601 U. Definitions.~~

~~The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~"Assessment." The fee, known as the Quality Care Assessment, authorized to be implemented under this article on every covered hospital.~~

~~"Bad debt expense." The cost of care for which a hospital expected payment from the patient or a third party payer, but which the hospital subsequently determines to be uncollectible, as further described in the Medicare Provider Reimbursement Manual published by the United States Department of Health and Human Services.~~

~~"Charity care expense." The cost of care for which a hospital ordinarily charges a fee but which is provided free or at a reduced rate to patients who cannot afford to pay but who are not eligible for public programs, and from whom the hospital did not expect payment in accordance with the hospital's charity care policy, as further described in the Medicare Provider Reimbursement Manual published by the United States Department of Health and Human Services.~~

~~"Contractual allowance." The difference between what a~~

1 ~~hospital charges for services and the amounts that certain~~
2 ~~payers have agreed to pay for the services as further described~~
3 ~~in the Medicare Provider Reimbursement Manual published by the~~
4 ~~United States Department of Health and Human Services.~~

5 ~~"Covered hospital." A hospital other than an exempt~~
6 ~~hospital.~~

7 ~~"Critical access hospital." Any hospital that has qualified~~
8 ~~under 42 U.S.C. § 1395x(mm) (1) (relating to definitions) as a~~
9 ~~critical access hospital under Medicare.~~

10 ~~"Department." The Department of Human Services of the~~
11 ~~Commonwealth.~~

12 ~~"Exempt hospital." Any of the following:~~

13 ~~(1) A Federal veterans' affairs hospital.~~

14 ~~(2) A hospital that provides care, including inpatient~~
15 ~~hospital services, to all patients free of charge.~~

16 ~~(3) A private psychiatric hospital.~~

17 ~~(4) A State owned psychiatric hospital.~~

18 ~~(5) A critical access hospital.~~

19 ~~(6) A long term acute care hospital.~~

20 ~~(7) A free standing acute care hospital organized~~

21 ~~primarily for the treatment of and research on cancer in~~
22 ~~which at least 30% of the inpatient admissions had cancer as~~
23 ~~the principal diagnosis based on Pennsylvania Health Care~~
24 ~~Cost Containment Council CY 2014 inpatient discharge data.~~

25 ~~For the purposes of meeting this definition, only discharges~~
26 ~~with ICD 9 CM principal diagnoses codes of 140 through 239,~~
27 ~~V58.0, V58.1, V66.1, V66.2 or 990 are considered.~~

28 ~~"Hospital." A facility licensed as a hospital under 28 Pa.~~
29 ~~Code Pt. IV Subpt. B (relating to general and special~~
30 ~~hospitals).~~

1 ~~"Long term acute care hospital." A hospital or unit of a~~
2 ~~hospital whose patients have a length of stay of greater than 25~~
3 ~~days and that provides specialized acute care of medically~~
4 ~~complex patients who are critically ill.~~

5 ~~"Medical assistance managed care organization." A Medicaid~~
6 ~~managed care organization as defined in 42 U.S.C. §~~
7 ~~1396b(m)(1)(A) (relating to payments to states) that is a party~~
8 ~~to a Medicaid managed care contract with the department. The~~
9 ~~term shall not include a behavioral health managed care~~
10 ~~organization that is a party to a Medicaid managed care contract~~
11 ~~with the department.~~

12 ~~"Net inpatient revenue." Gross revenues received or earned~~
13 ~~by a hospital for inpatient services, including medical~~
14 ~~assistance supplemental revenues received by the hospital for~~
15 ~~inpatient hospital services, less any deducted amounts for bad~~
16 ~~debt expense, charity care expense and contractual allowances as~~
17 ~~identified in the hospital's records and reported on forms~~
18 ~~specified by the department.~~

19 ~~"Net outpatient revenue." Gross revenues received or earned~~
20 ~~by a hospital for outpatient services, including medical~~
21 ~~assistance supplemental revenues received by the hospital for~~
22 ~~outpatient hospital services, less any deducted amounts for bad~~
23 ~~debt expense, charity care expense and contractual allowances as~~
24 ~~identified in the hospital's records and reported on forms~~
25 ~~specified by the department.~~

26 ~~"Program." The Commonwealth's medical assistance program as~~
27 ~~authorized under Article IV of the act of June 13, 1967 (P.L.31,~~
28 ~~No.21), known as the Human Services Code.~~

29 ~~"Secretary." The Secretary of Human Services of the~~
30 ~~Commonwealth.~~

1 ~~Section 1602 U. Medical Assistance payments for institutional~~
2 ~~care.~~

3 ~~Notwithstanding section 443.1(1.1)(i) of the act of June 13,~~
4 ~~1967 (P.L.31, No.21), known as the Human Services Code, and~~
5 ~~subject to section 1614 U, for inpatient hospital services~~
6 ~~provided during a fiscal year in which an assessment is imposed~~
7 ~~under this article, payments under the medical assistance fee~~
8 ~~for service program shall be determined in accordance with the~~
9 ~~department's regulations, except if the Commonwealth's approved~~
10 ~~Title XIX State Plan for inpatient hospital services in effect~~
11 ~~for the period of July 1, 2010, through June 30, 2028, specifies~~
12 ~~a methodology for calculating payments that is different from~~
13 ~~the department's regulations or authorizes additional payments~~
14 ~~not specified in the department's regulations, including~~
15 ~~inpatient disproportionate share payments and direct medical~~
16 ~~education payments, the department shall follow the methodology~~
17 ~~or make the additional payments as specified in the approved~~
18 ~~Title XIX State Plan.~~

19 ~~Section 1603 U. Authorization.~~

20 ~~In order to generate additional revenues for the purpose of~~
21 ~~assuring that medical assistance recipients have access to~~
22 ~~hospital services, the department shall implement a monetary~~
23 ~~assessment, known as the Quality Care Assessment, on each~~
24 ~~covered hospital subject to the conditions and requirements~~
25 ~~specified in this article, including section 1614 U.~~

26 ~~Section 1604 U. Implementation.~~

27 ~~(a) Health care related fee. The assessment authorized~~
28 ~~under this article, once imposed, shall be implemented as a~~
29 ~~health care related fee under 42 U.S.C. § 1396b(w)(3)(B)~~
30 ~~(relating to payment to states) or any amendments thereto and~~

~~1 may be collected only to the extent and for the periods that the
2 secretary determines that revenues generated by the assessment
3 will qualify as the State share of program expenditures eligible
4 for Federal financial participation.~~

~~5 (b) Assessment percentage. Subject to subsection (c), each
6 covered hospital shall be assessed as follows:~~

~~7 (1) For fiscal year 2010-2011, each covered hospital
8 shall be assessed an amount equal to 2.69% of the net
9 inpatient revenue of the covered hospital,~~

~~10 (2) For fiscal years 2011-2012, 2012-2013, 2013-2014 and
11 2014-2015, an amount equal to 3.22% of the net inpatient
12 revenue of the covered hospital.~~

~~13 (3) For fiscal years 2015-2016, 2016-2017 and 2017-2018,
14 an amount equal to 3.71% of the net inpatient revenue of the
15 covered hospital.~~

~~16 (4) For fiscal year 2018-2019, an amount equal to 2.98%
17 of the net inpatient revenue of the covered hospital and
18 1.55% of the net outpatient revenue of the covered hospital.~~

~~19 (5) For fiscal years 2019-2020, 2020-2021, 2021-2022 and
20 2022-2023, an amount equal to 3.32% of the net inpatient
21 revenue of the covered hospital and 1.73% of the net
22 outpatient revenue of the covered hospital.~~

~~23 (6) For fiscal year 2023-2024, an amount equal to 3.54%
24 of the net inpatient revenue of the covered hospital and
25 1.78% of the net outpatient revenue of the covered hospital;~~

~~26 (7) For fiscal years 2024-2025, 2025-2026, 2026-2027 and
27 2027-2028, an amount equal to 4.36% of the net inpatient
28 revenue of the covered hospital and 2.20% of the net
29 outpatient revenue of the covered hospital.~~

~~30 (c) Adjustments to assessment percentage. The secretary may~~

1 ~~adjust the assessment percentage specified in subsection (b) for~~
2 ~~all or part of the fiscal year for inpatient services,~~
3 ~~outpatient services or both, provided that, before implementing~~
4 ~~an adjustment, the secretary submits a notice to the Legislative~~
5 ~~Reference Bureau for publication in the next available issue of~~
6 ~~the Pennsylvania Bulletin that specifies the proposed assessment~~
7 ~~percentage and identifies the aggregate impact on covered~~
8 ~~hospitals subject to the assessment. Interested parties shall~~
9 ~~have 30 days in which to submit comments to the secretary. Upon~~
10 ~~expiration of the 30-day comment period, the secretary, after~~
11 ~~consideration of the comments, shall submit a second notice to~~
12 ~~the Legislative Reference Bureau for publication in the next~~
13 ~~available issue of the Pennsylvania Bulletin announcing the~~
14 ~~assessment percentage.~~

15 ~~(d) Rebasing net inpatient revenue and net outpatient~~
16 ~~revenue amounts on amounts owed for fiscal years prior to 2023-~~
17 ~~2024. For purposes of calculating the annual assessment amount~~
18 ~~owed for fiscal years 2018-2019, 2019-2020, 2020-2021, 2021-2022-~~
19 ~~and 2022-2023, the secretary may require the use of net~~
20 ~~inpatient revenue and net outpatient revenue amounts as~~
21 ~~identified in the records of covered hospitals for a State~~
22 ~~fiscal year commencing on or after July 1, 2015. If the~~
23 ~~secretary decides that the net inpatient revenue and net~~
24 ~~outpatient revenue amounts should be based on a State fiscal~~
25 ~~year commencing on or after July 1, 2015, the secretary shall~~
26 ~~submit a notice to the Legislative Reference Bureau for~~
27 ~~publication in the next available issue of the Pennsylvania~~
28 ~~Bulletin specifying the State fiscal year for which the net~~
29 ~~inpatient revenue and net outpatient revenue amounts will be~~
30 ~~used at least 30 days prior to the date on which an assessment~~

1 ~~amount calculated with the rebased amounts is due to be paid to~~
2 ~~the department.~~

3 ~~(e) Rebasing net inpatient revenue and net outpatient~~
4 ~~revenue amounts on amounts owed for fiscal year 2023-2024 and~~
5 ~~thereafter. For purposes of calculating the annual assessment~~
6 ~~amount owed on or after July 1, 2023, the secretary may require~~
7 ~~the use of net inpatient revenue and net outpatient revenue~~
8 ~~amounts as identified in the records of covered hospitals for a~~
9 ~~State fiscal year commencing on or after July 1, 2018. If the~~
10 ~~secretary decides that the net inpatient revenue and net~~
11 ~~outpatient revenue amounts should be based on a State fiscal~~
12 ~~year commencing on or after July 1, 2018, the secretary shall~~
13 ~~submit a notice to the Legislative Reference Bureau for~~
14 ~~publication in the next available issue of the Pennsylvania~~
15 ~~Bulletin specifying the State fiscal year for which the net~~
16 ~~inpatient revenue and net outpatient revenue amounts will be~~
17 ~~used at least 30 days prior to the date on which an assessment~~
18 ~~amount calculated with the rebased amounts is due to be paid to~~
19 ~~the department.~~

20 ~~(f) Maximum amount. In each year in which the assessment is~~
21 ~~implemented, the assessment shall be subject to the maximum~~
22 ~~aggregate amount that may be assessed under 42 CFR 433.68(f)(3)~~
23 ~~(i) (relating to permissible health care related taxes) or any~~
24 ~~other maximum established under Federal law.~~

25 ~~(g) Limited review. Except as permitted under section 1611~~
26 ~~U, the secretary's determination of the assessment percentage~~
27 ~~under subsection (b) shall not be subject to administrative or~~
28 ~~judicial review under 2 Pa.C.S. Chs. 5 Subch. A (relating to~~
29 ~~practice and procedure of Commonwealth agencies) and 7 Subch. A~~
30 ~~(relating to judicial review of Commonwealth agency action) or~~

~~1 any other provision of law. Assessments implemented under this~~
~~2 article or forms or reports required to be completed by covered~~
~~3 hospitals in accordance with this article shall not be subject~~
~~4 to the act of July 31, 1968 (P.L.769, No.240), referred to as~~
~~5 the Commonwealth Documents Law, the act of October 15, 1980~~
~~6 (P.L.950, No.164), known as the Commonwealth Attorneys Act, and~~
~~7 the act of June 25, 1982 (P.L.633, No.181), known as the~~
~~8 Regulatory Review Act.~~

~~9 Section 1605 U. Administration.~~

~~10 (a) Calculation and notice of assessment amount. Using the~~
~~11 assessment percentage established under section 1604 U and~~
~~12 covered hospitals' net inpatient revenue and net outpatient~~
~~13 revenue, the department shall calculate and notify each covered~~
~~14 hospital of the assessment amount owed for the fiscal year.~~
~~15 Notification under this subsection may be made in writing or~~
~~16 electronically, at the discretion of the department.~~

~~17 (b) Calculation of assessment with changes of ownership.~~

~~18 (1) If a single covered hospital changes ownership or~~
~~19 control, the department shall calculate the assessment as~~
~~20 follows:~~

~~21 (i) If the change of ownership occurs before July 1,~~
~~22 2018, the department shall calculate the assessment using~~
~~23 the hospital's net inpatient revenue and net outpatient~~
~~24 revenue amounts for State fiscal year 2018-2019, or a~~
~~25 later fiscal year that has been specified by the~~
~~26 secretary in accordance with section 1604 U(e).~~

~~27 (ii) If the change of ownership occurs on or after~~
~~28 July 1, 2018, the department shall calculate the~~
~~29 assessment using the hospital's net inpatient revenue and~~
~~30 net outpatient revenue amounts for State fiscal year~~

~~2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e); or (iii) If the net inpatient revenue and net outpatient revenue amounts for the State fiscal year 2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e), are unavailable due to a covered hospital's establishment as a new hospital under subsection (d), the department shall calculate the assessment using the hospital's net inpatient revenue and net outpatient revenue amounts under subsection (d).~~

~~(2) The covered hospital shall be liable for any outstanding assessment amounts, including outstanding amounts related to periods prior to the change of ownership or control.~~

~~(3) If two or more hospitals merge or consolidate into a single covered hospital as a result of a change in ownership or control, the department shall calculate the assessment amount owed by the single covered hospital resulting from the merger or consolidation as follows:~~

~~(i) If the merger or consolidation occurs before July 1, 2018, the department shall calculate the assessment using the merged or consolidated hospitals' combined net inpatient revenue and net outpatient revenue amounts for State fiscal year 2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e);~~

~~(ii) If the merger or consolidation occurs on or after July 1, 2018, the department shall calculate the assessment using the merged or consolidated hospitals'~~

~~combined net inpatient revenue and net outpatient revenue amounts for State fiscal year 2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e); or~~

~~(iii) If one or more hospitals' net inpatient revenue and net outpatient revenue amounts for the State fiscal year 2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e), is unavailable due to the hospital's establishment as a new hospital under subsection (d), the following shall apply:~~

~~(A) The department shall calculate a new hospital's net inpatient revenue and net outpatient revenue amounts under subsection (d).~~

~~(B) For a hospital that is not a new hospital, the department shall calculate the hospital's net inpatient revenue and net outpatient revenue amounts for State fiscal year 2018-2019, or a later fiscal year that has been specified by the secretary in accordance with section 1604 U(e).~~

~~(C) The department shall combine the amount calculated under clause (A) with the amount calculated under clause (B) to determine the combined net inpatient revenue and net outpatient revenue amounts for the merged or consolidated hospitals.~~

~~(4) A single covered hospital is liable for any outstanding assessment amounts, including outstanding amounts related to periods prior to the change of ownership or control, of any covered hospital that was merged or consolidated.~~

~~(c) Calculation of assessment with closures or other changes in operation. Except as provided in subsection (b) (3), a covered hospital that closes or that becomes an exempt hospital during a fiscal year is liable for both:~~

~~(1) the annual assessment amount for the fiscal year in which the closure or change occurs prorated by the number of days in the fiscal year during which the covered hospital was in operation; and~~

~~(2) any outstanding assessment amounts related to periods prior to the closure or change in operation.~~

~~(d) Calculation of assessment for new hospitals. A hospital that begins operation as a covered hospital after July 1, 2018, shall be assessed as follows:~~

~~(1) During the State fiscal year in which a covered hospital begins operation or in which a hospital becomes a covered hospital, the covered hospital shall not be subject to the assessment.~~

~~(2) For the State fiscal year following the State fiscal year under paragraph (1), the department shall calculate the covered hospital's assessment amount using the net inpatient revenue and net outpatient revenue from the State fiscal year in which the covered hospital began operation or became a covered hospital through the end of the State fiscal year.~~

~~(3) For the State fiscal year following the first full State fiscal year under paragraph (2), the department shall calculate the covered hospital's assessment amount using the net inpatient revenue and net outpatient revenue from the prior State fiscal year. For subsequent State fiscal years, the department shall use the net inpatient revenue and net outpatient revenue calculated under this paragraph or a later~~

~~fiscal year that has been specified by the secretary in accordance with section 1604-U(e).~~

~~(4) If estimated net inpatient revenue and net outpatient revenue is used in calculating a covered hospital's assessment under this subsection, the department shall reconcile any amounts received based on reported actual net inpatient revenues and net outpatient revenues.~~

~~(e) Payment. A covered hospital shall pay the assessment amount due for a fiscal year in four quarterly installments.~~

~~Payment of a quarterly installment shall be made electronically on or before the first day of the second month of the quarter or 30 days from the date of the notice of the quarterly assessment amount, whichever is later.~~

~~(f) Records. Upon request by the department, a covered hospital shall furnish to the department any records as the department may specify in order for the department to validate the net inpatient revenue and net outpatient revenue amounts reported by the covered hospital or to determine the assessment for a fiscal year or the amount of the assessment due from the covered hospital or to verify that the covered hospital has paid the correct amount due.~~

~~(g) Underpayments and overpayments. In the event that the department determines that a covered hospital has failed to pay an assessment or that the covered hospital has underpaid an assessment, the department shall notify the covered hospital in writing of the amount due, including interest, and the date on which the amount due must be paid, which shall not be less than 30 days from the date of the notice. In the event that the department determines that a covered hospital has overpaid an assessment, the department shall notify the covered hospital in~~

1 ~~writing of the overpayment and, within 30 days of the date of~~
2 ~~the notice of the overpayment, shall offset the amount of the~~
3 ~~overpayment against any amount that may be owed to the~~
4 ~~department from the covered hospital.~~

5 ~~Section 1606 U. Restricted account.~~

6 ~~(a) Establishment. There is established a restricted~~
7 ~~account, known as the Quality Care Assessment Account, in the~~
8 ~~General Fund for the receipt and deposit of revenues collected~~
9 ~~under this article. Funds in the account are appropriated to the~~
10 ~~department for the following:~~

11 ~~(1) Making medical assistance payments to hospitals for~~
12 ~~inpatient services in accordance with section 443.1(1.1) of~~
13 ~~the act of June 13, 1967 (P.L.31, No.21), known as The Human~~
14 ~~Services Code, and outpatient services, including for~~
15 ~~observation services in accordance with section 443.3(a)(1.1)~~
16 ~~of the Human Services Code and as otherwise specified in the~~
17 ~~Commonwealth's approved Title XIX State Plan.~~

18 ~~(2) Making payments to medical assistance managed care~~
19 ~~organizations for additional payments for inpatient hospital~~
20 ~~services in accordance with section 443.1(1.2), (1.3) and~~
21 ~~(1.4) of the Human Services Code and outpatient services.~~

22 ~~(3) Any other purpose approved by the secretary for~~
23 ~~inpatient hospital, outpatient hospital and hospital related~~
24 ~~services.~~

25 ~~(b) Limitations.~~

26 ~~(1) For the first year of the assessment, the amount~~
27 ~~used for the medical assistance payments for hospitals and~~
28 ~~Medicaid managed care organizations may not exceed the~~
29 ~~aggregate amount of assessment funds collected for the year~~
30 ~~less \$121,000,000.~~

1 ~~(2) For the second year of the assessment, the amount~~
2 ~~used for the medical assistance payments for hospitals and~~
3 ~~medical assistance managed care organizations may not exceed~~
4 ~~the aggregate amount of assessment funds collected for the~~
5 ~~year less \$109,000,000.~~

6 ~~(3) (Reserved).~~

7 ~~(4) For the third year of the assessment, the amount~~
8 ~~used for the medical assistance payment for hospitals and~~
9 ~~medical assistance managed care organizations may not exceed~~
10 ~~the aggregate amount of the assessment funds collected for~~
11 ~~the year less \$109,000,000.~~

12 ~~(5) For State fiscal years 2013-2014 and 2014-2015, the~~
13 ~~amount used for the medical assistance payment for hospitals~~
14 ~~and medical assistance managed care organizations may not~~
15 ~~exceed the aggregate amount of the assessment funds collected~~
16 ~~for the year less \$150,000,000.~~

17 ~~(6) For State fiscal years 2015-2016, 2016-2017 and~~
18 ~~2017-2018, the amount used for the medical assistance payment~~
19 ~~for hospitals and medical assistance managed care~~
20 ~~organizations may not exceed the aggregate amount of the~~
21 ~~assessment funds collected for the year less \$220,000,000.~~

22 ~~(7) For State fiscal years 2018-2019, 2019-2020 and~~
23 ~~2020-2021, the amount used for the medical assistance payment~~
24 ~~for hospitals and medical assistance managed care~~
25 ~~organizations may not exceed the aggregate amount of the~~
26 ~~assessment funds collected for the year less \$295,000,000.~~

27 ~~(8) For State fiscal years 2021-2022 and 2022-2023, the~~
28 ~~amount used for the medical assistance payment for hospitals~~
29 ~~and medical assistance managed care organizations may not~~
30 ~~exceed the aggregate amount of the assessment funds collected~~

1 ~~for the year less \$300,000,000.~~

2 ~~(9) For State fiscal year 2023-2024, the amount used for~~
3 ~~the medical assistance payment for hospitals and medical~~
4 ~~assistance managed care organizations may not exceed the~~
5 ~~aggregate amount of the assessment funds collected for the~~
6 ~~year less \$368,000,000.~~

7 ~~(10) For State fiscal years 2024-2025, 2025-2026, 2026-~~
8 ~~2027 and 2027-2028, the amount used for the medical~~
9 ~~assistance payment for hospitals and medical assistance~~
10 ~~managed care organizations may not exceed the aggregate~~
11 ~~amount of the assessment funds collected for the year less~~
12 ~~\$452,000,000.~~

13 ~~(11) The amounts retained by the department under~~
14 ~~paragraphs (1), (2), (4), (5), (6), (7), (8), (9) and (10)~~
15 ~~and any additional amounts remaining in the restricted~~
16 ~~accounts after the payments described in subsection (a)(1)~~
17 ~~and (2) are made shall be used for purposes approved by the~~
18 ~~secretary under subsection (a)(3), subject to paragraph (13).~~

19 ~~(12) Not later than 180 days following the end of the~~
20 ~~State fiscal year, the department shall prepare a revenue~~
21 ~~reconciliation schedule for the prior State fiscal year that~~
22 ~~includes information supporting the amounts received or~~
23 ~~deposited into and paid out of the restricted account to~~
24 ~~support actual payments to hospitals and managed care~~
25 ~~organizations in accordance with subsection (a)(1) and (2).~~

26 ~~(13) Any positive balance remaining in the restricted~~
27 ~~account in excess of \$10,000,000 annually that is not used by~~
28 ~~the Commonwealth to obtain Federal matching funds and paid~~
29 ~~out for hospital payments shall be factored into the~~
30 ~~calculation of a new assessment rate by reducing the amount~~

~~of hospital assessment funds that must be generated during the next fiscal year in which the department is able to calculate a new rate. If a new assessment rate is not calculated, the funds remaining in the restricted account shall be refunded to the covered hospital that paid the assessment in proportion to the covered hospital's assessment amount paid in the fiscal year.~~

~~(c) Lapse. Funds in the Quality Care Assessment Account shall not lapse to the General Fund at the end of a fiscal year. If this article expires, the department shall use any remaining funds for the purposes stated in this section until the funds in the Quality Care Assessment Account are exhausted.~~

~~Section 1607 U. No hold harmless.~~

~~No covered hospital shall be directly guaranteed a repayment of its assessment in derogation of 42 CFR 433.68(f) (relating to permissible health care related taxes), except that, in each fiscal year in which an assessment is implemented, the department shall use the funds received under this article for the purposes outlined under section 1606 U to the extent permissible under Federal and State law or regulation and without creating an indirect guarantee to hold harmless, as those terms are used under 42 CFR 433.68(f)(3)(i). The secretary shall submit to the United States Department of Health and Human Services any State Medicaid plan amendments that are necessary to make the payments authorized under section 1606 U.~~

~~Section 1608 U. Federal waiver.~~

~~To the extent necessary in order to implement this article, the department shall seek a waiver under 42 CFR 433.68(e) (relating to permissible health care related taxes) from the Centers for Medicare and Medicaid Services of the United States~~

1 ~~Department of Health and Human Services. The department shall~~
2 ~~not implement the assessment until approval of the waiver is~~
3 ~~obtained. Upon approval of the waiver, the assessment shall be~~
4 ~~implemented retroactive to the first day of the fiscal year to~~
5 ~~which the waiver applies.~~

6 ~~Section 1609 U. Tax exemption.~~

7 ~~(a) Prohibition. Notwithstanding any exemptions granted by~~
8 ~~any other Federal, State or local tax or other law, no covered~~
9 ~~hospital other than an exempt hospital shall be exempt from the~~
10 ~~assessment.~~

11 ~~(b) Interpretation. The assessment imposed under this~~
12 ~~article shall be recognized by the Commonwealth as uncompensated~~
13 ~~goods and services under the act of November 26, 1997 (P.L.508,~~
14 ~~No.55), known as the Institutions of Purely Public Charity Act,~~
15 ~~and shall be considered a community benefit for purposes of any~~
16 ~~required or voluntary community benefit report filed or prepared~~
17 ~~by a covered hospital.~~

18 ~~Section 1610 U. Remedies.~~

19 ~~In addition to any other remedy provided by law, the~~
20 ~~department may enforce this article by imposing one or more of~~
21 ~~the following remedies:~~

22 ~~(1) When a covered hospital fails to pay an assessment~~
23 ~~or penalty in the amount or on the date required by this~~
24 ~~article, the department shall add interest at the rate~~
25 ~~provided in section 806 to the unpaid amount of the~~
26 ~~assessment or penalty from the date specified for the~~
27 ~~assessment's payment until the date on which it is paid.~~

28 ~~(2) When a covered hospital fails to file a report or to~~
29 ~~furnish records to the department as required by this~~
30 ~~article, the department shall impose a penalty against the~~

1 ~~covered hospital in the amount of \$1,000, plus an additional~~
2 ~~amount of \$200 per day for each additional day that the~~
3 ~~failure to file the report or furnish the records continues.~~

4 ~~(3) When a covered hospital that is a medical assistance~~
5 ~~provider, or that is related through common ownership or~~
6 ~~control as those terms are defined in 42 CFR 413.17(b)~~
7 ~~(relating to cost to related organizations) to a medical~~
8 ~~assistance provider, fails to pay all or part of an~~
9 ~~assessment or penalty within 60 days of the date that payment~~
10 ~~is due, the department may deduct the unpaid assessment or~~
11 ~~penalty and any interest owed thereon from any medical~~
12 ~~assistance payments due to the covered hospital or to any~~
13 ~~related medical assistance provider until the full amount is~~
14 ~~recovered. The deduction shall be made only after written~~
15 ~~notice to the covered hospital and medical assistance~~
16 ~~provider and may be taken in installments over a period of~~
17 ~~time, taking into account the financial condition of the~~
18 ~~medical assistance provider.~~

19 ~~(4) Within 60 days after the end of each calendar~~
20 ~~quarter, the department shall notify the Department of Health~~
21 ~~of any covered hospital that has assessment, penalty or~~
22 ~~interest amounts that have remained unpaid for 90 days or~~
23 ~~more. The Department of Health shall not renew the license of~~
24 ~~the covered hospital until the department notifies the~~
25 ~~Department of Health that the covered hospital has paid the~~
26 ~~outstanding amount in its entirety or that the department has~~
27 ~~agreed to permit the covered hospital to repay the~~
28 ~~outstanding amount in installments and that, to date, the~~
29 ~~covered hospital has paid the installments in the amount and~~
30 ~~by the date required by the department.~~

~~(5) The secretary may waive all or part of the interest or penalties assessed against a covered hospital in accordance with this article for good cause as shown by the covered hospital.~~

~~Section 1611 U. Request for review.~~

~~A covered hospital that is aggrieved by a determination of the department as to the amount of the assessment due from the covered hospital or a remedy imposed under section 1610 U may file a request for review of the decision of the department by the Bureau of Hearings and Appeals, which shall have exclusive jurisdiction in such matters. The procedures and requirements of 67 Pa.C.S. Ch. 11 (relating to medical assistance hearings and appeals) shall apply to requests for review filed in accordance with this section, except that, in the request for review, a covered hospital may not challenge an assessment percentage determined by the secretary under section 1604 U(b) but only whether the department correctly determined the assessment amount due from the covered hospital using the assessment percentage in effect for the fiscal year. A notice of review filed under this section shall not operate as a stay of the covered hospital's obligation to pay the assessment amount due for a fiscal year as specified in section 1605 U(e).~~

~~Section 1612 U. Liens.~~

~~Any assessments implemented and interest and penalties assessed against a covered hospital under this article shall be a lien on the real and personal property of the covered hospital in the manner provided by section 1401, may be entered by the department in the manner provided by section 1404 and shall continue and retain priority in the manner provided in section 1404.1.~~

1 ~~Section 1613 U. Regulations.~~

2 ~~The department may promulgate regulations and issue orders as~~
3 ~~may be necessary to implement the assessment in accordance with~~
4 ~~the requirements of this article.~~

5 ~~Section 1614 U. Conditions for payments.~~

6 ~~The department shall not be required to make payments as~~
7 ~~specified in section 443.1(1.1), (1.2), (1.3) and (1.4) of the~~
8 ~~act of June 13, 1967 (P.L.31, No. 21), known as the Human~~
9 ~~Services Code, and a covered hospital shall not be required to~~
10 ~~pay the assessment as specified in section 1605 U(e) unless all~~
11 ~~of the following have occurred:~~

12 ~~(1) The department receives Federal approval of a waiver~~
13 ~~under 42 CFR 433.68(e) (relating to permissible health care~~
14 ~~related taxes) authorizing the department to implement the~~
15 ~~assessment as specified in this article.~~

16 ~~(2) The department receives Federal approval of a State~~
17 ~~plan amendment authorizing the changes to its payment methods~~
18 ~~and standards specified in section 443.1(1.1)(ii) of the~~
19 ~~Human Services Code.~~

20 ~~(3) The department receives Federal approval of~~
21 ~~amendments to its medical assistance managed care~~
22 ~~organization contracts authorizing adjustments to its~~
23 ~~capitation payments funded in accordance with section 1606 U.~~

24 ~~Section 1615 U. Report.~~

25 ~~Not later than 180 days prior to the expiration date~~
26 ~~specified in section 1616 U, the department shall prepare and~~
27 ~~submit a report to the chairperson and minority chairperson of~~
28 ~~the Appropriations Committee of the Senate, the chairperson and~~
29 ~~minority chairperson of the Appropriations Committee of the~~
30 ~~House of Representatives, the chairperson and minority~~

~~1 chairperson of the Health and Human Services Committee of the
2 Senate and the chairperson and minority chairperson of the Human
3 Services Committee of the House of Representatives. The report
4 shall include the following:~~

~~5 (1) The name, address and amount of assessment for each
6 covered hospital subject to the assessment.~~

~~7 (2) The total amount of assessment revenue collected for
8 each year.~~

~~9 (3) The amount of assessment paid by each covered
10 hospital, including any interest and penalties paid.~~

~~11 (4) The name and address of each hospital receiving
12 supplemental payments instituted as a result of the
13 assessment.~~

~~14 (5) The payment amount and type of supplemental payment
15 received by each hospital.~~

~~16 (6) The total amount of fee for service inpatient acute
17 care payment made to each hospital.~~

~~18 (7) The number of medical assistance patient days and
19 discharges by hospital.~~

~~20 (8) Any proposed changes to the payment methodologies
21 and standards.~~

~~22 Section 1616 U. Expiration.~~

~~23 The assessment under this article shall expire June 30, 2028.~~

~~24 ARTICLE XVI W~~

~~25 PENNSYLVANIA LONG TERM CARE COUNCIL~~

~~26 Section 1601 W. Definitions.~~

~~27 The following words and phrases when used in this article
28 shall have the meanings given to them in this section unless the
29 context clearly indicates otherwise:~~

~~30 "Council." The Pennsylvania Long term Care Council~~

1 ~~established under section 1602-W(a).~~

2 ~~"Department." The Department of Aging of the Commonwealth.~~

3 ~~Section 1602 W. Pennsylvania Long term Care Council.~~

4 ~~(a) Establishment. The Pennsylvania Long term Care Council~~
5 ~~is established within the department.~~

6 ~~(b) Membership. The council shall be composed of and~~
7 ~~appointed in accordance with the following:~~

8 ~~(1) The Secretary of Aging.~~

9 ~~(2) The Secretary of Health.~~

10 ~~(3) The Secretary of Human Services.~~

11 ~~(4) The Insurance Commissioner.~~

12 ~~(5) The Adjutant General.~~

13 ~~(6) The Secretary of Transportation.~~

14 ~~(7) The Executive Director of the Pennsylvania Housing~~
15 ~~Finance Agency.~~

16 ~~(8) Two members of the Senate, one appointed by the~~
17 ~~President pro tempore and one appointed by the Minority~~
18 ~~Leader.~~

19 ~~(9) Two members of the House of Representatives, one~~
20 ~~appointed by the Speaker of the House of Representatives and~~
21 ~~one appointed by the Minority Leader.~~

22 ~~(10) The following members to be appointed by the~~
23 ~~Governor, in consultation with the Secretary of Aging:~~

24 ~~(i) One representative from the Pennsylvania Council~~
25 ~~on Aging.~~

26 ~~(ii) One member who represents the local area~~
27 ~~agencies on aging.~~

28 ~~(iii) Six members who represent consumer advocacy~~
29 ~~groups, with at least two being consumers of long term~~
30 ~~care services.~~

1 ~~(iv) One member who represents the elder law section~~
2 ~~of the Pennsylvania Bar Association.~~

3 ~~(v) One member who is a licensed insurance producer~~
4 ~~with at least 10 years' experience in the long term care~~
5 ~~insurance market.~~

6 ~~(vi) Seven members who represent providers~~
7 ~~throughout the long term care continuum, with no more~~
8 ~~than one member representing a single provider group, as~~
9 ~~follows:~~

10 ~~(A) One member representing nonprofit skilled~~
11 ~~nursing facilities.~~

12 ~~(B) One member representing for profit skilled~~
13 ~~nursing facilities.~~

14 ~~(C) One member representing assisted living~~
15 ~~residences or personal care homes.~~

16 ~~(D) One member representing home care or~~
17 ~~hospice.~~

18 ~~(E) One member representing older adult daily~~
19 ~~living centers.~~

20 ~~(F) One member representing senior community~~
21 ~~centers.~~

22 ~~(G) One member representing long term care~~
23 ~~managed care.~~

24 ~~(vii) Two members with caregiver experience, at~~
25 ~~least one of whom has personal experience as a family~~
26 ~~caregiver.~~

27 ~~(viii) Two members who represent the medical~~
28 ~~community, one of whom must be a physician with at least~~
29 ~~five years' experience in a long term care setting and~~
30 ~~the other of whom must be a nurse with at least five~~

1 ~~years' experience in a long term care setting.~~

2 ~~(ix) Two members who represent an academic research~~
3 ~~institution.~~

4 ~~(x) One member who represents the County~~
5 ~~Commissioners Association of Pennsylvania.~~

6 ~~(xi) The chair of the State Veterans Commission or a~~
7 ~~designee.~~

8 ~~(xii) One member who represents the Office of the~~
9 ~~State Long Term Care Ombudsman within the department.~~

10 ~~(c) Designee. With the exception of the chairperson,~~
11 ~~governmental members may appoint a designee to attend and vote~~
12 ~~at meetings of the council. Each governmental member who~~
13 ~~appoints a designee shall do so by sending a letter to the~~
14 ~~chairperson stating the name of that designee.~~

15 ~~(d) Chairperson. The Secretary of Aging shall serve as~~
16 ~~chairperson.~~

17 ~~(e) Executive director. The Secretary of Aging shall~~
18 ~~appoint an executive director of the council.~~

19 ~~(f) Terms of members.~~

20 ~~(1) The terms of those members who serve in accordance~~
21 ~~with subsection (b) (1), (2), (3), (4), (5), (6) and (7) shall~~
22 ~~be concurrent with their service in the office from which~~
23 ~~they derive their membership.~~

24 ~~(2) Members appointed in accordance with subsection (b)~~
25 ~~(8) and (9) shall serve terms conterminous with their~~
26 ~~respective appointing authorities.~~

27 ~~(3) Of the members appointed by the Governor, no less~~
28 ~~than one third of the members shall be appointed to serve a~~
29 ~~two year initial term, no less than one third of the members~~
30 ~~shall be appointed to serve a three year initial term, and~~

1 ~~the remaining members shall serve a four year term. Members~~
2 ~~of the council shall serve for terms of four years after~~
3 ~~completion of the initial terms as designated in this~~
4 ~~section.~~

5 ~~(4) Members shall be eligible for reappointment but~~
6 ~~shall serve no more than two consecutive full terms. Members~~
7 ~~shall serve until their successors are appointed and~~
8 ~~qualified, provided they represent the interests of the~~
9 ~~membership class for which they were appointed.~~

10 ~~(g) Vacancies. Any vacancy on the council shall be filled~~
11 ~~by the original appointing authority. An individual appointed to~~
12 ~~fill a vacancy shall serve the balance of the previous member's~~
13 ~~term.~~

14 ~~(h) Removal. In addition to the provisions of subsection~~
15 ~~(f) (1) and (2), members may be removed from the board for the~~
16 ~~following reasons:~~

17 ~~(1) A member who fails to attend three consecutive~~
18 ~~meetings shall forfeit his or her seat unless the chairman,~~
19 ~~upon written request from the member, finds that the member~~
20 ~~should be excused from a meeting.~~

21 ~~(2) A member shall forfeit his or her seat if he or she~~
22 ~~no longer represents the interests of the membership class~~
23 ~~for which he or she was appointed. Specifically, a member~~
24 ~~meeting this threshold shall no longer be employed or~~
25 ~~associated with the interests of the respective qualification~~
26 ~~for which he or she was appointed.~~

27 ~~(i) Expenses. Members may not receive compensation or~~
28 ~~remuneration for their service as council members or as~~
29 ~~committee members. Nongovernmental council members shall be~~
30 ~~entitled to reimbursement for travel and related actual expenses~~

1 ~~accrued in the performance of their duties as members, in~~
2 ~~accordance with Commonwealth travel policy. Committee members~~
3 ~~who are not members of the council may not receive~~
4 ~~reimbursement.~~

5 ~~Section 1603 W. Powers and duties of council.~~

6 ~~(a) General rule. The council shall have the following~~
7 ~~powers and duties:~~

8 ~~(1) To consult with various departments and agencies and~~
9 ~~to make recommendations on regulations, licensure, financing~~
10 ~~or any other responsibilities of those departments or~~
11 ~~agencies relating to long term care.~~

12 ~~(2) To perform such other duties as the Governor may~~
13 ~~assign relating to long term care.~~

14 ~~(3) To approve reports produced by any committee~~
15 ~~established under section 1604 W before release to the public~~
16 ~~or the General Assembly.~~

17 ~~(4) To develop and adopt rules for conducting council~~
18 ~~meetings, including, but not limited to, the procedure for~~
19 ~~formally adopting the approval of committee reports before~~
20 ~~release to the public.~~

21 ~~(5) To develop and adopt rules for conducting committee~~
22 ~~meetings. This power includes, but is not limited to,~~
23 ~~determining the scope of responsibilities for each committee,~~
24 ~~the number of members for each committee and the procedure~~
25 ~~for formally adopting the approval of committee reports~~
26 ~~before release to the council.~~

27 ~~(6) To assign topics for research and study to each~~
28 ~~committee. Nothing in this paragraph shall be construed to~~
29 ~~prohibit a committee from proposing topics for consideration~~
30 ~~to the council.~~

~~(b) Scope. All the powers and duties enumerated in this section shall be performed in a manner that addresses all areas of long term care, including, but not limited to, institutional care and home based and community based services.~~

~~Section 1604 w. Council committees.~~

~~(a) Establishment. The council shall establish committees which may research and study the following areas:~~

~~(1) Regulatory review and access to quality care.~~

~~(2) Community access and public education.~~

~~(3) Long term care services models and delivery.~~

~~(4) Work force.~~

~~(5) Housing.~~

~~(6) Behavioral health issues of senior citizens who are at least 60 years of age.~~

~~(b) Composition. The council chairperson shall appoint committee members, who may include those who are not members of the council and who have expertise pertaining to the specific topics and tasks assigned.~~

~~(c) Chairpersons and vice chairpersons. The chairperson of the council shall appoint council members to serve as chairperson and, as needed, vice chairperson for each committee.~~

~~(d) Duties. The council committees shall have the following powers and duties:~~

~~(1) To study and report on the topics assigned by the council.~~

~~(2) To facilitate the creation of the reports and, with the permission of the council, invite individuals to assist in preparation of reports for the council.~~

~~(3) To approve reports and recommendations for submission to the council. Only members appointed to each~~

1 ~~committee may participate in approving reports and~~
2 ~~recommendations to the council.~~

3 ~~(c) Construction. Nothing in this section shall be~~
4 ~~construed to prohibit the chairperson, with concurrence by the~~
5 ~~council, from establishing additional committees or ad hoc work~~
6 ~~groups to assist the council or committees.~~

7 Section 5. ~~Sections 1712 A.1(a)(2)(ii) and 1713 A.1(b)(1.8)~~
8 ~~of the act, amended July 11, 2022 (P.L.540, No.54), are amended~~
9 ~~to read:~~

10 ~~Section 1712 A.1. Establishment of special fund and account.~~

11 ~~(a) Tobacco Settlement Fund.~~

12 ~~***~~

13 ~~(2) The following shall be deposited into the Tobacco~~
14 ~~Settlement Fund:~~

15 ~~***~~

16 ~~(ii) For fiscal years 2019-2020, 2020-2021, 2021-~~
17 ~~2022 [and], 2022-2023 and 2023-2024, an amount equal to~~
18 ~~the annual debt service due in the fiscal year as~~
19 ~~certified by the Secretary of the Budget pursuant to~~
20 ~~section 2804 of the Tax Reform Code of 1971, as published~~
21 ~~in the Pennsylvania Bulletin on March 3, 2018, at 48~~
22 ~~Pa.B. 1406, shall be transferred to the fund from the~~
23 ~~taxes collected under Article XII of the Tax Reform Code~~
24 ~~of 1971 by April 30 following the beginning of the fiscal~~
25 ~~year. A deposit under this paragraph shall occur prior to~~
26 ~~the deposits and transfers under section 1296 of the Tax~~
27 ~~Reform Code of 1971.~~

28 ~~***~~

29 ~~Section 1713 A.1. Use of fund.~~

30 ~~***~~

1 ~~(b) Appropriations. The following shall apply:~~

2 ~~* * *~~

3 ~~(1.8) For fiscal years 2021-2022 [and], 2022-2023 and~~
4 ~~2023-2024, the General Assembly shall appropriate money in~~
5 ~~the fund in accordance with the following percentages based~~
6 ~~on the sum of the portion of the annual payment deposited and~~
7 ~~the amount deposited under section 1712 A.1(a) (2) (ii) in the~~
8 ~~fiscal year:~~

9 ~~(i) Four and five tenths percent for tobacco use~~
10 ~~prevention and cessation programs under Chapter 7 of the~~
11 ~~Tobacco Settlement Act.~~

12 ~~(ii) Twelve and six tenths percent to be allocated~~
13 ~~as follows:~~

14 ~~(A) Seventy percent to fund research under~~
15 ~~section 908 of the Tobacco Settlement Act.~~

16 ~~(B) Thirty percent as follows:~~

17 ~~(I) One million dollars for spinal cord~~
18 ~~injury research programs under section 909.1 of~~
19 ~~the Tobacco Settlement Act.~~

20 ~~(II) From the amount remaining after the~~
21 ~~amount under subclause (I) has been determined:~~

22 ~~(a) Seventy five percent for pediatric~~
23 ~~cancer research institutions within this~~
24 ~~Commonwealth that are equipped and actively~~
25 ~~conducting pediatric cancer research~~
26 ~~designated by the Secretary of Health to be~~
27 ~~eligible to receive contributions. No more~~
28 ~~than \$2,500,000 in a fiscal year shall be~~
29 ~~made available to any one pediatric cancer~~
30 ~~research institution.~~

1 ~~(b) Twenty five percent for capital and~~
2 ~~equipment grants to be allocated by the~~
3 ~~Department of Health to entities engaging in~~
4 ~~biotechnology research, including entities~~
5 ~~engaging in regenerative medicine research,~~
6 ~~regenerative medicine medical technology~~
7 ~~research, hepatitis and viral research, drug~~
8 ~~research and clinical trials related to~~
9 ~~cancer, research relating to pulmonary~~
10 ~~embolism and deep vein thrombosis, genetic~~
11 ~~and molecular research for disease~~
12 ~~identification and eradication, vaccine~~
13 ~~immune response diagnostics, nanotechnology~~
14 ~~research and the commercialization of applied~~
15 ~~research.~~

16 ~~(iii) One percent for health and related research~~
17 ~~under section 909 of the Tobacco Settlement Act.~~

18 ~~(iv) Eight and eighteen hundredths percent for the~~
19 ~~uncompensated care payment program under Chapter 11 of~~
20 ~~the Tobacco Settlement Act.~~

21 ~~(v) Thirty percent for the purchase of Medicaid~~
22 ~~benefits for workers with disabilities under Chapter 15~~
23 ~~of the Tobacco Settlement Act.~~

24 ~~(vi) Forty three and seventy two hundredths percent~~
25 ~~shall remain in the fund to be separately appropriated~~
26 ~~for health related purposes.~~

27 ~~***~~

28 ~~Section 6. Section 1723 A.1(a) (2) (i.8) of the act is amended~~
29 ~~by adding a clause and paragraph (3) is amended by adding a~~
30 ~~subparagraph to read:~~

1 ~~Section 1723 A.1. Distributions from Pennsylvania Race Horse~~
2 ~~Development Fund.~~

3 ~~(a) Distributions. Funds in the fund are appropriated to~~
4 ~~the department on a continuing basis for the purposes set forth~~
5 ~~in this subsection and shall be distributed to each active and~~
6 ~~operating Category 1 licensee conducting live racing as follows:~~

7 * * *

8 ~~(2) Distributions from the fund shall be allocated as~~
9 ~~follows:~~

10 * * *

11 ~~(i.8) The following apply:~~

12 * * *

13 ~~(C) For fiscal year 2023-2024, the sum of~~
14 ~~\$9,309,000 in the fund shall be transferred to the~~
15 ~~account in equal weekly amounts sufficient to~~
16 ~~complete the total transfer by June 30, 2024.~~

17 * * *

18 ~~(3) The following shall apply:~~

19 * * *

20 ~~(viii) For fiscal year 2023-2024, the department~~
21 ~~shall transfer \$10,066,000 from the fund to the State~~
22 ~~Racing Fund under subsection (b).~~

23 * * *

24 ~~Section 7. Subarticle G of Article XVII A.1 of the act is~~
25 ~~repealed:~~

26 ~~{SUBARTICLE G~~

27 ~~ENHANCED REVENUE COLLECTION ACCOUNT~~

28 ~~Section 1761 A.1. Definitions.~~

29 ~~The following words and phrases when used in this subarticle~~
30 ~~shall have the meanings given to them in this section unless the~~

1 ~~context clearly indicates otherwise:~~

2 ~~"Account." The Enhanced Revenue Collection Account continued~~
3 ~~under section 1762 A.1.~~

4 ~~"Department." The Department of Revenue of the Commonwealth.~~
5 ~~Section 1762 A.1. Enhanced Revenue Collection Account.~~

6 ~~The Enhanced Revenue Collection Account is continued as a~~
7 ~~restricted account within the General Fund. Revenues collected~~
8 ~~and the amount of refunds avoided as a result of expanded tax~~
9 ~~return reviews and tax collection activities by the department~~
10 ~~shall be deposited into the account.~~

11 ~~Section 1763 A.1. Use of account.~~

12 ~~(a) Appropriation. The General Assembly may appropriate~~
13 ~~money in the account to the department to fund the costs~~
14 ~~associated with expanded tax return reviews and tax collection~~
15 ~~activities.~~

16 ~~(b) Return. Except for amounts appropriated under~~
17 ~~subsection (a), money in the account shall be returned~~
18 ~~proportionately to the General Fund revenue or refund accounts~~
19 ~~that were the source of the money no later than the 28th day of~~
20 ~~each month of the fiscal year.~~

21 ~~Section 1764 A.1. Report.~~

22 ~~The department shall issue a report to the Governor, the~~
23 ~~chairperson and minority chairperson of the Appropriations~~
24 ~~Committee of the Senate and the chairperson and minority~~
25 ~~chairperson of the Appropriations Committee of the House of~~
26 ~~Representatives by June 5, 2020, and each June 1 thereafter,~~
27 ~~with the following information:~~

28 ~~(1) A detailed breakdown of the department's~~
29 ~~administrative costs in implementing expanded tax return~~
30 ~~reviews and tax collection activities.~~

~~(2) The amount of revenue collected and the amount of refunds avoided as a result of the expanded tax return reviews and tax collection activities, including the type of tax generating the revenue and avoided refunds.]~~

~~Section 8. Section 1712 A.2(c) introductory paragraph of the act, added July 11, 2022 (P.L.540, No.54), is amended and the section is amended by adding subsections to read:~~

~~Section 1712 A.2. Clean Streams Fund.~~

~~* * *~~

~~(c) Distribution for fiscal year 2022-2023. [Money] For fiscal year 2022-2023, money deposited into the fund [under subsection (b)] shall be distributed as follows:~~

~~* * *~~

~~(d) Additional distributions. For fiscal year 2023-2024 and each year thereafter, money deposited into the fund shall be distributed as follows:~~

~~(1) Eighty percent to the State Conservation Commission established under the Conservation District Law, to implement the Agriculture Conservation Assistance Program under Article XVI R.~~

~~(2) Eight percent to the Pennsylvania Infrastructure Investment Authority to implement the Pennsylvania Clean Water Procurement Program under Article XVI S.~~

~~(3) Eight percent to the Nutrient Management Fund established under 3 Pa.C.S. § 512.~~

~~(4) Four percent to the Department of Environmental Protection for grants and reimbursements to municipalities and counties under section 17 of the Storm Water Management Act.~~

~~(e) Unexpended money. Prior to expending money distributed~~

1 ~~under subsection (d), the Department of Agriculture, the~~
2 ~~Pennsylvania Infrastructure Investment Authority and the~~
3 ~~Department of Environmental Protection shall expend no less than~~
4 ~~75% of the money appropriated from COVID Relief ARPA~~
5 ~~Transfer to the Clean Streams Fund and distributed under~~
6 ~~subsection (b).~~

7 Section 8.1. Subarticle C heading of Article XVII A.2 of the
8 act is amended to read:

9 SUBARTICLE C

10 SPORTS ~~[TOURISM AND MARKETING]~~, ~~MARKETING AND TOURISM ACCOUNT~~

11 Section 9. The definition of "eligible applicant" in section
12 1721 A.2 of the act, added July 11, 2022 (P.L.540, No.54), is
13 amended and the section is amended by adding definitions to
14 read:

15 Section 1721 A.2. Definitions.

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

19 ~~"Account." The Sports, Marketing and Tourism Account~~
20 ~~established under section 1722 A.2(a).~~

21 * * *

22 ~~"Eligible applicant." Any of the following:~~

23 ~~(1) A municipality, a local authority, a nonprofit~~
24 ~~organization or a legal entity that is participating or plans~~
25 ~~to participate in a competitive selection process conducted~~
26 ~~by a site selection organization not located in this~~
27 ~~Commonwealth for the purpose of securing a single year or~~
28 ~~multiyear commitment from the site selection organization to~~
29 ~~conduct the sporting event at one or more locations in this~~
30 ~~Commonwealth.~~

1 ~~(2) A nonprofit entity that has been designated to~~
2 ~~manage and organize an international sporting event.~~

3 * * *

4 ~~"International sporting event." A sporting event in the city~~
5 ~~of the first class as well as other cities in North America~~
6 ~~that:~~

7 ~~(1) is no less than 25 days in length;~~

8 ~~(2) has no less than five competition days in this~~
9 ~~Commonwealth; and~~

10 ~~(3) will attract international teams from no fewer than~~
11 ~~40 countries.~~

12 * * *

13 Section 10. Sections 1722 A.2 heading, (a), (b), (c) (2), (d)
14 and (e) (2) and 1723 A.2 of the act, added July 11, 2022
15 (P.L.540, No.54), are amended to read:

16 Section 1722 A.2. Sports [Tourism and], Marketing and Tourism
17 Account.

18 (a) Establishment. The Sports [Tourism and], Marketing and
19 Tourism Account is established in the Pennsylvania Gaming
20 Economic Development and Tourism Fund as a restricted account.
21 The purpose of the [Sports Tourism and Marketing Account]
22 account shall be to attract high quality, amateur and
23 professional sporting and esports events to this Commonwealth
24 for the purposes of advancing and promoting year round tourism,
25 economic impact and quality of life through sport and to promote
26 tourism and tourism activities within this Commonwealth.

27 (b) Administration and distribution. The [Sports Tourism
28 and Marketing Account] account shall be administered by the
29 department.

30 (c) Duties of department. The department shall:

1 * * *

2 ~~(2) Establish procedures for eligible applicants to~~
3 ~~apply for financial assistance from the [Sports Tourism and~~
4 ~~Marketing Account] account.~~

5 * * *

6 ~~(d) Use of funds.~~

7 ~~(1) The department may award financial assistance in the~~
8 ~~form of a single year or multiyear award for any of the~~
9 ~~following:~~

10 ~~[(1)] (i) The costs relating to the preparations~~
11 ~~necessary for conducting the event.~~

12 ~~[(2)] (ii) The costs of conducting the event at the~~
13 ~~venue, including costs of an improvement or renovation to~~
14 ~~an existing facility at the venue. The financial~~
15 ~~assistance under this section shall be limited to 20% of~~
16 ~~the total cost of an improvement or renovation to an~~
17 ~~existing facility, except if the facility is publicly~~
18 ~~owned.~~

19 ~~[(3)] (iii) Promotion, marketing and programming~~
20 ~~costs associated with the event.~~

21 ~~[(4)] (iv) Paid advertising and media buys within~~
22 ~~this Commonwealth related to the event.~~

23 ~~[(5)] (v) Production and technical expenses related~~
24 ~~to the event.~~

25 ~~[(6)] (vi) Site fees and costs, such as labor,~~
26 ~~rentals, insurance, security and maintenance.~~

27 ~~[(7)] (vii) Machinery and equipment purchases~~
28 ~~associated with the conduct of the event.~~

29 ~~[(8)] (viii) Public infrastructure upgrades or~~
30 ~~public safety improvements that will directly or~~

1 indirectly benefit the conduct of the event.

2 ~~[(9)] (ix) Costs related to land acquisition~~
3 ~~directly related to the conduct of the event. The~~
4 ~~financial assistance under this section shall be limited~~
5 ~~to 20% of the total acquisition cost, except if the venue~~
6 ~~at which the event will be conducted is publicly owned.~~

7 ~~[(10)] (x) On site hospitality during the conduct of~~
8 ~~the event.~~

9 ~~(2) The department may use up to \$10,000,000 in the form~~
10 ~~of single or multiyear awards to an eligible applicant for~~
11 ~~costs related to the preparation necessary for conducting an~~
12 ~~international sporting event, including costs associated with~~
13 ~~the event venue, promotion, advertising, site rentals,~~
14 ~~infrastructure upgrades, on site hospitality, community~~
15 ~~engagement programming across this Commonwealth and public~~
16 ~~safety planning and improvements.~~

17 ~~(3) The department may use up to \$15,000,000 for~~
18 ~~activities related to a Statewide marketing strategy.~~

19 ~~(e) Prohibitions.—~~

20 * * *

21 ~~(2) Paragraph (1) shall not prohibit a disbursement from~~
22 ~~the [Sports Tourism and Marketing Account] account for the~~
23 ~~construction of temporary structures within an arena, stadium~~
24 ~~or indoor or outdoor venue where the sporting event will be~~
25 ~~conducted that are necessary for the conduct of an event or~~
26 ~~temporary maintenance of a facility that is necessary for the~~
27 ~~preparation for or conduct of an event.~~

28 ~~Section 1723 A.2. Transfer of funds.~~

29 ~~(a) Fiscal year 2022-2023. Notwithstanding 4 Pa.C.S. §~~
30 ~~13C62(b)(3) (relating to sports wagering tax), for fiscal year~~

1 ~~2022-2023, an amount equal to 5% of the tax revenue generated by~~
2 ~~the tax imposed under 4 Pa.C.S. § 13C62 or \$2,500,000, whichever~~
3 ~~is greater, shall be transferred to the [Sports Tourism and~~
4 ~~Marketing Account] account for use by the department in~~
5 ~~accordance with this subarticle. The amount transferred under~~
6 ~~this section may not exceed \$5,000,000.~~

7 ~~(b) Fiscal year 2023-2024. Notwithstanding 4 Pa.C.S. § 1407~~
8 ~~(relating to Pennsylvania Gaming Economic Development and~~
9 ~~Tourism Fund) or any other provision of law, the sum of~~
10 ~~\$25,000,000 shall be transferred from the Pennsylvania Gaming~~
11 ~~Economic Development and Tourism Fund to the account for use by~~
12 ~~the department in accordance with this subarticle.~~

13 ~~Section 11. Article XVII A.2 of the act is amended by adding~~
14 ~~subarticles to read:~~

15 SUBARTICLE E

16 FACILITY TRANSITION ACCOUNT

17 Section 1741 A.2. Facility Transition Account.

18 ~~(a) Establishment. The Facility Transition Account is~~
19 ~~established in the General Fund as a restricted account.~~

20 ~~(b) Deposits. The following shall be deposited into the~~
21 ~~account:~~

22 ~~(1) Money appropriated to the State System of Higher~~
23 ~~Education for facility transition.~~

24 ~~(2) (Reserved).~~

25 ~~(c) Use of money. Money in the account is appropriated on a~~
26 ~~continuing basis to the State System of Higher Education for the~~
27 ~~payment of debt service, including early repayment of debt on~~
28 ~~facilities owned by the State System of Higher Education located~~
29 ~~at Pennsylvania Western University. Money appropriated under~~
30 ~~this subsection shall only be used to make payments related to~~

~~1 Pennsylvania Western University projects associated with the
2 following bond issuances:~~

~~3 (1) Series AO.~~

~~4 (2) Series AP.~~

~~5 (3) Series AQ.~~

~~6 (4) Series AR.~~

~~7 (5) Series AS.~~

~~8 (6) Series AT.~~

~~9 (7) Series AU.~~

~~10 (8) Series AV.~~

~~11 (9) Series AW.~~

~~12 (10) Series AX.~~

~~13 (11) Series AY.~~

~~14 (d) Remaining money. Any money remaining in the account
15 after final payments are made under subsection (c) shall lapse
16 into the General Fund.~~

~~17 SUBARTICLE F~~

~~18 GAME FUND~~

~~19 Section 1751 A.2. Fund transfer.~~

~~20 Notwithstanding any other law, for fiscal year 2023-2024,
21 from gas and oil lease revenue deposited into the Game Fund
22 beginning in fiscal year 2019-2020, \$150,000,000 shall be
23 transferred from the Game Fund to the Clean Streams Fund. The
24 transfer under this section shall be made by October 15.~~

~~25 Section 12. Section 1718 E(a) of the act is amended by
26 adding a paragraph to read:~~

~~27 Section 1718 E. Department of Agriculture.~~

~~28 (a) Appropriations. The following shall apply to
29 appropriations for the Department of Agriculture:~~

~~30 * * *~~

~~(3) No money appropriated from the Motor License Fund for maintenance and improvement of dirt, gravel and low volume State and municipal roads under 75 Pa.C.S. § 9106 (relating to dirt, gravel and low volume road maintenance) may be used on land owned or otherwise under the control of the Pennsylvania Game Commission.~~

~~* * *~~

~~Section 13. Section 1720 E(b) (9) of the act is amended, the subsection is amended by adding a paragraph and the section is amended by adding a subsection to read:~~

~~Section 1720 E. Department of Conservation and Natural Resources.~~

~~* * *~~

~~(b) Regional ATV pilot program for department lands.~~

~~* * *~~

~~(5.1) The department shall provide access to the department ATV pilot area for at least the 2024 and 2025 summer ATV riding season from the Friday before Memorial Day through the last full weekend in September, in addition to an extended season to be determined by the department based on local conditions.~~

~~* * *~~

~~(9) The department shall monitor the use, enforcement, maintenance needs and any associated impacts to State Forest land resources, value and forest users resulting from the department ATV pilot area. On or before December 31, 2023, and every three years thereafter, the department shall submit a report to the General Assembly on the department ATV pilot area.~~

~~* * *~~

1 ~~(c) Pennsylvania Game Commission lands. No money~~
2 ~~appropriated from the Motor License Fund for the maintenance and~~
3 ~~mitigation of dust and sediment pollution from parks and~~
4 ~~forestry roads under 75 Pa.C.S. § 9106 (relating to dirt, gravel~~
5 ~~and low volume road maintenance) may be used on lands owned or~~
6 ~~otherwise under the control of the Pennsylvania Game Commission.~~

7 Section 14. Section 1722 E of the act is amended by adding a
8 subsection to read:

9 Section 1722 E. Department of Education.

10 * * *

11 ~~(h) Drug and Alcohol Recovery High School Program.~~

12 ~~(1) A student may enroll in the recovery high school~~
13 ~~under the program established in section 1402 A of the Public~~
14 ~~School Code of 1949 if the following apply:~~

15 ~~(i) Subject to subparagraph (ii), the student~~
16 ~~resides in a school district of the first class and the~~
17 ~~student's parent or guardian has applied for enrollment~~
18 ~~in the recovery high school on the student's behalf.~~

19 ~~(ii) If fewer than 20 students residing in a school~~
20 ~~district of the first class enroll in the recovery high~~
21 ~~school under the program at any time under subparagraph~~
22 ~~(i), a student who resides in a school district other~~
23 ~~than a school district of the first class may enroll in~~
24 ~~the recovery high school under the program if the~~
25 ~~student's parent or guardian has applied for enrollment~~
26 ~~in the recovery high school on the student's behalf.~~

27 ~~(2) The Department of Education shall pay any tuition~~
28 ~~due to the recovery high school by subtracting the amount~~
29 ~~from State subsidies payable to the student's school district~~
30 ~~of residence.~~

1 ~~Section 15. Section 1733 E of the act is amended by adding a~~
2 ~~paragraph to read:~~

3 ~~Section 1733 E. Pennsylvania State Police.~~

4 ~~The following shall apply to appropriations for the~~
5 ~~Pennsylvania State Police:~~

6 ~~* * *~~

7 ~~(3) For fiscal years beginning 2023 2024,~~
8 ~~notwithstanding section 205 of the act of April 9, 1929~~
9 ~~(P.L.177, No.175), known as The Administrative Code of 1929,~~
10 ~~the Pennsylvania State Police shall consist of a number of~~
11 ~~officers and enlisted members and shall be organized in a~~
12 ~~manner as the Commissioner of the Pennsylvania State Police,~~
13 ~~with the approval of the Governor, shall determine. The~~
14 ~~number of officers and enlisted members beginning in fiscal~~
15 ~~year 2023 2024 shall not exceed in the aggregate at any time~~
16 ~~4,410 individuals. Pennsylvania State Police officers and~~
17 ~~enlisted members assigned to duty with the Pennsylvania~~
18 ~~Turnpike Commission, Delaware River Joint Toll Bridge~~
19 ~~Commission, gaming enforcement and liquor control enforcement~~
20 ~~shall not be counted in determining the total number of~~
21 ~~officers and enlisted members in the Pennsylvania State~~
22 ~~Police under this paragraph.~~

23 ~~Section 16. Section 1795.1 E(b) (3), (c) (1) (iv) and (2) of~~
24 ~~the act, added July 11, 2022 (P.L.540, No.54), and subsections~~
25 ~~(b) (3) and (c) (1) (iv) expired July 31, 2023, are amended,~~
26 ~~subsection (b) is amended by adding a paragraph and subsection~~
27 ~~(c) (3) is amended by adding a subparagraph to read:~~

28 ~~Section 1795.1 E. Surcharges.~~

29 ~~* * *~~

30 ~~(b) Imposition.~~

1 * * *

2 ~~[(3) An additional surcharge of \$10 shall be charged and~~
3 ~~collected by a division of the unified judicial system. This~~
4 ~~paragraph shall expire July 31, 2023. The additional~~
5 ~~surcharge under this paragraph shall be deposited into the~~
6 ~~Judicial Department Operations Augmentation Account under~~
7 ~~subsection (d).]~~

8 ~~(4) An additional surcharge of \$10 shall be charged and~~
9 ~~collected by a division of the unified judicial system. This~~
10 ~~paragraph shall expire July 31, 2025. The additional~~
11 ~~surcharge under this paragraph shall be deposited into the~~
12 ~~Judicial Department Operations Augmentation Account under~~
13 ~~subsection (d).~~

14 ~~(c) Other surcharge and fees.~~

15 ~~(1) In addition to the fees imposed under 42 Pa.C.S. §§~~
16 ~~3733(a.1) and 3733.1 (relating to surcharge), except as set~~
17 ~~forth in paragraph (2), the following apply:~~

18 * * *

19 ~~[(iv) A surcharge of \$11.25 shall be charged and~~
20 ~~collected by a division of the unified judicial system.~~
21 ~~This subparagraph shall expire July 31, 2023. The~~
22 ~~surcharge under this subparagraph shall be deposited into~~
23 ~~the Judicial Department Operations Augmentation Account~~
24 ~~under subsection (d).]~~

25 ~~(v) A surcharge of \$11.25 shall be charged and~~
26 ~~collected by a division of the unified judicial system.~~
27 ~~This subparagraph shall expire July 31, 2025. The~~
28 ~~surcharge under this subparagraph shall be deposited into~~
29 ~~the Judicial Department Operations Augmentation Account~~
30 ~~under subsection (d).~~

1 ~~(2) Paragraph [(1) does] (1) (ii) and (iii) shall not~~
2 ~~apply to a conviction or guilty plea based on the filing of a~~
3 ~~traffic citation charging an offense under 75 Pa.C.S.~~
4 ~~(relating to vehicles) that is classified as a summary~~
5 ~~offense under a State statute or local ordinance as provided~~
6 ~~in the Pennsylvania Rules of Criminal Procedure.~~

7 * * *

8 Section 17. ~~Section 1798.1 E of the act is amended to read:~~
9 ~~Section 1798.1 E. Federal and Commonwealth use of forest land.~~

10 ~~(a) Scope. This section applies to the following:~~

11 ~~(1) Real property acquired for forest reserves by any of~~
12 ~~the following:~~

13 ~~(i) [the] The Federal Government[; or].~~

14 ~~(ii) [the] The Commonwealth.~~

15 ~~(2) Tax exempt real property acquired by the Federal~~
16 ~~Government or by the Commonwealth for the purpose of~~
17 ~~preserving, perpetuating and maintaining any portion of the~~
18 ~~original forests of this Commonwealth as public places and~~
19 ~~parks.~~

20 ~~(3) Real property:~~

21 ~~(i) which is acquired for the purpose of~~
22 ~~conservation of water or the prevention of flood~~
23 ~~conditions; and~~

24 ~~(ii) upon which there is an imposed tax payable by~~
25 ~~the Commonwealth.~~

26 ~~(b) Charge.~~

27 ~~(1) For land owned by the Department of Conservation and~~
28 ~~Natural Resources, subject to subsection (c), real property~~
29 ~~under subsection (a) shall be subject to an annual charge of~~
30 ~~all of the following:~~

1 ~~(i) [\$2] Two dollars and forty cents per acre for~~
2 ~~the benefit of each county where the real property is~~
3 ~~located[;]. One dollar and twenty cents shall be paid by~~
4 ~~the Department of Conservation and Natural Resources and~~
5 ~~\$1.20 shall be paid from money available under 4 Pa.C.S.~~
6 ~~§ 1403 (relating to establishment of State Gaming Fund~~
7 ~~and net slot machine revenue distribution).~~

8 ~~(ii) [\$2] Two dollars and forty cents per acre for~~
9 ~~the benefit of the schools in each school district where~~
10 ~~the real property is located[; and]. One dollar and~~
11 ~~twenty cents shall be paid by the Department of~~
12 ~~Conservation and Natural Resources and \$1.20 shall be~~
13 ~~paid from money available under 4 Pa.C.S. § 1403.~~

14 ~~(iii) [\$2] Two dollars and forty cents per acre for~~
15 ~~the benefit of the township where the real property is~~
16 ~~located. One dollar and twenty cents shall be paid by the~~
17 ~~Department of Conservation and Natural Resources and~~
18 ~~\$1.20 shall be paid from money available under 4 Pa.C.S.~~
19 ~~§ 1403.~~

20 ~~(2) For land owned by the Pennsylvania Game Commission~~
21 ~~or the Pennsylvania Fish and Boat Commission, real property~~
22 ~~under subsection (a) shall be subject to an annual charge of~~
23 ~~all of the following:~~

24 ~~(i) [\$1.20] Two dollars and forty cents per acre for~~
25 ~~the benefit of each county where the real property is~~
26 ~~located[;]. Forty cents shall be paid by the Commonwealth~~
27 ~~agency which owns the property and \$2 shall be paid from~~
28 ~~money available under 4 Pa.C.S. § 1403.~~

29 ~~(ii) [\$1.20] Two dollars and forty cents per acre~~
30 ~~for the benefit of the schools in each school district~~

1 ~~where the real property is located[; and]. Forty cents~~
2 ~~shall be paid by the Commonwealth agency which owns the~~
3 ~~property and \$2 shall be paid from money available under~~
4 ~~4 Pa.C.S. § 1403.~~

5 ~~(iii) [\$1.20] Two dollars and forty cents per acre~~
6 ~~for the benefit of the township where the real property~~
7 ~~is located. Forty cents shall be paid by the Commonwealth~~
8 ~~agency which owns the property and \$2 shall be paid from~~
9 ~~money available under 4 Pa.C.S. § 1403.~~

10 ~~(3) [Subject to subsection (f), the] The charge under~~
11 ~~paragraph (1) shall be payable by the Commonwealth before~~
12 ~~September 2.~~

13 ~~(c) Duration.—~~

14 ~~(1) Except as set forth in paragraph (2), the annual~~
15 ~~charge payable by the Commonwealth on real property under~~
16 ~~subsection (a) (1) (i) shall continue only until the receipt of~~
17 ~~money by treasurers and township supervisors of the political~~
18 ~~subdivisions under subsection (b) (1), in accordance with the~~
19 ~~act of April 27, 1925 (P.L.324, No.185), entitled "An act for~~
20 ~~the distribution by the Commonwealth and counties to~~
21 ~~townships and school districts of moneys received from the~~
22 ~~United States from Forest Reserves within the Commonwealth,"~~
23 ~~equals or exceeds the amount paid by the Commonwealth in lieu~~
24 ~~of taxes.~~

25 ~~(2) Paragraph (1) [does] shall not apply to the~~
26 ~~following:~~

27 ~~(i) [the] The annual charge per acre for the benefit~~
28 ~~of the county where real property under subsection (a) (1)~~
29 ~~(i) is located for calendar years 1953, 1954, 1955 and~~
30 ~~1956[; and].~~

1 ~~(ii) The amount of \$0.025 of the annual charge per~~
2 ~~acre for the benefit of the county where the real~~
3 ~~property under subsection (a) (1) (i) is located for each~~
4 ~~year after 1956.~~

5 ~~(3) The Commonwealth shall annually pay the charges~~
6 ~~exempted under paragraph (2).~~

7 ~~(d) Certification. Upon application of the treasurer or~~
8 ~~township supervisor, the Secretary of Conservation and Natural~~
9 ~~Resources shall certify to the respective counties, school~~
10 ~~districts and townships where real property under subsection (a)~~
11 ~~is located and to the State Treasurer:~~

12 ~~(1) the number of acres owned by the Federal Government~~
13 ~~and by the Commonwealth in the political subdivision; and~~

14 ~~(2) the charge against the real property.~~

15 ~~(e) Payment. The State Treasurer shall pay to political~~
16 ~~subdivisions under subsection (d) the amount due under~~
17 ~~subsection (b) upon:~~

18 ~~(1) requisition of the Secretary of Conservation and~~
19 ~~Natural Resources; and~~

20 ~~(2) application by the appropriate treasurer or township~~
21 ~~supervisors.~~

22 ~~[(f) Source of payment. For real property owned by the~~
23 ~~Department of Conservation and Natural Resources, the~~
24 ~~Pennsylvania Game Commission or the Pennsylvania Fish and Boat~~
25 ~~Commission, of the charge per acre under subsection (b):~~

26 ~~(1) \$2.40 shall be paid from money available under 4-~~
27 ~~Pa.C.S. § 1403 (relating to establishment of State Gaming~~
28 ~~Fund and net slot machine revenue distribution); and~~

29 ~~(2) the remainder shall be paid by the Commonwealth~~
30 ~~agency which owns the property.]~~

1 ~~Section 18. Section 1798.3 E of the act, amended July 11,~~
2 ~~2022 (P.L.540, No.54), is amended to read:~~

3 ~~Section 1798.3 E. Multimodal Transportation Fund.~~

4 ~~(a) Department of Transportation.~~

5 ~~(1) From funds available to the Department of~~
6 ~~Transportation under 74 Pa.C.S. § 2104(a) (2) (relating to use~~
7 ~~of money in fund), the local match under 74 Pa.C.S. § 2106~~
8 ~~(relating to local match) may be waived by the Secretary of~~
9 ~~Transportation for good cause if the applicant for assistance~~
10 ~~is a municipality.~~

11 ~~(2) From funds available to the Department of~~
12 ~~Transportation under 74 Pa.C.S. § 2104(a) (2), the local match~~
13 ~~under 74 Pa.C.S. § 2106 may be waived by the Secretary of~~
14 ~~Transportation for good cause if the applicant for assistance~~
15 ~~is a port authority.~~

16 ~~(b) Commonwealth Financing Authority. Notwithstanding the~~
17 ~~provisions of 74 Pa.C.S. § 2106, a municipality or port~~
18 ~~authority receiving financial assistance under 74 Pa.C.S. §~~
19 ~~2104(a) (4) may not be required to provide a local match.~~

20 ~~(c) Definitions. As used in this section, the following~~
21 ~~words and phrases shall have the meanings given to them in this~~
22 ~~subsection unless the context clearly indicates otherwise:~~

23 ~~"Municipality." A county, city, borough, incorporated town,~~
24 ~~township or local, regional or metropolitan transportation~~
25 ~~authority.~~

26 ~~"Port authority." A port authority as established under the~~
27 ~~act of July 10, 1989 (P.L.291, No.50), known as the Philadelphia~~
28 ~~Regional Port Authority Act.~~

29 ~~(d) Expiration. This section shall expire December 31,~~
30 ~~{2023} 2024.~~

1 Section 19. ~~Section 1799.5 E of the act is repealed:~~

2 ~~[Section 1799.5 E. Sales by distilleries.~~

3 ~~(a) General rule. Notwithstanding any provision of the act~~
4 ~~of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, to~~
5 ~~the contrary, the holder of a distillery or limited distillery~~
6 ~~license may sell liquor to the board and to persons not licensed~~
7 ~~by the board. A distillery or limited distillery license holder~~
8 ~~may also directly sell liquor to any license or permit holder~~
9 ~~that is otherwise authorized to sell liquor. However, aggregate~~
10 ~~sales to the license and permit holders may not exceed 50,000~~
11 ~~gallons during a calendar year. A license or permit holder that~~
12 ~~wishes to acquire liquor produced by a distillery or limited~~
13 ~~distillery license holder after the producer has reached its~~
14 ~~aggregate 50,000 gallon limit may still acquire the product if~~
15 ~~it is available from the board. If a person holds more than one~~
16 ~~distillery or limited distillery license, either directly or~~
17 ~~through a wholly owned subsidiary, the sales from all such~~
18 ~~licenses shall be considered when determining whether the~~
19 ~~50,000 gallon limit has been reached.~~

20 ~~(b) Definition. As used in this section, the term "board"~~
21 ~~means the Pennsylvania Liquor Control Board.]~~

22 Section 20. ~~The act is amended by adding articles to read:~~

23 ARTICLE XVII F.3
24 2023-2024 BUDGET IMPLEMENTATION
25 SUBARTICLE A
26 PRELIMINARY PROVISIONS

27 Section 1701 F.3. Applicability.

28 Except as specifically provided in this article, this article
29 applies to the General Appropriation Act of 2023 and all other
30 appropriation acts of 2023.

1 ~~Section 1702 F.3. Definitions.~~

2 ~~The following words and phrases when used in this article~~
3 ~~shall have the meanings given to them in this section unless the~~
4 ~~context clearly indicates otherwise:~~

5 ~~"General Appropriation Act of 2023." The act of August 3,~~
6 ~~2023 (P.L. , No.1A), known as the General Appropriation Act of~~
7 ~~2023.~~

8 ~~"Human Services Code." The act of June 13, 1967 (P.L.31,~~
9 ~~No.21), known as the Human Services Code.~~

10 ~~"Public School Code of 1949." The act of March 10, 1949~~
11 ~~(P.L.30, No.14), known as the Public School Code of 1949.~~

12 ~~"Secretary." The Secretary of the Budget of the~~
13 ~~Commonwealth.~~

14 ~~"TANFBG." Temporary Assistance for Needy Families Block~~
15 ~~Grant.~~

16 ~~Section 1703 F.3. (Reserved).~~

17 ~~Section 1704 F.3. (Reserved).~~

18 ~~SUBARTICLE B~~

19 ~~EXECUTIVE DEPARTMENTS~~

20 ~~Section 1711 F.3. Governor (Reserved).~~

21 ~~Section 1712 F.3. Executive offices.~~

22 ~~The following apply to appropriations for the executive~~
23 ~~offices:~~

24 ~~(1) The following apply to money appropriated for the~~
25 ~~Pennsylvania Commission on Crime and Delinquency:~~

26 ~~(i) No less than the amount used in the 2014 2015~~
27 ~~fiscal year shall be used to support the Statewide~~
28 ~~Automated Victim Information and Notification System~~
29 ~~(SAVIN) to provide offender information through county~~
30 ~~jails.~~

1 ~~(ii) No less than the amount used in the 2014-2015-~~
2 ~~fiscal year shall be used for a residential treatment-~~
3 ~~community facility for at risk youth located in a county~~
4 ~~of the fifth class.~~

5 ~~(iii) From the amount appropriated, \$400,000 shall~~
6 ~~be used for an innovative police data sharing pointer-~~
7 ~~index system that will allow participating law~~
8 ~~enforcement agencies access to incident report data.~~

9 ~~(iv) From the amount appropriated, \$600,000 shall be~~
10 ~~used for a diversion program for first time nonviolent-~~
11 ~~offenders facing prison sentences. The diversion program~~
12 ~~must include education and employment services, case~~
13 ~~management and mentoring.~~

14 ~~(v) No less than \$3,000,000 shall be available as a~~
15 ~~pilot program to offset costs incurred by a city of the~~
16 ~~first class and a county of the second class A that is~~
17 ~~also a home rule county in connection with hiring~~
18 ~~additional assistant district attorneys designated as a~~
19 ~~Special United States Attorney by a United States~~
20 ~~Attorney's office through participation in the Project~~
21 ~~Safe Neighborhoods program and who will exclusively~~
22 ~~prosecute crimes under 18 U.S.C. § 922(g) (relating to~~
23 ~~unlawful acts).~~

24 ~~(vi) \$500,000 shall be used to support a Statewide~~
25 ~~child predator unit.~~

26 ~~(vii) \$500,000 shall be used for training and~~
27 ~~equipment needs to support improvements in the~~
28 ~~identification, investigation and prosecution of 18-~~
29 ~~Pa.C.S. § 6312 (relating to sexual abuse of children).~~

30 ~~(viii) No less than \$1,750,000 shall be used for~~

~~nonnarcotic medication substance use disorder treatment for eligible offenders, which shall include the establishment and administration of a nonnarcotic medication assisted substance grant program to provide annual grants to county corrections institutions. As used in this subparagraph, the term "eligible offender" means a defendant or inmate convicted of a criminal offense who will be committed to the custody of the county and who meets the clinical criteria for an opioid or alcohol use disorder as determined by a physician.~~

~~(ix) (Reserved).~~

~~(x) (Reserved).~~

~~(2) From money appropriated for violence and delinquency prevention programs:~~

~~(i) no less than the amount used in the 2014 2015 fiscal year shall be used for programs in a city of the second class; and~~

~~(ii) no less than the amount used in the 2014 2015 fiscal year shall be used for blueprint mentoring programs that address reducing youth violence in cities of the first, second and third class with programs in cities of the second class and third class also receiving a proportional share of \$350,000.~~

~~(3) Money appropriated for violence intervention and prevention shall be used solely to provide grants and technical assistance to community based organizations, institutions of higher education, municipalities, district attorneys and other entities in accordance with section 1306 B(b) of the Public School Code of 1949 and notwithstanding section 1306 B(h) (7) of the Public School Code of 1949 for~~

~~programs eligible under section 1306-B(j)(22) of the Public School Code of 1949.~~

~~(4) Money appropriated for county intermediate punishment shall be distributed to counties for county adult probation supervision and drug and alcohol and mental health treatment programs for offenders sentenced to restrictive conditions of probation imposed under 42 Pa.C.S. § 9763(c) or (d) (relating to conditions of probation) and are certified in accordance with 42 Pa.C.S. § 2154.1(b) (relating to adoption of guidelines for restrictive conditions). The portion of money for drug and alcohol and mental health treatment programs shall be based on national statistics that identify the percentage of incarcerated individuals that are in need of treatment for substance issues but in no case shall be less than 80% of the amount appropriated.~~

~~Section 1713 F.3. Lieutenant Governor (Reserved).~~

~~Section 1714 F.3. Attorney General.~~

~~The following apply to appropriations to the Attorney General:~~

~~(1) The sum of \$8,431,000 shall be distributed between the Attorney General and the district attorney's office in a city of the first class for costs associated with the operation of the joint local State firearm task force in the city of the first class. No more than 20% may be allocated for the district attorney's office in a city of the first class.~~

~~(2) The sum of \$4,000,048 shall be distributed to the Attorney General for costs associated with a joint local State firearm task force in a city of the first class.~~

~~(2.1) The sum of \$1,537,952 shall be used to cover the~~

~~costs associated with establishing and operating a joint local State firearm task force in a county of the second class.~~

~~(3) The Attorney General may expend up to \$2,000,000 in total from the following restricted accounts for building maintenance and renovation costs for a regional office of the Attorney General located in a city of the first class:~~

~~(i) The Criminal Enforcement Restricted Account established under section 1713 A.1.~~

~~(ii) The Collection Administration Account established under section 922.1 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.~~

~~(iii) The restricted account established under 1795.1 E(c)(3)(iii).~~

~~(iv) The Straw Purchase Prevention Education Fund established under 18 Pa.C.S. § 6186 (relating to Straw Purchase Prevention Education Fund).~~

~~(v) The restricted account established under section 4 of the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act.~~

~~Section 1715 F.3. Auditor General (Reserved).~~

~~Section 1716 F.3. Treasury Department (Reserved).~~

~~Section 1717 F.3. Department of Aging (Reserved).~~

~~Section 1718 F.3. Department of Agriculture.~~

~~The following apply to appropriations for the Department of Agriculture:~~

~~(1) From money appropriated for general government operations, the following apply:~~

~~(i) (Reserved).~~

1 ~~(ii) No less than \$250,000 shall be used for the~~
2 ~~Commission for Agricultural Education Excellence to~~
3 ~~assist in the development and implementation of~~
4 ~~agricultural education programming.~~

5 ~~(2) From money appropriated for agricultural~~
6 ~~preparedness and response, the following shall apply:~~

7 ~~(i) No less than \$25,000,000 shall be used for the~~
8 ~~following costs associated with preparing for and~~
9 ~~responding to an outbreak of highly pathogenic avian~~
10 ~~influenza:~~

11 ~~(A) Grants to assist with income losses and~~
12 ~~costs associated with workforce payroll and benefits,~~
13 ~~mortgage interest and rent payments, utility~~
14 ~~payments, costs of delayed repopulating and reopening~~
15 ~~facilities and other losses or costs associated with~~
16 ~~response not otherwise eligible for or covered by~~
17 ~~Federal funding, insurance, contracts or other~~
18 ~~funding sources.~~

19 ~~(B) The establishment and operations of a highly~~
20 ~~pathogenic avian influenza rapid response team. The~~
21 ~~amount utilized under this clause may not exceed~~
22 ~~\$2,000,000.~~

23 ~~(ii) No less than \$6,000,000 shall be used for costs~~
24 ~~incurred by the Pennsylvania Animal Diagnostic Laboratory~~
25 ~~System in preparing for and responding to an outbreak of~~
26 ~~highly pathogenic avian influenza.~~

27 ~~(3) (Reserved).~~

28 ~~(4) From money appropriated for agricultural research,~~
29 ~~the following apply:~~

30 ~~(i) No less than \$300,000 shall be used for an~~

1 ~~agricultural resource center.~~

2 ~~(ii) No less than \$100,000 shall be used for~~
3 ~~agricultural law research programs, including those~~
4 ~~addressing energy development, in conjunction with a~~
5 ~~land grant university.~~

6 ~~(5) From money appropriated for hardwoods research and~~
7 ~~promotion, at least 80% of the money shall be equally~~
8 ~~distributed among the hardwood utilization groups of this~~
9 ~~Commonwealth established prior to the effective date of this~~
10 ~~section.~~

11 ~~(6) Money appropriated for the Animal Health and~~
12 ~~Diagnostic Commission shall be equally distributed to the~~
13 ~~animal diagnostic laboratory system laboratories located at a~~
14 ~~land grant university and at a school of veterinary medicine~~
15 ~~located within this Commonwealth.~~

16 ~~Section 1719 F.3. Department of Community and Economic~~
17 ~~Development.~~

18 ~~The following apply to appropriations for the Department of~~
19 ~~Community and Economic Development:~~

20 ~~(1) From money appropriated for general government~~
21 ~~operations, no less than \$1,900,000 shall be used to support~~
22 ~~a manufacturing technology development effort, to assist~~
23 ~~Pennsylvania small businesses with enhanced cyber security~~
24 ~~and to test coal ash refuse extraction of rare earth metals~~
25 ~~for domestic chip manufacturing in a county of the fourth~~
26 ~~class with a population of at least 130,000 but not more than~~
27 ~~135,000, under the most recent Federal decennial census.~~

28 ~~(2) (Reserved).~~

29 ~~(3) From money appropriated for marketing to attract~~
30 ~~tourists:~~

1 ~~(i) \$4,145,000 to fund the activities of the tourism~~
2 ~~office within the department; and~~

3 ~~(ii) the remaining money includes an allocation to~~
4 ~~be used to plan, market and conduct a series of arts and~~
5 ~~cultural activities that generate Statewide and regional~~
6 ~~economic impact, and \$1,000,000 shall be used for an~~
7 ~~annual Statewide competition serving approximately 2,000~~
8 ~~athletes with intellectual disabilities from across this~~
9 ~~Commonwealth to be held in a county of the fourth class.~~

10 ~~(4) From money appropriated for Pennsylvania First, no~~
11 ~~less than \$8,000,000 shall be used to fund the Workforce and~~
12 ~~Economic Development Network of Pennsylvania (WEDnetPA) for~~
13 ~~workforce training grants provided through an alliance of~~
14 ~~educational providers, including, but not limited to, State~~
15 ~~System of Higher Education universities, the Pennsylvania~~
16 ~~College of Technology and community colleges located in this~~
17 ~~Commonwealth.~~

18 ~~(5) From money appropriated for Keystone Communities:~~

19 ~~(i) \$6,405,000 shall be used to fund the Main Street~~
20 ~~Program, Elm Street Program, Enterprise Zone Program and~~
21 ~~accessible housing. The allocation for the Main Street~~
22 ~~Program, Elm Street Program, Enterprise Zone Program and~~
23 ~~accessible housing shall be distributed in the same~~
24 ~~proportion as amounts allocated in fiscal year 2012-2013.~~

25 ~~(ii) The remaining money shall be used for projects~~
26 ~~supporting economic growth, community development and~~
27 ~~municipal assistance throughout this Commonwealth.~~

28 ~~(6) (Reserved).~~

29 ~~(7) Notwithstanding section 4(1) of the act of October~~
30 ~~11, 1984 (P.L.906, No.179), known as the Community~~

1 ~~Development Block Grant Entitlement Program for Nonurban~~
2 ~~Counties and Certain Other Municipalities, the Commonwealth~~
3 ~~may use up to 3% of the money received pursuant to the~~
4 ~~Housing and Community Development Act of 1974 (Public Law 93-~~
5 ~~383, 88 Stat. 633) for administrative costs.~~

6 ~~(8) Money appropriated for local municipal relief shall~~
7 ~~include an allocation to provide State assistance to~~
8 ~~individuals, persons or political subdivisions directly~~
9 ~~affected by natural or manmade disasters, public safety~~
10 ~~emergencies, other situations that pose a public safety~~
11 ~~danger or other situations at the discretion of the~~
12 ~~department. State assistance may be limited to grants for~~
13 ~~projects that do not qualify for Federal assistance to help~~
14 ~~repair damages to primary residences, personal property and~~
15 ~~public facilities and structures. Grants shall be made~~
16 ~~available for reimbursement in a disaster emergency area only~~
17 ~~when a Presidential disaster declaration does not cover the~~
18 ~~area or when the Department of Community and Economic~~
19 ~~Development determines that a public safety emergency has~~
20 ~~occurred.~~

21 ~~(9) (Reserved).~~

22 ~~(10) Money appropriated for hospital and health system~~
23 ~~emergency relief shall include an allocation to provide State~~
24 ~~assistance to hospital and health care systems that~~
25 ~~experience unexpected financial impact situations. State~~
26 ~~assistance may be limited to grants to stabilize finances~~
27 ~~that do not qualify for Federal participation or matching~~
28 ~~funds under the medical assistance program.~~

29 ~~(11) Money appropriated for community and economic~~
30 ~~assistance shall include an allocation to provide State~~

~~1 assistance in the form of grants to assist in community and
2 economic development, including projects in the public
3 interest.~~

~~4 (12) From money appropriated to the Department of
5 Community and Economic Development, the Department of
6 Community and Economic Development shall pay one third of the
7 cost for the Commission on Education and Economic
8 Competitiveness to implement a contract for a nonprofit
9 entity that has experience in the creation of long term
10 education planning efforts as required under section 123.1(g)
11 of the act of March 10, 1949 (P.L.30. No.14), known as the
12 Public School Code of 1949. A procurement under this
13 paragraph shall not be subject to the requirements of 62
14 Pa.C.S. (relating to procurement). The Department of
15 Community and Economic Development shall collaborate with any
16 other State agency as necessary to implement a procurement
17 under this paragraph.~~

~~18 (13) Money appropriated for workforce development shall
19 be distributed in the same proportion as distributed in
20 fiscal year 2022-2023.~~

~~21 Section 1720 F.3. Department of Conservation and Natural
22 Resources.~~

~~23 The following apply to appropriations for the Department of
24 Conservation and Natural Resources:~~

~~25 (1) (Reserved).~~

~~26 (2) Money appropriated for parks, forests and recreation
27 projects shall be used for grants for projects to enhance
28 parks, forests and recreation activities.~~

~~29 Section 1721 F.3. Department of Corrections (Reserved).~~

~~30 Section 1722 F.3. Department of Drug and Alcohol Programs~~

1 ~~(Reserved).~~

2 ~~Section 1723 F.3. Department of Education.~~

3 ~~The following apply to appropriations to the Department of~~
4 ~~Education:~~

5 ~~(1) (Reserved).~~

6 ~~(2) From an appropriation for adult and family literacy~~
7 ~~programs, summer reading programs and the adult high school~~
8 ~~diplomas program. The following apply:~~

9 ~~(i) no less than the amount allocated in the 2014-~~
10 ~~2015 fiscal year shall be allocated for an after school~~
11 ~~learning program servicing low income students located in~~
12 ~~a county of the sixth class with a population, based on~~
13 ~~the most recent Federal decennial census, of at least~~
14 ~~64,730 but not more than 65,558; and~~

15 ~~(ii) no less than the amount allocated in the 2016-~~
16 ~~2017 fiscal year shall be used for an after school~~
17 ~~learning program servicing low income students located in~~
18 ~~a county of the third class with a population, based on~~
19 ~~the most recent Federal decennial census, of at least~~
20 ~~320,000 but not more than 330,000.~~

21 ~~(iii) From money appropriated for adult and family~~
22 ~~literacy, at least \$1,050,000 shall be used to develop~~
23 ~~and administer a program to subsidize the cost of high~~
24 ~~school equivalency testing that leads to a Commonwealth~~
25 ~~secondary school diploma credential for individuals who~~
26 ~~meet requirements established by the department.~~

27 ~~(3) Notwithstanding any other provision of law, the~~
28 ~~appropriation for pupil transportation may not be redirected~~
29 ~~for any purpose.~~

30 ~~(4) From money appropriated for Pennsylvania Chartered~~

1 ~~Schools for Deaf and Blind Children, the following apply:~~

2 ~~(i) Upon distribution of the final tuition payment~~
3 ~~for the fiscal year, the balance of the appropriation,~~
4 ~~excluding amounts under subparagraph (ii), shall be used~~
5 ~~to pay the schools' increased share of required~~
6 ~~contributions for public school employees' retirement and~~
7 ~~shall be distributed pro rata based on each school's~~
8 ~~contributions for the prior fiscal year.~~

9 ~~(ii) \$1,000,000 is included for capital related~~
10 ~~costs and deferred maintenance to be divided equally~~
11 ~~between each school.~~

12 ~~(5) Notwithstanding any other provision of law, the~~
13 ~~amount of money set aside under section 2509.8 of the Public~~
14 ~~School Code of 1949 shall be allocated to each approved~~
15 ~~private school with a day tuition rate determined to be less~~
16 ~~than \$32,000 during the 2010-2011 school year. The allocation~~
17 ~~shall be no less than the amount allocated in the 2015-2016~~
18 ~~fiscal year.~~

19 ~~(6) Money appropriated for regional community college~~
20 ~~services shall be distributed to each entity that received~~
21 ~~funding in fiscal year 2022-2023 in an amount equal to the~~
22 ~~amount received in that fiscal year.~~

23 ~~(7) Notwithstanding any other provision of law, money~~
24 ~~appropriated for community education councils shall be~~
25 ~~distributed in a manner that each community education council~~
26 ~~which received funding in fiscal year 2022-2023 shall receive~~
27 ~~an amount equal to the amount received in that fiscal year.~~

28 ~~(7.1) From money appropriated for Parent Pathways, the~~
29 ~~Department of Education shall expand the Parent Pathways~~
30 ~~Learning Network Pilot Program to assist parenting students~~

~~in pursuing postsecondary pathways to postsecondary degree or certificate completion. The Department of Education shall provide financial and technical assistance to postsecondary institutions to remove barriers to postsecondary degree or certificate completion and increase access to family sustaining wages and in demand occupations.~~

~~(8) Notwithstanding section 123(k) of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, the Basic Education Funding Commission is reconstituted and shall issue an interim report to the recipients listed in section 123(i)(12) of the Public School Code of 1949 not later than January 30, 2024, and a final report to to the recipients not later than April 30, 2024.~~

~~(9) Notwithstanding any other provision of law, for the 2023-2024 fiscal year, the department may not accept or approve new school building construction or reconstruction project applications under subarticle (c) of Article VII of the Public School Code of 1949.~~

~~(10) For the 2023-2024 fiscal year, the department may not use any appropriation for projects for which approval and reimbursement is sought and for the program under Article XXVI J of the Public School Code of 1949.~~

~~(11) From money appropriated for safe school initiatives, the combined amount of grants awarded to intermediate units on behalf of nonpublic schools under section 1302 A(c) of the Public School Code of 1949 and grants awarded for costs associated with a nonpublic school obtaining the services of a school police officer under section 1302 A(c.1) of the Public School Code of 1949 shall be no less than \$14,550,571.~~

1 ~~(12) From money appropriated for the Pre-K Counts~~
2 ~~Program, the following shall apply:~~

3 ~~(i) Beginning December 31, 2023, and on the last day~~
4 ~~of each month thereafter, an approved provider shall~~
5 ~~submit a monthly report of the following program~~
6 ~~information to the Department of Education:~~

7 ~~(A) The number of students for which the~~
8 ~~approved provider is receiving grant funds.~~

9 ~~(B) The number of students enrolled during the~~
10 ~~month.~~

11 ~~(C) The average daily membership of students~~
12 ~~enrolled.~~

13 ~~(D) The number of students seeking services but~~
14 ~~not enrolled.~~

15 ~~(ii) No later than 30 days after receiving the~~
16 ~~required reports from approved providers under~~
17 ~~subparagraph (i) the Department of Education shall make a~~
18 ~~report of the information collected from approved~~
19 ~~providers and information detailing the recovery and~~
20 ~~redirection of grant funds to the chairperson and~~
21 ~~minority chairperson of the Appropriations Committee of~~
22 ~~the Senate and the chairperson and minority chairperson~~
23 ~~of the Appropriations Committee of the House of~~
24 ~~Representatives that includes the following:~~

25 ~~(A) The information received under subparagraph~~
26 ~~(i).~~

27 ~~(B) The amount of funds to be recovered under~~
28 ~~subparagraph (iii).~~

29 ~~(C) The number of students for which funds to be~~
30 ~~recovered under subparagraph (iii) were intended to~~

1 ~~provide services.~~

2 ~~(D) The amount of funds to be reallocated under~~
3 ~~subparagraph (iv).~~

4 ~~(E) The number of students that funds to be~~
5 ~~reallocated under subparagraph (iv) will allow to~~
6 ~~receive services.~~

7 ~~(F) The amount of funds recovered and not~~
8 ~~reallocated under subparagraph (iv).~~

9 ~~(iii) Grant funds received by an approved provider~~
10 ~~shall be recovered by the Department of Education within~~
11 ~~15 days of a report made under subparagraph (i) that~~
12 ~~finds the number of students for which the approved~~
13 ~~provider is receiving grant funds is greater than the~~
14 ~~number of students enrolled during the month. The amount~~
15 ~~of grant funds to be recovered shall be determined by~~
16 ~~subtracting the number of students enrolled during the~~
17 ~~month from the number of students for which the approved~~
18 ~~provider is receiving grant funds and multiplying the~~
19 ~~difference by the portion of the per student grant award~~
20 ~~amount paid to the approved provider for the period for~~
21 ~~which the report was made.~~

22 ~~(iv) Grant funds recovered under subparagraph (iii)~~
23 ~~shall be reallocated proportionally to approved providers~~
24 ~~based on the number of students seeking services but not~~
25 ~~enrolled as reported in subparagraph (i). Grant funds may~~
26 ~~not be reallocated in excess of the number of students~~
27 ~~seeking services but not enrolled. Any recovered grant~~
28 ~~funds remaining at the end of the fiscal year shall lapse~~
29 ~~to the General Fund.~~

30 ~~(v) The Secretary of Education and the Secretary of~~

1 ~~Human Services shall report, on a quarterly basis, in~~
2 ~~person to the chairperson and minority chairperson of the~~
3 ~~Appropriations Committee of the Senate and the~~
4 ~~chairperson and minority chairperson of the~~
5 ~~Appropriations Committee of the House of Representatives~~
6 ~~or their designees, the information reported under~~
7 ~~subparagraph (i) and information documenting the recovery~~
8 ~~of funds under subparagraph (iii) and the reallocation of~~
9 ~~funds and funds remaining available under subparagraph~~
10 ~~(iv).~~

11 ~~(13) Notwithstanding any other provision of law to the~~
12 ~~contrary, from money appropriated for payment of approved~~
13 ~~operating expenses of community colleges, each community~~
14 ~~college shall receive an amount equal to the following:~~

15 ~~(i) For the 2023 2024 fiscal year, each community~~
16 ~~college shall receive an amount equal to the following:~~

17 ~~(A) An amount equal to the reimbursement for~~
18 ~~operating costs received in fiscal year 2022 2023~~
19 ~~under section 1913 A(b) (1.6) (xvi) (A) and (C) and~~
20 ~~(xvii) of the Public School Code of 1949.~~

21 ~~(B) An amount equal to the economic development~~
22 ~~stipend received in fiscal year 2022 2023 under~~
23 ~~section 1913 A(b) (1.6) (xvi) (B) of the Public School~~
24 ~~Code of 1949.~~

25 ~~(C) For each community college that receives~~
26 ~~funding under clause (A) or (B), an additional amount~~
27 ~~for operating costs determined for each community~~
28 ~~college, as follows:~~

29 ~~(I) Multiply the audited full time~~
30 ~~equivalent enrollment as verified under section~~

~~1913-B(k.1) for the most recent year available for the community college by \$5,130,000.~~

~~(II) Divide the product in subclause (I) by the sum of the audited full time equivalent enrollment as verified under section 1913-A(k.1) of the Public School Code of 1949 for the most recent year available for all community colleges.~~

~~(ii) (Reserved).~~

~~(14) Notwithstanding any other provision of law to the contrary, from money appropriated for a subsidy to public libraries funds shall be distributed as follows:~~

~~(i) The State Librarian shall distribute \$6,717 to each district library center that received less than the amount specified under 24 Pa.C.S. § 9338(b)(2) (relating to district library center aid) in fiscal year 2022-2023 from funds allocated under section 2326(1) of the Public School Code of 1949.~~

~~(ii) All funds remaining after the distribution under subparagraph (i) shall be distributed to each library under the following formula:~~

~~(A) Divide the sum of the amount of funding the library received in fiscal year 2022-2023 under section 2326(1) of the Public School Code of 1949 and subparagraph (i) by the sum of the total amount of State aid provided under section 2326(1) of the Public School Code of 1949 and subparagraph (i).~~

~~(B) Multiply the quotient under clause (A) by \$70,422,981.~~

~~(iii) Following distribution of funds appropriated for State aid to libraries under subparagraphs (i) and~~

1 ~~(ii), any remaining funds may be distributed at the~~
2 ~~discretion of the State Librarian.~~

3 ~~(iv) If funds appropriated for State aid to~~
4 ~~libraries in fiscal year 2023-2024 are less than funds~~
5 ~~appropriated in fiscal year 2002-2003, the State~~
6 ~~Librarian may waive standards as prescribed in 24 Pa.C.S.~~
7 ~~Ch. 93 (relating to Public Library Code).~~

8 ~~(v) Each library system receiving State aid under~~
9 ~~this paragraph may distribute the local library share of~~
10 ~~that aid in a manner as determined by the board of~~
11 ~~directors of the library system.~~

12 ~~(vi) In the case of a library system that contains a~~
13 ~~library operating in a city of the second class, changes~~
14 ~~to the distribution of State aid to the library shall be~~
15 ~~made by mutual agreement between the library and the~~
16 ~~library system.~~

17 ~~(vii) In the event of a change in district library~~
18 ~~center population prior to the effective date of this~~
19 ~~section as a result of:~~

20 ~~(A) a city, borough, town, township, school~~
21 ~~district or county moving from one library center to~~
22 ~~another; or~~

23 ~~(B) a transfer of district library center status~~
24 ~~to a county library system;~~
25 ~~funding of district library center aid shall be paid~~
26 ~~based on the population of the newly established or~~
27 ~~reconfigured district library center.~~

28 ~~(viii) In the event of a change in direct service~~
29 ~~area from one library to another, the State Librarian,~~
30 ~~upon agreement of the affected libraries, may~~

~~redistribute the local library share of aid to the library currently servicing the area.~~

~~(15) From money appropriated for Ready to Learn Block Grant for the 2023-2024 school year, each school entity shall receive a Ready to Learn Block Grant in an amount not less than the amount received by the school entity from the appropriation for the Ready to Learn Block Grant during the 2022-2023 fiscal year.~~

~~(16) (Reserved).~~

~~(17) From money appropriated for payments on account of special education of exceptional children, 5.5% of the amount shall be paid to intermediate units on account of special education services.~~

~~(18) Notwithstanding any provision of law to the contrary, from money appropriated for career and technical education, payments on account of pupils enrolled in career and technical education curriculums as required under section 2502.8 of the Public School Code of 1949 shall be calculated by determining the increase in the weighted average daily membership by multiplying the number of students in average daily membership in career and technical curriculums in area career and technical schools by 0.2668 and the number of students in average daily membership in school district and charter school career and technical curriculums by 0.2178.~~

~~(19) (Reserved).~~

~~(20) Article XXVI J of the Public School Code of 1949 shall apply to projects for which approval and reimbursement is sought and for the program beginning July 1, 2024.~~

~~(21) The Department of Education may utilize up to \$7,000,000 of undistributed funds not expended, encumbered or~~

~~committed from appropriations for grants, subsidies and assessments made to the Department of Education to assist school districts declared to be in financial recovery status under section 621 A of the Public School Code of 1949, identified for financial watch status under section 611 A of the Public School Code of 1949 or identified for financial watch status under section 694 A of the Public School Code of 1949; except that the funds must be first utilized to accomplish the provisions contained in section 695 A of the Public School Code of 1949. The funds shall be transferred by the Secretary of the Budget to a restricted account as necessary to make payments under this paragraph and, when transferred, are appropriated to carry out the provisions of this section 2510.3 of the Public School Code of 1949.~~

~~(22) From money appropriated to the Department of Education, the Department of Education shall pay one third of the cost for the Commission on Education and Economic Competitiveness to implement a contract for a nonprofit entity that has experience in the creation of long term education planning efforts as required under section 123.1(g) of the Public School Code of 1949. A procurement under this paragraph shall not be subject to the requirements of 62 Pa.C.S. (relating to procurement). The Department of Education shall collaborate with any other State agency as necessary to implement a procurement under this paragraph.~~

~~(23) From money appropriated for grants to school districts to assist in meeting Federal matching requirements for grants received under 42 U.S.C. Ch. 13A (relating to child nutrition) and to aid in providing a food program for needy children, money shall be used to reimburse schools that~~

~~participate in the National School Lunch and School Breakfast Programs for the difference between the reimbursement rate for a free lunch and a reduced price lunch and the difference between the reimbursement rate for a free breakfast and a reduced price breakfast or paid breakfast.~~

~~(24) Money appropriated for job training and education programs shall be used for grants for job training and educational programs.~~

~~(25) Money appropriated for mobile science and mathematics education programs shall be used for grants to support mobile science and mathematics education programs.~~

~~Section 1724 F.3. Department of Environmental Protection~~

~~(Reserved).~~

~~Section 1725 F.3. Department of General Services.~~

~~From money appropriated to the Department of General Services for Capitol fire protection, the City of Harrisburg shall use the money to support the provisions of fire services to the Capitol complex.~~

~~Section 1726 F.3. Department of Health.~~

~~The following apply to appropriations for the Department of Health:~~

~~(1) From money appropriated for general government operations, sufficient money is included for the coordination of donated dental services.~~

~~(2) (Reserved).~~

~~(3) From money appropriated for primary health care practitioner, the following apply:~~

~~(i) No less than \$3,451,000 shall be used for Primary Care Loan Repayment Grant Awards.~~

~~(ii) No less than \$1,500,000 shall be used for the~~

~~Pennsylvania Academy of Family Physicians Family Medicine
Residency Expansion Program.~~

~~(iii) No less than \$1,300,000 shall be used for the
Pennsylvania Academy of Family Physicians Family Medicine
Residency Community Health Impact Grant Program.~~

~~(iv) Grantees other than as provided under
subparagraphs (i), (ii) and (iii) that received amounts
in the 2022-2023 fiscal year shall receive the amount
each grantee received in the 2022-2023 fiscal year.~~

~~(4) Money appropriated for services for children with
special needs shall be distributed to grantees in the same
proportion as distributed in fiscal year 2019-2020.~~

~~(5) From money appropriated for adult cystic fibrosis
and other chronic respiratory illnesses, the following apply:~~

~~(i) No less than \$212,000 shall be used for a
program promoting cystic fibrosis research in a county of
the second class.~~

~~(ii) No less than \$106,000 shall be used for
research related to childhood cystic fibrosis in a city
of the first class with a hospital that is nationally
accredited as a cystic fibrosis treatment center and
specializes in the treatment of children.~~

~~(iii) Any money not used under subparagraph (i) or
(ii) shall be distributed to grantees in the same
proportion as distributed in fiscal year 2019-2020.~~

~~(6) Money appropriated for diagnosis and treatment for
Cooley's anemia shall be distributed to grantees in the same
proportion as distributed in fiscal year 2019-2020.~~

~~(7) Money appropriated for hemophilia services shall be
distributed to grantees in the same proportion as distributed~~

1 ~~in fiscal year 2019-2020.~~

2 ~~(8) Money appropriated for lupus programs shall be~~
3 ~~distributed proportionately to each entity that received~~
4 ~~funding in fiscal year 2018-2019.~~

5 ~~(9) From money appropriated for sickle cell anemia~~
6 ~~services, including camps for children with sickle cell~~
7 ~~anemia, the following shall apply:~~

8 ~~(i) Grantees which received amounts in fiscal year~~
9 ~~2019-2020 shall receive an amount which is in the same~~
10 ~~proportion as distributed in fiscal year 2019-2020.~~

11 ~~(ii) \$75,000 shall be distributed to a qualifying~~
12 ~~academic medical center located in a county of the third~~
13 ~~class with a population between 280,000 and 300,000 under~~
14 ~~the most recent Federal decennial census for expanded~~
15 ~~care of adult sickle cell disease.~~

16 ~~(10) Money appropriated for Lyme disease includes~~
17 ~~\$2,000,000 for costs related to free tick testing for~~
18 ~~residents performed in conjunction with a university that is~~
19 ~~part of the State System of Higher Education, including~~
20 ~~outreach and marketing.~~

21 ~~(11) Money appropriated for biotechnology research shall~~
22 ~~include allocations for regenerative medicine research, for~~
23 ~~regenerative medicine medical technology, for hepatitis and~~
24 ~~viral research, for drug research and clinical trials related~~
25 ~~to cancer, for genetic and molecular research for disease~~
26 ~~identification and eradication, for vaccine immune response~~
27 ~~diagnostics, for nanotechnology and for the commercialization~~
28 ~~of applied research.~~

29 ~~Section 1727 F.3. Insurance Department (Reserved).~~

30 ~~Section 1728 F.3. Department of Labor and Industry.~~

~~The following apply to appropriations to the Department of Labor and Industry:~~

~~(1) From money appropriated for Industry Partnerships, no less than the amount allocated in the 2014-2015 fiscal year shall be used for a work force development program that links veterans with employment in a home rule county that was formerly a county of the second class A.~~

~~(2) From money appropriated to the Department of Labor and Industry, the Department of Labor and Industry shall pay one third of the cost for the Commission on Education and Economic Competitiveness to implement a contract for a nonprofit entity that has experience in the creation of long term education planning efforts as required under section 123.1(g) of the act of March 10, 1949 (P.L.30. No.14), known as the Public School Code of 1949. A procurement under this paragraph shall not be subject to the requirements of 62 Pa.C.S. (relating to procurement). The Department of Labor and Industry shall collaborate with any other State agency as necessary to implement a procurement under this paragraph.~~

~~Section 1729 F.3. Department of Military and Veterans Affairs~~

~~(Reserved).~~

~~Section 1730 F.3. Department of Human Services.~~

~~The following apply to appropriations for the Department of Human Services:~~

~~(1) From money appropriated for mental health services or from Federal money, \$580,000 shall be used for the following:~~

~~(i) The operation and maintenance of a network of web portals that provide comprehensive referral services, support and information relating to early intervention,~~

~~prevention and support for individuals with mental health or substance abuse issues, county mental health offices, providers and others that provide mental and behavioral health treatment and related services.~~

~~(ii) The expansion of the existing web portals, including services and resources for military veterans and their families, including comprehensive referral services for transitional, temporary and permanent housing, job placement and career counseling and other services for military veterans returning to civilian life.~~

~~(2) Notwithstanding any other provision of law, from the money appropriated for mental health services, \$20,000,000 shall be used for county mental health services in addition to the county funding provided under the act of October 20, 1966 (3rd Sp.Sess., P.L.96, No.6), known as the Mental Health and Intellectual Disability Act of 1966, and the Human Services Block Grant Program under Article XIV B of the Human Services Code. The following apply:~~

~~(i) Money shall be distributed to each county and county local collaborative arrangement on a pro rata basis based upon fiscal year 2022-2023 mental health community base funded services allocations.~~

~~(ii) County mental health services shall be provided and reported in accordance with the reporting and monitoring requirements of the Department of Human Services.~~

~~(iii) Money received under this paragraph may not be included in the calculation of the allocation of funds under the Human Services Block Grant Program.~~

1 ~~(3) Subject to the availability of Federal money and~~
2 ~~eligibility under Federal TANFDBG rules, grantees who operated~~
3 ~~within the PA WorkWear program in the prior fiscal year and~~
4 ~~who remain in operation shall be offered a grant for the~~
5 ~~fiscal year to continue service delivery under substantially~~
6 ~~similar terms as previous PA WorkWear grants unless both~~
7 ~~parties agree to alternate terms. Nothing in this paragraph~~
8 ~~shall prohibit the Department of Human Services from offering~~
9 ~~a grant to a prospective PA WorkWear provider to replace a~~
10 ~~prior grantee who chooses not to continue to operate in the~~
11 ~~program.~~

12 ~~(4) From money appropriated for medical assistance~~
13 ~~capitation:~~

14 ~~(i) No less than the amount used in the 2014 2015~~
15 ~~fiscal year shall be used for prevention and treatment of~~
16 ~~depression and its complications in older Pennsylvanians~~
17 ~~in a county of the second class.~~

18 ~~(ii) Subject to Federal approval as may be necessary~~
19 ~~and contingent on Federal financial participation,~~
20 ~~sufficient funds are included to provide reimbursement~~
21 ~~for ground mileage for every loaded mile and to provide~~
22 ~~the greater of Medicare rates published in the Ambulance~~
23 ~~Fee Schedule Public Use File for calendar year 2023 or~~
24 ~~the current Medicaid Ambulance Fees as updated by Medical~~
25 ~~Assistance Bulletin 26-22-07 effective date January 1,~~
26 ~~2023, beginning on January 1, 2024.~~

27 ~~(5) The following shall apply to amounts appropriated~~
28 ~~for medical assistance fee for service:~~

29 ~~(i) Payments to hospitals for Community Access Fund~~
30 ~~grants shall be distributed under the formulas utilized~~

1 ~~for these grants in fiscal year 2014 2015. If the total~~
2 ~~funding available under this subparagraph is less than~~
3 ~~that available in fiscal year 2014 2015, payments shall~~
4 ~~be made on a pro rata basis.~~

5 ~~(ii) Amounts allocated from money appropriated for~~
6 ~~fee for service used for the SelectPlan for Women's~~
7 ~~preventative health services shall be used for women's~~
8 ~~medical services, including noninvasive contraception~~
9 ~~supplies.~~

10 ~~(iii) Notwithstanding any other law, money~~
11 ~~appropriated for medical assistance payments for fee for~~
12 ~~service care, exclusive of inpatient services provided~~
13 ~~through capitation plans, shall include sufficient money~~
14 ~~for two separate All Patient Refined Diagnostic Related~~
15 ~~Group payments for inpatient acute care general hospital~~
16 ~~stays for:~~

17 ~~(A) normal newborn care; and~~

18 ~~(B) mothers' obstetrical delivery.~~

19 ~~(iv) No less than \$330,000 shall be used for cleft~~
20 ~~palates and other craniofacial anomalies.~~

21 ~~(v) No less than \$800,000 shall be distributed to a~~
22 ~~hospital for clinical ophthalmologic services located in~~
23 ~~a city of the first class.~~

24 ~~(vi) (Reserved).~~

25 ~~(vii) No less than \$5,000,000 shall be distributed~~
26 ~~to a hospital in a city of the third class in a home rule~~
27 ~~county that was formerly a county of the second class A,~~
28 ~~provided that services and specialties available on the~~
29 ~~effective date of this paragraph must remain available~~
30 ~~until July 1, 2024, and compliance with any other~~

1 ~~requirements imposed by the Department of Human Services.~~
2 ~~The Department of Human Services may recoup funds from~~
3 ~~any hospital failing to meet the conditions under this~~
4 ~~paragraph.~~

5 ~~(viii) No less than \$2,000,000 shall be distributed~~
6 ~~to a university located in a city of the first class to~~
7 ~~research the impact of trauma informed programs on~~
8 ~~community violence prevention and health disparities.~~

9 ~~(ix) No less than \$3,000,000 shall be distributed to~~
10 ~~an enrolled outpatient therapy service provider located~~
11 ~~in a city of the second class in a county of the second~~
12 ~~class that provides behavioral health and medical~~
13 ~~rehabilitation pediatric outpatient services.~~

14 ~~(x) No less than \$1,250,000 shall be distributed to~~
15 ~~an acute care hospital in a city of the third class with~~
16 ~~a population between 14,000 and 15,000 according to the~~
17 ~~most recent Federal decennial census in a county of the~~
18 ~~third class with a population between 350,000 and 370,000~~
19 ~~according to the most recent Federal decennial census.~~

20 ~~(xi) Subject to Federal approval as may be necessary~~
21 ~~and contingent on Federal financial participation,~~
22 ~~sufficient funds are included to provide reimbursement~~
23 ~~for ground mileage for every loaded mile and to provide~~
24 ~~the greater of Medicare rates published in the Ambulance~~
25 ~~Fee Schedule Public Use File for calendar year 2023 or~~
26 ~~the current Medicaid Ambulance Fees as updated by Medical~~
27 ~~Assistance Bulletin 26-22-07 effective date January 1,~~
28 ~~2023, beginning on January 1, 2024.~~

29 ~~(6) To supplement the money appropriated to the~~
30 ~~department for medical assistance for workers with~~

1 ~~disabilities, in addition to the monthly premium under~~
2 ~~section 1503(b)(1) of the act of June 26, 2001 (P.L.755,~~
3 ~~No.77), known as the Tobacco Settlement Act, the department~~
4 ~~may adjust the percentage of the premium upon approval of the~~
5 ~~Centers for Medicare and Medicaid Services as authorized~~
6 ~~under Federal requirements. Failure to make payments in~~
7 ~~accordance with this paragraph or section 1503(b)(1) of the~~
8 ~~Tobacco Settlement Act shall result in the termination of~~
9 ~~medical assistance coverage.~~

10 ~~(7) Qualifying physician practice plans that received~~
11 ~~money for fiscal year 2017-2018 shall not receive less than~~
12 ~~the State appropriation made available to those physician~~
13 ~~practice plans during fiscal year 2017-2018.~~

14 ~~(8) Federal or State money appropriated under the~~
15 ~~General Appropriation Act of 2023 in accordance with 35~~
16 ~~Pa.C.S. § 8107.3 (relating to funding) not used to make~~
17 ~~payments to hospitals qualifying as Level III trauma centers~~
18 ~~or seeking accreditation as Level III trauma centers shall be~~
19 ~~used to make payments to hospitals qualifying as Levels I and~~
20 ~~II trauma centers.~~

21 ~~(9) Qualifying academic medical centers that received~~
22 ~~money for fiscal year 2017-2018 shall receive the same amount~~
23 ~~from the State appropriation made available to those academic~~
24 ~~medical centers during fiscal year 2017-2018.~~

25 ~~(10) Money appropriated for medical assistance~~
26 ~~transportation shall only be utilized as a payment of last~~
27 ~~resort for transportation for eligible medical assistance~~
28 ~~recipients.~~

29 ~~(11) (Reserved).~~

30 ~~(12) From money appropriated for medical assistance~~

1 ~~long term living:~~

2 ~~(i) No less than the amount distributed in the 2014-~~
3 ~~2015 fiscal year shall be distributed to a county nursing~~
4 ~~home located in a home rule county that was formerly a~~
5 ~~county of the second class A with more than 725 beds and~~
6 ~~a Medicaid acuity at 0.79 as of August 1, 2015.~~

7 ~~(ii) No less than the amount used in the 2020-2021-~~
8 ~~fiscal year shall be distributed to a nonpublic nursing~~
9 ~~home located in a county of the first class with more~~
10 ~~than 395 beds and a Medicaid acuity at 1.06 as of August~~
11 ~~1, 2022, to ensure access to necessary nursing care in~~
12 ~~that county.~~

13 ~~(iii) \$5,000,000 shall be distributed to a nonpublic~~
14 ~~nursing home located in a county of the eighth class with~~
15 ~~more than 119 beds and a Medicaid acuity at 1.11 as of~~
16 ~~August 1, 2022, to ensure access to necessary nursing~~
17 ~~home care in that county.~~

18 ~~(iv) An additional \$500,000 shall be paid in equal~~
19 ~~payments to nursing facilities which remain open as of~~
20 ~~the effective date of this section that qualified for~~
21 ~~supplemental ventilator care and tracheostomy care~~
22 ~~payments in fiscal year 2014-2015 with a percentage of~~
23 ~~medical assistance recipient residents who required~~
24 ~~medically necessary ventilator care or tracheostomy care~~
25 ~~greater than 90%.~~

26 ~~(v) Subject to Federal approval of necessary~~
27 ~~amendments of the Title XIX State Plan, \$16,000,000 is~~
28 ~~allocated for medical assistance day one incentive~~
29 ~~payments to qualified nonpublic nursing facilities under~~
30 ~~methodology and criteria under section 443.1(7)(vi) of~~

1 ~~the Human Services Code. The Department of Human Services~~
2 ~~shall determine a nonpublic nursing facility's overall~~
3 ~~and medical assistance occupancy rate to qualify for a~~
4 ~~medical assistance day one incentive payment for the~~
5 ~~fiscal year based on a nursing facility's resident day~~
6 ~~quarter ending December 31, 2019, for the first of two~~
7 ~~payments and a nursing facility's resident day quarter~~
8 ~~ending March 31, 2020, for the second of two payments.~~

9 ~~(vi) For fiscal year 2023-2024, the Department of~~
10 ~~Human Services shall calculate each nursing facility's~~
11 ~~case mix rate based on the cost database and peer group~~
12 ~~prices for each net operating cost center used in the~~
13 ~~calculation of each nursing facility's case mix for~~
14 ~~fiscal year 2022-2023. Each nursing facility's case mix~~
15 ~~rate shall be adjusted quarterly in accordance with 55-~~
16 ~~Pa. Code § 1187.96(a)(5) (relating to price and rate~~
17 ~~setting computations).~~

18 ~~(13) From money appropriated for Medical Assistance~~
19 ~~Community HealthChoices:~~

20 ~~(i) (Reserved).~~

21 ~~(ii) Subject to Federal approval as may be necessary~~
22 ~~and contingent on Federal financial participation,~~
23 ~~sufficient funds are included to provide reimbursement~~
24 ~~for ground mileage for every loaded mile and to provide~~
25 ~~the greater of Medicare rates published in the Ambulance~~
26 ~~Fee Schedule Public Use File for calendar year 2023 or~~
27 ~~the current Medicaid Ambulance Fees as updated by Medical~~
28 ~~Assistance Bulletin 26-22-07 effective date January 1,~~
29 ~~2023, beginning on January 1, 2024.~~

30 ~~(iii) For fiscal year 2023-2024, the Department of~~

1 ~~Human Services shall calculate each nursing facility's~~
2 ~~case mix rate based on the cost database and peer group~~
3 ~~prices for each net operating cost center used in the~~
4 ~~calculation of each nursing facility's case mix for~~
5 ~~fiscal year 2022-2023. Each nursing facility's case mix~~
6 ~~rate shall be adjusted quarterly in accordance with 55-~~
7 ~~Pa. Code § 1187.96(a)(5).~~

8 ~~(14) From money appropriated for autism intervention and~~
9 ~~services:~~

10 ~~(i) \$600,000 shall be allocated to a behavioral~~
11 ~~health facility located in a county of the fifth class~~
12 ~~with a population between 140,000 and 145,000 under the~~
13 ~~most recent Federal decennial census and shall be~~
14 ~~distributed to a health system that operates both a~~
15 ~~general acute care hospital and a behavioral health~~
16 ~~facility that has a center for autism and developmental~~
17 ~~disabilities located in a county of the fifth class with~~
18 ~~a population between 140,000 and 145,000 under the most~~
19 ~~recent Federal decennial census;~~

20 ~~(ii) \$300,000 shall be allocated to an institution~~
21 ~~of higher education that provides autism education and~~
22 ~~diagnostic curriculum located in a city of the first~~
23 ~~class that operates a center for autism in a county of~~
24 ~~the second class A;~~

25 ~~(iii) \$300,000 shall be allocated to an institution~~
26 ~~of higher education that provides autism education and~~
27 ~~diagnostic curriculum and is located in a county of the~~
28 ~~second class;~~

29 ~~(iv) no less than the amount distributed in the~~
30 ~~2014-2015 fiscal year shall be allocated for programs to~~

~~promote the health and fitness of persons with developmental disabilities located in a city of the first class; and~~

~~(v) \$600,000 shall be allocated for an entity that provides alternative educational services to individuals with autism and developmental disabilities in the county which was most recently designated as a county of the second class A.~~

~~(15) (Reserved).~~

~~(16) From money appropriated for child care services, no less than \$25,000,000 shall be allocated to apply an income limit for subsidized child care during redetermination of eligibility to no more than 300% of the Federal poverty income guidelines or 85% of the State median income, whichever is lower. Notwithstanding any other provision of law, the department shall determine copayment amounts for family incomes above 235% of the Federal poverty income guidelines in order to support economic self sufficiency. The department shall transmit notice of the copayment schedule to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.~~

~~(17) (Reserved).~~

~~(18) Money appropriated for breast cancer screening may be used for women's medical services, including noninvasive contraception supplies.~~

~~(19) From the appropriation for 2-1-1 Communications, \$750,000 shall be allocated for a Statewide 2-1-1 System Grant Program.~~

~~(20) The appropriation for services for the visually impaired includes the following:~~

1 ~~(i) an allocation of \$4,084,000 for a Statewide~~
2 ~~professional services provider association for the blind~~
3 ~~to provide training and supportive services for~~
4 ~~individuals who are blind and preschool vision screenings~~
5 ~~and eye safety education; and~~

6 ~~(ii) an allocation of \$618,000 to provide~~
7 ~~specialized services and prevention of blindness services~~
8 ~~in cities of the first class.~~

9 ~~(21) The provisions of 8 U.S.C. §§ 1611 (relating to~~
10 ~~aliens who are not qualified aliens ineligible for Federal~~
11 ~~public benefits), 1612 (relating to limited eligibility of~~
12 ~~qualified aliens for certain Federal programs) and 1642~~
13 ~~(relating to verification of eligibility for Federal public~~
14 ~~benefits) shall apply to payments and providers.~~

15 ~~(22) (Reserved).~~

16 ~~(23) The Department of Human Services shall not add non~~
17 ~~medically necessary services to the Medical Assistance~~
18 ~~Program that would result in the need for a supplemental~~
19 ~~appropriation without the approval of the General Assembly.~~
20 ~~Each proposed service shall be outlined in the Governor's~~
21 ~~Executive Budget or subsequent updates provided in writing to~~
22 ~~the General Assembly.~~

23 ~~(24) No later than six months after the enactment of the~~
24 ~~General Appropriation Act of 2023, the Department of Human~~
25 ~~Services shall complete a report analyzing the wages for~~
26 ~~direct care workers providing services to the Department of~~
27 ~~Human Services. The following shall apply:~~

28 ~~(i) The report shall include all of the following:~~

29 ~~(A) The average wages paid to direct care staff~~
30 ~~by each program office.~~

~~(B) Whether wages are attributed to staffing shortages and resulted in waiting lists.~~

~~(ii) The Department of Human Services shall submit the report to the chairperson and minority chairperson of the Appropriations Committee of the Senate, the chairperson and minority chairperson of the Appropriations Committee of the House of Representatives, the chairperson and minority chairperson of the Health and Human Services Committee of the Senate and the chairperson and minority chairperson of the Human Services Committee of the House of Representatives.~~

~~Section 1731 F.3. Department of Revenue (Reserved).~~

~~Section 1732 F.3. Department of State (Reserved).~~

~~Section 1733 F.3. Department of Transportation (Reserved).~~

~~Section 1734 F.3. Pennsylvania State Police (Reserved).~~

~~Section 1735 F.3. Pennsylvania Emergency Management Agency.~~

~~The following shall apply to appropriations for the Pennsylvania Emergency Management Agency:~~

~~(1) Money appropriated for search and rescue programs shall be used to support programs related to training working service dogs focusing on rescue and public safety.~~

~~(2) Money appropriated for the State Fire Commissioner includes funding for a Statewide recruitment and retention coordinator and regional technical advisors to develop, implement and deliver recruitment and retention training programs and provide technical assistance to local fire organizations and local governments.~~

~~(3) Money appropriated for State disaster assistance shall be used to provide individual disaster recovery assistance to assist in the recovery from emergencies and~~

~~non Federally declared disasters. Amounts under this paragraph may be used for critical needs assistance and to repair damage to residential properties not compensated by insurance or any other funding sources. The Pennsylvania Emergency Management Agency shall develop guidelines to implement this paragraph and submit the guidelines to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.~~

~~Section 1736 F.3. State related universities (Reserved).~~

~~Section 1737 F.3. State System of Higher Education.~~

~~The following shall apply to appropriations for the State System of Higher Education:~~

~~(1) It shall be a condition of receipt of money appropriated by the Commonwealth that, for the 2023 2024 and 2024 2025 academic years, the tuition level charged by an institution to students who are residents of this Commonwealth shall remain the same as the amount charged to residents of this Commonwealth during the 2022 2023 academic year. The difference between the tuition level charged for residents and nonresidents may be waived for nonresident students from states contiguous to this Commonwealth at the discretion of an institution president.~~

~~(2) (Reserved).~~

~~Section 1738 F.3. Pennsylvania Higher Education Assistance Agency.~~

~~The following shall apply to appropriations for the Pennsylvania Higher Education Assistance Agency:~~

~~(1) The Pennsylvania Higher Education Assistance Agency shall allocate \$500,000 from the Higher Education Assistance Fund for the Cheyney University Keystone Academy.~~

1 ~~(2) From money appropriated for payment of education~~
2 ~~assistance grants, the amount of \$1,000,000 shall be~~
3 ~~allocated to a State owned university located in Tioga County~~
4 ~~for merit scholarships.~~

5 ~~(3) From money appropriated for Pennsylvania Internship~~
6 ~~Program grants, funds may be used for internship and seminar~~
7 ~~programs.~~

8 ~~Section 1739 F.3. Thaddeus Stevens College of Technology.~~

9 ~~The following shall apply to appropriations for the Thaddeus~~
10 ~~Stevens College of Technology:~~

11 ~~(1) From funds appropriated for Thaddeus Stevens College~~
12 ~~of Technology, the President of the college shall cause to be~~
13 ~~prepared and submitted to the Secretary of Education, the~~
14 ~~President pro tempore of the Senate, the Speaker of the House~~
15 ~~of Representatives, the Majority Leader and the Minority~~
16 ~~Leader of the Senate, the Majority Leader and the Minority~~
17 ~~Leader of the House of Representatives, the chairperson and~~
18 ~~minority chairperson of the Education Committee of the Senate~~
19 ~~and the chairperson and minority chairperson of the Education~~
20 ~~Committee of the House of Representatives a comprehensive~~
21 ~~report outlining the use of funds appropriated, to~~
22 ~~specifically include the strategies and use of funds to~~
23 ~~expand student enrollment.~~

24 ~~(2) (Reserved).~~

25 ~~Section 1740 F.3. Pennsylvania Historical and Museum Commission~~

26 ~~(Reserved).~~

27 ~~Section 1741 F.3. Environmental Hearing Board (Reserved).~~

28 ~~Section 1742 F.3. Health Care Cost Containment Council~~

29 ~~(Reserved).~~

30 ~~Section 1743 F.3. State Ethics Commission (Reserved).~~

1 ~~Section 1744 F.3. Commonwealth Financing Authority (Reserved).~~

2 SUBARTICLE C

3 STATE GOVERNMENT SUPPORT AGENCIES

4 ~~Section 1751 F.3. Legislative Reference Bureau (Reserved).~~

5 ~~Section 1752 F.3. Legislative Budget and Finance Committee~~
6 ~~(Reserved).~~

7 ~~Section 1753 F.3. Legislative Data Processing Committee~~
8 ~~(Reserved).~~

9 ~~Section 1754 F.3. Joint State Government Commission (Reserved).~~

10 ~~Section 1755 F.3. Local Government Commission (Reserved).~~

11 ~~Section 1756 F.3. Legislative Audit Advisory Commission~~
12 ~~(Reserved).~~

13 ~~Section 1757 F.3. Independent Regulatory Review Commission~~
14 ~~(Reserved).~~

15 ~~Section 1758 F.3. Capitol Preservation Committee (Reserved).~~

16 ~~Section 1759 F.3. Pennsylvania Commission on Sentencing~~
17 ~~(Reserved).~~

18 ~~Section 1760 F.3. Center for Rural Pennsylvania (Reserved).~~

19 ~~Section 1761 F.3. Commonwealth Mail Processing Center~~
20 ~~(Reserved).~~

21 ~~Section 1762 F.3. Legislative Reapportionment Commission~~
22 ~~(Reserved).~~

23 ~~Section 1763 F.3. Independent Fiscal Office (Reserved).~~

24 SUBARTICLE D

25 JUDICIAL DEPARTMENT

26 ~~Section 1771 F.3. Supreme Court (Reserved).~~

27 ~~Section 1772 F.3. Superior Court (Reserved).~~

28 ~~Section 1773 F.3. Commonwealth Court (Reserved).~~

29 ~~Section 1774 F.3. Courts of common pleas (Reserved).~~

30 ~~Section 1775 F.3. Community courts; magisterial district judges~~

1 ~~(Reserved).~~

2 ~~Section 1776 F.3. Philadelphia Municipal Court (Reserved).~~

3 ~~Section 1777 F.3. Judicial Conduct Board (Reserved).~~

4 ~~Section 1778 F.3. Court of Judicial Discipline (Reserved).~~

5 ~~Section 1779 F.3. Juror cost reimbursement (Reserved).~~

6 ~~Section 1780 F.3. County court reimbursement (Reserved).~~

7 ~~SUBARTICLE E~~

8 ~~GENERAL ASSEMBLY~~

9 ~~(Reserved)~~

10 ~~ARTICLE XVII F.4~~

11 ~~2023-2024 RESTRICTIONS ON APPROPRIATIONS~~

12 ~~FOR FUNDS AND ACCOUNTS~~

13 ~~Section 1701 F.4. Applicability.~~

14 ~~Except as specifically provided in this article, this article~~
15 ~~applies to the General Appropriation Act of 2023 and all other~~
16 ~~appropriation acts of 2023.~~

17 ~~Section 1702 F.4. Definitions.~~

18 ~~The following words and phrases when used in this article~~
19 ~~shall have the meanings given to them in this section unless the~~
20 ~~context clearly indicates otherwise:~~

21 ~~"General Appropriation Act of 2023." The act of August 3,~~
22 ~~2023 (P.L. , No.1A), known as the General Appropriation Act of~~
23 ~~2023.~~

24 ~~Section 1703 F.4. State Lottery Fund.~~

25 ~~The following apply:~~

26 ~~(1) Money appropriated for PENNCARE may not be utilized~~
27 ~~for administrative costs by the Department of Aging.~~

28 ~~(2) (Reserved).~~

29 ~~Section 1704 F.4. Tobacco Settlement Fund (Reserved).~~

30 ~~Section 1705 F.4. Judicial Computer System Augmentation Account~~

1 ~~(Reserved).~~

2 ~~Section 1706 F.4. Emergency Medical Services Operating Fund~~

3 ~~(Reserved).~~

4 ~~Section 1707 F.4. The State Stores Fund (Reserved).~~

5 ~~Section 1708 F.4. Motor License Fund (Reserved).~~

6 ~~Section 1709 F.4. Aviation Restricted Account (Reserved).~~

7 ~~Section 1710 F.4. Hazardous Material Response Fund (Reserved).~~

8 ~~Section 1711 F.4. Milk Marketing Fund (Reserved).~~

9 ~~Section 1712 F.4. HOME Investment Trust Fund (Reserved).~~

10 ~~Section 1713 F.4. Tuition Account Guaranteed Savings Program~~

11 ~~Fund (Reserved).~~

12 ~~Section 1714 F.4. Banking Fund (Reserved).~~

13 ~~Section 1715 F.4. Firearm Records Check Fund (Reserved).~~

14 ~~Section 1716 F.4. Ben Franklin Technology Development Authority~~

15 ~~Fund (Reserved).~~

16 ~~Section 1717 F.4. Oil and Gas Lease Fund (Reserved).~~

17 ~~Section 1718 F.4. Home Improvement Account (Reserved).~~

18 ~~Section 1719 F.4. Cigarette Fire Safety and Firefighter~~

19 ~~Protection Act Enforcement Fund (Reserved).~~

20 ~~Section 1720 F.4. Insurance Regulation and Oversight Fund~~

21 ~~(Reserved).~~

22 ~~Section 1721 F.4. Pennsylvania Race Horse Development~~

23 ~~Restricted Receipts Account (Reserved).~~

24 ~~Section 1722 F.4. Justice Reinvestment Fund (Reserved).~~

25 ~~Section 1723 F.4. Multimodal Transportation Fund (Reserved).~~

26 ~~Section 1724 F.4. State Racing Fund (Reserved).~~

27 ~~Section 1725 F.4. ABLE Savings Program Fund (Reserved).~~

28 ~~Section 1726 F.4. Tourism Promotion Fund (Reserved).~~

29 ~~Section 1727 F.4. Enhanced Revenue Collection Account~~

30 ~~(Reserved).~~

1 ~~Section 1728 F.4. (Reserved).~~

2 ~~Section 1729 F.4. Opioid Settlement Restricted Account~~
3 ~~(Reserved).~~

4 ~~Section 1730 F.4. COVID 19 Response Restricted Account~~
5 ~~(Reserved).~~

6 ~~Section 1731 F.4. Pennsylvania Preferred® Trademark Licensing~~
7 ~~Fund.~~

8 ~~Notwithstanding 3 Pa.C.S. § 4616 (relating to Pennsylvania~~
9 ~~Preferred® Trademark Licensing Fund), the Department of~~
10 ~~Agriculture may use money deposited into the Pennsylvania~~
11 ~~Preferred® Trademark Licensing Fund to promote one or more of~~
12 ~~the funding objectives under 3 Pa.C.S. § 4616(c) through the~~
13 ~~awarding of grants.~~

14 ~~Section 1732 F.4. Agricultural Conservation Easement Purchase~~
15 ~~Fund.~~

16 ~~In addition to the uses provided in section 7.3 of the act of~~
17 ~~June 18, 1982 (P.L.549, No.159), entitled "An act providing for~~
18 ~~the administration of certain Commonwealth farmland within the~~
19 ~~Department of Agriculture," the department may use up to a total~~
20 ~~of \$165,000 in the Agricultural Conservation Easement Purchase~~
21 ~~Fund under section 7.1 of the act of June 18, 1982 (P.L.549,~~
22 ~~No.159), entitled "An act providing for the administration of~~
23 ~~certain Commonwealth farmland within the Department of~~
24 ~~Agriculture," to issue grants not to exceed \$5,000 each for~~
25 ~~succession planning to ensure that agricultural operations~~
26 ~~continue on land subject to agricultural conservation easements.~~
27 ~~The department, in consultation with the State Agricultural Land~~
28 ~~Preservation Board, shall establish eligibility criteria for~~
29 ~~awarding grants under this section.~~

30 ~~Section 1733 F.4. Restricted receipt accounts.~~

1 ~~(a) Authority. The Secretary of the Budget may create~~
2 ~~restricted receipt accounts for the purpose of administering~~
3 ~~Federal grants only for the purposes designated in this section.~~

4 ~~(b) Department of Community and Economic Development. The~~
5 ~~following restricted receipt accounts may be established for the~~
6 ~~Department of Community and Economic Development:~~

7 ~~(1) ARC Housing Revolving Loan Program.~~

8 ~~(2) Brownfields Revolving Loan Fund.~~

9 ~~(c) Department of Conservation and Natural Resources. The~~
10 ~~following restricted receipt accounts may be established for the~~
11 ~~Department of Conservation and Natural Resources:~~

12 ~~(1) Federal Aid to volunteer fire companies.~~

13 ~~(2) Land and Water Conservation Fund Act of 1965 (Public~~
14 ~~Law 88 578, 16 U.S.C. § 4601 4 et seq.).~~

15 ~~(3) National Forest Reserve Allotment.~~

16 ~~(d) Department of Education. The following restricted~~
17 ~~receipt accounts may be established for the Department of~~
18 ~~Education:~~

19 ~~(1) Education of the Disabled — Part C.~~

20 ~~(2) LSTA — Library Grants.~~

21 ~~(3) The Pennsylvania State University Federal Aid.~~

22 ~~(4) Emergency Immigration Education Assistance.~~

23 ~~(5) Education of the Disabled — Part D.~~

24 ~~(6) Homeless Adult Assistance Program.~~

25 ~~(7) Severely Handicapped.~~

26 ~~(8) Medical Assistance Reimbursements to Local Education~~
27 ~~Agencies.~~

28 ~~(e) Department of Environmental Protection. The following~~
29 ~~restricted receipt accounts may be established for the~~
30 ~~Department of Environmental Protection:~~

- 1 ~~(1) Federal Water Resources Planning Act.~~
2 ~~(2) Flood Control Payments.~~
3 ~~(3) Soil and Water Conservation Act — Inventory of~~
4 ~~Programs.~~

5 ~~(f) Department of Drug and Alcohol Programs. The following~~
6 ~~restricted receipt accounts may be established for the~~
7 ~~Department of Drug and Alcohol Programs:~~

- 8 ~~(1) Share Loan Program.~~
9 ~~(2) (Reserved).~~

10 ~~(g) Department of Transportation. The following restricted~~
11 ~~receipt accounts may be established for the Department of~~
12 ~~Transportation:~~

- 13 ~~(1) Capital Assistance Elderly and Handicapped Programs.~~
14 ~~(2) Railroad Rehabilitation and Improvement Assistance.~~
15 ~~(3) Ridesharing/Van Pool Program — Acquisition.~~

16 ~~(h) Pennsylvania Emergency Management Agency. The following~~
17 ~~restricted receipt accounts may be established for the~~
18 ~~Pennsylvania Emergency Management Agency:~~

- 19 ~~(1) Receipts from Federal Government — Disaster Relief —~~
20 ~~Disaster Relief Assistance to State and Political~~
21 ~~Subdivisions.~~
22 ~~(2) (Reserved).~~

23 ~~(i) Pennsylvania Historical and Museum Commission. The~~
24 ~~following restricted receipt accounts may be established for the~~
25 ~~Pennsylvania Historical and Museum Commission:~~

- 26 ~~(1) Federal Grant — National Historic Preservation Act.~~
27 ~~(2) (Reserved).~~

28 ~~(j) Executive offices. The following restricted receipt~~
29 ~~accounts may be established for the executive offices:~~

- 30 ~~(1) Retired Employees Medicare Part D.~~

1 ~~(2) Justice Assistance.~~

2 ~~(3) Juvenile Accountability Incentive.~~

3 ~~(4) Early Retiree Reinsurance Program.~~

4 ~~Section 1734 F.4. Fund transfers.~~

5 ~~(a) Transfer to Environmental Stewardship Fund. From money~~
6 ~~received under the authority of Article III of the act of March~~
7 ~~4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, the~~
8 ~~sum of \$10,538,000 shall be transferred to the Environmental~~
9 ~~Stewardship Fund.~~

10 ~~(b) Applicability. Section 1795.2 E shall not apply to~~
11 ~~fiscal year 2023-2024.~~

12 ~~(c) Transfer to the General Fund. From money deposited into~~
13 ~~the Medical Marijuana Program Fund, \$31,900,000 shall be~~
14 ~~transferred to the General Fund.~~

15 ~~(d) Transfer to Surface Mining Conservation and Reclamation~~
16 ~~Fund. From money received under the authority of Article III of~~
17 ~~the Tax Reform Code of 1971, the sum of \$4,000,000 shall be~~
18 ~~transferred to the Surface Mining Conservation and Reclamation~~
19 ~~Fund.~~

20 ~~ARTICLE XVII F.5~~

21 ~~2023-2024 RESTRICTIONS ON APPROPRIATIONS~~

22 ~~FOR FUNDS AND ACCOUNTS~~

23 ~~Section 1701 F.5. Applicability.~~

24 ~~Except as specifically provided in this article, this article~~
25 ~~applies to the General Appropriation Act of 2023.~~

26 ~~Section 1702 F.5. Definitions.~~

27 ~~The following words and phrases when used in this article~~
28 ~~shall have the meanings given to them in this section unless the~~
29 ~~context clearly indicates otherwise:~~

30 ~~"General Appropriation Act of 2023." The act of August 3,~~

~~1 2023 (P.L. , No.1A), known as the General Appropriation Act of
2 2023.~~

~~3 Section 1734 F.5. Fund transfers.~~

~~4 (a) Transfer within Higher Education Assistance Fund. The
5 sum of \$8,551,000 shall be transferred from the SciTech and GI
6 Bill Restricted Revenue Account in the Higher Education
7 Assistance Fund to the State Grants Restricted Revenue Account
8 in the Higher Education Assistance Fund.~~

~~9 (b) (Reserved).~~

~~10 Section 1735 F.5. (Reserved).~~

~~11 ARTICLE XVII F.6~~

~~12 PRIOR YEAR APPROPRIATIONS~~

~~13 Section 1701 F.6. Definitions.~~

~~14 The following words and phrases when used in this article
15 shall have the meanings given to them in this section unless the
16 context clearly indicates otherwise:~~

~~17 "General Appropriation Act of 2023." The act of August 3,
18 2023 (P.L. , No.1A), known as the General Appropriation Act of
19 2023.~~

~~20 Section 1702 F.6. (Reserved).~~

~~21 Section 1703 F.6. Construction with prior year appropriation
22 acts.~~

~~23 An appropriation in Part LI of the General Appropriation Act
24 of 2023 which is the same or similar to an appropriation in the
25 act of July 8, 2022 (P.L.2191, No.1A), known as the General
26 Appropriation Act of 2022, shall replace that appropriation.
27 Money which has been appropriated and expended under the General
28 Appropriation Act of 2022 shall be deducted from the
29 corresponding appropriation in Part LI of the General
30 Appropriation Act of 2023.~~

1 ~~Section 21. Repeals are as follows:~~

2 ~~(1) (Reserved).~~

3 ~~(2) (Reserved).~~

4 ~~(3) The General Assembly declares that the repeal under~~
5 ~~paragraph (4) is necessary to effectuate the addition of~~
6 ~~section 1607 T of the act.~~

7 ~~(4) The provisions of 23 Pa.C.S. § 4351 are repealed.~~

8 ~~(5) The General Assembly declares that the repeal under~~
9 ~~paragraph (6) is necessary to effectuate the addition of~~
10 ~~Article XVI U of the act.~~

11 ~~(6) Article VIII G of the act of June 13, 1967 (P.L.31,~~
12 ~~No.21), known as the Human Services Code, is repealed.~~

13 ~~(6.1) The General Assembly finds that the repeal under~~
14 ~~paragraph (6.2) is necessary to effectuate the addition of~~
15 ~~Article XVI W of the act.~~

16 ~~(6.2) The act of November 24, 2015 (P.L.232, No.64),~~
17 ~~known as the Pennsylvania Long Term Care Council Act, is~~
18 ~~repealed.~~

19 ~~(7) The General Assembly finds that the repeal under~~
20 ~~paragraph (8) is necessary to effectuate the addition of~~
21 ~~section 1722 E(h) of the act.~~

22 ~~(8) Section 1403 A(c) (1), (d) and (e) of the Public~~
23 ~~School Code of 1949 are repealed.~~

24 ~~(9) The General Assembly finds that the repeal under~~
25 ~~paragraph (10) is necessary to effectuate the addition of~~
26 ~~section 1723 F.3(8) of the act.~~

27 ~~(10) Section 123(k) (2) of the Public School Code of 1949~~
28 ~~is repealed to the extent of any inconsistency with section~~
29 ~~1723 F.3(8) of the act.~~

30 ~~(11) (Reserved).~~

1 ~~(12) (Reserved).~~

2 ~~(13) The General Assembly finds that the repeal under~~
3 ~~paragraph (14) is necessary to effectuate the addition of~~
4 ~~section 1723 F.3(20) of the act.~~

5 ~~(14) Section 2608 J of the Public School Code of 1949 is~~
6 ~~repealed.~~

7 ~~Section 21.1. The addition of Article XVI U of the act shall~~
8 ~~apply retroactively to July 1, 2023.~~

9 ~~Section 22. Continuation is as follows:~~

10 ~~(1) The addition of Article XVI U of the act is a~~
11 ~~continuation of Article VIII G of the act of June 13, 1967~~
12 ~~(P.L.31, No.21), known as the Human Services Code. Except as~~
13 ~~otherwise provided in the addition of Article XVI U of the~~
14 ~~act, all activities initiated under the Article VIII G of the~~
15 ~~Human Services Code shall continue and remain in full force~~
16 ~~and effect and may be completed under the addition of Article~~
17 ~~XVI U of the act. Orders, regulations, rules and decisions~~
18 ~~which were made under the Article VIII G of the Human~~
19 ~~Services Code and which are in effect on the effective date~~
20 ~~of section 21(6) of this act shall remain in full force and~~
21 ~~effect until revoked, vacated or modified under the addition~~
22 ~~of Article XVI U of the act. Contracts, obligations and~~
23 ~~collective bargaining agreements entered into under Article~~
24 ~~VIII G of the Human Services Code are not affected nor~~
25 ~~impaired by the repeal of the Article VIII G of the Human~~
26 ~~Services Code.~~

27 ~~(2) The addition of Article XVI W of the act is a~~
28 ~~continuation of the act of November 24, 2015 (P.L.232,~~
29 ~~No.64), known as the Pennsylvania Long Term Care Council Act.~~
30 ~~Except as otherwise provided in Article XVI W of the act, all~~

1 ~~activities initiated under the Pennsylvania Long Term Care~~
2 ~~Council Act shall continue and remain in full force and~~
3 ~~effect and may be completed under Article XVI W of the act.~~
4 ~~Orders, regulations, rules and decisions which were made~~
5 ~~under the Pennsylvania Long Term Care Council Act and which~~
6 ~~are in effect on the effective date of section 21(6.2) of~~
7 ~~this act shall remain in full force and effect until revoked,~~
8 ~~vacated or modified under Article XVI W of the act.~~
9 ~~Contracts, obligations and collective bargaining agreements~~
10 ~~entered into under the Pennsylvania Long Term Care Council~~
11 ~~Act are not affected nor impaired by the repeal of the~~
12 ~~Pennsylvania Long Term Care Council Act.~~

13 ~~(3) Except as specified in paragraph (4), any difference~~
14 ~~in language between Article XVI W of the act and the~~
15 ~~Pennsylvania Long Term Care Council Act is intended only to~~
16 ~~conform to the style of the Pennsylvania Consolidated~~
17 ~~Statutes and is not intended to change or affect the~~
18 ~~legislative intent, judicial construction or administration~~
19 ~~and implementation of the Pennsylvania Long Term Care Council~~
20 ~~Act.~~

21 ~~(4) Paragraph (3) does not apply to the addition of~~
22 ~~section 1602 W(b)(10)(xii) of the act.~~

23 ~~Section 23. This act shall take effect immediately.~~

24 SECTION 1. SECTION 135-C OF THE ACT OF APRIL 9, 1929

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25 (P.L.343, NO.176), KNOWN AS THE FISCAL CODE, ADDED JULY 11, 2022

26 (P.L.540, NO.54), IS AMENDED TO READ:

27 SECTION 135-C. WHOLE-HOME REPAIRS PROGRAM.

28 (A) PROGRAM [~~ESTABLISHED~~] CONTINUED.--THE DEPARTMENT SHALL

29 [~~ESTABLISH~~] CONTINUE THE WHOLE-HOME REPAIRS PROGRAM. IN

30 ADMINISTERING THE WHOLE-HOME REPAIRS PROGRAM, THE DEPARTMENT

1 SHALL COORDINATE WITH EXISTING FEDERAL AND STATE RESOURCES
2 RELATING TO HOME REPAIRS. [FROM MONEY APPROPRIATED FOR COVID
3 RELIEF - ARPA - WHOLE HOME REPAIRS PROGRAM, THE] THE DEPARTMENT
4 SHALL AWARD FUNDS TO NO MORE THAN ONE APPLICANT PER COUNTY. THE
5 DEPARTMENT MAY DEVELOP AND PUBLISH GUIDELINES TO IMPLEMENT THE
6 WHOLE-HOME REPAIRS PROGRAM. THE DEPARTMENT AND GRANTEEES MAY
7 RECEIVE UP TO 4% EACH FOR ADMINISTRATIVE COSTS TO IMPLEMENT THIS
8 SUBSECTION FROM MONEY APPROPRIATED FOR THE WHOLE-HOME REPAIRS
9 PROGRAM. NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO
10 PROHIBIT AN APPLICANT WHICH RECEIVES FUNDS FROM THE PROGRAM
11 UNDER THIS SECTION FROM SUBGRANTING THE FUNDS TO ANOTHER ENTITY
12 APPROVED BY THE DEPARTMENT TO PERFORM ANY OF THE PURPOSES
13 SPECIFIED IN SUBSECTION (B), (C) OR (D). AN APPLICANT WHICH
14 SUBGRANTS THE FUNDS TO ANOTHER ENTITY SHALL NOTIFY THE
15 DEPARTMENT AND THE DEPARTMENT SHALL MAINTAIN A LIST OF THE
16 [APPLICANTS] APPLICANTS' AND [SUBGRANTEES] SUBGRANTEES' CONTACT
17 INFORMATION ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE.

18 (B) GRANTS.--AN APPLICANT WHO RECEIVES FUNDS FROM THE WHOLE-
19 HOME REPAIRS PROGRAM SHALL MAKE GRANTS AVAILABLE TO HOMEOWNERS
20 WHOSE HOUSEHOLD INCOME DOES NOT EXCEED 80% OF THE AREA MEDIAN
21 INCOME AND SHALL MAKE FORGIVABLE LOANS AVAILABLE TO SMALL
22 LANDLORDS RENTING AFFORDABLE UNITS AND RECORDED AGAINST A
23 RESIDENTIAL PROPERTY IN A MORTGAGE SECURITY. A SINGLE GRANT TO A
24 HOMEOWNER OR A SINGLE LOAN TO A SMALL LANDLORD MAY NOT EXCEED
25 \$50,000 PER OWNER-OCCUPIED OR RENTAL UNIT AND MAY BE USED TO
26 ADDRESS HABITABILITY CONCERNS, IMPROVE ENERGY OR WATER
27 EFFICIENCY OR TO MAKE UNITS ACCESSIBLE FOR INDIVIDUALS WITH
28 DISABILITIES.

29 (C) LOAN FORGIVENESS.--THE FOLLOWING SHALL APPLY:

30 (1) A LOAN TO A SMALL LANDLORD UNDER SUBSECTION (B)

1 [MAY] SHALL BE FORGIVEN IF ALL OF THE FOLLOWING APPLY:

2 (I) THE SMALL LANDLORD OFFERED A THREE-YEAR
3 EXTENSION OF THE LEASE TO A TENANT OCCUPYING A UNIT WHEN
4 THE FUNDS WERE ACCEPTED BY THE SMALL LANDLORD.

5 (II) ANNUAL INCREASES IN MONTHLY RENT HAVE NOT
6 EXCEEDED 3% OF THE BASE RENT OR THE UNIT HAS BEEN
7 OCCUPIED BY A TENANT PARTICIPATING IN THE HOUSING CHOICE
8 VOUCHER PROGRAM FOR A PERIOD OF NO LESS THAN [15] 10
9 YEARS.

10 (III) [IN THE PRIOR 15 YEARS, THE] THE SMALL
11 LANDLORD HAS NOT COMMITTED A SERIOUS VIOLATION WITH
12 REGARD TO THE SMALL LANDLORD'S RENTAL PROPERTY FOR WHICH
13 THE SMALL LANDLORD HAS TAKEN NO SUBSTANTIAL STEPS TO
14 CORRECT THE VIOLATION FOR A PERIOD OF NO LESS THAN 10
15 YEARS.

16 (IV) THE SMALL LANDLORD HAS MAINTAINED OWNERSHIP OF
17 THE UNIT FOR A PERIOD OF NO LESS THAN [15] 10 YEARS.

18 (2) THE APPLICANT SHALL RECAPTURE A LOAN NOT FORGIVEN
19 UNDER THIS PARAGRAPH.

20 (D) USE OF FUNDS.--AN APPLICANT WHO RECEIVES FUNDS FROM THE
21 WHOLE-HOME REPAIRS PROGRAM SHALL ALSO USE THE FUNDS TO DO ALL OF
22 THE FOLLOWING:

23 (1) [ADMINISTER THE PROGRAM UNDER THIS SECTION,
24 INCLUDING STAFF, IMPLEMENTING] IMPLEMENT SYSTEMS AND DATA
25 MANAGEMENT TOOLS DESIGNED TO MAXIMIZE ENROLLMENT IN ALL
26 EXISTING HOME REPAIR PROGRAMS ADMINISTERED BY NONPROFIT
27 ORGANIZATIONS, GOVERNMENTAL ENTITIES AND PUBLIC UTILITIES,
28 INCLUDING STAFF AND INVESTMENT IN COORDINATION OF SERVICES.

29 (2) INVEST IN WORK FORCE DEVELOPMENT PROGRAMS THAT WILL
30 CONNECT TRAINEES TO JOBS THROUGH COMMITTED EMPLOYER

1 PARTNERSHIPS RELATED TO IMPROVING THE HABITABILITY AND
2 PERFORMANCE OF HOMES, INCLUDING CASH STIPENDS FOR TRAINEES
3 AND COSTS RELATED TO THE DESIGN AND IMPLEMENTATION OF PRE-
4 APPRENTICESHIP, APPRENTICESHIP AND PUBLICLY FUNDED ON-THE-JOB
5 TRAINING PROGRAMS.

6 (D.1) NAME OF PROGRAM.--AN APPLICANT WHO RECEIVES FUNDS FROM
7 THE WHOLE-HOME REPAIRS PROGRAM SHALL USE "WHOLE HOME REPAIRS" IN
8 THE TITLE OF THEIR PROGRAM.

9 (E) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
10 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
11 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

12 "AFFORDABLE UNIT." A UNIT WHERE THE RENT IS [AFFORDABLE TO A
13 TENANT AT OR BELOW 60% OF THE AREA MEDIAN INCOME ADJUSTED FOR
14 HOUSEHOLD SIZE, AS] AT OR BELOW THE 60% RENT LEVEL DEFINED
15 ANNUALLY BY THE PENNSYLVANIA HOUSING FINANCE AGENCY'S PENNHOMES
16 PROGRAM COUNTYWIDE LIMITS.

17 "APPLICANT." A NONPROFIT OR GOVERNMENTAL ENTITY THAT SERVES
18 ONE OR MORE COUNTY.

19 "DEPARTMENT." THE DEPARTMENT OF COMMUNITY AND ECONOMIC
20 DEVELOPMENT.

21 "HABITABILITY CONCERN." HOME REPAIRS THAT ARE REQUIRED TO
22 ENSURE THAT RESIDENTIAL UNITS ARE:

- 23 (1) FIT FOR HUMAN HABITATION;
24 (2) FREE FROM DEFECTIVE CONDITIONS OF HEALTH AND SAFETY
25 HAZARDS, INCLUDING ASBESTOS, MOLD, PESTS AND LEAD; OR
26 (3) FREE OF CONDITIONS PREVENTING THE INSTALLATION OF
27 MEASURES TO IMPROVE ENERGY OR WATER EFFICIENCY AND LOWER
28 UTILITY COSTS.

29 "SMALL LANDLORD." A PERSON WHO MEETS ALL OF THE FOLLOWING
30 CRITERIA:

1 (1) THE PERSON IS A LANDLORD.

2 (2) THE PERSON HAS AN OWNERSHIP STAKE IN NO MORE THAN
3 FIVE PROPERTIES AND NO MORE THAN 15 RENTAL UNITS.

4 (3) THE PERSON RENTS THE PROPERTIES OR UNITS UNDER
5 PARAGRAPH (2) FOR USE AS A PRIMARY RESIDENCE FOR A FEE,
6 REGARDLESS OF THE LENGTH OR FORM OF LEASE.

7 SECTION 2. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:
8 SECTION 148-C. DECLINED AND UNCLAIMED ALLOCATIONS.

9 THE FOLLOWING PROVISIONS APPLY TO FEDERAL MONEY APPROPRIATED
10 OR APPROVED BY AN EXECUTIVE AUTHORIZATION TO THE DEPARTMENT OF
11 EDUCATION FROM THE AMERICAN RESCUE PLAN ACT OF 2021 (PUBLIC LAW
12 117-2, 135 STAT. 4) OR THE CONSOLIDATED APPROPRIATIONS ACT, 2021
13 (PUBLIC LAW 116-260, 134 STAT. 1182), RESPECTIVELY, FOR LOCAL
14 EDUCATION AGENCIES:

15 (1) WITHIN 30 DAYS OF THE EFFECTIVE DATE OF THIS
16 SECTION, THE DEPARTMENT OF EDUCATION SHALL NOTIFY EACH LOCAL
17 EDUCATION AGENCY TO DETERMINE WHETHER THE LOCAL EDUCATION
18 AGENCY INTENDS TO DECLINE MONEY ALLOCATED TO THE LOCAL
19 EDUCATION AGENCY UNDER THE AMERICAN RESCUE PLAN ACT OF 2021
20 OR THE CONSOLIDATED APPROPRIATIONS ACT, 2021, OR BOTH, AS
21 APPLICABLE.

22 (2) THE NOTICE SHALL STATE THE AMOUNT OF MONEY ALLOCATED
23 TO THE LOCAL EDUCATION AGENCY AND DIRECT THE LOCAL EDUCATION
24 AGENCY TO RESPOND, WITHIN 60 DAYS OF THE NOTICE, AS TO
25 WHETHER THE LOCAL EDUCATION AGENCY INTENDS TO DECLINE THE
26 ALLOCATION.

27 (3) IF THE LOCAL EDUCATION AGENCY FAILS TO RESPOND AS
28 DIRECTED IN THE NOTICE, THE DEPARTMENT OF EDUCATION MAY DEEM
29 THAT THE MONEY ALLOCATED TO THE LOCAL EDUCATION AGENCY IS
30 UNCLAIMED.

1 (4) THE DEPARTMENT OF EDUCATION SHALL CALCULATE THE
2 AMOUNT OF MONEY DECLINED AND UNCLAIMED BY ALL LOCAL EDUCATION
3 AGENCIES AND SHALL REPORT TO THE SECRETARY OF THE BUDGET THE
4 AGGREGATE AMOUNT, THE APPROPRIATIONS FROM WHICH THE MONEY WAS
5 APPROPRIATED AND THE AMOUNT THAT NEEDS TO BE DEDUCTED FROM
6 EACH APPROPRIATION IN ORDER TO EQUAL THE AGGREGATE AMOUNT.

7 (5) AFTER RECEIPT OF THE REPORT, THE SECRETARY OF THE
8 BUDGET SHALL ESTABLISH A RESTRICTED ACCOUNT AND TRANSFER TO
9 THE RESTRICTED ACCOUNT A SUM EQUAL TO THE AGGREGATE AMOUNT,
10 NOT TO EXCEED \$26,000,000, AND SHALL DEDUCT THE PROPER AMOUNT
11 FROM THE APPROPRIATIONS IDENTIFIED UNDER PARAGRAPH (4). THE
12 MONEY OF THE RESTRICTED ACCOUNT IS APPROPRIATED ON A
13 CONTINUING BASIS TO THE DEPARTMENT OF EDUCATION FOR THE
14 PURPOSE SPECIFIED IN PARAGRAPH (6).

15 (6) THE DEPARTMENT OF EDUCATION MAY USE MONEY IN THE
16 RESTRICTED ACCOUNT TO PROVIDE PERFORMANCE MONITORING OF
17 GRANT-FUNDED OPERATIONS AND TO ENSURE COMPLIANCE WITH
18 ACHIEVEMENT AND PERFORMANCE GOALS AS REQUIRED UNDER 2 CFR PT.
19 200 SUBPT. D (RELATING TO POST FEDERAL AWARD REQUIREMENTS).

20 (7) THE DEPARTMENT OF EDUCATION SHALL PREPARE AND MAKE A
21 REPORT AVAILABLE ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE.
22 THE REPORT SHALL STATE THE LOCAL EDUCATION AGENCIES THAT HAVE
23 DECLINED AND UNCLAIMED MONEY UNDER THIS SECTION AND THE
24 CORRESPONDING AMOUNTS DECLINED AND UNCLAIMED. THE REPORT
25 SHALL BE AVAILABLE NO LATER THAN 30 DAYS AFTER RECEIPT OF THE
26 RESPONSES FROM LOCAL EDUCATION AGENCIES UNDER PARAGRAPH (2).
27 SECTION 164-C. ADULT MENTAL HEALTH PROGRAM FUNDING.

28 (A) FINDINGS AND PURPOSE.--THE GENERAL ASSEMBLY FINDS AND
29 DECLARES AS FOLLOWS:

30 (1) THE BEHAVIORAL HEALTH COMMISSION FOR ADULT MENTAL

1 HEALTH ESTABLISHED UNDER SECTION 163-C WAS CHARGED WITH
2 MAKING RECOMMENDATIONS FOR THE ALLOCATION OF FUNDING IN THE
3 FOLLOWING 10 PRIORITY AREAS:

4 (I) DELIVERY OF SERVICES BY TELEMEDICINE.

5 (II) BEHAVIORAL HEALTH RATES, NETWORK ADEQUACY AND
6 MENTAL HEALTH PAYMENT PARITY.

7 (III) WORKFORCE DEVELOPMENT AND RETENTION.

8 (IV) EXPANSION OF CERTIFIED PEER SUPPORT SPECIALIST
9 SERVICES AND PEER-RUN SERVICES.

10 (V) THE DEVELOPMENT AND PROVISION OF CRISIS
11 SERVICES.

12 (VI) THE INTEGRATION OF BEHAVIORAL HEALTH AND
13 SUBSTANCE USE DISORDER TREATMENT.

14 (VII) CULTURAL COMPETENCIES WHEN PROVIDING
15 BEHAVIORAL HEALTH CARE.

16 (VIII) THE IMPACT OF SOCIAL DETERMINANTS OF HEALTH
17 ON BEHAVIORAL HEALTH.

18 (IX) THE INTERSECTION OF BEHAVIORAL HEALTH AND THE
19 CRIMINAL JUSTICE SYSTEM.

20 (X) ESTABLISHING AN INTEGRATED CARE MODEL THAT CAN
21 DELIVER TIMELY PSYCHIATRIC CARE IN A PRIMARY CARE
22 SETTING.

23 (2) THE BEHAVIORAL HEALTH COMMISSION FOR ADULT MENTAL
24 HEALTH DETERMINED THAT INTERSECTIONALITY BETWEEN THE 10
25 PRIORITY AREAS INDICATES THAT INVESTMENT IN ONE SECTOR WILL
26 HAVE IMPACTS IN OTHERS AND RECOMMENDED THAT FUNDING AWARDS
27 SHOULD PRIORITIZE CULTURALLY RESPONSIVE INITIATIVES THAT
28 PROMOTE EQUITY IN HISTORICALLY UNDER-RESOURCED COMMUNITIES.

29 (3) THE BEHAVIORAL HEALTH COMMISSION FOR ADULT MENTAL
30 HEALTH RECOMMENDED CATEGORIZING THE 10 PRIORITY AREAS IN

1 THREE OVERARCHING CATEGORIES:

2 (I) INCREASING WORKFORCE DEVELOPMENT PROGRAMS AND
3 INCENTIVES.

4 (II) EXPANDING CRIMINAL JUSTICE AND PUBLIC SAFETY
5 PROGRAMS.

6 (III) EXPANDING MENTAL HEALTH SERVICES AND SUPPORTS.

7 (4) THE PURPOSE OF THIS SECTION IS TO ALLOCATE FUNDS
8 BASED ON THE RECOMMENDATIONS OF THE BEHAVIORAL HEALTH
9 COMMISSION FOR ADULT MENTAL HEALTH TO ADDRESS ADULT
10 BEHAVIORAL HEALTH NEEDS IN THE AREAS OF WORKFORCE DEVELOPMENT
11 PROGRAMS AND INCENTIVES, CRIMINAL JUSTICE, PUBLIC SAFETY AND
12 EXPANDING MENTAL HEALTH SERVICES AND SUPPORTS.

13 (B) USE OF MONEY.--FROM MONEY DISTRIBUTED FOR ADULT MENTAL
14 HEALTH SERVICES, THE DEPARTMENT SHALL DISTRIBUTE FUNDS AS
15 PROVIDED FOR IN THIS SECTION TO SUPPORT ADULT MENTAL HEALTH
16 SERVICES IN THIS COMMONWEALTH.

17 (C) WORKFORCE.--THE SUM OF \$34,000,000 IS TO BE USED FOR THE
18 PURPOSE OF RETAINING EXISTING BEHAVIORAL HEALTH STAFF AND
19 PROVIDERS, INCENTIVE PROGRAMS AND OPPORTUNITIES FOR STAFF TO
20 DEVELOP SKILLS AS FOLLOWS:

21 (1) THE SUM OF \$12,000,000 TO THE DEPARTMENT OF LABOR
22 AND INDUSTRY TO ESTABLISH A PROGRAM TO AWARD COMPETITIVE
23 GRANTS, IN CONSULTATION WITH THE DEPARTMENT OF HUMAN SERVICES
24 AND THE DEPARTMENT OF HEALTH, TO PARTNERSHIPS OF ELIGIBLE
25 APPLICANTS FOR TRAINING, RECRUITING AND RETENTION STRATEGIES
26 FOR PROFESSIONALS IN BEHAVIORAL HEALTH SETTINGS. THE
27 FOLLOWING APPLY:

28 (I) ELIGIBLE APPLICANTS INCLUDE:

29 (A) EMPLOYERS OF BEHAVIORAL HEALTH
30 PROFESSIONALS.

1 (B) COUNTY MENTAL HEALTH ADMINISTRATIONS.

2 (C) LOCAL WORKFORCE DEVELOPMENT BOARDS.

3 (D) INSTITUTIONS OF HIGHER EDUCATION, INCLUDING
4 COMMUNITY COLLEGES.

5 (E) TRAINING PROVIDERS.

6 (F) COMMUNITY-BASED ORGANIZATIONS.

7 (G) EMPLOYERS OF COMMUNITY HEALTH WORKERS THAT
8 QUALIFY AS AN "ELIGIBLE ENTITY" AS DEFINED IN 42
9 U.S.C. § 280G-11(J) (1) (RELATING TO GRANTS TO PROMOTE
10 POSITIVE HEALTH BEHAVIORS AND OUTCOMES).

11 (II) GRANT MONEY MAY BE USED TO:

12 (A) DEVELOP, EXPAND OR ENHANCE TRAINING
13 PROGRAMS, INCLUDING APPRENTICESHIPS OR OTHER EARN AND
14 LEARN MODELS, SCHOLARSHIPS, TUITION ASSISTANCE AND
15 PAID FIELD PLACEMENTS, INCLUDING INTERNSHIPS,
16 RESIDENCIES AND FELLOWSHIPS.

17 (B) ASSIST WITH COSTS RELATING TO SUPERVISION,
18 CERTIFICATIONS, TESTS AND OTHER FEES.

19 (C) DEVELOP RECRUITMENT AND RETENTION
20 STRATEGIES, INCLUDING ONE-TIME PAYMENTS AND OTHER
21 RECRUITMENT AND RETENTION INITIATIVES.

22 (III) THE DEPARTMENT OF LABOR AND INDUSTRY SHALL
23 DEVELOP GRANT GUIDELINES, A GRANT APPLICATION AND A
24 PROCESS TO REVIEW APPLICATIONS.

25 (IV) PRIORITY SHALL BE GIVEN TO GRANT APPLICATIONS
26 THAT SUPPORT UNDERSERVED POPULATIONS AND COMMUNITIES AND
27 DEMONSTRATE HIGH NEED FOR PARTNERSHIPS IN BEHAVIORAL
28 HEALTH SETTINGS.

29 (V) THE DEPARTMENT OF LABOR AND INDUSTRY MAY TAKE A
30 REASONABLE ADMINISTRATIVE FEE OF NO MORE THAN 2% FOR

1 DIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION,
2 ADMINISTRATION AND SERVICING OF THIS PARAGRAPH. THE FEE
3 SHALL BE TAKEN FROM THE FUNDING RECEIVED UNDER THIS
4 PARAGRAPH.

5 (2) THE SUM OF \$12,000,000 TO THE PENNSYLVANIA HIGHER
6 EDUCATION ASSISTANCE AGENCY TO EXPAND THE SCHOOL-BASED MENTAL
7 HEALTH INTERNSHIP GRANT PROGRAM ESTABLISHED UNDER SECTION
8 1318-B OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS
9 THE PUBLIC SCHOOL CODE OF 1949, TO INCLUDE INTERNSHIPS,
10 FELLOWSHIPS, RESIDENCIES AND OTHER PAID WORKFORCE
11 OPPORTUNITIES WITH BEHAVIORAL HEALTH PREPARATION PROGRAMS AND
12 BEHAVIORAL HEALTH SETTINGS AS FOLLOWS:

13 (I) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
14 AGENCY SHALL ADMINISTER THE EXPANDED PROGRAM AND, IN ITS
15 SOLE DISCRETION, AWARD GRANTS TO INDIVIDUALS WHO SUBMIT A
16 COMPLETED APPLICATION AND SATISFY ELIGIBLE CRITERIA.

17 (II) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
18 AGENCY SHALL ESTABLISH ELIGIBILITY CRITERIA IN ORDER FOR
19 AN INDIVIDUAL OR PROGRAM SETTING TO RECEIVE A GRANT UNDER
20 THE EXPANDED PROGRAM.

21 (III) AN ELIGIBLE INDIVIDUAL UNDER THIS PARAGRAPH
22 SHALL, AT A MINIMUM:

23 (A) BE A COMMONWEALTH RESIDENT AS DEFINED BY THE
24 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY.

25 (B) BE ENROLLED IN AN ELIGIBLE PROGRAM.

26 (C) ENTER INTO A CONTRACT WITH THE PENNSYLVANIA
27 HIGHER EDUCATION ASSISTANCE AGENCY TO WORK IN THIS
28 COMMONWEALTH FOR A MINIMUM OF THREE YEARS FOLLOWING
29 COMPLETION OF THE ELIGIBLE INDIVIDUAL'S RESPECTIVE
30 PROGRAM.

1 (IV) ELIGIBLE PROGRAM SETTINGS SHALL BE DETERMINED
2 BY THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY,
3 IN CONSULTATION WITH THE DEPARTMENT OF HUMAN SERVICES,
4 AND SHALL INCLUDE:

5 (A) RESIDENTIAL AND OUTPATIENT BEHAVIORAL HEALTH
6 PROVIDERS.

7 (B) PSYCHIATRIC HOSPITALS AND PSYCHIATRIC
8 PRACTICES.

9 (C) COUNTY MENTAL HEALTH ADMINISTRATIONS.

10 (D) SERVICE PROVIDERS THAT CONTRACT WITH COUNTY
11 MENTAL HEALTH ADMINISTRATIONS TO DELIVER BEHAVIORAL
12 HEALTH SERVICES.

13 (E) COMMUNITY-BASED ORGANIZATIONS PROVIDING
14 BEHAVIORAL HEALTH SERVICES.

15 (F) FEDERALLY QUALIFIED HEALTH CENTERS.

16 (G) CERTIFIED COMMUNITY BEHAVIORAL HEALTH
17 CLINICS.

18 (H) COUNTY JAILS AND STATE CORRECTIONAL
19 INSTITUTIONS.

20 (V) GRANT MONEY MAY BE USED:

21 (A) FOR TUITION ASSISTANCE.

22 (B) TO SUPPORT PAID INTERNSHIPS, RESIDENCY AND
23 FELLOWSHIP PLACEMENTS.

24 (C) FOR SUPERVISION FEES AND TRAINING EXPENSES.

25 (D) FOR EQUIPMENT, TRAINING AND TECHNICAL
26 ASSISTANCE TO SUPPORT THE ELIGIBLE INDIVIDUAL OR
27 PROGRAM SETTING, INCLUDING TO EXPAND SERVICE DELIVERY
28 USING TELEMEDICINE.

29 (VI) PRIORITY SHALL BE GIVEN TO BEHAVIORAL HEALTH
30 PREPARATION PROGRAMS AND BEHAVIORAL HEALTH SETTINGS IN

1 DESIGNATED MEDICALLY UNDERSERVED OR HEALTH PROFESSIONAL
2 SHORTAGE AREAS.

3 (VII) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
4 AGENCY SHALL CONSULT WITH THE DEPARTMENT OF HUMAN
5 SERVICES IN THE IMPLEMENTATION OF THE EXPANDED PROGRAM
6 NOTWITHSTANDING THE ADVISORY COMMITTEE ESTABLISHED UNDER
7 SECTION 1318-B(B) (5) OF THE PUBLIC SCHOOL CODE OF 1949.

8 (VIII) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
9 AGENCY MAY TAKE A REASONABLE ADMINISTRATIVE FEE OF NO
10 MORE THAN 2% FOR DIRECT COSTS ASSOCIATED WITH THE
11 IMPLEMENTATION, ADMINISTRATION AND SERVICING OF THIS
12 PARAGRAPH. THE FEE SHALL BE TAKEN FROM THE FUNDING
13 RECEIVED UNDER THIS PARAGRAPH.

14 (3) THE SUM OF \$10,000,000 TO THE DEPARTMENT OF HEALTH
15 TO ESTABLISH OR EXPAND A LOAN REPAYMENT PROGRAM FOR ELIGIBLE
16 APPLICANTS SERVING IN COUNTY JAILS, STATE CORRECTIONAL
17 INSTITUTIONS OR DESIGNATED MEDICALLY UNDERSERVED OR HEALTH
18 PROFESSIONAL SHORTAGE AREAS. THE FOLLOWING APPLY:

19 (I) THE PROGRAM SHALL BE DESIGNED TO INCREASE THE
20 NUMBER OF MENTAL HEALTH CARE PRACTITIONERS IN DESIGNATED
21 AREAS, INCLUDING ACTIVITIES SUCH AS:

22 (A) REVIEWING AND UPDATING ON A REGULAR BASIS
23 THE PRACTICE SITES ELIGIBLE FOR THE PROGRAM.

24 (B) PROMOTING THE RECRUITMENT AND RETENTION OF
25 MENTAL HEALTH CARE PRACTITIONERS IN COUNTY JAILS,
26 STATE CORRECTIONAL INSTITUTIONS OR DESIGNATED
27 MEDICALLY UNDERSERVED OR HEALTH CARE SHORTAGE AREAS.

28 (C) TO THE EXTENT POSSIBLE, MAXIMIZING THE
29 FEDERAL FUNDING TO ACHIEVE THE PURPOSES OF THIS
30 PARAGRAPH.

1 (II) AN ELIGIBLE APPLICANT INCLUDES AN INDIVIDUAL
2 WHO WORKS IN AN ELIGIBLE BEHAVIORAL HEALTH SERVICES
3 SETTING AS DEFINED BY THE DEPARTMENT OF HEALTH AND:

4 (A) HAS A MEDICAL DEGREE FROM AN ACCREDITED
5 MEDICAL SCHOOL OR OSTEOPATHIC MEDICAL COLLEGE, HAS
6 COMPLETED AN APPROVED RESIDENCY OR FELLOWSHIP PROGRAM
7 IN PSYCHIATRY, IS LICENSED TO PRACTICE MEDICINE IN
8 THIS COMMONWEALTH AND IS BOARD CERTIFIED OR BOARD
9 ELIGIBLE IN PSYCHIATRY;

10 (B) HOLDS A NURSING DEGREE FROM AN ACCREDITED
11 NURSING PROGRAM, HAS COMPLETED A TRAINING PROGRAM FOR
12 NURSE PRACTITIONERS AND HOLDS A LICENSE IN NURSING IN
13 THIS COMMONWEALTH;

14 (C) HAS GRADUATED FROM AN ACCREDITED PROGRAM FOR
15 PHYSICIAN ASSISTANTS AND HOLDS A LICENSE AS A
16 PHYSICIAN ASSISTANT IN THIS COMMONWEALTH; OR

17 (D) IS LICENSED TO PRACTICE IN THIS COMMONWEALTH
18 AS A PSYCHOLOGIST, LICENSED CLINICAL SOCIAL WORKER,
19 LICENSED PROFESSIONAL COUNSELOR OR LICENSED MARRIAGE
20 AND FAMILY THERAPIST.

21 (III) REPAYMENT ASSISTANCE MAY NOT BE MADE FOR A
22 LOAN THAT IS IN DEFAULT AT THE TIME OF THE APPLICATION OR
23 FOR A LOAN BEING REPAYED THROUGH ANY OTHER LOAN REPAYMENT
24 ASSISTANCE PROGRAM. REPAYMENT SHALL BE MADE DIRECTLY TO
25 THE RECIPIENT WHO SHALL THEN REPAY THE FINANCIAL LENDING
26 INSTITUTION.

27 (IV) A RECIPIENT OF LOAN REPAYMENT ASSISTANCE UNDER
28 THIS PARAGRAPH SHALL ENTER INTO AN AGREEMENT WITH THE
29 DEPARTMENT OF HEALTH, WHICH SHALL BE CONSIDERED A LEGALLY
30 BINDING AGREEMENT WITH THE COMMONWEALTH AND SHALL INCLUDE

1 THE TERMS OF THE DEPARTMENT OF HEALTH'S PRIMARY CARE LOAN
2 REPAYMENT PROGRAM.

3 (V) LOAN REPAYMENT ASSISTANCE MAY BE PROVIDED AS
4 FOLLOWS:

5 (A) AN INDIVIDUAL UNDER SUBPARAGRAPH (II) (A) AND
6 A PSYCHOLOGIST UNDER SUBPARAGRAPH (II) (D) SHALL BE
7 ELIGIBLE TO RECEIVE UP TO \$80,000 IN LOAN REPAYMENT
8 ASSISTANCE.

9 (B) AN INDIVIDUAL, EXCEPT FOR A PSYCHOLOGIST,
10 UNDER SUBPARAGRAPH (II) (B), (C) OR (D) SHALL BE
11 ELIGIBLE TO RECEIVE UP TO \$48,000 IN LOAN REPAYMENT
12 ASSISTANCE.

13 (VI) THE DEPARTMENT OF HEALTH MAY TAKE A REASONABLE
14 ADMINISTRATIVE FEE OF NO MORE THAN 2% FOR DIRECT COSTS
15 ASSOCIATED WITH THE IMPLEMENTATION, ADMINISTRATION AND
16 SERVICING OF THIS PARAGRAPH. THE FEE SHALL BE TAKEN FROM
17 THE FUNDING RECEIVED UNDER THIS PARAGRAPH.

18 (D) EXPANDING CRIMINAL JUSTICE AND PUBLIC SAFETY PROGRAMS.--
19 THE SUM OF \$31,500,000 IS TO BE USED FOR THE PURPOSE OF
20 EXPANDING CRIMINAL JUSTICE AND PUBLIC SAFETY PROGRAMS AS
21 FOLLOWS:

22 (1) THE SUM OF \$13,500,000 TO THE PENNSYLVANIA
23 COMMISSION ON CRIME AND DELINQUENCY TO ESTABLISH A PROGRAM OR
24 PROGRAMS TO AWARD COMPETITIVE GRANTS TO ELIGIBLE APPLICANTS.
25 THE FOLLOWING APPLY:

26 (I) ELIGIBLE APPLICANTS INCLUDE:

27 (A) COUNTIES.

28 (B) NONPROFIT AND COMMUNITY-BASED ORGANIZATIONS.

29 (C) COUNTY REENTRY COALITIONS.

30 (D) MENTAL HEALTH AND SUBSTANCE USE DISORDER

1 PROVIDERS.

2 (E) HOUSING AUTHORITIES.

3 (F) LAW ENFORCEMENT AGENCIES.

4 (II) GRANT MONEY MAY BE USED TO:

5 (A) PROVIDE COMPREHENSIVE EVIDENCE-BASED MENTAL
6 HEALTH AND SUBSTANCE USE DISORDER TREATMENT AND
7 SUPPORT SERVICES FOR INCARCERATED PERSONS OR SERVICES
8 FOR REENTRANTS.

9 (B) ESTABLISH OR SUPPORT EXISTING SPECIALTY
10 COURTS AND SERVICES.

11 (C) CREATE OR EXPAND CO-RESPONDER MODELS OR
12 FIRST RESPONDER CRISIS INTERVENTION TRAINING.

13 (D) PROVIDE FOR FORENSIC TRANSITION HOUSING.

14 (III) THE PENNSYLVANIA COMMISSION ON CRIME AND
15 DELINQUENCY, IN CONSULTATION WITH THE DEPARTMENT OF HUMAN
16 SERVICES, SHALL DEVELOP GRANT GUIDELINES, A GRANT
17 APPLICATION AND A PROCESS TO REVIEW APPLICATIONS.

18 (2) THE SUM OF \$7,000,000 TO THE PENNSYLVANIA COMMISSION
19 ON CRIME AND DELINQUENCY TO ESTABLISH A PREARREST DIVERSION
20 PROGRAM TO AWARD COMPETITIVE GRANTS TO ELIGIBLE APPLICANTS.

21 THE FOLLOWING APPLY:

22 (I) ELIGIBLE APPLICANTS INCLUDE:

23 (A) LAW ENFORCEMENT AGENCIES.

24 (B) CRISIS INTERVENTION SERVICE PROVIDERS.

25 (C) BEHAVIORAL HEALTH PROVIDERS.

26 (D) NONPROFIT OR COMMUNITY-BASED ORGANIZATIONS.

27 (E) TREATMENT PROVIDERS IN PARTNERSHIP WITH
28 PEER-RUN ORGANIZATIONS.

29 (II) GRANT MONEY MAY BE USED FOR:

30 (A) ESTABLISHING OR SUPPORTING CO-RESPONDER

1 MODELS.

2 (B) TRAINING FOR FIRST RESPONDERS OR LAW
3 ENFORCEMENT CRISIS AND DEESCALATION.

4 (C) ESTABLISHING OR SUPPORTING WARM HAND-OFF
5 TRANSFER PROGRAMS.

6 (III) THE PENNSYLVANIA COMMISSION ON CRIME AND
7 DELINQUENCY SHALL DEVELOP GRANT GUIDELINES, A GRANT
8 APPLICATION AND A PROCESS TO REVIEW APPLICATIONS. THE
9 GUIDELINES SHALL GIVE PRIORITY TO APPLICATIONS THAT
10 DEMONSTRATE INNOVATIVE AND COLLABORATIVE PARTNERSHIPS.

11 (3) THE SUM OF \$6,000,000 TO THE PENNSYLVANIA COMMISSION
12 ON CRIME AND DELINQUENCY TO ESTABLISH A PROGRAM OR PROGRAMS
13 TO AWARD ONE-TIME COMPETITIVE GRANTS TO ELIGIBLE APPLICANTS.
14 THE FOLLOWING APPLY:

15 (I) ELIGIBLE APPLICANTS INCLUDE:

16 (A) COMMUNITY-BASED ORGANIZATIONS.

17 (B) LAW ENFORCEMENT AGENCIES.

18 (C) VICTIM SERVICES OR ADVOCACY ORGANIZATIONS.

19 (D) MENTAL HEALTH PROVIDERS WHO WORK IN TRAUMA
20 INFORMED CARE.

21 (II) GRANT MONEY MAY BE USED FOR:

22 (A) GUN VIOLENCE PREVENTION AND MENTAL HEALTH.

23 (B) TRAUMA-INFORMED CARE FOR VICTIMS OF CRIME
24 AND THE FAMILY OF THE VICTIM.

25 (C) COMMUNITY OUTREACH AND EDUCATION.

26 (III) THE PENNSYLVANIA COMMISSION ON CRIME AND
27 DELINQUENCY SHALL DEVELOP GRANT GUIDELINES, A GRANT
28 APPLICATION AND A PROCESS TO REVIEW APPLICATIONS. THE
29 GUIDELINES SHALL GIVE PRIORITY TO APPLICATIONS THAT
30 DEMONSTRATE INNOVATIVE AND COLLABORATIVE PARTNERSHIPS.

1 (4) THE SUM OF \$5,000,000 TO THE DEPARTMENT OF HUMAN
2 SERVICES FOR A ONE-TIME CRIMINAL JUSTICE AND PUBLIC SAFETY
3 PAYMENT TO EACH COUNTY MENTAL HEALTH ADMINISTRATION AS
4 FOLLOWS:

5 (I) DIVIDE:

6 (A) THE POPULATION OF A COUNTY MENTAL HEALTH
7 ADMINISTRATION CATCHMENT AREA UNDER THE 2020 FEDERAL
8 DECENNIAL CENSUS; BY

9 (B) THE TOTAL STATE POPULATION.

10 (II) MULTIPLY:

11 (A) THE QUOTIENT UNDER SUBPARAGRAPH (I); BY

12 (B) \$5,000,000.

13 (III) A COUNTY MENTAL HEALTH ADMINISTRATION SHALL
14 NOT RECEIVE LESS THAN \$20,000.

15 (IV) A COUNTY MAY USE MONEY RECEIVED UNDER THIS
16 PARAGRAPH:

17 (A) FOR COMPREHENSIVE EVIDENCE-BASED MENTAL
18 HEALTH AND SUBSTANCE USE DISORDER SERVICES AND
19 SUPPORTS FOR INCARCERATED PERSONS, SERVICES FOR
20 REENTRY, INCLUDING PARTNERSHIPS WITH COMMUNITY-BASED
21 ORGANIZATIONS PROVIDING REENTRY SERVICES OR SUPPORTS,
22 CASE MANAGEMENT AND SERVICE COORDINATION FOR
23 INDIVIDUALS INCARCERATED IN COUNTY JAILS.

24 (B) TO CREATE OR EXPAND PARTNERSHIPS WITH COUNTY
25 JAILS OR LOCAL LAW ENFORCEMENT.

26 (V) EACH COUNTY MENTAL HEALTH ADMINISTRATION SHALL
27 SUBMIT A QUARTERLY REPORT TO THE DEPARTMENT OF HUMAN
28 SERVICES ACCOUNTING FOR ALL MONEY RECEIVED UNDER THIS
29 PARAGRAPH. THE ACCOUNTING SHALL:

30 (A) BE IN A MANNER AND FORM PRESCRIBED BY THE

1 DEPARTMENT OF HUMAN SERVICES.

2 (B) INCLUDE, BUT SHALL NOT BE LIMITED TO, A
3 LISTING OF ALL EXPENDITURES, THE STATUS OF ALL
4 UNSPENT MONEY AND THE IMPACT OF MONEY SPENT.

5 (E) STRENGTHENING AND EXPANDING MENTAL HEALTH SERVICES AND
6 SUPPORTS.--THE SUM OF \$34,500,000 IS TO BE USED TO ENSURE THE
7 STABILITY AND EXPANSION OF MENTAL HEALTH SERVICES AND SUPPORTS
8 AS FOLLOWS:

9 (1) THE SUM OF \$18,000,000 TO THE DEPARTMENT OF HUMAN
10 SERVICES TO AWARD COMPETITIVE GRANTS TO COUNTY-PROVIDER
11 PARTNERSHIPS THAT SUPPORT SUICIDE PREVENTION AND THE CRISIS
12 CONTINUUM OF CARE THROUGH INVESTMENTS IN MOBILE CRISIS TEAMS,
13 MEDICAL MOBILE CRISIS TEAMS, CRISIS WALK-IN CENTERS AND
14 CRISIS STABILIZATION UNITS. THE FOLLOWING APPLY:

15 (I) ELIGIBLE APPLICANTS INCLUDE:

16 (A) COUNTY MENTAL HEALTH ADMINISTRATORS.

17 (B) HOSPITALS OR HEALTH SYSTEMS.

18 (C) CRISIS INTERVENTION SERVICES PROVIDERS.

19 (D) LAW ENFORCEMENT AGENCIES.

20 (E) BEHAVIORAL HEALTH PROVIDERS.

21 (F) PEER SUPPORT SPECIALISTS OR OTHER PEER-LED
22 OR PEER-RUN ORGANIZATIONS.

23 (II) GRANT MONEY MAY BE USED FOR:

24 (A) ONE-TIME PAYMENTS FOR CAPITAL PROJECTS TO
25 ESTABLISH, MODIFY OR IMPROVE FACILITIES TO PROVIDE
26 CRISIS OR MENTAL HEALTH TREATMENT SUPPORTS AND
27 SERVICES, INCLUDING, BUT NOT LIMITED TO, CRISIS WALK-
28 IN CENTERS OR CRISIS STABILIZATION UNITS.

29 (B) INNOVATIVE INPATIENT/OUTPATIENT MODELS.

30 (C) CRISIS RESIDENTIAL FACILITIES.

1 (D) MOBILE CRISIS TEAMS.

2 (E) COMMUNITY OUTREACH AND EDUCATION PROGRAMS.

3 (III) THE DEPARTMENT OF HUMAN SERVICES SHALL DEVELOP
4 GRANT GUIDELINES, A GRANT APPLICATION AND A PROCESS TO
5 REVIEW APPLICATIONS. THE GUIDELINES SHALL GIVE PRIORITY
6 TO APPLICATIONS THAT DEMONSTRATE INNOVATIVE AND
7 COLLABORATIVE PARTNERSHIPS BETWEEN COUNTIES, INCLUDING
8 ELIGIBLE APPLICANTS SPECIFIED UNDER SUBPARAGRAPH (I) WITH
9 ADDITIONAL COMMUNITY PARTNERSHIPS WHICH MAY INCLUDE, BUT
10 NOT BE LIMITED TO, OTHER SYSTEM PARTNERS AND PROVIDERS,
11 AREA AGENCIES ON AGING, CHILDREN AND YOUTH SERVICES,
12 SUBSTANCE USE TREATMENT PROVIDERS, AUTISM AND
13 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES SERVICE
14 PROVIDERS, EXISTING PROVIDERS OF CRISIS SERVICES,
15 INCLUDING FAMILY AND PEER ADVOCATES, VICTIM SERVICES,
16 FIRST RESPONDERS OR CRIMINAL AND JUVENILE JUSTICE SYSTEM
17 LEADERSHIP.

18 (IV) AS USED IN THIS PARAGRAPH, THE TERM "CAPITAL
19 PROJECT" MEANS THE CONSTRUCTION, REPAIR, RENOVATION,
20 IMPROVEMENT, EQUIPPING, FURNISHING OR ACQUISITION OF A
21 BUILDING, STRUCTURE, FACILITY, INFRASTRUCTURE OR PHYSICAL
22 PUBLIC BETTERMENT OR IMPROVEMENT.

23 (2) THE SUM OF \$10,000,000 TO THE DEPARTMENT OF HUMAN
24 SERVICES FOR A THIRD-PARTY CONTRACTOR TO AWARD GRANTS TO
25 SUPPORT PRIMARY CARE PRACTITIONERS AND PRIMARY CARE PRACTICES
26 IN ESTABLISHING OR EXPANDING THE USE OF THE COLLABORATIVE
27 CARE MODEL. A THIRD-PARTY CONTRACTOR SELECTED MAY TAKE AN
28 ADMINISTRATIVE FEE OF NO MORE THAN 2% FOR DIRECT COSTS
29 ASSOCIATED WITH THE IMPLEMENTATION, ADMINISTRATION AND
30 SERVICING OF THE GRANTS UNDER THIS PARAGRAPH. THE FOLLOWING

1 APPLY:

2 (I) GRANTS UNDER THIS PARAGRAPH SHALL BE AWARDED TO
3 PRIMARY CARE PRACTITIONERS AND PRIMARY CARE PRACTICES TO
4 ESTABLISH AND EXPAND THE USE OF THE COLLABORATIVE CARE
5 MODEL AND TO ENTITIES TO PROVIDE TECHNICAL ASSISTANCE TO
6 PRIMARY CARE PRACTITIONERS AND PRIMARY CARE PRACTICES ON
7 PROVIDING BEHAVIORAL HEALTH INTEGRATION SERVICES THROUGH
8 THE COLLABORATIVE CARE MODEL OR PRIMARY CARE BEHAVIORAL
9 HEALTH MODEL.

10 (II) PRIMARY CARE PRACTITIONERS AND PRIMARY CARE
11 PRACTICES MAY COLLABORATE WITH A LARGER HEALTH SYSTEM FOR
12 THE PURPOSES OF APPLYING FOR AND IMPLEMENTING GRANTS
13 UNDER THIS PARAGRAPH.

14 (III) A PRIMARY CARE PRACTITIONER OR PRIMARY CARE
15 PRACTICE THAT RECEIVES A GRANT UNDER THIS PARAGRAPH MAY
16 USE MONEY RECEIVED UNDER THIS PARAGRAPH FOR SUCH PURPOSES
17 AS ESTABLISHING AND DELIVERING BEHAVIORAL HEALTH
18 INTEGRATION SERVICES THROUGH THE COLLABORATIVE CARE MODEL
19 OR PRIMARY CARE BEHAVIORAL HEALTH MODEL AND UTILIZING
20 TELEMEDICINE TO DELIVER BEHAVIORAL HEALTH INTEGRATION
21 SERVICES.

22 (IV) FOR THE PURPOSES OF THIS PARAGRAPH, THE TERM
23 "COLLABORATIVE CARE MODEL" MEANS AN EVIDENCE-BASED,
24 INTEGRATED BEHAVIORAL HEALTH SERVICE DELIVERY METHOD.

25 (3) THE SUM OF \$3,500,000 TO THE DEPARTMENT OF DRUG AND
26 ALCOHOL PROGRAMS TO AWARD GRANTS TO ELIGIBLE APPLICANTS TO
27 DEVELOP AND IMPLEMENT PEER-LED MENTAL HEALTH AND SUBSTANCE
28 USE DISORDER SERVICES OR DEVELOP RECRUITMENT AND RETENTION
29 PROGRAMS, INCLUDING TRAINING, FOR THE MENTAL HEALTH AND
30 SUBSTANCE ABUSE PEER WORKFORCE. THE FOLLOWING APPLY:

1 (I) ELIGIBLE APPLICANTS INCLUDE:

2 (A) PEER-RUN ORGANIZATIONS.

3 (B) CRISIS INTERVENTION SERVICE PROVIDERS.

4 (C) TREATMENT PROVIDERS IN PARTNERSHIP WITH
5 PEER-RUN ORGANIZATIONS.

6 (D) COUNTY MENTAL HEALTH ADMINISTRATIONS.

7 (II) THE DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS
8 SHALL DEVELOP GRANT GUIDELINES, A GRANT APPLICATION AND A
9 PROCESS TO REVIEW APPLICATIONS.

10 (4) THE SUM OF \$3,000,000 TO THE DEPARTMENT OF HUMAN
11 SERVICES TO AWARD THROUGH THE OFFICE OF MENTAL HEALTH AND
12 SUBSTANCE ABUSE SERVICES COMPETITIVE GRANTS TO QUALIFIED
13 PROVIDERS TO INVEST IN TECHNOLOGY AND TRAINING FOR BEHAVIORAL
14 HEALTH TELEHEALTH PROVIDERS. THE FOLLOWING APPLY:

15 (I) TO BE ELIGIBLE FOR FUNDING UNDER THIS PARAGRAPH,
16 AN ENTITY MUST BE A PROVIDER WITH A SERVICE LOCATION IN
17 THIS COMMONWEALTH AND SERVING CLIENTS OR PATIENTS IN THIS
18 COMMONWEALTH, OF WHICH NO LESS THAN 51% ARE PENNSYLVANIA
19 MEDICAL ASSISTANCE ENROLLED BENEFICIARIES. THE DEPARTMENT
20 OF HUMAN SERVICES MAY NOT RESTRICT ELIGIBLE APPLICANTS
21 BASED ON THE NUMBER OF EMPLOYEES ACROSS THE ENTIRE
22 ORGANIZATION.

23 (II) FUNDING SHALL BE USED TO IMPLEMENT ONE OR MORE
24 OF THE FOLLOWING ACTIVITIES:

25 (A) PURCHASING EQUIPMENT FOR PROVIDERS,
26 INCLUDING COMPUTERS, MONITORS, TABLETS, WEBCAMS,
27 MICROPHONES, MOBILE MEDICAL DEVICES FOR PROVIDERS,
28 TELEMEDICINE CARTS AND TELEMEDICINE KIOSKS.

29 (B) PURCHASING EQUIPMENT FOR SERVICE CLIENTS,
30 INCLUDING COMPUTERS, MONITORS, TABLETS, WEBCAMS,

1 MICROPHONES AND OTHER SIMILAR EQUIPMENT.

2 (C) PURCHASING OR MAINTAINING HIPAA-COMPLIANT
3 SOFTWARE OR PLATFORMS, INCLUDING TELEMEDICINE
4 SOFTWARE AND ONLINE PATIENT PORTALS, INCLUDING SETUP
5 FEES AND TELEHEALTH SYSTEM MAINTENANCE.

6 (D) SUPPORT FOR INCREASED BROADBAND SPEED.

7 (E) PURCHASING WI-FI HOTSPOTS.

8 (F) PURCHASING PROVIDER TRAINING ON TELEHEALTH
9 BEST PRACTICES, BEYOND WHAT IS OFFERED BY THE
10 DEPARTMENT OF HUMAN SERVICES.

11 (G) TELEHEALTH TECHNICAL ASSISTANCE.

12 (III) THE DEPARTMENT OF HUMAN SERVICES SHALL DEVELOP
13 GRANT GUIDELINES, A GRANT APPLICATION AND A PROCESS TO
14 REVIEW APPLICATIONS.

15 (F) STUDY.--THE LEGISLATIVE BUDGET AND FINANCE COMMITTEE
16 SHALL PERFORM THE FOLLOWING DUTIES:

17 (1) CONDUCT A STUDY THAT EXAMINES:

18 (I) THE IMPACT OF THE INITIATIVES SUPPORTED BY THE
19 FUNDING DISTRIBUTED UNDER THIS SECTION.

20 (II) THE USE OF GRANTS OR FUNDING DISTRIBUTED UNDER
21 THIS SECTION.

22 (III) ENTITIES RECEIVING MONEY UNDER THIS SECTION
23 ARE REQUIRED TO SUBMIT INFORMATION TO THE ADMINISTRATING
24 AGENCY REGARDING THE USE OF FUNDING, WHICH MAY INCLUDE
25 THE FOLLOWING:

26 (A) THE AMOUNT OF FUNDING RECEIVED.

27 (B) HOW MANY INDIVIDUALS ARE SERVED.

28 (C) THE AMOUNT AWARDED TO INDIVIDUALS WHO
29 RECEIVED LOAN FORGIVENESS OR ASSISTANCE WITH
30 EDUCATION AND JOB TRAINING.

1 (D) THE NAME AND LOCATION OF NEW PROGRAMS OR
2 DESCRIPTIONS OF ENHANCEMENTS MADE TO EXISTING
3 PROGRAMS.

4 (E) ANY OTHER INFORMATION DEEMED NECESSARY BY
5 THE LEGISLATIVE BUDGET AND FINANCE COMMITTEE OR THE
6 ADMINISTRATING AGENCY, UNLESS OTHERWISE PROHIBITED BY
7 LAW.

8 (2) PREPARE A WRITTEN REPORT OF THE RESULTS OF THE STUDY
9 AND SUBMIT THE REPORT TO THE SENATE AND THE HOUSE OF
10 REPRESENTATIVES NO LATER THAN JUNE 30, 2027.

11 (G) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
12 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
13 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

14 "HEALTH PROFESSIONAL SHORTAGE AREA." A GEOGRAPHIC OR
15 POPULATION AREA IN THIS COMMONWEALTH DESIGNATED BY THE UNITED
16 STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES THAT INDICATES A
17 HEALTH CARE PROFESSIONAL SHORTAGE IN MENTAL HEALTH.

18 SECTION 3. (RESERVED).

19 SECTION 4. THE ACT IS AMENDED BY ADDING ARTICLES TO READ:

20 ARTICLE I-F.1

21 TENANT PROTECTIONS

22 SECTION 101-F.1. UNLAWFUL USES OF REBATES.

23 (A) REBATES USED AS PART OF LEASE OR AGREEMENT PROHIBITED.--
24 IT SHALL BE UNLAWFUL FOR A LANDLORD AND TENANT TO ENTER INTO A
25 LEASE OR AGREEMENT TO ASSIGN OR PAY ANY PORTION OF ANY REBATE
26 PAYABLE UNDER CHAPTER 13 OF THE ACT OF JUNE 27, 2006 (1ST
27 SP.SESS., P.L.1873, NO.1), KNOWN AS THE TAXPAYER RELIEF ACT, TO
28 WHICH A TENANT MAY BE ENTITLED, TO THE LANDLORD OR TO THE
29 LANDLORD'S ASSIGNEE OR REPRESENTATIVE.

30 (B) PENALTIES.--A LANDLORD THAT VIOLATES THIS SECTION SHALL

1 BE ORDERED TO FULLY REIMBURSE THE TENANT OF ANY PORTION OF A
2 PAYMENT THAT WAS ASSIGNED OR OTHERWISE USED AS PAYMENT BY THE
3 TENANT TO THE LANDLORD. ADDITIONALLY, A PENALTY OF 25% OF THE
4 TOTAL AMOUNT OF THE PAYMENT TO WHICH THE TENANT WAS ENTITLED
5 SHALL BE IMPOSED ON THE LANDLORD AND PAID TO THE DEPARTMENT OF
6 REVENUE. THE PENALTY SHALL BEAR INTEREST AT THE RATE OF 1.5% PER
7 MONTH FROM THE DATE OF IMPOSITION UNTIL PAID IN FULL TO THE
8 DEPARTMENT.

9 (C) ENFORCEMENT.--THE ATTORNEY GENERAL SHALL ENFORCE THE
10 PROVISIONS OF THIS SECTION.

11 (D) DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES WHEN USED
12 IN THIS SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
13 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

14 "LANDLORD." AN OWNER OF REAL PROPERTY THAT LEASES PROPERTY
15 TO A TENANT UNDER A LEASE AGREEMENT. THE TERM INCLUDES A PERSON
16 ACTING ON BEHALF OF THE OWNER IN THE OPERATION OR MANAGEMENT OF
17 THE REAL PROPERTY.

18 "TENANT." A PERSON WHO OCCUPIES A DWELLING BY REASON OF A
19 POSSESSORY INTEREST IN THE REAL PROPERTY ON WHICH THE DWELLING
20 IS LOCATED UNDER A LEASE AGREEMENT.

21 ARTICLE I-K

22 911 EMERGENCY COMMUNICATION SERVICES

23 SECTION 101-K. (RESERVED).

24 SECTION 102-K. TERMINATION.

25 35 PA.C.S. CH. 53 (RELATING TO 911 EMERGENCY COMMUNICATION
26 SERVICES) SHALL EXPIRE DECEMBER 31, 2024.

27 ARTICLE I-L

28 MEDICAL DEBT RELIEF

29 SECTION 101-L. SCOPE OF ARTICLE.

30 THIS ARTICLE RELATES TO MEDICAL DEBT RELIEF.

1 SECTION 102-L. DEFINITIONS.

2 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
3 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
4 CONTEXT CLEARLY INDICATES OTHERWISE:

5 "BAD DEBT EXPENSE." THE COST OF CARE FOR WHICH A HEALTH CARE
6 PROVIDER EXPECTED PAYMENT FROM THE PATIENT OR A THIRD-PARTY
7 PAYOR, BUT WHICH THE HEALTH CARE PROVIDER OR COMMERCIAL DEBT
8 COLLECTION AGENCY SUBSEQUENTLY DETERMINES TO BE UNCOLLECTIBLE.

9 "DEPARTMENT." THE DEPARTMENT OF HEALTH OF THE COMMONWEALTH.

10 "ELIGIBLE PATIENT." AN INDIVIDUAL WHO MEETS ALL OF THE
11 FOLLOWING REQUIREMENTS:

12 (1) IS A RESIDENT OF THIS COMMONWEALTH.

13 (2) CAN DEMONSTRATE AN INABILITY TO PAY THE COST OF
14 MEDICAL CARE EVEN AFTER THE APPLICATION OF PAYMENTS FOR
15 THIRD-PARTY HEALTH COVERAGE.

16 (3) PROVIDES FINANCIAL INFORMATION AND DOCUMENTATION
17 SHOWING THAT THEIR INCOME AND ASSETS MAKE THEM ELIGIBLE FOR
18 HOSPITAL-BASED FINANCIAL ASSISTANCE UNDER THE POLICIES OF THE
19 HOSPITAL AND OF THIS ARTICLE.

20 "ELIGIBLE RESIDENT." AN INDIVIDUAL ELIGIBLE FOR RELIEF WHO
21 MEETS ALL OF THE FOLLOWING CONDITIONS:

22 (1) IS A RESIDENT OF THIS COMMONWEALTH.

23 (2) HAS A HOUSEHOLD INCOME AT OR BELOW 400% OF THE
24 FEDERAL POVERTY GUIDELINES OR HAS MEDICAL DEBT EQUAL TO 5% OR
25 MORE OF THE INDIVIDUAL'S HOUSEHOLD INCOME.

26 "HEALTH CARE PROVIDER." EITHER OF THE FOLLOWING:

27 (1) A HEALTH CARE PROVIDER, AS DEFINED IN SECTION 1201
28 OF THE ACT OF MAY 17, 1921 (P.L.682, NO.284), KNOWN AS THE
29 INSURANCE COMPANY LAW OF 1921.

30 (2) AN EMERGENCY MEDICAL SERVICES AGENCY, AS DEFINED IN

1 35 PA.C.S. § 8103 (RELATING TO DEFINITIONS).

2 "HOSPITAL-BASED FINANCIAL ASSISTANCE." FINANCIAL ASSISTANCE
3 PROVIDED BY HOSPITALS TO PATIENTS THAT INCLUDES CHARITY CARE OR
4 DISCOUNTED CARE WHERE THE COST OF CARE ORDINARILY CHARGED BY A
5 HOSPITAL IS PROVIDED FREE OF CHARGE OR AT A REDUCED RATE OR A
6 HOSPITAL RELIEVES AN ELIGIBLE PATIENT'S MEDICAL BILL IN PART OR
7 IN FULL BASED ON ELIGIBILITY CRITERIA.

8 "MEDICAL DEBT." AN OBLIGATION TO PAY MONEY ARISING FROM THE
9 RECEIPT OF HEALTH CARE SERVICES.

10 "MEDICAL DEBT RELIEF." THE DISCHARGE OF A PATIENT'S MEDICAL
11 DEBT.

12 "MEDICAL DEBT RELIEF COORDINATOR." A PERSON, COMPANY,
13 PARTNERSHIP OR OTHER ENTITY THAT IS ABLE TO DISCHARGE MEDICAL
14 DEBT OF AN ELIGIBLE RESIDENT IN A MANNER THAT DOES NOT RESULT IN
15 A TAXABLE EVENT FOR THE ELIGIBLE RESIDENT.

16 "PRIMARY LANGUAGE." A LANGUAGE THAT IS THE PREFERRED
17 LANGUAGE FOR COMMUNICATION DURING AT LEAST 5% OF THE ANNUAL
18 PATIENT VISITS BY PATIENTS WHO DO NOT HAVE THE PROFICIENCY IN
19 ENGLISH NECESSARY TO SPEAK, READ AND WRITE ABOUT HEALTH CARE-
20 RELATED MATTERS.

21 "PROGRAM." THE MEDICAL DEBT RELIEF PROGRAM ESTABLISHED UNDER
22 SECTION 103-L.

23 "PUBLIC HEALTH COVERAGE OPTION." A PROGRAM ADMINISTERED BY
24 THE DEPARTMENT OF HUMAN SERVICES, INCLUDING MEDICAL ASSISTANCE
25 AND THE CHILDREN'S HEALTH INSURANCE PROGRAM, AND BY THE
26 PENNSYLVANIA HEALTH INSURANCE EXCHANGE AUTHORITY.
27 SECTION 103-L. MEDICAL DEBT RELIEF PROGRAM.

28 (A) ESTABLISHMENT AND PURPOSE.--THE MEDICAL DEBT RELIEF
29 PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT FOR THE PURPOSE OF
30 DISCHARGING MEDICAL DEBT OF ELIGIBLE RESIDENTS BY CONTRACTING

1 WITH A MEDICAL DEBT RELIEF COORDINATOR AS DESCRIBED IN
2 SUBSECTION (C).

3 (B) USE OF MONEY.--MONEY APPROPRIATED TO THE DEPARTMENT FOR
4 THE PROGRAM SHALL BE USED EXCLUSIVELY FOR THE PROGRAM, INCLUDING
5 CONTRACTING WITH A MEDICAL DEBT RELIEF COORDINATOR AND PROVIDING
6 MONEY TO BE USED BY THE MEDICAL DEBT RELIEF COORDINATOR TO
7 DISCHARGE MEDICAL DEBT OF ELIGIBLE RESIDENTS. MONEY USED IN
8 CONTRACTING WITH A MEDICAL DEBT RELIEF COORDINATOR MAY ALSO BE
9 USED FOR THE PAYMENT OF SERVICES PROVIDED BY THE MEDICAL DEBT
10 RELIEF COORDINATOR TO DISCHARGE MEDICAL DEBT OF ELIGIBLE
11 RESIDENTS BASED ON A BUDGET APPROVED BY THE DEPARTMENT.

12 (C) CONTRACTS.--

13 (1) THE DEPARTMENT IS AUTHORIZED TO AND SHALL ENTER INTO
14 A CONTRACT WITH A MEDICAL DEBT RELIEF COORDINATOR TO PURCHASE
15 AND DISCHARGE MEDICAL DEBT OWED BY AN ELIGIBLE RESIDENT WITH
16 MONEY ALLOCATED FOR THE PROGRAM.

17 (2) THE DEPARTMENT SHALL IMPLEMENT A COMPETITIVE BIDDING
18 PROCESS TO DETERMINE WHICH MEDICAL DEBT RELIEF COORDINATOR TO
19 USE, UNLESS THE DEPARTMENT DETERMINES THAT ONLY A SINGLE
20 MEDICAL DEBT RELIEF COORDINATOR HAS THE CAPACITY AND
21 WILLINGNESS TO CARRY OUT THE DUTIES SPECIFIED IN THIS
22 ARTICLE.

23 (3) IN CONTRACTING WITH THE DEPARTMENT, A MEDICAL DEBT
24 RELIEF COORDINATOR SHALL ADHERE TO THE FOLLOWING:

25 (I) THE MEDICAL DEBT RELIEF COORDINATOR SHALL REVIEW
26 THE MEDICAL DEBT ACCOUNTS OF EACH COMMERCIAL DEBT
27 COLLECTION AGENCY OR HEALTH CARE PROVIDER WILLING TO SELL
28 MEDICAL DEBT ACCOUNTS IN THIS COMMONWEALTH.

29 (II) THE MEDICAL DEBT RELIEF COORDINATOR MAY ELECT
30 TO BUY THE DISCHARGEABLE MEDICAL DEBT FROM THE COMMERCIAL

1 DEBT COLLECTION AGENCY OR HEALTH CARE PROVIDER THAT
2 IDENTIFIES THE ACCOUNTS DESCRIBED IN SUBPARAGRAPH (I) AS
3 A BAD DEBT EXPENSE.

4 (III) AFTER THE PURCHASE AND DISCHARGE OF MEDICAL
5 DEBT FROM A COMMERCIAL DEBT COLLECTION AGENCY OR HEALTH
6 CARE PROVIDER, THE MEDICAL DEBT RELIEF COORDINATOR SHALL
7 NOTIFY ALL ELIGIBLE RESIDENTS WHOSE MEDICAL DEBT HAS BEEN
8 DISCHARGED UNDER THE PROGRAM, IN A MANNER APPROVED BY THE
9 DEPARTMENT, THAT THEY NO LONGER HAVE SPECIFIED MEDICAL
10 DEBT OWED TO THE RELEVANT HEALTH CARE PROVIDER OR
11 COMMERCIAL DEBT COLLECTION AGENCY.

12 (IV) A MEDICAL DEBT RELIEF COORDINATOR SHALL MAKE A
13 BEST EFFORT TO ENSURE PARITY AND EQUITY IN THE PURCHASING
14 AND DISCHARGING OF MEDICAL DEBT TO ENSURE THAT ALL
15 ELIGIBLE RESIDENTS HAVE AN EQUAL OPPORTUNITY OF RECEIVING
16 MEDICAL DEBT RELIEF REGARDLESS OF THEIR GEOGRAPHICAL
17 LOCATION OR IDENTITIES AND CHARACTERISTICS AS IDENTIFIED
18 IN SECTION 2 OF THE ACT OF OCTOBER 27, 1955 (P.L.744,
19 NO.222), KNOWN AS THE PENNSYLVANIA HUMAN RELATIONS ACT.

20 (V) A MEDICAL DEBT RELIEF COORDINATOR SHALL REPORT
21 TO THE DEPARTMENT THE SUMMARY STATISTICS REGARDING
22 ELIGIBLE RESIDENTS WHOSE MEDICAL DEBT HAS BEEN
23 DISCHARGED.

24 (VI) A MEDICAL DEBT RELIEF COORDINATOR MAY NOT
25 ATTEMPT TO SEEK PAYMENT FROM AN ELIGIBLE RESIDENT FOR
26 MEDICAL DEBT PURCHASED BY THE MEDICAL DEBT RELIEF
27 COORDINATOR.

28 (4) A MEDICAL DEBT RELIEF COORDINATOR SHALL CONTINUE TO
29 FULFILL ITS CONTRACTUAL OBLIGATIONS TO THE DEPARTMENT UNTIL
30 ALL MONEY CONTRACTED TO THE MEDICAL DEBT RELIEF COORDINATOR

1 IS EXHAUSTED, REGARDLESS OF WHETHER MONEY ALLOCATED TO THE
2 PROGRAM HAS BEEN EXHAUSTED.

3 (D) BREACH OF CONTRACT.--IF A MEDICAL DEBT RELIEF
4 COORDINATOR ATTEMPTS TO SEEK PAYMENT FROM AN ELIGIBLE RESIDENT
5 FOR MEDICAL DEBT PURCHASED BY THE MEDICAL DEBT RELIEF
6 COORDINATOR OR FAILS TO CARRY OUT THE RESPONSIBILITIES DESCRIBED
7 IN ITS CONTRACT WITH THE DEPARTMENT, THE MEDICAL DEBT RELIEF
8 COORDINATOR SHALL BE CONSIDERED IN BREACH OF CONTRACT AND THE
9 CONTRACT PROVISIONS THAT APPLY IN THE CASE OF A BREACH OF
10 CONTRACT SHALL APPLY.

11 SECTION 104-L. REPORTING ON PROGRAM.

12 (A) REQUIREMENT.--BEGINNING ONE YEAR AFTER THE EFFECTIVE
13 DATE OF THIS SECTION AND ANNUALLY THEREAFTER FOR AS LONG AS
14 MEDICAL DEBT RELIEF COORDINATORS ARE FULFILLING THEIR
15 CONTRACTUAL OBLIGATIONS UNDER THIS ARTICLE, THE DEPARTMENT SHALL
16 SUBMIT AN ANNUAL REPORT REGARDING THE PROGRAM IN ACCORDANCE WITH
17 THIS SECTION.

18 (B) CONTENTS.--EACH REPORT UNDER THIS SECTION SHALL CONTAIN
19 THE FOLLOWING INFORMATION FOR THE ANNUAL PERIOD COVERED BY THE
20 REPORT:

21 (1) THE AMOUNT OF MEDICAL DEBT PURCHASED AND DISCHARGED
22 UNDER THE PROGRAM.

23 (2) THE NUMBER OF ELIGIBLE RESIDENTS WHO RECEIVED
24 MEDICAL DEBT RELIEF UNDER THE PROGRAM.

25 (3) THE CHARACTERISTICS OF THE ELIGIBLE RESIDENTS AS
26 DESCRIBED IN SECTION 103-L(C) (3) (IV).

27 (4) THE NUMBER AND CHARACTERISTICS OF HEALTH CARE
28 PROVIDERS FROM WHOM MEDICAL DEBT WAS PURCHASED AND
29 DISCHARGED.

30 (5) THE NUMBER OF ELIGIBLE RESIDENTS WHOSE INCOME WAS

1 CALCULATED AT 100%, 150% OR 200% OF THE FEDERAL POVERTY
2 LEVEL.

3 (6) THE NUMBER OF AND CHARACTERISTICS OF MEDICAL DEBT
4 RELIEF COORDINATORS CONTRACTED WITH FOR THE PURPOSES OF
5 PURCHASING AND DISCHARGING MEDICAL DEBT.

6 (C) SUBMITTAL.--EACH REPORT UNDER THIS SECTION SHALL BE
7 SUBMITTED TO THE FOLLOWING:

8 (1) THE GOVERNOR.

9 (2) THE PRESIDENT PRO TEMPORE OF THE SENATE.

10 (3) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

11 (4) THE MAJORITY LEADER AND MINORITY LEADER OF THE
12 SENATE.

13 (5) THE MAJORITY LEADER AND MINORITY LEADER OF THE HOUSE
14 OF REPRESENTATIVES.

15 (6) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
16 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE.

17 (7) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
18 HEALTH COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

19 SECTION 105-L. HOSPITAL-BASED FINANCIAL ASSISTANCE FORMS AND
20 POLICIES.

21 (A) FORMS.--THE DEPARTMENT SHALL DEVELOP THE FOLLOWING FORMS
22 AND MAKE THEM AVAILABLE TO HOSPITALS AND THE GENERAL PUBLIC:

23 (1) A UNIFORM APPLICATION FOR FINANCIAL ASSISTANCE THAT
24 SHALL BE USED IN EVERY HOSPITAL IN THIS COMMONWEALTH TO
25 DETERMINE IF AN INDIVIDUAL IS AN ELIGIBLE PATIENT.

26 (2) A UNIFORM ONE-PAGE TEMPLATE ALL HOSPITALS SHALL USE
27 TO SUMMARIZE ELIGIBILITY INFORMATION FOR FINANCIAL
28 ASSISTANCE. AT A MINIMUM, THE SUMMARY SHALL INCLUDE:

29 (I) INCOME ELIGIBILITY GUIDELINES FOR HOSPITAL-BASED
30 FINANCIAL ASSISTANCE EXPRESSED AS BOTH A PERCENT OF THE

1 FEDERAL POVERTY INCOME GUIDELINES AND A DOLLAR AMOUNT
2 BASED ON COMMON HOUSEHOLD SIZES.

3 (II) INFORMATION ABOUT THE LIMITS ON AMOUNTS AND
4 TYPE OF ASSETS.

5 (III) INFORMATION ON INCOME ELIGIBILITY GUIDELINES
6 FOR A PUBLIC HEALTH COVERAGE OPTION EXPRESSED AS BOTH A
7 PERCENT OF THE FEDERAL POVERTY INCOME GUIDELINES AND A
8 DOLLAR AMOUNT BASED ON COMMON HOUSEHOLD SIZES AND HOW TO
9 APPLY FOR THOSE COVERAGE OPTIONS.

10 (IV) CONTACT INFORMATION FOR HOW TO APPLY FOR
11 HOSPITAL-BASED FINANCIAL ASSISTANCE AND HOW TO GET HELP
12 APPLYING FOR HOSPITAL-BASED FINANCIAL ASSISTANCE.

13 (3) A BRIEF UNIFORM STATEMENT OF THE AVAILABILITY OF
14 HOSPITAL-BASED FINANCIAL ASSISTANCE AND OF THE APPLICATION
15 FOR HOSPITAL-BASED FINANCIAL ASSISTANCE TO BE STATED
16 PROMINENTLY ON HOSPITAL MATERIALS.

17 (B) DEVELOPMENT OF FORM.--THE DEPARTMENT SHALL INCLUDE INPUT
18 FROM HOSPITALS AND THE GENERAL PUBLIC IN DEVELOPING THE FORMS
19 DESCRIBED IN SUBSECTION (A) (1).

20 (C) ACCESSIBILITY OF FORMS.--EACH FORM OUTLINED IN
21 SUBSECTION (A) SHALL BE:

22 (1) WRITTEN IN PLAIN LANGUAGE AT A SIXTH GRADE READING
23 LEVEL.

24 (2) TRANSLATED BY THE DEPARTMENT INTO ALL PRIMARY
25 LANGUAGES IDENTIFIED BY A HOSPITAL.

26 (3) MADE ACCESSIBLE BY THE HOSPITAL TO INDIVIDUALS WITH
27 VISUAL IMPAIRMENTS UPON REQUEST.

28 (4) POSTED BY HOSPITALS ONLINE IN A PUBLICLY ACCESSIBLE
29 FORMAT. A FULL COPY OF THE HOSPITAL'S FINANCIAL ASSISTANCE
30 POLICIES SHALL ALSO BE PUBLISHED ALONG WITH THE SUMMARY IN

1 SUBSECTION (A) (2) .

2 (D) DISCLOSURE TO PATIENTS.--

3 (1) A HOSPITAL SHALL PROVIDE THE FORM DISCUSSED IN
4 SUBSECTION (A) (2) TO ALL PATIENTS UPON INTAKE AND DISCHARGE.
5 ADDITIONALLY, A HOSPITAL SHALL PLACE THE UNIFORM STATEMENT
6 PROVIDED FOR IN SUBSECTION (A) (3) ON ALL BILLS, BILLING
7 STATEMENTS, GOOD FAITH ESTIMATES, ADMITTANCE FORMS AND
8 DISCHARGE PAPERWORK.

9 (2) A HOSPITAL SHALL PROVIDE A FULL COPY OF ITS
10 FINANCIAL ASSISTANCE POLICIES UPON REQUEST.

11 (3) A HOSPITAL SHALL PROVIDE ASSISTANCE UNDERSTANDING
12 AND COMPLETING A FINANCIAL ASSISTANCE APPLICATION UPON
13 REQUEST.

14 (E) ALIGNMENT WITH PUBLIC HEALTH COVERAGE OPTIONS.--

15 (1) HOSPITALS SHALL USE THE INCOME COUNTING RULES AND
16 HOUSEHOLD COMPOSITION RULES CONSISTENT WITH 42 CFR 435.603
17 (RELATING TO APPLICATION OF MODIFIED ADJUSTED GROSS INCOME
18 (MAGI)) AND SHALL ADJUST THEIR POLICIES ACCORDING TO RULES
19 WITHIN 180 DAYS AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH.

20 (2) THE DEPARTMENT OF HUMAN SERVICES SHALL EXPLORE A
21 PROCESS FOR CONNECTING THE UNIFORM APPLICATION FOR FINANCIAL
22 ASSISTANCE WITH THE DEPARTMENT'S ELECTRONIC ELIGIBILITY
23 SYSTEM IN ORDER TO EVALUATE AN APPLICANT'S ELIGIBILITY FOR A
24 PUBLIC HEALTH COVERAGE OPTION.

25 (3) A PATIENT SEEKING FINANCIAL ASSISTANCE MAY PROVIDE
26 THE FOLLOWING FINANCIAL INFORMATION AND DOCUMENTATION IN
27 SUPPORT OF THEIR APPLICATION:

28 (I) PAYCHECKS OR PAY STUBS;

29 (II) UNEMPLOYMENT DOCUMENTATION;

30 (III) SOCIAL SECURITY INCOME;

1 (IV) RENT RECEIPTS;

2 (V) A LETTER FROM THE PATIENT'S EMPLOYER ATTESTING
3 TO THE PATIENT'S GROSS INCOME;

4 (VI) COPIES OF RECENT TAX RETURNS; OR

5 (VII) IF NONE OF THE AFOREMENTIONED INFORMATION AND
6 DOCUMENTATION ARE AVAILABLE, A WRITTEN SELF-ATTESTATION
7 OF THE PATIENT'S INCOME.

8 (4) HOSPITALS MAY PROVIDE HOSPITAL-BASED FINANCIAL
9 ASSISTANCE TO ANY PATIENT WHO IS ALREADY ENROLLED IN THE
10 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP), SPECIAL
11 SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS AND
12 CHILDREN (WIC) OR LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM
13 (LIHEAP), BASED ON PRESUMPTIVE ELIGIBILITY THROUGH USE OF
14 ELECTRONIC VERIFICATION DATA.

15 (5) UPON SUBMISSION OF A COMPLETED APPLICATION FORM, THE
16 PATIENT IS NOT LIABLE FOR ANY BILLS UNTIL THE HOSPITAL HAS
17 RENDERED A DECISION ON THE APPLICATION.

18 SECTION 106-L. TAX APPLICABILITY.

19 THE AMOUNT OF INTEREST AND PRINCIPAL BALANCE OF MEDICAL DEBT
20 DISCHARGED UNDER THE PROGRAM SHALL NOT BE INCLUDED IN THE
21 CLASSES OF INCOME IDENTIFIED IN SECTION 303 OF THE ACT OF MARCH
22 4, 1971 (P.L.6, NO.2), KNOWN AS THE TAX REFORM CODE OF 1971.

23 ARTICLE I-M

24 INSTITUTIONS OF PURELY PUBLIC CHARITY

25 SECTION 101-M. DEFINITIONS.

26 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
27 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
28 CONTEXT CLEARLY INDICATES OTHERWISE:

29 "INSTITUTION." AS DEFINED IN SECTION 3 OF THE ACT OF
30 NOVEMBER 26, 1997 (P.L.508, NO.55), KNOWN AS THE INSTITUTIONS OF

1 PURELY PUBLIC CHARITY ACT.

2 SECTION 102-M. CHARITY TO PERSONS.

3 NOTWITHSTANDING SECTION 5(E) (5) OF THE ACT OF NOVEMBER 26,
4 1997 (P.L.508, NO.55), KNOWN AS THE INSTITUTIONS OF PURELY
5 PUBLIC CHARITY ACT, AN INSTITUTION SHALL BE CONSIDERED TO
6 BENEFIT A SUBSTANTIAL AND INDEFINITE CLASS OF PERSONS WHO ARE
7 LEGITIMATE SUBJECTS OF CHARITY IF:

8 (1) THE INSTITUTION IS A DOMESTIC FRATERNAL SOCIETY,
9 ORDER OR ASSOCIATION, THAT OPERATES UNDER A LODGE SYSTEM, THE
10 NET EARNINGS OF WHICH ARE DEVOTED TO RELIGIOUS, CHARITABLE,
11 SCIENTIFIC, LITERARY, EDUCATIONAL AND FRATERNAL PURPOSES AND
12 QUALIFIES FOR AN EXEMPTION FROM TAXATION UNDER 26 U.S.C. §
13 501(C) (8) AND (10) (RELATING TO EXEMPTION FROM TAX ON
14 CORPORATIONS, CERTAIN TRUSTS, ETC.) AND:

15 (I) THE ORGANIZATION HAS BEEN OPERATING IN THIS
16 COMMONWEALTH FOR AT LEAST 100 YEARS; AND

17 (II) THE ORGANIZATION HAS NOT BEEN ISSUED A LICENSE
18 UNDER THE ACT OF APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS
19 THE LIQUOR CODE.

20 (2) THE INSTITUTION IS A TITLE-HOLDING ORGANIZATION THAT
21 QUALIFIES FOR AN EXEMPTION FROM TAXATION UNDER 26 U.S.C. §
22 501(C) (2) THAT IS WHOLLY OWNED OR CONTROLLED BY ONE OR MORE
23 QUALIFYING FRATERNAL ORGANIZATION DESCRIBED UNDER PARAGRAPH
24 (1).

25 ARTICLE I-N

26 (RESERVED)

27 SECTION 5. THE DEFINITIONS OF "COST OF THE RETAILER," "COST
28 OF THE STAMPING AGENT" AND "COST OF THE WHOLESALER" IN SECTION
29 202-A OF THE ACT ARE AMENDED TO READ:

30 SECTION 202-A. DEFINITIONS.--AS USED IN THIS ARTICLE--

1 * * *

2 "COST OF THE RETAILER" SHALL MEAN THE BASIC COST OF
3 CIGARETTES TO THE RETAILER PLUS THE COST OF DOING BUSINESS BY
4 THE RETAILER IN EXCESS OF THE BASIC COST OF CIGARETTES,
5 EXPRESSED AS A PERCENTAGE AND APPLIED TO THE BASIC COST OF
6 CIGARETTES. IN THE ABSENCE OF FILING OF SATISFACTORY PROOF OF A
7 LESSER OR HIGHER COST OF DOING BUSINESS BY THE RETAILER MAKING
8 THE SALE, THE COST OF DOING BUSINESS BY THE RETAILER SHALL BE
9 PRESUMED TO BE [SEVEN] THE PER CENTUM AS PROVIDED IN SECTION
10 234-A OF THE BASIC COST OF CIGARETTES TO THE RETAILER. WHEN A
11 RETAILER ESTABLISHES A LESSER COST OF DOING BUSINESS THAN THE
12 PRESUMPTIVE [SEVEN] PER CENTUM COST OF DOING BUSINESS AS
13 PROVIDED IN SECTION 234-A, SUCH LESSER COST OF DOING BUSINESS
14 MAY BE USED TO COMPUTE THE COST OF THE RETAILER FOR A PERIOD OF
15 TIME NO GREATER THAN TWELVE MONTHS, AT THE END OF WHICH TIME THE
16 COST TO THE RETAILER SHALL BE COMPUTED USING THE PRESUMPTIVE
17 [SEVEN] PER CENTUM COST OF DOING BUSINESS AS PROVIDED IN SECTION
18 234-A, UNLESS THE RETAILER AGAIN ESTABLISHES A LESSER COST OF
19 DOING BUSINESS. ANY FRACTIONAL PART OF A CENT IN SUCH COST PER
20 CARTON SHALL BE ROUNDED OFF TO THE NEXT HIGHER CENT. IN THE CASE
21 OF ANY PERSON WHO PURCHASES CIGARETTES FOR SALE AT RETAIL FROM
22 ANY MANUFACTURER OF CIGARETTES WITHOUT RESORT TO A WHOLESALER AS
23 SUCH, SUCH PERSON SHALL BE DEEMED, FOR THE PURPOSES OF THIS
24 ARTICLE, TO BE ENGAGED IN THE SALE OF CIGARETTES AS A STAMPING
25 AGENT, WHOLESALER AND RETAILER AND AS SUCH SHALL BE SUBJECT TO
26 ALL MARK-UP PROVISIONS OF THIS ARTICLE IN THE ORDER NAMED.

27 "COST OF THE STAMPING AGENT" SHALL MEAN THE BASIC COST OF
28 CIGARETTES PLUS THE COST OF DOING BUSINESS BY THE CIGARETTE
29 STAMPING AGENT IN EXCESS OF THE BASIC COST OF CIGARETTES,
30 EXPRESSED AS A PERCENTAGE AND APPLIED TO THE BASIC COST OF

1 CIGARETTES. ANY FRACTIONAL PART OF A CENT IN THE COST PER CARTON
2 OF CIGARETTES SHALL BE ROUNDED OFF TO THE NEXT HIGHER CENT. IN
3 THE CASE OF SALES AT RETAIL BY CIGARETTE STAMPING AGENTS, THE
4 COST OF THE CIGARETTE STAMPING AGENT SHALL BE THE SAME AS THE
5 COST OF THE RETAILER. THERE SHALL BE DETERMINED A SEPARATE COST
6 OF THE CIGARETTE STAMPING AGENT FOR SALES TO WHOLESALE DEALERS
7 AND FOR SALES TO RETAIL DEALERS. IN THE ABSENCE OF FILING OF
8 SATISFACTORY PROOF OF A LESSER COST OF DOING BUSINESS OF THE
9 CIGARETTE STAMPING AGENT MAKING THE SALE, THE COST OF DOING
10 BUSINESS SHALL BE PRESUMED TO BE [ONE AND SEVEN-TENTHS PER
11 CENTUM] THE PER CENTUM AS PROVIDED IN SECTION 235-A OF THE BASIC
12 COST OF CIGARETTES TO THE STAMPER FOR SALES TO WHOLESALE DEALERS
13 AND, WITH RESPECT TO SALES TO RETAIL DEALERS, THE COST OF THE
14 STAMPING AGENT PLUS THE COST OF THE WHOLESALER. WHEN A CIGARETTE
15 STAMPING AGENT ESTABLISHES A LESSER COST OF DOING BUSINESS THAN
16 THE PRESUMPTIVE COSTS CONTAINED HEREIN, SUCH LESSER COST OF
17 DOING BUSINESS MAY BE USED TO COMPUTE THE COST OF THE CIGARETTE
18 STAMPING AGENT FOR A PERIOD OF TIME NO GREATER THAN TWELVE
19 MONTHS, AT THE END OF WHICH TIME THE COST OF THE CIGARETTE
20 STAMPING AGENT SHALL BE COMPUTED USING THE PRESUMPTIVE COSTS
21 CONTAINED HEREIN, UNLESS THE CIGARETTE STAMPING AGENT AGAIN
22 ESTABLISHES A LESSER COST OF DOING BUSINESS.

23 "COST OF THE WHOLESALER" SHALL MEAN THE BASIC COST OF
24 CIGARETTES TO THE WHOLESALER PLUS THE COST OF DOING BUSINESS BY
25 THE WHOLESALER IN EXCESS OF THE BASIC COST OF CIGARETTES,
26 EXPRESSED AS A PERCENTAGE AND APPLIED TO THE BASIC COST OF
27 CIGARETTES. ANY FRACTIONAL PART OF A CENT IN THE COST TO THE
28 WHOLESALER PER CARTON OF CIGARETTES SHALL BE ROUNDED OFF TO THE
29 NEXT HIGHER CENT. THERE SHALL BE DETERMINED A SEPARATE COST OF
30 THE WHOLESALER FOR SALE TO RETAIL DEALERS. IN THE ABSENCE OF

1 FILING SATISFACTORY PROOF OF A LESSER COST OF DOING BUSINESS BY
2 THE WHOLESALER WITH RESPECT TO SALES TO RETAIL DEALERS, THE COST
3 OF DOING BUSINESS SHALL BE PRESUMED TO BE [FOUR PER CENTUM] THE
4 PER CENTUM AS PROVIDED IN SECTION 236-A OF THE BASIC COST OF
5 CIGARETTES. WHEN A WHOLESALER ESTABLISHES A LESSER COST OF DOING
6 BUSINESS THAN THE PRESUMPTIVE COST OF DOING BUSINESS, SUCH
7 LESSER COST OF DOING BUSINESS MAY BE USED TO COMPUTE THE COST OF
8 THE WHOLESALER FOR A PERIOD OF TIME NO GREATER THAN TWELVE
9 MONTHS, AT THE END OF WHICH TIME THE COST OF THE WHOLESALER
10 SHALL BE COMPUTED USING THE PRESUMPTIVE FOUR PER CENTUM COST OF
11 DOING BUSINESS, UNLESS THE WHOLESALER AGAIN ESTABLISHES A LESSER
12 COST OF DOING BUSINESS.

13 * * *

14 SECTION 6. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

15 SECTION 234-A. PRESUMED COST OF DOING BUSINESS BY
16 RETAILER.--THE PRESUMED COST OF DOING BUSINESS BY A RETAILER
17 MAKING THE SALE SHALL BE THE FOLLOWING PER CENTUM:

18 (1) PRIOR TO JANUARY 1, 2024, SEVEN PER CENTUM.

19 (2) BEGINNING JANUARY 1, 2024, THROUGH DECEMBER 31, 2024,
20 NINE PER CENTUM.

21 (3) BEGINNING JANUARY 1, 2025, THROUGH DECEMBER 31, 2025,
22 TEN PER CENTUM.

23 (4) BEGINNING JANUARY 1, 2026, ELEVEN PER CENTUM.

24 (5) BEGINNING JANUARY 1, 2027, AND THEREAFTER, TWELVE PER
25 CENTUM.

26 SECTION 235-A. PRESUMED COST OF DOING BUSINESS BY STAMPING
27 AGENT.--THE PRESUMED COST OF DOING BUSINESS BY A STAMPING AGENT
28 MAKING THE SALE SHALL BE THE FOLLOWING PER CENTUM:

29 (1) PRIOR TO JANUARY 1, 2024, ONE AND SEVEN TENTHS PER
30 CENTUM.

1 (2) BEGINNING JANUARY 1, 2024, THROUGH DECEMBER 31, 2024,
2 TWO PER CENTUM.

3 (3) JANUARY 1, 2025, AND THEREAFTER, TWO AND ONE-HALF PER
4 CENTUM.

5 SECTION 236-A. PRESUMED COST OF DOING BUSINESS BY
6 WHOLESALE.--THE PRESUMED COST OF DOING BUSINESS BY A WHOLESALE
7 MAKING THE SALE SHALL BE THE FOLLOWING PER CENTUM:

8 (1) PRIOR TO JANUARY 1, 2024, FOUR PER CENTUM.

9 (2) BEGINNING JANUARY 1, 2024, THROUGH DECEMBER 31, 2024,
10 SIX PER CENTUM.

11 (3) BEGINNING JANUARY 1, 2025, AND THEREAFTER, SEVEN PER
12 CENTUM.

13 SECTION 7. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

14 ARTICLE II-F

15 INDIGENT DEFENSE

16 SECTION 201-F. SCOPE OF ARTICLE.

17 THIS ARTICLE RELATES TO INDIGENT DEFENSE.

18 SECTION 202-F. DEFINITIONS.

19 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
20 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
21 CONTEXT CLEARLY INDICATES OTHERWISE:

22 "COMMISSION." THE PENNSYLVANIA COMMISSION ON CRIME AND
23 DELINQUENCY.

24 "INDIGENT DEFENSE SERVICES." THE LEGAL REPRESENTATION
25 PROVIDED TO INDIGENT ADULT DEFENDANTS AND JUVENILE RESPONDENTS
26 THROUGH EITHER A PUBLIC DEFENDER'S OFFICE, CONTRACTED COUNSEL OR
27 CONFLICT COUNSEL.

28 SECTION 203-F. INDIGENT DEFENSE ADVISORY COMMITTEE.

29 (A) ESTABLISHMENT.--THE INDIGENT DEFENSE ADVISORY COMMITTEE
30 IS ESTABLISHED WITHIN THE COMMISSION.

1 (B) COMPOSITION.--THE COMMITTEE SHALL CONSIST OF A
2 CHAIRPERSON AND THE FOLLOWING MEMBERS TO BE SELECTED AS FOLLOWS:

3 (1) THE EXECUTIVE DIRECTOR OF THE INTERBRANCH COMMISSION
4 FOR GENDER, RACIAL AND ETHNIC FAIRNESS, OR A DESIGNEE, WHO
5 SHALL SERVE AS AN EX OFFICIO AND NONVOTING MEMBER.

6 (2) THE EXECUTIVE DIRECTOR OF THE PUBLIC DEFENDER
7 ASSOCIATION OF PENNSYLVANIA OR A DESIGNEE.

8 (3) THE EXECUTIVE DIRECTOR OF THE PENNSYLVANIA
9 COMMISSION ON SENTENCING, OR A DESIGNEE, WHO SHALL SERVE AS
10 AN EX OFFICIO AND NONVOTING MEMBER.

11 (4) THE EXECUTIVE DIRECTOR OF THE PENNSYLVANIA DISTRICT
12 ATTORNEYS ASSOCIATION, OR A DESIGNEE, WHO SHALL SERVE AS AN
13 EX OFFICIO AND NONVOTING MEMBER.

14 (5) THE COMMONWEALTH VICTIM ADVOCATE, OR A DESIGNEE, WHO
15 SHALL SERVE AS AN EX OFFICIO AND NONVOTING MEMBER.

16 (6) THE EXECUTIVE DIRECTOR OF THE PENNSYLVANIA CHIEFS OF
17 POLICE ASSOCIATION, OR A DESIGNEE, WHO SHALL SERVE AS AN EX
18 OFFICIO AND NONVOTING MEMBER.

19 (7) THE EXECUTIVE DIRECTOR OF THE JUVENILE COURT JUDGES'
20 COMMISSION, OR A DESIGNEE, WHO SHALL SERVE AS AN EX OFFICIO
21 AND NONVOTING MEMBER.

22 (8) AN INDIVIDUAL APPOINTED BY THE PRESIDENT PRO TEMPORE
23 OF THE SENATE.

24 (9) AN INDIVIDUAL APPOINTED BY THE MINORITY LEADER OF
25 THE SENATE.

26 (10) AN INDIVIDUAL APPOINTED BY THE SPEAKER OF THE HOUSE
27 OF REPRESENTATIVES.

28 (11) AN INDIVIDUAL APPOINTED BY THE MINORITY LEADER OF
29 THE HOUSE OF REPRESENTATIVES.

30 (12) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:

1 (I) ONE REPRESENTATIVE OF PUBLIC DEFENDERS APPOINTED
2 FROM A LIST OF THREE QUALIFIED ATTORNEYS RECOMMENDED BY
3 THE DEFENDER ASSOCIATION OF PHILADELPHIA.

4 (II) ONE CRIMINAL DEFENSE ATTORNEY WITH PUBLIC
5 DEFENDER EXPERIENCE APPOINTED FROM A LIST OF THREE
6 QUALIFIED INDIVIDUALS RECOMMENDED BY THE PENNSYLVANIA
7 ASSOCIATION OF CRIMINAL DEFENSE LAWYERS.

8 (III) ONE ATTORNEY WITH EXPERIENCE DEFENDING
9 JUVENILES IN DELINQUENCY PROCEEDINGS, APPOINTED FROM A
10 LIST OF THREE QUALIFIED INDIVIDUALS RECOMMENDED BY THE
11 JUVENILE DEFENDERS ASSOCIATION OF PENNSYLVANIA.

12 (IV) ONE MEMBER FROM THE LAW SCHOOL ACADEMIC
13 COMMUNITY WITH A BACKGROUND IN PUBLIC DEFENSE OR LEGAL
14 SERVICES APPOINTED FROM A LIST OF QUALIFIED INDIVIDUALS
15 RECOMMENDED BY EACH LAW SCHOOL IN THIS COMMONWEALTH.

16 (V) ONE ATTORNEY WITH CAPITAL CASE INDIGENT DEFENSE
17 TRIAL, APPELLATE OR POSTCONVICTION EXPERIENCE ASSOCIATED
18 WITH THE PENNSYLVANIA INNOCENCE PROJECT AT TEMPLE
19 UNIVERSITY BEASLEY SCHOOL OF LAW.

20 (VI) ONE REPRESENTATIVE OF COUNTY GOVERNMENT FROM
21 THE SECOND CLASS OR SECOND CLASS A COUNTIES APPOINTED
22 FROM A LIST OF THREE QUALIFIED INDIVIDUALS RECOMMENDED BY
23 THE COUNTY COMMISSIONERS ASSOCIATION OF PENNSYLVANIA.

24 (VII) ONE REPRESENTATIVE OF COUNTY GOVERNMENT FROM
25 THE THIRD, FOURTH, FIFTH, SIXTH, SEVENTH OR EIGHTH CLASS
26 COUNTIES APPOINTED FROM A LIST OF THREE QUALIFIED
27 INDIVIDUALS RECOMMENDED BY THE COUNTY COMMISSIONERS
28 ASSOCIATION OF PENNSYLVANIA.

29 (VIII) ONE ADVOCATE FOR CURRENT AND FORMER PRISON
30 INMATES APPOINTED FROM A LIST OF THREE INDIVIDUALS

1 RECOMMENDED BY THE PENNSYLVANIA PRISON SOCIETY.

2 (13) THREE JUDGES WHO ROUTINELY PRESIDE OVER CRIMINAL OR
3 JUVENILE CASES AND ARE REPRESENTATIVE OF THE GEOGRAPHIC AND
4 DEMOGRAPHIC DIVERSITY OF THE COMMONWEALTH, APPOINTED BY THE
5 CHIEF JUSTICE OF THE PENNSYLVANIA SUPREME COURT.

6 (14) THE FOLLOWING MEMBERS APPOINTED BY THE CHIEF
7 JUSTICE OF THE PENNSYLVANIA SUPREME COURT:

8 (I) ONE COUNTY CHIEF PUBLIC DEFENDER FROM A LIST OF
9 THREE RECOMMENDATIONS FROM THE PUBLIC DEFENDER
10 ASSOCIATION OF PENNSYLVANIA.

11 (II) ONE PUBLIC DEFENDER FROM THE SECOND CLASS OR
12 SECOND CLASS A COUNTIES FROM A LIST OF FOUR
13 RECOMMENDATIONS FROM THE PUBLIC DEFENDER ASSOCIATION OF
14 PENNSYLVANIA.

15 (III) ONE PUBLIC DEFENDER FROM THE THIRD OR FOURTH
16 CLASS COUNTIES FROM A LIST OF FOUR RECOMMENDATIONS FROM
17 THE PUBLIC DEFENDER ASSOCIATION OF PENNSYLVANIA.

18 (IV) TWO PUBLIC DEFENDERS FROM THE FIFTH, SIXTH,
19 SEVENTH OR EIGHTH CLASS COUNTIES FROM A LIST OF FOUR
20 RECOMMENDATIONS FROM THE PUBLIC DEFENDER ASSOCIATION OF
21 PENNSYLVANIA.

22 (C) CHAIRPERSON AND VICE CHAIRPERSON.--THE CHAIRPERSON OF
23 THE COMMITTEE SHALL BE SELECTED BY THE GOVERNOR FROM AMONG THE
24 VOTING MEMBERS OF THE COMMITTEE. A VICE CHAIRPERSON SHALL BE
25 DESIGNATED BY THE CHAIRPERSON OF THE COMMITTEE FROM AMONG THE
26 VOTING MEMBERS OF THE COMMITTEE TO PRESIDE AT MEETINGS IN THE
27 ABSENCE OF THE CHAIRPERSON.

28 (D) TERM.--MEMBERS OF THE COMMITTEE SHALL SERVE A FOUR-YEAR
29 TERM. MEMBERS ARE ELIGIBLE FOR REAPPOINTMENT FOR NO MORE THAN
30 TWO CONSECUTIVE TERMS. MEMBERS APPOINTED UNDER SUBSECTION (B)

1 (1), (2), (3), (4), (5), (6) AND (7) SHALL SERVE BY VIRTUE OF
2 THE MEMBER'S OFFICE, AND THE TERM SHALL BE CONCURRENT WITH THE
3 MEMBER'S SERVICE IN THE OFFICE. VACANCIES ON THE COMMITTEE SHALL
4 BE FILLED BY THE APPOINTING AUTHORITY WITHIN 60 DAYS OF THE
5 VACANCY. FOR THE PURPOSES OF THIS SUBSECTION, A VACANCY OCCURS
6 WHEN A MEMBER RESIGNS FROM THE COMMITTEE OR NO LONGER HOLDS THE
7 EMPLOYMENT THAT ORIGINALLY QUALIFIED THE MEMBER FOR THE
8 APPOINTMENT.

9 (E) QUORUM.--A MAJORITY OF THE VOTING MEMBERS OF THE
10 COMMITTEE SHALL CONSTITUTE A QUORUM AND A QUORUM SHALL BE
11 REQUIRED FOR ALL ACTIONS. A VOTE OF THE MAJORITY OF THE VOTING
12 MEMBERS OF THE COMMITTEE PRESENT SHALL BE SUFFICIENT FOR ALL
13 ACTIONS TAKEN BY THE COMMITTEE.

14 (F) MEETINGS.--THE COMMITTEE SHALL HOLD ITS FIRST MEETING NO
15 LATER THAN 60 DAYS FROM THE EFFECTIVE DATE OF THIS SUBSECTION.
16 EXCEPT FOR THE FIRST MEETING, MEETINGS RELATED TO THE
17 IMPLEMENTATION AND OPERATION OF THE INDIGENT DEFENSE GRANT
18 PROGRAM ESTABLISHED UNDER SUBSECTION (K) AND MEETINGS RELATED TO
19 COMMITTEE DUTIES UNDER SUBSECTION (I) (13), MEMBERS APPOINTED
20 UNDER SUBSECTION (B) (4), (5) AND (6) MAY NOT PARTICIPATE IN
21 MEETINGS AND COMMITTEE WORK RELATED TO COMMITTEE DUTIES UNDER
22 SUBSECTION (I) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10),
23 (11) AND (12), UNLESS REQUESTED BY A MAJORITY OF THE VOTING
24 MEMBERS.

25 (G) COMPENSATION AND EXPENSES.--THE COMMITTEE MEMBERS SHALL
26 NOT RECEIVE A SALARY OR PER DIEM ALLOWANCE FOR SERVING AS BOARD
27 MEMBERS, BUT SHALL BE REIMBURSED FOR ACTUAL AND NECESSARY
28 EXPENSES INCURRED IN THE PERFORMANCE OF DUTIES AS MEMBERS OF THE
29 COMMITTEE. EXPENSES MAY INCLUDE REIMBURSEMENT OF TRAVEL AND
30 LIVING EXPENSES WHILE ENGAGED IN COMMITTEE BUSINESS.

1 (H) STAFF.--STAFF SUPPORT SHALL BE MADE AVAILABLE TO THE
2 COMMITTEE BY THE EXECUTIVE DIRECTOR OF THE COMMISSION IN ORDER
3 TO ADEQUATELY ASSIST THE COMMITTEE IN CARRYING OUT ITS DUTIES
4 AND RESPONSIBILITIES.

5 (I) DUTIES AND RESPONSIBILITIES.--WITH THE REVIEW AND
6 APPROVAL OF THE COMMISSION, THE COMMITTEE SHALL HAVE THE
7 FOLLOWING DUTIES AND RESPONSIBILITIES:

8 (1) PROPOSE MINIMUM STANDARDS FOR THE DELIVERY OF
9 EFFECTIVE INDIGENT DEFENSE SERVICES THROUGHOUT THIS
10 COMMONWEALTH THAT ARE CONSISTENT WITH THE REQUIREMENTS OF THE
11 CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF
12 PENNSYLVANIA.

13 (2) PROPOSE MINIMUM STANDARDS FOR ATTORNEYS PROVIDING
14 INDIGENT DEFENSE SERVICES TO ENSURE THAT THE ABILITY,
15 TRAINING AND EXPERIENCE OF THE ATTORNEYS MATCH THE CASES
16 ASSIGNED TO THE ATTORNEYS.

17 (3) SUBMIT PROPOSED STANDARDS TO THE PENNSYLVANIA
18 SUPREME COURT FOR ADOPTION THROUGH A MANNER PRESCRIBED BY THE
19 SUPREME COURT.

20 (4) IDENTIFY, DEVELOP OR PROVIDE APPROPRIATE STATEWIDE
21 CONTINUING LEGAL EDUCATION COURSES, PRACTICAL TRAINING
22 PROGRAMS AND SKILL DEVELOPMENT RESOURCES, INCLUDING
23 PRESERVICE TRAINING FOR NEWLY HIRED PUBLIC DEFENDERS, PUBLIC
24 DEFENDER STAFF ATTORNEYS, ASSIGNED COUNSEL AND CONTRACT
25 PUBLIC DEFENDERS AND OTHER COUNSEL WHO PROVIDE INDIGENT
26 DEFENSE SERVICES.

27 (5) IDENTIFY, DEVELOP OR PROVIDE APPROPRIATE PROGRAMS
28 FOR CAPITAL CASE DEFENSE SKILLS TRAINING, ADULT CRIMINAL
29 DEFENSE TRAINING, JUVENILE DELINQUENCY DEFENSE TRAINING AND
30 MANAGEMENT AND LEADERSHIP TRAINING FOR CHIEF DEFENDERS AND

1 PUBLIC DEFENDER OFFICE LEADERS AND OTHER COUNSEL WHO PROVIDE
2 INDIGENT DEFENSE SERVICES.

3 (6) ESTABLISH A VIRTUAL DEFENDER TRAINING LIBRARY
4 CONSISTING OF ALL PROGRAMS APPROVED BY THE COMMITTEE.

5 (7) ADOPT STANDARDS BY WHICH COUNTIES SHALL COLLECT AND
6 REPORT, AT A MINIMUM, THE FOLLOWING TO THE COMMITTEE:

7 (I) THE CASELOAD AND WORKLOAD OF EACH ATTORNEY IN
8 THE COUNTY'S PUBLIC DEFENDER OFFICE.

9 (II) THE CASELOAD AND WORKLOAD OF ATTORNEYS WHO ARE
10 ASSIGNED TO REPRESENT AN INDIGENT DEFENDANT AS CONFLICT
11 COUNSEL OR CONTRACT COUNSEL IN THE COUNTY.

12 (III) THE TOTAL EXPENDITURES AND PER CAPITA SPENDING
13 FOR INDIGENT CRIMINAL DEFENSE SERVICES IN THE COUNTY.

14 (8) ADOPT STANDARDS FOR THE USE OF CASE MANAGEMENT
15 SYSTEMS OR SOFTWARE BY COUNTY PUBLIC DEFENDER OFFICES.

16 (9) DEVELOP, IN PARTNERSHIP WITH THE ADMINISTRATIVE
17 OFFICE OF PENNSYLVANIA COURTS AND THE JUVENILE COURT JUDGES'
18 COMMISSION, DATA REQUESTS THAT INCLUDE, AT A MINIMUM, THE
19 FOLLOWING:

20 (I) THE TOTAL NUMBER OF CRIMINAL CASES INVOLVING A
21 PUBLIC DEFENDER BY CATEGORY OF CRIMINAL OFFENSE AND BY
22 COUNTY.

23 (II) THE TOTAL NUMBER OF CRIMINAL CASES ADJUDICATED
24 OR CLOSED INVOLVING A PUBLIC DEFENDER BY CATEGORY OF
25 DISPOSITION TYPE AND BY COUNTY.

26 (III) THE TOTAL NUMBER OF JUVENILE DELINQUENCY CASES
27 INVOLVING A PUBLIC DEFENDER BY CATEGORY OF OFFENSE AND BY
28 COUNTY.

29 (IV) THE TOTAL NUMBER OF JUVENILE DELINQUENCY CASES
30 ADJUDICATED OR CLOSED INVOLVING A PUBLIC DEFENDER BY

1 CATEGORY OF DISPOSITION TYPE AND BY COUNTY.

2 (V) THE TOTAL NUMBER OF CRIMINAL CASES WITH A COURT
3 APPOINTED ATTORNEY, NOT A PUBLIC DEFENDER.

4 (VI) THE TOTAL NUMBER OF JUVENILE DELINQUENCY CASES
5 WITH A COURT APPOINTED ATTORNEY, NOT A PUBLIC DEFENDER.

6 (VII) THE TOTAL NUMBER OF CRIMINAL AND JUVENILE
7 DELINQUENCY CASES APPEALED INVOLVING A PUBLIC DEFENDER BY
8 COUNTY.

9 (10) PARTNER WITH OTHER DEPARTMENTS OR AGENCIES FOR THE
10 COLLECTION OF DATA RELATED TO THE DELIVERY OF INDIGENT
11 DEFENSE SERVICES, AS MAY BE REQUIRED BY THE COMMITTEE.

12 (11) ANALYZE THE DATA TO IDENTIFY TRENDS AND OVERALL
13 EFFECTIVENESS OF INDIGENT DEFENSE SERVICES IN THE STATE AND
14 THE IMPACT OF THE STANDARDS ADOPTED ON THE EFFECTIVENESS OF
15 INDIGENT DEFENSE SERVICES IN THE FUTURE.

16 (12) PREPARE A REPORT WHICH INCLUDES, AT A MINIMUM, THE
17 ACTIONS OF THE COMMITTEE, DETAILS OF GRANTS AWARDED,
18 SUMMARIES OF DATA COLLECTED WITH STATISTICS REGARDING THE
19 DELIVERY OF INDIGENT DEFENSE SERVICES AND RECOMMENDATIONS FOR
20 IMPROVEMENT OF THE INDIGENT DEFENSE SYSTEM IN THIS
21 COMMONWEALTH. THE REPORT SHALL BE SUBMITTED TWO YEARS FROM
22 THE EFFECTIVE DATE OF THIS SECTION AND BIENNIALLY THEREAFTER.
23 THE REPORT SHALL BE PUBLISHED ON THE COMMISSION'S PUBLICLY
24 ACCESSIBLE INTERNET WEBSITE. A COPY OF THE REPORT SHALL BE
25 SUBMITTED TO THE GOVERNOR, THE CHAIR AND MINORITY CHAIR OF
26 THE JUDICIARY COMMITTEE OF THE SENATE, THE CHAIR AND MINORITY
27 CHAIR OF THE JUDICIARY COMMITTEE OF THE HOUSE OF
28 REPRESENTATIVES, THE CHAIR AND MINORITY CHAIR OF THE
29 APPROPRIATIONS COMMITTEE OF THE SENATE, THE CHAIR AND
30 MINORITY CHAIR OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE

1 OF REPRESENTATIVES AND THE PENNSYLVANIA SUPREME COURT.

2 (13) PERFORM FUNCTIONS RELATED TO THE DIRECT APPROVAL
3 AND DISBURSEMENT OF GRANTS UNDER THE INDIGENT DEFENSE GRANT
4 PROGRAM ESTABLISHED UNDER SUBSECTION (K) IN AN ADVISORY
5 CAPACITY ONLY.

6 (J) CONFIDENTIALITY OF DATA.--COUNTY-SPECIFIC DATA RECEIVED
7 AND COLLECTED BY THE COMMITTEE SHALL REMAIN CONFIDENTIAL. THE
8 COMMITTEE MAY RELEASE AGGREGATE DATA AT THE COMMITTEE'S
9 DISCRETION WHEN PREPARING AND SUBMITTING ITS BIENNIAL REPORT.

10 (K) INDIGENT DEFENSE GRANT PROGRAM.--THE INDIGENT DEFENSE
11 GRANT PROGRAM IS ESTABLISHED IN THE COMMISSION. THE FOLLOWING
12 SHALL APPLY:

13 (1) MONEY AVAILABLE TO THE PROGRAM SHALL INCLUDE
14 APPROPRIATIONS AND TRANSFERS FROM THE GENERAL FUND, SPECIAL
15 FUNDS, FEDERAL FUNDS AND OTHER SOURCES OF REVENUE MADE
16 AVAILABLE TO THE PROGRAM AND THE COMMISSION.

17 (2) PROGRAM FUNDING MAY ONLY BE USED FOR THE GRANT AND
18 TRAINING ACTIVITIES AUTHORIZED UNDER THIS SECTION, AND NO
19 MONEY MAY BE TRANSFERRED OR DIVERTED TO ANY OTHER PURPOSE BY
20 ADMINISTRATIVE ACTION.

21 (3) THE COMMITTEE SHALL HAVE THE OPPORTUNITY TO REVIEW
22 AND COMMENT ON GRANT APPLICATIONS AND SHALL ENSURE THAT GRANT
23 FUNDING OR SERVICES PROVIDED UNDER THE PROGRAM ARE
24 GEOGRAPHICALLY DISPERSED THROUGHOUT THIS COMMONWEALTH.

25 (4) GRANT MONEY ALLOCATED THROUGH THE PROGRAM SHALL BE
26 USED TO SUPPLEMENT AND NOT SUPPLANT EXISTING COUNTY SPENDING
27 ON INDIGENT DEFENSE SERVICES.

28 (5) NOTHING SHALL PRECLUDE A GRANT RECIPIENT FROM MAKING
29 AN APPLICATION IN A SUBSEQUENT YEAR FOR THE SAME PURPOSE AND
30 AMOUNT AWARDED IN A PRIOR YEAR.

1 (6) GRANTS AWARDED SHALL BE CONSISTENT WITH THE
2 STANDARDS ESTABLISHED BY THE COMMITTEE AND THE STANDARDS
3 ADOPTED BY THE PENNSYLVANIA SUPREME COURT.

4 (7) THE COMMISSION MAY RANDOMLY AUDIT AND MONITOR GRANT
5 RECIPIENTS TO ENSURE THE APPROPRIATE USE OF GRANT FUNDS AND
6 COMPLIANCE WITH THE PROVISIONS OF THIS SECTION.

7 (8) THE COMMISSION MAY USE UP TO 10% OF THE MONEY
8 APPROPRIATED EACH YEAR FOR THE COSTS OF SUPPORTING THE
9 COMMITTEE AND ADMINISTERING THE PROGRAM, WHICH MAY INCLUDE
10 THE COSTS RELATING TO THE EMPLOYMENT OF PERSONNEL, PROVIDING
11 TECHNICAL ASSISTANCE TO GRANTEEES AND EVALUATING THE IMPACT OF
12 INITIATIVES SUPPORTED BY THE GRANTS.

13 SECTION 8. SECTION 1601.2-E(E) (1) (II) OF THE ACT, AMENDED
14 JULY 11, 2022 (P.L.540, NO.54), IS AMENDED TO READ:
15 SECTION 1601.2-E. OIL AND GAS LEASE FUND.

16 * * *

17 (E) ANNUAL TRANSFERS.--THE FOLLOWING APPLY:

18 (1) * * *

19 (II) NO AMOUNT SHALL BE TRANSFERRED FROM THE FUND TO
20 THE MARCELLUS LEGACY FUND FOR DISTRIBUTION TO THE
21 ENVIRONMENTAL STEWARDSHIP FUND FOR THE 2019-2020, 2020-
22 2021, 2021-2022 [AND], 2022-2023 AND 2023-2024 FISCAL
23 YEAR.

24 * * *

25 SECTION 9. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:
26 SECTION 1607-M. DESIGNATED MUNICIPAL AGENT AND AUTHORIZED
27 SALVOR FOR CITY OF THE FIRST CLASS.

28 FOR PURPOSES OF 75 PA.C.S. § 7304.1 (RELATING TO REPORTS AND
29 REMOVAL OF ABANDONED VEHICLES WITHIN THE BOUNDARIES OF A CITY OF
30 THE FIRST CLASS OR SECOND CLASS), A DESIGNATED MUNICIPAL AGENCY

1 AND AN AUTHORIZED SALVOR FOR A CITY OF THE FIRST CLASS SHALL
2 MEAN THE PHILADELPHIA PARKING AUTHORITY.

3 SECTION 1608-M. OPERATION AS TAXICAB.

4 (A) PROHIBITION.--NOTWITHSTANDING 53 PA.C.S. §§ 5714
5 (RELATING TO CERTIFICATE AND MEDALLION REQUIRED) AND 57B02(C) (6)
6 (RELATING TO REGULATION OF TAXICABS AND LIMOUSINES), NO VEHICLE
7 WHICH IS MORE THAN 10 MODEL YEARS OLD, OR 12 MODEL YEARS OLD IF
8 THE VEHICLE IS AN ALTERNATIVE FUEL VEHICLE, OR HAS BEEN DRIVEN
9 MORE THAN 350,000 MILES, SHALL CONTINUE IN OPERATION AS A
10 TAXICAB.

11 (B) AUTHORIZATION.--NOTWITHSTANDING SUBSECTION (A), THE
12 AUTHORITY MAY AUTHORIZE THE OPERATION OF ANTIQUE VEHICLES IN
13 CALL OR DEMAND SERVICE IN CIRCUMSTANCES AS THE AUTHORITY MAY
14 DEEM APPROPRIATE.

15 (C) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
16 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
17 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

18 "ALTERNATIVE FUEL VEHICLE." AS DEFINED IN SECTION 2 OF THE
19 ACT OF NOVEMBER 29, 2004 (P.L.1376, NO.178), KNOWN AS THE
20 ALTERNATIVE FUELS INCENTIVE ACT.

21 "AUTHORITY." AS DEFINED IN 53 PA.C.S. § 5701 (RELATING TO
22 DEFINITIONS).

23 "TAXICAB." AS DEFINED IN 53 PA.C.S. § 5701.

24 SECTION 9.1. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
25 SECTION 1602-O. STATEWIDE QUALITY CARE ASSESSMENT.

26 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE ASSESSMENT
27 AUTHORIZED AND IMPLEMENTED UNDER ARTICLE VIII-G OF THE ACT OF
28 JUNE 13, 1967 (P.L.31, NO.21), KNOWN AS THE HUMAN SERVICES CODE,
29 SHALL CONTINUE AND REMAIN IN EFFECT UNTIL JUNE 30, 2028.
30 BEGINNING JULY 1, 2023, THE FOLLOWING APPLY:

1 (1) FOR FISCAL YEAR 2023-2024, EACH COVERED HOSPITAL
2 SHALL BE ASSESSED AN AMOUNT EQUAL TO 3.54% OF THE NET
3 INPATIENT REVENUE OF THE COVERED HOSPITAL AND 1.78% OF THE
4 NET OUTPATIENT REVENUE OF THE COVERED HOSPITAL.

5 (2) FOR FISCAL YEARS 2024-2025, 2025-2026, 2026-2027 AND
6 2027-2028, EACH COVERED HOSPITAL SHALL BE ASSESSED AN AMOUNT
7 EQUAL TO 4.36% OF THE NET INPATIENT REVENUE OF THE COVERED
8 HOSPITAL AND 2.20% OF THE NET OUTPATIENT REVENUE OF THE
9 COVERED HOSPITAL.

10 (3) FOR PURPOSES OF CALCULATING THE ANNUAL ASSESSMENT
11 AMOUNT OWED ON OR AFTER JULY 1, 2023, THE SECRETARY OF HUMAN
12 SERVICES MAY REQUIRE THE USE OF NET INPATIENT REVENUE AND NET
13 OUTPATIENT REVENUE AMOUNTS AS IDENTIFIED IN THE RECORDS OF
14 COVERED HOSPITALS FOR A STATE FISCAL YEAR COMMENCING ON OR
15 AFTER JULY 1, 2018. IF THE SECRETARY OF HUMAN SERVICES
16 DECIDES THAT THE NET INPATIENT AND NET OUTPATIENT REVENUE
17 AMOUNTS SHOULD BE BASED ON A STATE FISCAL YEAR COMMENCING ON
18 OR AFTER JULY 1, 2019, THE SECRETARY OF HUMAN SERVICES SHALL
19 TRANSMIT A NOTICE TO THE LEGISLATIVE REFERENCE BUREAU FOR
20 PUBLICATION IN THE NEXT AVAILABLE ISSUE OF THE PENNSYLVANIA
21 BULLETIN SPECIFYING THE STATE FISCAL YEAR FOR WHICH THE NET
22 INPATIENT AND NET OUTPATIENT REVENUE AMOUNTS SHALL BE USED AT
23 LEAST 30 DAYS PRIOR TO THE DATE ON WHICH AN ASSESSMENT AMOUNT
24 CALCULATED WITH THE REBASED AMOUNTS IS DUE TO BE PAID TO THE
25 DEPARTMENT.

26 (4) IF A SINGLE COVERED HOSPITAL CHANGES OWNERSHIP OR
27 CONTROL, THE DEPARTMENT OF HUMAN SERVICES SHALL CALCULATE THE
28 ASSESSMENT AS FOLLOWS:

29 (I) IF THE CHANGE OF OWNERSHIP OCCURS BEFORE JULY 1,
30 2018, THE DEPARTMENT OF HUMAN SERVICES SHALL CALCULATE

1 THE ASSESSMENT USING THE HOSPITAL'S NET INPATIENT REVENUE
2 AND NET OUTPATIENT REVENUE AMOUNTS FOR STATE FISCAL YEAR
3 2018-2019, OR A LATER FISCAL YEAR THAT HAS BEEN SPECIFIED
4 BY THE SECRETARY OF HUMAN SERVICES IN ACCORDANCE WITH
5 PARAGRAPH (3).

6 (II) IF THE CHANGE OF OWNERSHIP OCCURS ON OR AFTER
7 JULY 1, 2018, THE DEPARTMENT OF HUMAN SERVICES SHALL
8 CALCULATE THE ASSESSMENT USING THE HOSPITAL'S NET
9 INPATIENT REVENUE AND NET OUTPATIENT REVENUE AMOUNTS FOR
10 STATE FISCAL YEAR 2018-2019, OR A LATER FISCAL YEAR THAT
11 HAS BEEN SPECIFIED BY THE SECRETARY OF HUMAN SERVICES IN
12 ACCORDANCE WITH PARAGRAPH (3).

13 (III) IF THE NET INPATIENT REVENUE AND NET
14 OUTPATIENT REVENUE AMOUNTS FOR THE STATE FISCAL YEAR
15 2018-2019, OR A LATER FISCAL YEAR THAT HAS BEEN SPECIFIED
16 BY THE SECRETARY OF HUMAN SERVICES IN ACCORDANCE WITH
17 PARAGRAPH (3), ARE UNAVAILABLE DUE TO A COVERED
18 HOSPITAL'S ESTABLISHMENT AS A NEW HOSPITAL UNDER
19 PARAGRAPH (6), THE DEPARTMENT OF HUMAN SERVICES SHALL
20 CALCULATE THE ASSESSMENT USING THE HOSPITAL'S NET
21 INPATIENT REVENUE AND NET OUTPATIENT REVENUE AMOUNTS
22 UNDER PARAGRAPH (6).

23 (5) IF TWO OR MORE HOSPITALS MERGE OR CONSOLIDATE INTO A
24 SINGLE COVERED HOSPITAL AS A RESULT OF A CHANGE IN OWNERSHIP
25 OR CONTROL, THE DEPARTMENT OF HUMAN SERVICES SHALL CALCULATE
26 THE ASSESSMENT AMOUNT OWED BY THE SINGLE COVERED HOSPITAL
27 RESULTING FROM THE MERGER OR CONSOLIDATION AS FOLLOWS:

28 (I) IF THE MERGER OR CONSOLIDATION OCCURS BEFORE
29 JULY 1, 2018, THE DEPARTMENT OF HUMAN SERVICES SHALL
30 CALCULATE THE ASSESSMENT USING THE MERGED OR CONSOLIDATED

1 HOSPITALS' COMBINED NET INPATIENT REVENUE AND NET
2 OUTPATIENT REVENUE AMOUNTS FOR STATE FISCAL YEAR 2018-
3 2019, OR A LATER FISCAL YEAR THAT HAS BEEN SPECIFIED BY
4 THE SECRETARY OF HUMAN SERVICES IN ACCORDANCE WITH
5 PARAGRAPH (3).

6 (II) IF THE MERGER OR CONSOLIDATION OCCURS ON OR
7 AFTER JULY 1, 2018, THE DEPARTMENT OF HUMAN SERVICES
8 SHALL CALCULATE THE ASSESSMENT USING THE MERGED OR
9 CONSOLIDATED HOSPITALS' COMBINED NET INPATIENT REVENUE
10 AND NET OUTPATIENT REVENUE AMOUNTS FOR STATE FISCAL YEAR
11 2018-2019, OR A LATER FISCAL YEAR THAT HAS BEEN SPECIFIED
12 BY THE SECRETARY OF HUMAN SERVICES IN ACCORDANCE WITH
13 PARAGRAPH (3).

14 (III) IF ONE OR MORE HOSPITAL'S NET INPATIENT
15 REVENUE AND NET OUTPATIENT REVENUE AMOUNTS FOR THE STATE
16 FISCAL YEAR 2018-2019, OR A LATER FISCAL YEAR THAT HAS
17 BEEN SPECIFIED BY THE SECRETARY OF HUMAN SERVICES IN
18 ACCORDANCE WITH PARAGRAPH (3), ARE UNAVAILABLE DUE TO A
19 HOSPITAL'S ESTABLISHMENT AS A NEW HOSPITAL UNDER
20 PARAGRAPH (6), THE DEPARTMENT OF HUMAN SERVICES SHALL
21 CALCULATE THE ASSESSMENT AS FOLLOWS:

22 (A) THE DEPARTMENT OF HUMAN SERVICES SHALL
23 CALCULATE A NEW HOSPITAL'S NET INPATIENT REVENUE AND
24 NET OUTPATIENT REVENUE AMOUNTS UNDER PARAGRAPH (6).

25 (B) FOR A HOSPITAL THAT IS NOT NEW HOSPITAL, THE
26 DEPARTMENT OF HUMAN SERVICES SHALL CALCULATE THE
27 HOSPITAL'S NET INPATIENT REVENUE AND NET OUTPATIENT
28 REVENUE AMOUNTS FOR STATE FISCAL YEAR 2018-2019, OR A
29 LATER FISCAL YEAR THAT HAS BEEN SPECIFIED BY THE
30 SECRETARY OF HUMAN SERVICES IN ACCORDANCE WITH

1 PARAGRAPH (3).

2 (C) THE DEPARTMENT OF HUMAN SERVICES SHALL
3 COMBINE THE AMOUNT CALCULATED UNDER CLAUSE (A) WITH
4 THE AMOUNT CALCULATED UNDER CLAUSE (B) TO DETERMINE
5 THE COMBINED NET INPATIENT REVENUE AND NET OUTPATIENT
6 REVENUE AMOUNTS FOR THE MERGED OR CONSOLIDATED
7 HOSPITALS.

8 (6) A HOSPITAL THAT BEGINS OPERATION AS A COVERED
9 HOSPITAL AFTER JULY 1, 2018, SHALL BE ASSESSED AS FOLLOWS:

10 (I) DURING THE STATE FISCAL YEAR IN WHICH A COVERED
11 HOSPITAL BEGINS OPERATION OR IN WHICH A HOSPITAL BECOMES
12 A COVERED HOSPITAL, THE COVERED HOSPITAL IS NOT SUBJECT
13 TO THE ASSESSMENT.

14 (II) FOR THE STATE FISCAL YEAR FOLLOWING THE STATE
15 FISCAL YEAR UNDER SUBPARAGRAPH (I), THE DEPARTMENT OF
16 HUMAN SERVICES SHALL CALCULATE THE HOSPITAL'S ASSESSMENT
17 AMOUNT USING THE NET INPATIENT REVENUE AND NET OUTPATIENT
18 REVENUE FROM THE STATE FISCAL YEAR IN WHICH THE COVERED
19 HOSPITAL BEGAN OPERATION OR BECAME A COVERED HOSPITAL
20 THROUGH THE END OF THE STATE FISCAL YEAR.

21 (III) FOR THE STATE FISCAL YEAR FOLLOWING THE FIRST
22 FULL STATE FISCAL YEAR UNDER SUBPARAGRAPH (II), THE
23 DEPARTMENT OF HUMAN SERVICES SHALL CALCULATE THE
24 HOSPITAL'S ASSESSMENT AMOUNT USING THE NET INPATIENT AND
25 NET OUTPATIENT REVENUE FROM THE PRIOR STATE FISCAL YEAR.
26 FOR SUBSEQUENT STATE FISCAL YEARS, THE DEPARTMENT OF
27 HUMAN SERVICES SHALL USE THE NET INPATIENT REVENUE AND
28 NET OUTPATIENT REVENUE CALCULATED UNDER THIS
29 SUBPARAGRAPH, OR A LATER FISCAL YEAR THAT HAS BEEN
30 SPECIFIED BY THE SECRETARY OF HUMAN SERVICES IN

1 ACCORDANCE WITH PARAGRAPH (3).

2 (IV) IF ESTIMATED NET INPATIENT REVENUE AND NET
3 OUTPATIENT REVENUE IS USED IN CALCULATING A HOSPITAL'S
4 ASSESSMENT UNDER THIS PARAGRAPH, THE DEPARTMENT OF HUMAN
5 SERVICES SHALL RECONCILE ANY AMOUNTS RECEIVED BASED ON
6 REPORTED ACTUAL NET INPATIENT REVENUES AND NET OUTPATIENT
7 REVENUES.

8 (6.1) A COVERED HOSPITAL SHALL PAY THE ASSESSMENT AMOUNT
9 DUE FOR A FISCAL YEAR IN FOUR QUARTERLY INSTALLMENTS. PAYMENT
10 OF A QUARTERLY INSTALLMENT SHALL BE MADE ELECTRONICALLY ON OR
11 BEFORE THE FIRST DAY OF THE SECOND MONTH OF THE QUARTER OR 30
12 DAYS FROM THE DATE OF THE NOTICE OF THE QUARTERLY ASSESSMENT
13 AMOUNT, WHICHEVER DAY IS LATER.

14 (7) FOR STATE FISCAL YEAR 2023-2024, THE AMOUNT USED FOR
15 THE MEDICAL ASSISTANCE PAYMENT FOR HOSPITALS AND MEDICAL
16 ASSISTANCE MANAGED CARE ORGANIZATIONS MAY NOT EXCEED THE
17 AGGREGATE AMOUNT OF THE ASSESSMENT MONEY COLLECTED FOR THE
18 YEAR LESS \$368,000,000.

19 (8) FOR STATE FISCAL YEARS 2024-2025, 2025-2026, 2026-
20 2027 AND 2027-2028, THE AMOUNT USED FOR THE MEDICAL
21 ASSISTANCE PAYMENT FOR HOSPITALS AND MEDICAL ASSISTANCE
22 MANAGED CARE ORGANIZATIONS MAY NOT EXCEED THE AGGREGATE
23 AMOUNT OF THE ASSESSMENT MONEY COLLECTED FOR THE YEAR LESS
24 \$452,000,000.

25 (9) THE AMOUNT RETAINED BY THE DEPARTMENT OF HUMAN
26 SERVICES UNDER PARAGRAPHS (7) AND (8) AND ANY ADDITIONAL
27 AMOUNTS REMAINING IN THE QUALITY CARE ASSESSMENT ACCOUNT
28 AFTER PAYMENTS ARE MADE UNDER SECTION 805-G OF THE HUMAN
29 SERVICES CODE SHALL BE USED FOR PURPOSES APPROVED BY THE
30 SECRETARY OF HUMAN SERVICES UNDER SECTION 805-G(A) (3) OF THE

1 HUMAN SERVICES CODE, SUBJECT TO SECTION 805-G(B) (7) OF THE
2 HUMAN SERVICES CODE.

3 (10) EXCEPT AS PROVIDED IN THIS SECTION, THE STATEWIDE
4 QUALITY CARE ASSESSMENT SHALL REMAIN SUBJECT TO THE
5 PROVISIONS OF ARTICLE VIII-G OF THE HUMAN SERVICES CODE.
6 NOTWITHSTANDING SECTION 443.1(1.1) (I) OF THE HUMAN SERVICES
7 CODE, AND SUBJECT TO SECTION 813-G OF THE HUMAN SERVICES
8 CODE, FOR INPATIENT HOSPITAL SERVICES PROVIDED DURING A
9 FISCAL YEAR IN WHICH AN ASSESSMENT IS IMPOSED, PAYMENTS UNDER
10 THE MEDICAL ASSISTANCE FEE-FOR-SERVICE PROGRAM SHALL BE
11 DETERMINED IN ACCORDANCE WITH THE DEPARTMENT OF HUMAN
12 SERVICES' REGULATIONS, EXCEPT IF THE COMMONWEALTH'S APPROVED
13 TITLE XIX STATE PLAN FOR INPATIENT HOSPITAL SERVICES IN
14 EFFECT FOR THE PERIOD OF JULY 1, 2010, THROUGH JUNE 30, 2028,
15 SPECIFIES A METHODOLOGY FOR CALCULATING PAYMENTS THAT IS
16 DIFFERENT FROM THE DEPARTMENT OF HUMAN SERVICES' REGULATIONS
17 OR AUTHORIZES ADDITIONAL PAYMENTS NOT SPECIFIED IN THE
18 DEPARTMENT OF HUMAN SERVICES' REGULATIONS, SUCH AS INPATIENT
19 DISPROPORTIONATE SHARE PAYMENTS AND DIRECT MEDICAL EDUCATION
20 PAYMENTS, THE DEPARTMENT OF HUMAN SERVICES SHALL FOLLOW THE
21 METHODOLOGY OR MAKE THE ADDITIONAL PAYMENTS AS SPECIFIED IN
22 THE APPROVED TITLE XIX STATE PLAN.

23 SECTION 9.2. THE ACT IS AMENDED BY ADDING AN ARTICLE TO

24 READ:

25 ARTICLE XVI-Q.1

26 TRANSPORTATION PILOT PROGRAMS

27 SECTION 1601-Q.1. DEFINITIONS.

28 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
29 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
30 CONTEXT CLEARLY INDICATES OTHERWISE:

1 "ABANDONED SHARED ELECTRIC LOW-SPEED SCOOTER." A SHARED
2 ELECTRIC LOW-SPEED SCOOTER THAT MEETS ALL OF FOLLOWING:

3 (1) THE USER OF THE SHARED ELECTRIC LOW-SPEED SCOOTER IS
4 NOT VISIBLE TO A PERSON MAKING AN INITIAL REPORT ON A
5 CITIZENS' HOTLINE UNDER SECTION 1605-Q.1(9) THAT THE SHARED
6 ELECTRIC LOW-SPEED SCOOTER IS ABANDONED.

7 (2) THE SHARED ELECTRIC LOW-SPEED SCOOTER IS ILLEGALLY
8 PARKED ON A HIGHWAY OR IS ON ANY PROPERTY THAT A SHARED
9 ELECTRIC LOW-SPEED SCOOTER IS PROHIBITED TO BE USED OR KEPT
10 ON UNDER THIS ARTICLE OR LOCAL ORDINANCE OR EXECUTIVE ORDER.

11 "COMMERCIAL ELECTRIC SCOOTER ENTERPRISE." A PERSON THAT
12 MAKES ELECTRIC LOW-SPEED SCOOTERS AVAILABLE FOR RENT TO THE
13 PUBLIC FOR USE AS DETERMINED BY A CITY OF THE SECOND CLASS.

14 "ELECTRIC LOW-SPEED SCOOTER." AS FOLLOWS:

15 (1) A DEVICE WEIGHING LESS THAN 100 POUNDS THAT:

16 (I) HAS HANDLEBARS AND AN ELECTRIC MOTOR;

17 (II) HAS A FLOORBOARD WHICH CAN BE STOOD UPON WHILE
18 RIDING;

19 (III) IS SOLELY POWERED BY THE ELECTRIC MOTOR OR
20 HUMAN POWER, OR BOTH; AND

21 (IV) IS DESIGNED TO TRANSPORT ONE INDIVIDUAL.

22 (2) THE TERM DOES NOT INCLUDE AN "ELECTRIC PERSONAL
23 ASSISTIVE MOBILITY DEVICE," A "MOTOR-DRIVEN CYCLE," A
24 "MOTORCYCLE," A "MOTORIZED PEDALCYCLE" OR A "PEDALCYCLE WITH
25 ELECTRIC ASSIST" AS DEFINED IN 75 PA.C.S. § 102 (RELATING TO
26 DEFINITIONS).

27 "DEPARTMENT." THE DEPARTMENT OF TRANSPORTATION OF THE
28 COMMONWEALTH.

29 "FREEWAY." AS DEFINED IN 75 PA.C.S. § 102.

30 "HIGHWAY." AS DEFINED IN 75 PA.C.S. § 102.

1 "LOCAL AUTHORITIES." AS DEFINED IN 75 PA.C.S. § 102.

2 "PEDALCYCLE." AS DEFINED IN 75 PA.C.S. § 102.

3 "ROADWAY." AS DEFINED IN 75 PA.C.S. § 102.

4 SECTION 1602-O.1. ELECTRIC LOW-SPEED SCOOTER PILOT PROGRAM.

5 (A) REQUIREMENT.--AN ELECTRIC LOW-SPEED SCOOTER MAY ONLY BE
6 OPERATED ON A PEDALCYCLE LANE ON A ROADWAY, A ROADWAY OR A
7 PEDALCYCLE PATH WITHIN THE BOUNDARIES OF A CITY OF THE SECOND
8 CLASS WHERE AN ORDINANCE AND EXECUTIVE ORDER HAVE BEEN ISSUED
9 AUTHORIZING THE OPERATION OF ELECTRIC LOW-SPEED SCOOTERS UNDER A
10 MICRO-MOBILITY PILOT PROJECT AS PROVIDED UNDER SUBSECTION (B).
11 OTHER PLACES TO OPERATE AN ELECTRIC LOW-SPEED SCOOTER WITHIN THE
12 BOUNDARIES OF THE CITY MAY BE AUTHORIZED BY EXECUTIVE ORDER, IN
13 CONSULTATION WITH THE PROPERTY OWNER. A CITY OF THE SECOND CLASS
14 SHALL ADOPT AN ORDINANCE AND EXECUTIVE ORDER AUTHORIZING THE
15 SHARED ELECTRIC LOW-SPEED SCOOTER PILOT PROGRAM BY DECEMBER 31,
16 2023.

17 (B) MICRO-MOBILITY PILOT PROJECT.--AN EXECUTIVE ORDER MAY BE
18 ISSUED IN A CITY OF THE SECOND CLASS WHICH AUTHORIZES THE USE OF
19 ELECTRIC LOW-SPEED SCOOTERS UNDER A MICRO-MOBILITY PILOT PROJECT
20 TO COMMENCE IN THE CITY AND WHICH PROVIDES A LIMITED FLEET OF
21 ELECTRIC LOW-SPEED SCOOTERS, AS DETERMINED BY THE CITY, WITHIN
22 THE BOUNDARIES OF THE CITY.

23 (C) OPERATION.--UNLESS OTHERWISE SPECIFIED, EVERY INDIVIDUAL
24 OPERATING AN ELECTRIC LOW-SPEED SCOOTER AUTHORIZED UNDER
25 SUBSECTION (A) SHALL BE GRANTED THE RIGHTS AND SHALL BE SUBJECT
26 TO THE DUTIES APPLICABLE TO THE OPERATOR OF A PEDALCYCLE UNDER
27 75 PA.C.S. CH. 35 SUBCH. A (RELATING TO OPERATION OF
28 PEDALCYCLES).

29 (D) AGE REQUIREMENT.--

30 (1) AN INDIVIDUAL UNDER 16 YEARS OF AGE MAY NOT OPERATE

1 AN ELECTRIC LOW-SPEED SCOOTER ON A ROADWAY UNLESS PERMITTED
2 BY LOCAL ORDINANCE.

3 (2) A COMMERCIAL ELECTRIC SCOOTER ENTERPRISE MAY NOT
4 RENT AN ELECTRIC LOW-SPEED SCOOTER TO AN INDIVIDUAL UNDER 16
5 YEARS OF AGE.

6 (E) SPEED REQUIREMENT.--AN INDIVIDUAL MAY NOT OPERATE AN
7 ELECTRIC LOW-SPEED SCOOTER ON A PEDALCYCLE LANE ON A HIGHWAY, A
8 ROADWAY OR A PEDALCYCLE PATH AT A SPEED GREATER THAN 15 MILES
9 PER HOUR.

10 (F) LAMPS AND REFLECTORS.--EACH ELECTRIC LOW-SPEED SCOOTER
11 OPERATED BETWEEN SUNSET AND SUNRISE SHALL BE EQUIPPED ON THE
12 FRONT WITH A LAMP WHICH EMITS A BEAM OF WHITE LIGHT INTENDED TO
13 ILLUMINATE THE ELECTRIC LOW-SPEED SCOOTER'S PATH AND IS VISIBLE
14 FROM A DISTANCE OF AT LEAST 500 FEET IN FRONT, A RED LAMP FACING
15 TO THE REAR WHICH IS VISIBLE AT LEAST 500 FEET TO THE REAR AND A
16 REFLECTOR ON EACH SIDE. A LAMP WORN BY THE OPERATOR OF THE
17 ELECTRIC LOW-SPEED SCOOTER SHALL COMPLY WITH THE REQUIREMENTS OF
18 THIS SUBSECTION IF THE LAMP CAN BE SEEN AT THE DISTANCES
19 SPECIFIED UNDER THIS SUBSECTION.

20 (G) OPERATION PROHIBITED ON FREEWAYS.--AN INDIVIDUAL MAY NOT
21 OPERATE AN ELECTRIC LOW-SPEED SCOOTER ON A FREEWAY OR ON
22 HIGHWAYS AND STREETS WITH A POSTED SPEED LIMIT OF 35 MILES PER
23 HOUR OR MORE.

24 (H) OPERATION ON SIDEWALKS.--AN INDIVIDUAL MAY NOT OPERATE
25 AN ELECTRIC LOW-SPEED SCOOTER ON A SIDEWALK UNLESS THE SHARED
26 ELECTRIC LOW-SPEED SCOOTER IS UPRIGHT AND APPROPRIATELY DOCKED
27 IN A DESIGNATED PARKING AREA AS DETERMINED BY A CITY OF THE
28 SECOND CLASS.

29 SECTION 1603-0.1. POWERS OF DEPARTMENT AND LOCAL AUTHORITIES.

30 THIS ARTICLE SHALL NOT BE DEEMED TO PREVENT THE DEPARTMENT

1 ON STATE-DESIGNATED HIGHWAYS AND LOCAL AUTHORITIES ON STREETS OR
2 HIGHWAYS WITHIN THE LOCAL AUTHORITY'S PHYSICAL BOUNDARIES FROM
3 THE REASONABLE EXERCISE OF THE DEPARTMENT'S OR THE LOCAL
4 AUTHORITY'S POLICE POWERS.

5 SECTION 1604-0.1. SAFETY ISSUES.

6 IF A PROGRAM INCLUDES THE USE OF A HIGHWAY OWNED OR UNDER THE
7 JURISDICTION OF THE DEPARTMENT, THE DEPARTMENT MAY RESTRICT
8 ACCESS, PERMANENTLY OR TEMPORARILY, TO A HIGHWAY SEGMENT FOR THE
9 PROGRAM WHEN A PATTERN OF SAFETY ISSUES HAS BEEN IDENTIFIED BY
10 THE DEPARTMENT THAT CANNOT BE REASONABLY CORRECTED. THE
11 DEPARTMENT SHALL ESTABLISH A PROCESS TO:

12 (1) EVALUATE A SAFETY ISSUE UNDER THIS ARTICLE. THE
13 PROCESS UNDER THIS PARAGRAPH SHALL BE LIMITED TO THE
14 EVALUATION OF ACCIDENTS AND DAMAGE TO PROPERTY ON A HIGHWAY
15 OWNED OR UNDER THE JURISDICTION OF THE DEPARTMENT.

16 (2) COMMUNICATE A SAFETY ISSUE UNDER THIS ARTICLE AND
17 CONSULT WITH A CITY OF THE SECOND CLASS AND COMMERCIAL
18 ELECTRIC SCOOTER ENTERPRISE PRIOR TO RESTRICTING ACCESS,
19 PERMANENTLY OR TEMPORARILY, TO THE HIGHWAY OWNED OR UNDER THE
20 JURISDICTION OF THE DEPARTMENT FOR THE PROGRAM.

21 SECTION 1605-0.1. ORDINANCES, POLICIES AND REGULATIONS.

22 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A CITY OF THE
23 SECOND CLASS MAY ADOPT AN ORDINANCE, REGULATION OR POLICY FOR
24 THE SAFETY, OPERATION AND MANAGEMENT OF ELECTRIC LOW-SPEED
25 SCOOTERS. IF AN ELECTRIC LOW-SPEED SCOOTER OPERATES ON A ROADWAY
26 OWNED BY THE DEPARTMENT, THE DEPARTMENT SHALL BE CONSULTED PRIOR
27 TO THE ADOPTION OF THE ORDINANCE, POLICY OR REGULATION. IF A
28 CITY OF THE SECOND CLASS ADOPTS AN ORDINANCE TO ESTABLISH THE
29 OPERATION OF A SHARED ELECTRIC LOW-SPEED SCOOTER PILOT PROGRAM,
30 THE ORDINANCE SHALL INCLUDE, AT A MINIMUM, ALL OF THE FOLLOWING:

1 (1) OPERATING GUIDANCE, INCLUDING PERMITTED AREAS,
2 PROHIBITED AREAS, CUSTOMER SERVICE SUPPORT, AGE REQUIREMENTS,
3 SPEED REQUIREMENTS, GEOFENCING, RIDER LIMIT, FLEET SIZE AND
4 MAINTENANCE, PEDESTRIAN INTERACTION, PARKING AND CHARGING
5 STATIONS.

6 (2) DATA MANAGEMENT AND REPORTING.

7 (3) EDUCATION, PUBLIC AWARENESS AND PUBLIC
8 PARTICIPATION.

9 (4) VIOLATIONS AND ENFORCEMENT.

10 (5) FARE STRUCTURE.

11 (6) INSURANCE.

12 (7) REQUIREMENTS FOR THE COLLECTION AND RETURN OF
13 ABANDONED SHARED ELECTRIC LOW-SPEED SCOOTERS.

14 (8) ENFORCEMENT MECHANISMS FOR TAKING REPORTS OF
15 ABANDONED SCOOTERS AND FOR THE COLLECTION OF FINES UNDER
16 SECTION 1611-Q.1.

17 (9) THE ESTABLISHMENT OF A CITIZENS' COMPLAINT HOTLINE
18 FOR REPORTING ABANDONED SHARED ELECTRIC LOW-SPEED SCOOTERS OR
19 OTHER VIOLATIONS UNDER THIS ARTICLE OR AN ORDINANCE ADOPTED
20 UNDER THIS ARTICLE AND FOR A REQUIREMENT THAT THE HOTLINE
21 NUMBER BE DISPLAYED ON EACH ELECTRIC LOW-SPEED SCOOTER. THE
22 HOTLINE MAY BE AN EXISTING 3-1-1 RESPONSE CENTER OPERATED BY
23 A CITY OF THE SECOND CLASS.

24 SECTION 1606-Q.1. PRESUMPTION.

25 FOR THE PURPOSES OF THIS ARTICLE, IT IS PRESUMED TO BE A
26 REASONABLE EXERCISE OF POLICE POWER TO REGULATE THE USE OF
27 ELECTRIC LOW-SPEED SCOOTERS CONSISTENT WITH THE REGULATION OF
28 PEDALCYCLES UNDER 75 PA.C.S. CH. 35 SUBCH. A. (RELATING TO
29 OPERATION OF PEDALCYCLES).

30 SECTION 1607-Q.1. APPLICATION.

1 NOTWITHSTANDING 75 PA.C.S. CH. 11 SUBCH. A (RELATING TO
2 CERTIFICATE OF TITLE) OR 13 SUBCH. A (RELATING TO GENERAL
3 PROVISIONS), ELECTRIC LOW-SPEED SCOOTERS AUTHORIZED UNDER THIS
4 ARTICLE SHALL NOT BE REQUIRED TO COMPLY WITH CERTIFICATE OF
5 TITLE OR VEHICLE REGISTRATION REQUIREMENTS UNDER 75 PA.C.S.
6 (RELATING TO VEHICLES).

7 SECTION 1608-Q.1. CONSTRUCTION.

8 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY,
9 AN ELECTRIC LOW-SPEED SCOOTER UNDER THIS ARTICLE SHALL NOT BE
10 CONSTRUED AS A "MOTOR VEHICLE" AS DEFINED IN 75 PA.C.S. § 102
11 (RELATING TO DEFINITIONS).

12 SECTION 1609-Q.1. REPORT.

13 A CITY OF THE SECOND CLASS, IN COORDINATION WITH THE
14 DEPARTMENT, SHALL PREPARE A REPORT ON THE MICRO-MOBILITY PILOT
15 PROGRAM 60 DAYS PRIOR TO THE EXPIRATION OF THE MICRO-MOBILITY
16 PILOT PROGRAM. THE REPORT SHALL BE POSTED ON THE PUBLICLY
17 ACCESSIBLE INTERNET WEBSITES OF THE DEPARTMENT AND THE CITY OF
18 THE SECOND CLASS. THE REPORT SHALL:

19 (1) INCLUDE THE NUMBER OF RIDES, THE NUMBER OF
20 ACCIDENTS, THE NUMBER OF REPORTED ABANDONED ELECTRIC LOW-
21 SPEED SCOOTERS, THE NUMBER OF FINES IMPOSED FOR VIOLATIONS
22 UNDER SECTION 1611-Q.1, FREQUENCY OF USE, AN ORDINANCE,
23 REGULATION OR POLICY ADOPTED UNDER SECTION 1605-Q.1 AND
24 SAFETY, MOBILITY AND ECONOMIC IMPACTS.

25 (2) BE SUBMITTED TO THE CHAIRPERSON AND MINORITY
26 CHAIRPERSON OF THE TRANSPORTATION COMMITTEE OF THE SENATE AND
27 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
28 TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

29 SECTION 1610-Q.1. FINANCIAL RESPONSIBILITY.

30 A CITY OF THE SECOND CLASS SHALL REQUIRE FINANCIAL

1 RESPONSIBILITY FOR A COMMERCIAL ELECTRIC SCOOTER ENTERPRISE AS
2 FOLLOWS:

3 (1) A COMMERCIAL ELECTRIC SCOOTER ENTERPRISE SHALL
4 MAINTAIN THE FOLLOWING INSURANCE THAT IS IN EFFECT FOR THE
5 DURATION OF THE MICRO-MOBILITY PILOT PROJECT:

6 (I) COMMERCIAL GENERAL LIABILITY INSURANCE COVERAGE
7 WITH A LIMIT OF AT LEAST \$2,000,000 FOR EACH OCCURRENCE
8 AND \$2,000,000 IN THE AGGREGATE;

9 (II) AUTOMOBILE INSURANCE COVERAGE WITH A LIMIT OF
10 AT LEAST \$1,000,000 FOR EACH OCCURRENCE AND \$1,000,000 IN
11 THE AGGREGATE; AND

12 (III) WHEN THE COMMERCIAL ELECTRIC SCOOTER
13 ENTERPRISE EMPLOYS AN INDIVIDUAL, WORKERS' COMPENSATION
14 COVERAGE OF NO LESS THAN REQUIRED BY LAW.

15 (2) A COMMERCIAL ELECTRIC SCOOTER ENTERPRISE SHALL
16 PROVIDE PROOF OF INSURANCE COVERAGE TO THE CITY TO SATISFY
17 THE REQUIREMENTS OF THIS SECTION.

18 SECTION 1611-0.1. PENALTIES.

19 THE FOLLOWING SHALL APPLY IN ADDITION TO ANY FINES OR
20 PENALTIES RELATED TO A PEDALCYCLE:

21 (1) A CITY OF THE SECOND CLASS OR AN AUTHORIZED
22 MUNICIPALITY MAY IMPOSE A FINE UP TO \$50 FOR FAILING TO
23 OPERATE A SHARED ELECTRIC LOW-SPEED SCOOTER CONSISTENT WITH
24 THIS ARTICLE.

25 (2) A CITY OF THE SECOND CLASS OR AN AUTHORIZED
26 MUNICIPALITY MAY IMPOSE A FINE OF UP TO \$150 FOR FAILING TO
27 PARK A SHARED ELECTRIC LOW-SPEED SCOOTER CONSISTENT WITH THIS
28 ARTICLE.

29 (3) A CITY OF THE SECOND CLASS MAY IMPOSE A FINE ON A
30 COMMERCIAL ELECTRIC SCOOTER ENTERPRISE OF UP TO \$150 PER DAY

1 FOR EACH ABANDONED SHARED ELECTRIC LOW-SPEED SCOOTER THAT IS
2 NOT COLLECTED AND RETURNED TO A CORRAL OR STORAGE WITHIN
3 THREE HOURS OF THE SCOOTER'S ABANDONMENT.

4 (4) IN ADDITION TO ANY FINES THAT MAY BE IMPOSED, THE
5 CITY MAY IMPOSE A CIVIL PENALTY ON A COMMERCIAL ELECTRIC
6 SCOOTER ENTERPRISE THAT DOES NOT PROVIDE THE INSURANCE
7 REQUIRED UNDER THIS ARTICLE IN AN AMOUNT NOT TO EXCEED \$1,000
8 PER DAY THE COMMERCIAL ELECTRIC SCOOTER ENTERPRISE IS
9 OPERATED WITHOUT PROVIDING THE REQUIRED INSURANCE. A CIVIL
10 PENALTY COLLECTED UNDER THIS PARAGRAPH BY THE CITY SHALL BE
11 USED FOR THE SAFETY, OPERATION AND MANAGEMENT OF ELECTRIC
12 LOW-SPEED SCOOTERS OR PEDALCYCLES.

13 SECTION 1612-0.1. EXPIRATION.

14 THIS ARTICLE SHALL EXPIRE ONE YEAR AFTER THE EFFECTIVE DATE
15 OF THIS SECTION.

16 SECTION 9.3. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

17 SECTION 1607-T. (RESERVED).

18 SECTION 1608-T. (RESERVED).

19 SECTION 1609-T. (RESERVED).

20 SECTION 1610-T. PAYMENT INCREASE FOR DENTAL SERVICES.

21 (A) USE OF MONEY.--FROM MONEY APPROPRIATED FOR MEDICAL
22 ASSISTANCE - CAPITATION, \$24,000,000 IN STATE FUNDS SHALL BE
23 USED TO INCREASE RATES PAID BY MANAGED CARE ORGANIZATIONS FOR
24 SERVICES IDENTIFIED BY THE FOLLOWING LISTED D-CODES: D0120,
25 D0150, D0272, D0274, D1110, D1120, D1206, D1351, D2391, D2392,
26 D7140, D0220, D0230, D1208, D2393, D2751, D4341, D5110, D5120,
27 D5213, D5214, D0330, D2140, D2150, D2331, D2930, D2933, D3220,
28 D3230, D8080 AND D9230.

29 (B) APPLICABILITY.--THE FOLLOWING SHALL APPLY:

30 (1) A MANAGED CARE ORGANIZATION SHALL PASS THE ENTIRETY

1 OF THE RATE INCREASE ONTO DENTAL PROVIDERS WITH WHOM THE
2 MANAGED CARE ORGANIZATION HAS CONTRACTS TO PROVIDE SERVICES
3 TO MEDICAID-ENROLLED INDIVIDUALS IN AMOUNTS THAT ARE GREATER
4 THAN THE AMOUNTS DESCRIBED IN THE MANAGED CARE ORGANIZATION'S
5 EXISTING CONTRACTS WITH THEIR RESPECTIVE DENTAL PROVIDERS.

6 (2) THE DEPARTMENT OF HUMAN SERVICES SHALL SEEK A
7 FEDERAL MATCH ON THE \$24,000,000 IN STATE FUNDS.

8 (3) THE RATE INCREASE UNDER THIS SUBSECTION SHALL TAKE
9 EFFECT JANUARY 1, 2024.

10 SECTION 1611-T. ABROGATION OF DEPARTMENT PROCUREMENT.

11 NOTWITHSTANDING THE PROVISIONS OF SECTION 2334 OF THE ACT OF
12 APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE
13 CODE OF 1929, THE DEPARTMENT OF HUMAN SERVICES SHALL WITHDRAW
14 PENDING PROCUREMENTS FOR MEDICAL ASSISTANCE TRANSPORTATION
15 SERVICES IN COUNTIES OF THE FIRST CLASS AND REISSUE A REQUEST
16 FOR PROPOSALS FOR MEDICAL ASSISTANCE TRANSPORTATION SERVICES
17 WITHIN 60 DAYS OF THE EFFECTIVE DATE OF THIS SECTION.

18 SECTION 9.4. THE ACT IS AMENDED BY ADDING ARTICLES TO READ:

19 ARTICLE XVI-U

20 (RESERVED)

21 ARTICLE XVI-V

22 (RESERVED)

23 ARTICLE XVI-W

24 ATTORNEY GENERAL

25 SECTION 1601-W. AUTHORITY OF ATTORNEY GENERAL AND DIRECTOR OF
26 BUREAU OF CONSUMER PROTECTION.

27 (A) GENERAL RULE.--NOTWITHSTANDING THE PROVISIONS OF SECTION
28 919(B) OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS
29 THE ADMINISTRATIVE CODE OF 1929, THE ATTORNEY GENERAL OR HIS
30 DULY AUTHORIZED REPRESENTATIVE OR EMPLOYEE MAY USE DOCUMENTARY

1 MATERIAL OR COPIES OF DOCUMENTARY MATERIAL PRODUCED PURSUANT TO
2 A DEMAND UNDER SECTION 919 OF THE ADMINISTRATIVE CODE OF 1929,
3 AS NECESSARY IN THE ENFORCEMENT OF ANY CIVIL LAWS RELATED TO THE
4 POWERS AND DUTIES GRANTED TO THE ATTORNEY GENERAL, INCLUDING:

5 (1) SHARING THE DOCUMENTARY MATERIAL WITH ANY FEDERAL OR
6 STATE AGENCY OR THEIR DULY AUTHORIZED REPRESENTATIVES OR
7 EMPLOYEES THAT MAY BE ASSISTING IN THE INVESTIGATION OF THE
8 SUBJECT MATTER OF THE SUBPOENA; AND

9 (2) PRESENTATION IN A SUBSEQUENT ADMINISTRATIVE OR
10 JUDICIAL PROCEEDING.

11 (B) RESPONSIBILITY OF ATTORNEY GENERAL.--IT SHALL BE THE
12 RESPONSIBILITY OF THE ATTORNEY GENERAL TO ENSURE THAT NO
13 DOCUMENTARY MATERIAL PRODUCED UNDER PARAGRAPH (1) SHALL, UNLESS
14 OTHERWISE ORDERED BY A COURT FOR GOOD CAUSE SHOWN, BE PRODUCED
15 FOR INSPECTION OR COPYING BY, OR THE CONTENTS BE DISCLOSED TO,
16 ANY PERSON OTHER THAN THOSE AUTHORIZED BY THIS SECTION.

17 ARTICLE XVI-X

18 (RESERVED)

19 ARTICLE XVI-X.1

20 MIXED-USE REVITALIZATION

21 SECTION 1601-X.1. DEFINITIONS.

22 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
23 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
24 CONTEXT CLEARLY INDICATES OTHERWISE:

25 "DEPARTMENT." THE DEPARTMENT OF COMMUNITY AND ECONOMIC
26 DEVELOPMENT OF THE COMMONWEALTH.

27 "DEVELOPMENT." A PLANNED COMMERCIAL AND MIXED-USE PROJECT
28 WHICH:

29 (1) IS SITUATED ON AT LEAST 15 ACRES;

30 (2) IS LOCATED IN A LOW-INCOME TO MODERATE-INCOME AREA;

1 AND

2 (3) CONTAINS AT LEAST 200,000 SQUARE FEET OF PROPOSED
3 DEVELOPMENT THAT HAS NOT RECEIVED A CERTIFICATE OF OCCUPANCY
4 AS OF THE EFFECTIVE DATE OF THIS PARAGRAPH.

5 "FUND." THE MIXED-USE REVITALIZATION FUND ESTABLISHED UNDER
6 SECTION 1606-X.1.

7 "PROGRAM." THE MIXED-USE REVITALIZATION FUND PROGRAM
8 ESTABLISHED UNDER SECTION 1602-X.1.

9 SECTION 1602-X.1. MIXED-USE REVITALIZATION FUND PROGRAM.

10 (A) ESTABLISHMENT.--THE MIXED-USE REVITALIZATION FUND
11 PROGRAM IS ESTABLISHED IN THE DEPARTMENT TO:

12 (1) INCREASE CORRIDOR MIXED-USE DEVELOPMENT, INCLUDING
13 AFFORDABLE HOUSING OPPORTUNITIES, THROUGHOUT THIS
14 COMMONWEALTH.

15 (2) MAXIMIZE THE LEVERAGING OF PRIVATE AND PUBLIC
16 RESOURCES.

17 (3) FOSTER SUSTAINABLE PARTNERSHIPS COMMITTED TO
18 ADDRESSING COMMUNITY NEEDS.

19 (4) ENSURE THAT PROGRAM RESOURCES ARE USED TO MEET
20 COMMUNITY NEEDS EFFECTIVELY AND EFFICIENTLY.

21 (5) PROVIDE FINANCING TO CRITICAL PROJECTS, INCLUDING
22 THE ACQUISITION, REDEVELOPMENT AND REVITALIZATION OF
23 DISTRESSED, UNOCCUPIED AND BLIGHTED PROPERTIES, INCLUDING
24 EXISTING AND FORMER MALLS.

25 (B) ELIGIBILITY.--TO BE ELIGIBLE FOR A GRANT UNDER THIS
26 SECTION, A DEVELOPER MUST AGREE TO PROVIDE MATCHING FUNDS OF AT
27 LEAST 25% OF THE AMOUNT TO BE GRANTED FOR THE DEVELOPMENT.
28 SECTION 1603-X.1. APPLICATION AND DETERMINATION.

29 (A) APPLICATION.--THE DEPARTMENT SHALL MAKE AVAILABLE TO AN
30 ELIGIBLE DEVELOPER AN APPLICATION THAT REQUIRES INFORMATION AS

1 DETERMINED NECESSARY BY THE DEPARTMENT TO VERIFY THE NEED FOR
2 THE DEVELOPMENT AND TO DETERMINE THE AMOUNT OF GRANTS UNDER THIS
3 ARTICLE.

4 (B) DETERMINATION.--UPON A DETERMINATION OF ELIGIBILITY FOR
5 A GRANT UNDER THIS SECTION, THE DEPARTMENT SHALL PROVIDE THE
6 DEVELOPER WITH A LETTER OF COMMITMENT INDICATING THE CONDITIONAL
7 GRANT AMOUNT.

8 SECTION 1604-X.1. PAYMENT AND REPAYMENT.

9 (A) ADVANCE.--THE DEPARTMENT SHALL ADVANCE THE GRANT MONEY
10 DIRECTLY TO THE LOCAL MUNICIPALITY FOR FUND ADMINISTRATION OF
11 THE DEVELOPMENT WITHIN THIS COMMONWEALTH. GRANT FUNDS SHALL BE
12 ADVANCED SIMULTANEOUSLY ON A PRO RATA BASIS WITH THE REQUIRED
13 MATCHING FUNDS DELIVERED BY THE DEVELOPER AT THE TIME OF CLOSING
14 OR DURING CONSTRUCTION AS DRAW REQUESTS WHICH ARE PRESENTED IN A
15 TIMELY MANNER.

16 (B) REPAYMENT OBLIGATION.--

17 (1) IN ORDER TO ESTABLISH A SUSTAINABLE REVOLVING
18 PROGRAM, THE APPLICANT SHALL AGREE TO REPAY UP TO 50% OF THE
19 PRINCIPAL AMOUNT GRANTED UNDER THE PROGRAM TO THE
20 COMMONWEALTH ONCE THE DEVELOPMENT:

21 (I) HAS ACHIEVED STABILIZATION, DEFINED AS WHEN THE
22 DEVELOPMENT SECURES CONVENTIONAL FINANCING AT TERMS THAT
23 CAN SUPPORT A DEBT SERVICE COVERAGE RATIO OF 1.3 TO 1;
24 AND

25 (II) RECOGNIZES EXCESS PROCEEDS AVAILABLE FROM
26 POSTSTABILIZATION REFINANCING ACTIVITIES.

27 (2) AMOUNTS DUE UNDER THE APPLICANTS REPAYMENT
28 OBLIGATION SHALL BE PAID TO THE COMMONWEALTH WITHIN 120 DAYS
29 OF THE END OF THE PRECEDING CALENDAR YEAR.

30 (C) OTHER FUNDING SOURCES.--A GRANT UNDER THIS SECTION SHALL

1 NOT PROHIBIT THE DEVELOPMENT FROM COMBINING OTHER AVAILABLE
2 FEDERAL, STATE, LOCAL AND COUNTY FUNDING PROGRAMS.
3 SECTION 1605-X.1. REPORT.

4 THE DEPARTMENT SHALL PROVIDE A REPORT CONTAINING A LIST OF
5 THE DEVELOPMENTS FUNDED THROUGH THE PROGRAM BY JULY 1, 2024, TO:

6 (1) THE GOVERNOR.

7 (2) THE AUDITOR GENERAL.

8 (3) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
9 URBAN AFFAIRS AND HOUSING COMMITTEE OF THE SENATE.

10 (4) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
11 COMMERCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

12 SECTION 1606-X.1. MIXED-USE REVITALIZATION FUND.

13 (A) ESTABLISHMENT.--THE MIXED-USE REVITALIZATION FUND IS
14 ESTABLISHED IN THE STATE TREASURY.

15 (B) (RESERVED).

16 ARTICLE XVI-Y

17 PENNSYLVANIA LONG-TERM CARE COUNCIL

18 SECTION 1601-Y. DEFINITIONS.

19 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
20 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
21 CONTEXT CLEARLY INDICATES OTHERWISE:

22 "COUNCIL." THE PENNSYLVANIA LONG-TERM CARE COUNCIL
23 ESTABLISHED UNDER SECTION 1602-Y(A).

24 "DEPARTMENT." THE DEPARTMENT OF AGING OF THE COMMONWEALTH.

25 SECTION 1602-Y. PENNSYLVANIA LONG-TERM CARE COUNCIL.

26 (A) ESTABLISHMENT.--THE PENNSYLVANIA LONG-TERM CARE COUNCIL
27 IS ESTABLISHED WITHIN THE DEPARTMENT.

28 (B) MEMBERSHIP.--THE COUNCIL SHALL BE COMPOSED OF AND
29 APPOINTED IN ACCORDANCE WITH THE FOLLOWING:

30 (1) THE SECRETARY OF AGING.

1 (2) THE SECRETARY OF HEALTH.
2 (3) THE SECRETARY OF HUMAN SERVICES.
3 (4) THE INSURANCE COMMISSIONER.
4 (5) THE ADJUTANT GENERAL.
5 (6) THE SECRETARY OF TRANSPORTATION.
6 (7) THE EXECUTIVE DIRECTOR OF THE PENNSYLVANIA HOUSING
7 FINANCE AGENCY.

8 (8) TWO MEMBERS OF THE SENATE, ONE APPOINTED BY THE
9 PRESIDENT PRO TEMPORE AND ONE APPOINTED BY THE MINORITY
10 LEADER.

11 (9) TWO MEMBERS OF THE HOUSE OF REPRESENTATIVES, ONE
12 APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND
13 ONE APPOINTED BY THE MINORITY LEADER.

14 (10) THE FOLLOWING MEMBERS TO BE APPOINTED BY THE
15 GOVERNOR, IN CONSULTATION WITH THE SECRETARY OF AGING:

16 (I) ONE REPRESENTATIVE FROM THE PENNSYLVANIA COUNCIL
17 ON AGING.

18 (II) ONE MEMBER WHO REPRESENTS THE LOCAL AREA
19 AGENCIES ON AGING.

20 (III) SIX MEMBERS WHO REPRESENT CONSUMER ADVOCACY
21 GROUPS, WITH AT LEAST TWO BEING CONSUMERS OF LONG-TERM
22 CARE SERVICES.

23 (IV) ONE MEMBER WHO REPRESENTS THE ELDER LAW SECTION
24 OF THE PENNSYLVANIA BAR ASSOCIATION.

25 (V) ONE MEMBER WHO IS A LICENSED INSURANCE PRODUCER
26 WITH AT LEAST 10 YEARS' EXPERIENCE IN THE LONG-TERM CARE
27 INSURANCE MARKET.

28 (VI) SEVEN MEMBERS WHO REPRESENT PROVIDERS
29 THROUGHOUT THE LONG-TERM CARE CONTINUUM, WITH NO MORE
30 THAN ONE MEMBER REPRESENTING A SINGLE PROVIDER GROUP, AS

1 FOLLOWS :

2 (A) ONE MEMBER REPRESENTING NONPROFIT SKILLED
3 NURSING FACILITIES.

4 (B) ONE MEMBER REPRESENTING FOR-PROFIT SKILLED
5 NURSING FACILITIES.

6 (C) ONE MEMBER REPRESENTING ASSISTED LIVING
7 RESIDENCES OR PERSONAL CARE HOMES.

8 (D) ONE MEMBER REPRESENTING HOME CARE OR
9 HOSPICE.

10 (E) ONE MEMBER REPRESENTING OLDER ADULT DAILY
11 LIVING CENTERS.

12 (F) ONE MEMBER REPRESENTING SENIOR COMMUNITY
13 CENTERS.

14 (G) ONE MEMBER REPRESENTING LONG-TERM CARE
15 MANAGED CARE.

16 (VII) TWO MEMBERS WITH CAREGIVER EXPERIENCE, AT
17 LEAST ONE OF WHOM HAS PERSONAL EXPERIENCE AS A FAMILY
18 CAREGIVER.

19 (VIII) TWO MEMBERS WHO REPRESENT THE MEDICAL
20 COMMUNITY, ONE OF WHOM MUST BE A PHYSICIAN WITH AT LEAST
21 FIVE YEARS' EXPERIENCE IN A LONG-TERM CARE SETTING AND
22 THE OTHER OF WHOM MUST BE A NURSE WITH AT LEAST FIVE
23 YEARS' EXPERIENCE IN A LONG-TERM CARE SETTING.

24 (IX) TWO MEMBERS WHO REPRESENT AN ACADEMIC RESEARCH
25 INSTITUTION.

26 (X) ONE MEMBER WHO REPRESENTS THE COUNTY
27 COMMISSIONERS ASSOCIATION OF PENNSYLVANIA.

28 (XI) THE CHAIR OF THE STATE VETERANS COMMISSION OR A
29 DESIGNEE.

30 (XII) ONE MEMBER WHO REPRESENTS THE OFFICE OF THE

1 STATE LONG-TERM CARE OMBUDSMAN WITHIN THE DEPARTMENT.

2 (C) DESIGNEE.--WITH THE EXCEPTION OF THE CHAIRPERSON,
3 GOVERNMENTAL MEMBERS MAY APPOINT A DESIGNEE TO ATTEND AND VOTE
4 AT MEETINGS OF THE COUNCIL. EACH GOVERNMENTAL MEMBER WHO
5 APPOINTS A DESIGNEE SHALL DO SO BY SENDING A LETTER TO THE
6 CHAIRPERSON STATING THE NAME OF THAT DESIGNEE.

7 (D) CHAIRPERSON.--THE SECRETARY OF AGING SHALL SERVE AS
8 CHAIRPERSON.

9 (E) EXECUTIVE DIRECTOR.--THE SECRETARY OF AGING SHALL
10 APPOINT AN EXECUTIVE DIRECTOR OF THE COUNCIL.

11 (F) TERMS OF MEMBERS.--

12 (1) THE TERMS OF THOSE MEMBERS WHO SERVE IN ACCORDANCE
13 WITH SUBSECTION (B) (1), (2), (3), (4), (5), (6) AND (7) SHALL
14 BE CONCURRENT WITH THEIR SERVICE IN THE OFFICE FROM WHICH
15 THEY DERIVE THEIR MEMBERSHIP.

16 (2) MEMBERS APPOINTED IN ACCORDANCE WITH SUBSECTION (B)
17 (8) AND (9) SHALL SERVE TERMS CONTERMINOUS WITH THEIR
18 RESPECTIVE APPOINTING AUTHORITIES.

19 (3) OF THE MEMBERS APPOINTED BY THE GOVERNOR, NO LESS
20 THAN ONE-THIRD OF THE MEMBERS SHALL BE APPOINTED TO SERVE A
21 TWO-YEAR INITIAL TERM, NO LESS THAN ONE-THIRD OF THE MEMBERS
22 SHALL BE APPOINTED TO SERVE A THREE-YEAR INITIAL TERM, AND
23 THE REMAINING MEMBERS SHALL SERVE A FOUR-YEAR TERM. MEMBERS
24 OF THE COUNCIL SHALL SERVE FOR TERMS OF FOUR YEARS AFTER
25 COMPLETION OF THE INITIAL TERMS AS DESIGNATED IN THIS
26 SECTION.

27 (4) MEMBERS SHALL BE ELIGIBLE FOR REAPPOINTMENT BUT
28 SHALL SERVE NO MORE THAN TWO CONSECUTIVE FULL TERMS. MEMBERS
29 SHALL SERVE UNTIL THEIR SUCCESSORS ARE APPOINTED AND
30 QUALIFIED, PROVIDED THEY REPRESENT THE INTERESTS OF THE

1 MEMBERSHIP CLASS FOR WHICH THEY WERE APPOINTED.

2 (G) VACANCIES.--ANY VACANCY ON THE COUNCIL SHALL BE FILLED
3 BY THE ORIGINAL APPOINTING AUTHORITY. AN INDIVIDUAL APPOINTED TO
4 FILL A VACANCY SHALL SERVE THE BALANCE OF THE PREVIOUS MEMBER'S
5 TERM.

6 (H) REMOVAL.--IN ADDITION TO THE PROVISIONS OF SUBSECTION
7 (F) (1) AND (2), MEMBERS MAY BE REMOVED FROM THE BOARD FOR THE
8 FOLLOWING REASONS:

9 (1) A MEMBER WHO FAILS TO ATTEND THREE CONSECUTIVE
10 MEETINGS SHALL FORFEIT HIS OR HER SEAT UNLESS THE
11 CHAIRPERSON, UPON WRITTEN REQUEST FROM THE MEMBER, FINDS THAT
12 THE MEMBER SHOULD BE EXCUSED FROM A MEETING.

13 (2) A MEMBER SHALL FORFEIT HIS OR HER SEAT IF HE OR SHE
14 NO LONGER REPRESENTS THE INTERESTS OF THE MEMBERSHIP CLASS
15 FOR WHICH HE OR SHE WAS APPOINTED. SPECIFICALLY, A MEMBER
16 MEETING THIS THRESHOLD SHALL NO LONGER BE EMPLOYED OR
17 ASSOCIATED WITH THE INTERESTS OF THE RESPECTIVE QUALIFICATION
18 FOR WHICH HE OR SHE WAS APPOINTED.

19 (I) EXPENSES.--MEMBERS MAY NOT RECEIVE COMPENSATION OR
20 REMUNERATION FOR THEIR SERVICE AS COUNCIL MEMBERS OR AS
21 COMMITTEE MEMBERS. NONGOVERNMENTAL COUNCIL MEMBERS SHALL BE
22 ENTITLED TO REIMBURSEMENT FOR TRAVEL AND RELATED ACTUAL EXPENSES
23 ACCRUED IN THE PERFORMANCE OF THEIR DUTIES AS MEMBERS, IN
24 ACCORDANCE WITH COMMONWEALTH TRAVEL POLICY. COMMITTEE MEMBERS
25 WHO ARE NOT MEMBERS OF THE COUNCIL MAY NOT RECEIVE
26 REIMBURSEMENT.

27 SECTION 1603-Y. POWERS AND DUTIES OF COUNCIL.

28 (A) GENERAL RULE.--THE COUNCIL SHALL HAVE THE FOLLOWING
29 POWERS AND DUTIES:

30 (1) TO CONSULT WITH VARIOUS DEPARTMENTS AND AGENCIES AND

1 TO MAKE RECOMMENDATIONS ON REGULATIONS, LICENSURE, FINANCING
2 OR ANY OTHER RESPONSIBILITIES OF THOSE DEPARTMENTS OR
3 AGENCIES RELATING TO LONG-TERM CARE.

4 (2) TO PERFORM SUCH OTHER DUTIES AS THE GOVERNOR MAY
5 ASSIGN RELATING TO LONG-TERM CARE.

6 (3) TO APPROVE REPORTS PRODUCED BY ANY COMMITTEE
7 ESTABLISHED UNDER SECTION 1604-Y BEFORE RELEASE TO THE PUBLIC
8 OR THE GENERAL ASSEMBLY.

9 (4) TO DEVELOP AND ADOPT RULES FOR CONDUCTING COUNCIL
10 MEETINGS, INCLUDING, BUT NOT LIMITED TO, THE PROCEDURE FOR
11 FORMALLY ADOPTING THE APPROVAL OF COMMITTEE REPORTS BEFORE
12 RELEASE TO THE PUBLIC.

13 (5) TO DEVELOP AND ADOPT RULES FOR CONDUCTING COMMITTEE
14 MEETINGS. THIS POWER INCLUDES, BUT IS NOT LIMITED TO,
15 DETERMINING THE SCOPE OF RESPONSIBILITIES FOR EACH COMMITTEE,
16 THE NUMBER OF MEMBERS FOR EACH COMMITTEE AND THE PROCEDURE
17 FOR FORMALLY ADOPTING THE APPROVAL OF COMMITTEE REPORTS
18 BEFORE RELEASE TO THE COUNCIL.

19 (6) TO ASSIGN TOPICS FOR RESEARCH AND STUDY TO EACH
20 COMMITTEE. NOTHING IN THIS PARAGRAPH SHALL BE CONSTRUED TO
21 PROHIBIT A COMMITTEE FROM PROPOSING TOPICS FOR CONSIDERATION
22 TO THE COUNCIL.

23 (B) SCOPE.--ALL THE POWERS AND DUTIES ENUMERATED IN THIS
24 SECTION SHALL BE PERFORMED IN A MANNER THAT ADDRESSES ALL AREAS
25 OF LONG-TERM CARE, INCLUDING, BUT NOT LIMITED TO, INSTITUTIONAL
26 CARE AND HOME-BASED AND COMMUNITY-BASED SERVICES.

27 SECTION 1604-Y. COUNCIL COMMITTEES.

28 (A) ESTABLISHMENT.--THE COUNCIL SHALL ESTABLISH COMMITTEES
29 WHICH MAY RESEARCH AND STUDY THE FOLLOWING AREAS:

30 (1) REGULATORY REVIEW AND ACCESS TO QUALITY CARE.

- 1 (2) COMMUNITY ACCESS AND PUBLIC EDUCATION.
2 (3) LONG-TERM CARE SERVICES MODELS AND DELIVERY.
3 (4) WORK FORCE.
4 (5) HOUSING.
5 (6) BEHAVIORAL HEALTH ISSUES OF SENIOR CITIZENS WHO ARE
6 AT LEAST 60 YEARS OF AGE.

7 (B) COMPOSITION.--THE COUNCIL CHAIRPERSON SHALL APPOINT
8 COMMITTEE MEMBERS, WHO MAY INCLUDE THOSE WHO ARE NOT MEMBERS OF
9 THE COUNCIL AND WHO HAVE EXPERTISE PERTAINING TO THE SPECIFIC
10 TOPICS AND TASKS ASSIGNED.

11 (C) CHAIRPERSONS AND VICE CHAIRPERSONS.--THE CHAIRPERSON OF
12 THE COUNCIL SHALL APPOINT COUNCIL MEMBERS TO SERVE AS
13 CHAIRPERSON AND, AS NEEDED, VICE CHAIRPERSON FOR EACH COMMITTEE.

14 (D) DUTIES.--THE COUNCIL COMMITTEES SHALL HAVE THE FOLLOWING
15 POWERS AND DUTIES:

16 (1) TO STUDY AND REPORT ON THE TOPICS ASSIGNED BY THE
17 COUNCIL.

18 (2) TO FACILITATE THE CREATION OF THE REPORTS AND, WITH
19 THE PERMISSION OF THE COUNCIL, INVITE INDIVIDUALS TO ASSIST
20 IN PREPARATION OF REPORTS FOR THE COUNCIL.

21 (3) TO APPROVE REPORTS AND RECOMMENDATIONS FOR
22 SUBMISSION TO THE COUNCIL. ONLY MEMBERS APPOINTED TO EACH
23 COMMITTEE MAY PARTICIPATE IN APPROVING REPORTS AND
24 RECOMMENDATIONS TO THE COUNCIL.

25 (E) CONSTRUCTION.--NOTHING IN THIS SECTION SHALL BE
26 CONSTRUED TO PROHIBIT THE CHAIRPERSON, WITH CONCURRENCE BY THE
27 COUNCIL, FROM ESTABLISHING ADDITIONAL COMMITTEES OR AD HOC WORK
28 GROUPS TO ASSIST THE COUNCIL OR COMMITTEES.

29 ARTICLE XVI-Z

30 (RESERVED)

1 SECTION 10. SECTION 1702-A(B) (1) OF THE ACT IS AMENDED BY
2 ADDING A SUBPARAGRAPH TO READ:

3 SECTION 1702-A. FUNDING.

4 * * *

5 (B) TRANSFER OF PORTION OF SURPLUS.--

6 (1) EXCEPT AS MAY BE PROVIDED IN PARAGRAPH (2), FOR
7 FISCAL YEARS BEGINNING AFTER JUNE 30, 2002, THE FOLLOWING
8 APPLY:

9 * * *

10 (XIV) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO
11 MORE THAN \$500,000,000 OF THE SURPLUS IN THE GENERAL FUND
12 FOR THE 2022-2023 FISCAL YEAR SHALL BE DEPOSITED INTO THE
13 BUDGET STABILIZATION RESERVE FUND.

14 * * *

15 SECTION 11. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
16 SECTION 1777-A. EXTENSION OF PAYMENTS.

17 NOTWITHSTANDING ANY PROVISION OF 4 PA.C.S. (RELATING TO
18 AMUSEMENTS) OR THE ACT OF NOVEMBER 27, 2019 (P.L.768, NO.113),
19 KNOWN AS THE PENNSYLVANIA GAMING ECONOMIC DEVELOPMENT AND
20 TOURISM FUND CAPITAL BUDGET ITEMIZATION ACT OF 2019, THE
21 DURATION OF PAYMENTS UNDER SECTION 4 OF THE PENNSYLVANIA GAMING
22 ECONOMIC DEVELOPMENT AND TOURISM FUND CAPITAL BUDGET ITEMIZATION
23 ACT OF 2019 SHALL BE EXTENDED BY TWO ADDITIONAL YEARS. THE
24 ANNUAL ALLOCATIONS FOR THE PROJECT SHALL CONTINUE IN THE SAME
25 AMOUNT AS UNDER SECTION 4 OF THE PENNSYLVANIA GAMING ECONOMIC
26 DEVELOPMENT AND TOURISM FUND CAPITAL BUDGET ITEMIZATION ACT OF
27 2019.

28 SECTION 12. SECTIONS 1712-A.1(A) (2) (II) AND 1713-A.1(B) (1.8)
29 OF THE ACT, AMENDED JULY 11, 2022 (P.L.540, NO.54), ARE AMENDED
30 TO READ:

1 SECTION 1712-A.1. ESTABLISHMENT OF SPECIAL FUND AND ACCOUNT.

2 (A) TOBACCO SETTLEMENT FUND.--

3 * * *

4 (2) THE FOLLOWING SHALL BE DEPOSITED INTO THE TOBACCO
5 SETTLEMENT FUND:

6 * * *

7 (II) FOR FISCAL YEARS 2019-2020, 2020-2021, 2021-
8 2022 [AND], 2022-2023 AND 2023-2024, AN AMOUNT EQUAL TO
9 THE ANNUAL DEBT SERVICE DUE IN THE FISCAL YEAR AS
10 CERTIFIED BY THE SECRETARY OF THE BUDGET PURSUANT TO
11 SECTION 2804 OF THE TAX REFORM CODE OF 1971, AS PUBLISHED
12 IN THE PENNSYLVANIA BULLETIN ON MARCH 3, 2018, AT 48
13 PA.B. 1406, SHALL BE TRANSFERRED TO THE FUND FROM THE
14 TAXES COLLECTED UNDER ARTICLE XII OF THE TAX REFORM CODE
15 OF 1971 BY APRIL 30 FOLLOWING THE BEGINNING OF THE FISCAL
16 YEAR. A DEPOSIT UNDER THIS PARAGRAPH SHALL OCCUR PRIOR TO
17 THE DEPOSITS AND TRANSFERS UNDER SECTION 1296 OF THE TAX
18 REFORM CODE OF 1971.

19 * * *

20 SECTION 1713-A.1. USE OF FUND.

21 * * *

22 (B) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY:

23 * * *

24 (1.8) FOR FISCAL YEARS 2021-2022 [AND], 2022-2023 AND
25 2023-2024, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY IN
26 THE FUND IN ACCORDANCE WITH THE FOLLOWING PERCENTAGES BASED
27 ON THE SUM OF THE PORTION OF THE ANNUAL PAYMENT DEPOSITED AND
28 THE AMOUNT DEPOSITED UNDER SECTION 1712-A.1 (A) (2) (II) IN THE
29 FISCAL YEAR:

30 (I) FOUR AND FIVE-TENTHS PERCENT FOR TOBACCO USE

1 PREVENTION AND CESSATION PROGRAMS UNDER CHAPTER 7 OF THE
2 TOBACCO SETTLEMENT ACT.

3 (II) TWELVE AND SIX-TENTHS PERCENT TO BE ALLOCATED
4 AS FOLLOWS:

5 (A) SEVENTY PERCENT TO FUND RESEARCH UNDER
6 SECTION 908 OF THE TOBACCO SETTLEMENT ACT.

7 (B) THIRTY PERCENT AS FOLLOWS:

8 (I) ONE MILLION DOLLARS FOR SPINAL CORD
9 INJURY RESEARCH PROGRAMS UNDER SECTION 909.1 OF
10 THE TOBACCO SETTLEMENT ACT.

11 (II) FROM THE AMOUNT REMAINING AFTER THE
12 AMOUNT UNDER SUBCLAUSE (I) HAS BEEN DETERMINED:

13 (A) SEVENTY-FIVE PERCENT FOR PEDIATRIC
14 CANCER RESEARCH INSTITUTIONS WITHIN THIS
15 COMMONWEALTH THAT ARE EQUIPPED AND ACTIVELY
16 CONDUCTING PEDIATRIC CANCER RESEARCH
17 DESIGNATED BY THE SECRETARY OF HEALTH TO BE
18 ELIGIBLE TO RECEIVE CONTRIBUTIONS. NO MORE
19 THAN \$2,500,000 IN A FISCAL YEAR SHALL BE
20 MADE AVAILABLE TO ANY ONE PEDIATRIC CANCER
21 RESEARCH INSTITUTION.

22 (B) TWENTY-FIVE PERCENT FOR CAPITAL AND
23 EQUIPMENT GRANTS TO BE ALLOCATED BY THE
24 DEPARTMENT OF HEALTH TO ENTITIES ENGAGING IN
25 BIOTECHNOLOGY RESEARCH, INCLUDING ENTITIES
26 ENGAGING IN REGENERATIVE MEDICINE RESEARCH,
27 REGENERATIVE MEDICINE MEDICAL TECHNOLOGY
28 RESEARCH, HEPATITIS AND VIRAL RESEARCH, DRUG
29 RESEARCH AND CLINICAL TRIALS RELATED TO
30 CANCER, RESEARCH RELATING TO PULMONARY

1 EMBOLISM AND DEEP VEIN THROMBOSIS, GENETIC
2 AND MOLECULAR RESEARCH FOR DISEASE
3 IDENTIFICATION AND ERADICATION, VACCINE
4 IMMUNE RESPONSE DIAGNOSTICS, NANOTECHNOLOGY
5 RESEARCH AND THE COMMERCIALIZATION OF APPLIED
6 RESEARCH.

7 (III) ONE PERCENT FOR HEALTH AND RELATED RESEARCH
8 UNDER SECTION 909 OF THE TOBACCO SETTLEMENT ACT.

9 (IV) EIGHT AND EIGHTEEN HUNDREDTHS PERCENT FOR THE
10 UNCOMPENSATED CARE PAYMENT PROGRAM UNDER CHAPTER 11 OF
11 THE TOBACCO SETTLEMENT ACT.

12 (V) THIRTY PERCENT FOR THE PURCHASE OF MEDICAID
13 BENEFITS FOR WORKERS WITH DISABILITIES UNDER CHAPTER 15
14 OF THE TOBACCO SETTLEMENT ACT.

15 (VI) FORTY-THREE AND SEVENTY-TWO HUNDREDTHS PERCENT
16 SHALL REMAIN IN THE FUND TO BE SEPARATELY APPROPRIATED
17 FOR HEALTH-RELATED PURPOSES.

18 * * *

19 SECTION 13. SECTION 1723-A.1(A)(2)(I.8) OF THE ACT IS
20 AMENDED BY ADDING A CLAUSE AND PARAGRAPH (3) IS AMENDED BY
21 ADDING A SUBPARAGRAPH TO READ:

22 SECTION 1723-A.1. DISTRIBUTIONS FROM PENNSYLVANIA RACE HORSE
23 DEVELOPMENT FUND.

24 (A) DISTRIBUTIONS.--FUNDS IN THE FUND ARE APPROPRIATED TO
25 THE DEPARTMENT ON A CONTINUING BASIS FOR THE PURPOSES SET FORTH
26 IN THIS SUBSECTION AND SHALL BE DISTRIBUTED TO EACH ACTIVE AND
27 OPERATING CATEGORY 1 LICENSEE CONDUCTING LIVE RACING AS FOLLOWS:

28 * * *

29 (2) DISTRIBUTIONS FROM THE FUND SHALL BE ALLOCATED AS
30 FOLLOWS:

1 * * *

2 (I.8) THE FOLLOWING APPLY:

3 * * *

4 (C) FOR FISCAL YEAR 2023-2024, THE SUM OF
5 \$9,309,000 IN THE FUND SHALL BE TRANSFERRED TO THE
6 ACCOUNT IN EQUAL WEEKLY AMOUNTS SUFFICIENT TO
7 COMPLETE THE TOTAL TRANSFER BY JUNE 30, 2024.

8 * * *

9 (3) THE FOLLOWING SHALL APPLY:

10 * * *

11 (VIII) FOR FISCAL YEAR 2023-2024, THE DEPARTMENT
12 SHALL TRANSFER \$10,066,000 FROM THE FUND TO THE STATE
13 RACING FUND UNDER SUBSECTION (B).

14 * * *

15 SECTION 14. SUBARTICLE G OF ARTICLE XVII-A.1 OF THE ACT IS
16 REPEALED:

17 [SUBARTICLE G
18 ENHANCED REVENUE COLLECTION ACCOUNT
19 SECTION 1761-A.1. DEFINITIONS.

20 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
21 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
22 CONTEXT CLEARLY INDICATES OTHERWISE:

23 "ACCOUNT." THE ENHANCED REVENUE COLLECTION ACCOUNT CONTINUED
24 UNDER SECTION 1762-A.1.

25 "DEPARTMENT." THE DEPARTMENT OF REVENUE OF THE COMMONWEALTH.
26 SECTION 1762-A.1. ENHANCED REVENUE COLLECTION ACCOUNT.

27 THE ENHANCED REVENUE COLLECTION ACCOUNT IS CONTINUED AS A
28 RESTRICTED ACCOUNT WITHIN THE GENERAL FUND. REVENUES COLLECTED
29 AND THE AMOUNT OF REFUNDS AVOIDED AS A RESULT OF EXPANDED TAX
30 RETURN REVIEWS AND TAX COLLECTION ACTIVITIES BY THE DEPARTMENT

1 SHALL BE DEPOSITED INTO THE ACCOUNT.

2 SECTION 1763-A.1. USE OF ACCOUNT.

3 (A) APPROPRIATION.--THE GENERAL ASSEMBLY MAY APPROPRIATE
4 MONEY IN THE ACCOUNT TO THE DEPARTMENT TO FUND THE COSTS
5 ASSOCIATED WITH EXPANDED TAX RETURN REVIEWS AND TAX COLLECTION
6 ACTIVITIES.

7 (B) RETURN.--EXCEPT FOR AMOUNTS APPROPRIATED UNDER
8 SUBSECTION (A), MONEY IN THE ACCOUNT SHALL BE RETURNED
9 PROPORTIONATELY TO THE GENERAL FUND REVENUE OR REFUND ACCOUNTS
10 THAT WERE THE SOURCE OF THE MONEY NO LATER THAN THE 28TH DAY OF
11 EACH MONTH OF THE FISCAL YEAR.

12 SECTION 1764-A.1. REPORT.

13 THE DEPARTMENT SHALL ISSUE A REPORT TO THE GOVERNOR, THE
14 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS
15 COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND MINORITY
16 CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE OF
17 REPRESENTATIVES BY JUNE 5, 2020, AND EACH JUNE 1 THEREAFTER,
18 WITH THE FOLLOWING INFORMATION:

19 (1) A DETAILED BREAKDOWN OF THE DEPARTMENT'S
20 ADMINISTRATIVE COSTS IN IMPLEMENTING EXPANDED TAX RETURN
21 REVIEWS AND TAX COLLECTION ACTIVITIES.

22 (2) THE AMOUNT OF REVENUE COLLECTED AND THE AMOUNT OF
23 REFUNDS AVOIDED AS A RESULT OF THE EXPANDED TAX RETURN
24 REVIEWS AND TAX COLLECTION ACTIVITIES, INCLUDING THE TYPE OF
25 TAX GENERATING THE REVENUE AND AVOIDED REFUNDS.]

26 SECTION 15. SUBARTICLE C HEADING OF ARTICLE XVII-A.2 OF THE
27 ACT, ADDED JULY 11, 2022 (P.L.540, NO.54), IS AMENDED TO READ:

28 SUBARTICLE C

29 SPORTS [TOURISM AND MARKETING], MARKETING AND TOURISM ACCOUNT

30 SECTION 16. THE DEFINITION OF "ELIGIBLE APPLICANT" IN

1 SECTION 1721-A.2 OF THE ACT, ADDED JULY 11, 2022 (P.L.540,
2 NO.54), IS AMENDED AND THE SECTION IS AMENDED BY ADDING
3 DEFINITIONS TO READ:

4 SECTION 1721-A.2. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATES OTHERWISE:

8 "ACCOUNT." THE SPORTS, MARKETING AND TOURISM ACCOUNT
9 ESTABLISHED UNDER SECTION 1722-A.2(A).

10 * * *

11 "ELIGIBLE APPLICANT." ANY OF THE FOLLOWING:

12 (1) A MUNICIPALITY, A LOCAL AUTHORITY, A NONPROFIT
13 ORGANIZATION OR A LEGAL ENTITY THAT IS PARTICIPATING OR PLANS
14 TO PARTICIPATE IN A COMPETITIVE SELECTION PROCESS CONDUCTED
15 BY A SITE SELECTION ORGANIZATION NOT LOCATED IN THIS
16 COMMONWEALTH FOR THE PURPOSE OF SECURING A SINGLE YEAR OR
17 MULTIYEAR COMMITMENT FROM THE SITE SELECTION ORGANIZATION TO
18 CONDUCT THE SPORTING EVENT AT ONE OR MORE LOCATIONS IN THIS
19 COMMONWEALTH.

20 (2) A NONPROFIT ENTITY THAT HAS BEEN DESIGNATED TO
21 MANAGE AND ORGANIZE AN INTERNATIONAL SPORTING EVENT.

22 * * *

23 "INTERNATIONAL SPORTING EVENT." A SPORTING EVENT IN THE CITY
24 OF THE FIRST CLASS AS WELL AS OTHER CITIES IN NORTH AMERICA
25 THAT:

26 (1) IS NO LESS THAN 25 DAYS IN LENGTH;

27 (2) HAS NO LESS THAN FIVE COMPETITION DAYS IN THIS
28 COMMONWEALTH; AND

29 (3) WILL ATTRACT INTERNATIONAL TEAMS FROM NO FEWER THAN
30 40 COUNTRIES.

1 * * *

2 SECTION 17. SECTIONS 1722-A.2 HEADING, (A), (B), (C) (2), (D)
3 AND (E) (2) AND 1723-A.2 OF THE ACT, ADDED JULY 11, 2022
4 (P.L.540, NO.54), ARE AMENDED TO READ:

5 SECTION 1722-A.2. SPORTS [TOURISM AND], MARKETING AND TOURISM
6 ACCOUNT.

7 (A) ESTABLISHMENT.--THE SPORTS [TOURISM AND], MARKETING AND
8 TOURISM ACCOUNT IS ESTABLISHED IN THE PENNSYLVANIA GAMING
9 ECONOMIC DEVELOPMENT AND TOURISM FUND AS A RESTRICTED ACCOUNT.
10 THE PURPOSE OF THE [SPORTS TOURISM AND MARKETING ACCOUNT]
11 ACCOUNT SHALL BE TO ATTRACT HIGH-QUALITY, AMATEUR AND
12 PROFESSIONAL SPORTING AND ESPORTS EVENTS TO THIS COMMONWEALTH
13 FOR THE PURPOSES OF ADVANCING AND PROMOTING YEAR-ROUND TOURISM,
14 ECONOMIC IMPACT AND QUALITY OF LIFE THROUGH SPORT AND TO PROMOTE
15 BUSINESS, TOURISM AND TOURISM ACTIVITIES WITHIN THIS
16 COMMONWEALTH.

17 (B) ADMINISTRATION AND DISTRIBUTION.--THE [SPORTS TOURISM
18 AND MARKETING ACCOUNT] ACCOUNT SHALL BE ADMINISTERED BY THE
19 DEPARTMENT.

20 (C) DUTIES OF DEPARTMENT.--THE DEPARTMENT SHALL:

21 * * *

22 (2) ESTABLISH PROCEDURES FOR ELIGIBLE APPLICANTS TO
23 APPLY FOR FINANCIAL ASSISTANCE FROM THE [SPORTS TOURISM AND
24 MARKETING ACCOUNT.] ACCOUNT. NOTHING IN THIS ARTICLE SHALL BE
25 CONSTRUED TO PROHIBIT AN ELIGIBLE APPLICANT FROM RECEIVING AN
26 AWARD FOR EACH SEPARATE HIGH-QUALITY AMATEUR OR PROFESSIONAL
27 SPORTING AND ESPORTING EVENT FOR WHICH THE APPLICANT HAS
28 SUBMITTED AN APPLICATION.

29 * * *

30 (D) USE OF FUNDS.--

1 (1) THE DEPARTMENT MAY AWARD FINANCIAL ASSISTANCE IN THE
2 FORM OF A SINGLE YEAR OR MULTIYEAR AWARD FOR ANY OF THE
3 FOLLOWING:

4 [(1)] (I) THE COSTS RELATING TO THE PREPARATIONS
5 NECESSARY FOR CONDUCTING THE EVENT.

6 [(2)] (II) THE COSTS OF CONDUCTING THE EVENT AT THE
7 VENUE, INCLUDING COSTS OF AN IMPROVEMENT OR RENOVATION TO
8 AN EXISTING FACILITY AT THE VENUE. THE FINANCIAL
9 ASSISTANCE UNDER THIS SECTION SHALL BE LIMITED TO 20% OF
10 THE TOTAL COST OF AN IMPROVEMENT OR RENOVATION TO AN
11 EXISTING FACILITY, EXCEPT IF THE FACILITY IS PUBLICLY
12 OWNED.

13 [(3)] (III) PROMOTION, MARKETING AND PROGRAMMING
14 COSTS ASSOCIATED WITH THE EVENT.

15 [(4)] (IV) PAID ADVERTISING AND MEDIA BUYS WITHIN
16 THIS COMMONWEALTH RELATED TO THE EVENT.

17 [(5)] (V) PRODUCTION AND TECHNICAL EXPENSES RELATED
18 TO THE EVENT.

19 [(6)] (VI) SITE FEES AND COSTS, SUCH AS LABOR,
20 RENTALS, INSURANCE, SECURITY AND MAINTENANCE.

21 [(7)] (VII) MACHINERY AND EQUIPMENT PURCHASES
22 ASSOCIATED WITH THE CONDUCT OF THE EVENT.

23 [(8)] (VIII) PUBLIC INFRASTRUCTURE UPGRADES OR
24 PUBLIC SAFETY IMPROVEMENTS THAT WILL DIRECTLY OR
25 INDIRECTLY BENEFIT THE CONDUCT OF THE EVENT.

26 [(9)] (IX) COSTS RELATED TO LAND ACQUISITION
27 DIRECTLY RELATED TO THE CONDUCT OF THE EVENT. THE
28 FINANCIAL ASSISTANCE UNDER THIS SECTION SHALL BE LIMITED
29 TO 20% OF THE TOTAL ACQUISITION COST, EXCEPT IF THE VENUE
30 AT WHICH THE EVENT WILL BE CONDUCTED IS PUBLICLY OWNED.

1 [(10)] (X) ON-SITE HOSPITALITY DURING THE CONDUCT OF
2 THE EVENT.

3 (2) THE DEPARTMENT MAY USE UP TO \$10,000,000 IN THE FORM
4 OF SINGLE OR MULTIYEAR AWARDS TO AN ELIGIBLE APPLICANT FOR
5 COSTS RELATED TO THE PREPARATION NECESSARY FOR CONDUCTING AN
6 INTERNATIONAL SPORTING EVENT, INCLUDING COSTS ASSOCIATED WITH
7 THE EVENT VENUE, PROMOTION, ADVERTISING, SITE RENTALS,
8 INFRASTRUCTURE UPGRADES, ON-SITE HOSPITALITY, COMMUNITY
9 ENGAGEMENT PROGRAMMING ACROSS THIS COMMONWEALTH AND PUBLIC
10 SAFETY PLANNING AND IMPROVEMENTS.

11 (3) THE DEPARTMENT MAY USE UP TO \$15,000,000 FOR
12 ACTIVITIES RELATED TO A STATEWIDE MARKETING STRATEGY.

13 (E) PROHIBITIONS.--

14 * * *

15 (2) PARAGRAPH (1) SHALL NOT PROHIBIT A DISBURSEMENT FROM
16 THE [SPORTS TOURISM AND MARKETING ACCOUNT] ACCOUNT FOR THE
17 CONSTRUCTION OF TEMPORARY STRUCTURES WITHIN AN ARENA, STADIUM
18 OR INDOOR OR OUTDOOR VENUE WHERE THE SPORTING EVENT WILL BE
19 CONDUCTED THAT ARE NECESSARY FOR THE CONDUCT OF AN EVENT OR
20 TEMPORARY MAINTENANCE OF A FACILITY THAT IS NECESSARY FOR THE
21 PREPARATION FOR OR CONDUCT OF AN EVENT.

22 SECTION 1723-A.2. TRANSFER OF FUNDS.

23 (A) ANNUAL FUNDING.--NOTWITHSTANDING 4 PA.C.S. § 13C62(B) (3)
24 (RELATING TO SPORTS WAGERING TAX), FOR FISCAL YEAR 2022-2023 AND
25 EACH FISCAL YEAR THEREAFTER, AN AMOUNT EQUAL TO 5% OF THE TAX
26 REVENUE GENERATED BY THE TAX IMPOSED UNDER 4 PA.C.S. § 13C62 OR
27 \$2,500,000, WHICHEVER IS GREATER, SHALL BE TRANSFERRED TO THE
28 [SPORTS TOURISM AND MARKETING ACCOUNT] ACCOUNT FOR USE BY THE
29 DEPARTMENT IN ACCORDANCE WITH THIS SUBARTICLE. THE AMOUNT
30 TRANSFERRED UNDER THIS SECTION MAY NOT EXCEED \$5,000,000.

1 (B) FISCAL YEAR 2023-2024.--NOTWITHSTANDING 4 PA.C.S. § 1407
2 (RELATING TO PENNSYLVANIA GAMING ECONOMIC DEVELOPMENT AND
3 TOURISM FUND) OR ANY OTHER PROVISION OF LAW, THE SUM OF
4 \$25,000,000 SHALL BE TRANSFERRED FROM THE PENNSYLVANIA GAMING
5 ECONOMIC DEVELOPMENT AND TOURISM FUND TO THE ACCOUNT FOR USE BY
6 THE DEPARTMENT IN ACCORDANCE WITH THIS SUBARTICLE.

7 SECTION 18. ARTICLE XVII-A.2 OF THE ACT IS AMENDED BY ADDING
8 SUBARTICLES TO READ:

9 SUBARTICLE E

10 FACILITY TRANSITION ACCOUNT

11 SECTION 1741-A.2. FACILITY TRANSITION ACCOUNT.

12 (A) ESTABLISHMENT.--THE FACILITY TRANSITION ACCOUNT IS
13 ESTABLISHED IN THE GENERAL FUND AS A RESTRICTED ACCOUNT.

14 (B) DEPOSITS.--THE FOLLOWING SHALL BE DEPOSITED INTO THE
15 ACCOUNT:

16 (1) MONEY APPROPRIATED TO THE STATE SYSTEM OF HIGHER
17 EDUCATION FOR FACILITY TRANSITION.

18 (2) (RESERVED).

19 (C) USE OF MONEY.--THE STATE SYSTEM OF HIGHER EDUCATION
20 SHALL USE THE MONEY APPROPRIATED TO IT FOR FACILITY TRANSITION
21 UNDER SECTION 5115 OF THE ACT OF AUGUST 3, 2023 (P.L. , NO.1A),
22 KNOWN AS THE GENERAL APPROPRIATION ACT OF 2023, TO MAKE TIMELY
23 DEFEASEMENT PAYMENTS ON THE BONDS ISSUED IN CONNECTION WITH
24 PENNWEST UNIVERSITY:

25 (1) SERIES AO-1.

26 (2) SERIES AP.

27 (3) SERIES AQ.

28 (4) SERIES AR.

29 (5) SERIES AS.

30 (6) SERIES AT-1.

1 (7) SERIES AU-2.

2 (8) SERIES AU-3.

3 (9) SERIES AV-1.

4 (10) SERIES AW.

5 (11) SERIES AX.

6 (12) SERIES AY.

7 (D) REMAINING MONEY.--THE STATE SYSTEM OF HIGHER EDUCATION
8 SHALL RETURN ANY UNEXPENDED AMOUNT OF THE APPROPRIATION TO THE
9 COMMONWEALTH NO LATER THAN 60 DAYS AFTER THE DEFEASANCE DATE OF
10 THE BONDS.

11 SUBARTICLE F

12 SERVICE AND INFRASTRUCTURE IMPROVEMENT FUND

13 SECTION 1751-A.2. DEFINITIONS.

14 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
15 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
16 CONTEXT CLEARLY INDICATES OTHERWISE:

17 "DEPARTMENT." THE DEPARTMENT OF LABOR AND INDUSTRY OF THE
18 COMMONWEALTH.

19 "FUND." THE SERVICE AND INFRASTRUCTURE IMPROVEMENT FUND
20 ESTABLISHED UNDER SECTION 301.9 OF THE UNEMPLOYMENT COMPENSATION
21 LAW.

22 "SECRETARY." THE SECRETARY OF THE DEPARTMENT OF LABOR AND
23 INDUSTRY OF THE COMMONWEALTH.

24 "UNEMPLOYMENT COMPENSATION FUND." THE UNEMPLOYMENT
25 COMPENSATION FUND ESTABLISHED UNDER SECTION 601 OF THE
26 UNEMPLOYMENT COMPENSATION LAW.

27 "UNEMPLOYMENT COMPENSATION LAW." THE ACT OF DECEMBER 5, 1936
28 (2ND SP.SESS., 1937 P.L.2897, NO.1), KNOWN AS THE UNEMPLOYMENT
29 COMPENSATION LAW.

30 SECTION 1752-A.2. DEPOSITS.

1 (A) DEPOSITS.--DURING EACH FISCAL YEAR BEGINNING ON OR AFTER
2 JULY 1, 2023, FROM THE CONTRIBUTIONS PAID UNDER SECTION 301.4 OF
3 THE UNEMPLOYMENT COMPENSATION LAW, AN AMOUNT DETERMINED BY THE
4 SECRETARY WITH THE APPROVAL OF THE GOVERNOR SHALL BE DEPOSITED
5 INTO THE FUND. THE FOLLOWING APPLY:

6 (1) FOR THE FISCAL YEAR BEGINNING JULY 1, 2023, THE
7 AMOUNT DETERMINED UNDER THIS SUBSECTION MAY NOT EXCEED
8 \$87,750,000.

9 (2) (RESERVED).

10 (B) CONTRIBUTIONS.--THE DEPARTMENT MAY DEPOSIT CONTRIBUTIONS
11 AUTHORIZED IN SUBSECTION (A) BEFORE DEPOSITING CONTRIBUTIONS
12 INTO THE UNEMPLOYMENT COMPENSATION FUND IN ACCORDANCE WITH
13 SECTION 301.4(E)(3) OF THE UNEMPLOYMENT COMPENSATION LAW.
14 SECTION 1753-A.2. FUND TRANSFERS.

15 NOTWITHSTANDING SECTION 301.9(E) OF THE UNEMPLOYMENT
16 COMPENSATION LAW, ANY MONEY IN THE FUND THAT IS NOT EXPENDED OR
17 OBLIGATED AS OF DECEMBER 31, 2023, SHALL NOT BE TRANSFERRED TO
18 THE UNEMPLOYMENT COMPENSATION FUND.

19 SECTION 1754-A.2. REPORTING.

20 NOTWITHSTANDING THE PROVISIONS OF SECTION 301.9(G) OF THE
21 UNEMPLOYMENT COMPENSATION LAW, THE DEPARTMENT SHALL CONTINUE TO
22 PROVIDE THE ANNUAL REPORT OUTLINED IN SECTION 301.9(G) OF THE
23 UNEMPLOYMENT COMPENSATION LAW TO THE GOVERNOR AND GENERAL
24 ASSEMBLY IN EACH YEAR THAT MONEY REMAINS IN THE FUND.

25 SUBARTICLE G

26 SCHOOL ENVIRONMENTAL REPAIRS PROGRAM

27 RESTRICTED ACCOUNT

28 SECTION 1761-A.2. TRANSFER.

29 NO LATER THAN 60 DAYS AFTER THE EFFECTIVE DATE OF THIS
30 SECTION, THE SECRETARY OF THE BUDGET SHALL TRANSFER TO THE

1 SCHOOL ENVIRONMENTAL REPAIRS PROGRAM RESTRICTED ACCOUNT
2 ESTABLISHED UNDER SECTION 2602-L OF THE ACT OF MARCH 10, 1949
3 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, UP TO
4 \$75,000,000 FROM MONEY APPROPRIATED TO AGENCIES UNDER THE
5 GOVERNOR'S JURISDICTION FOR GENERAL GOVERNMENT OPERATIONS FOR
6 THE FISCAL YEARS BEGINNING JULY 1, 2020, JULY 1, 2021, AND JULY
7 1, 2022, WHICH REMAINED UNEXPENDED AS OF JULY 30, 2023.

8 SECTION 19. SECTIONS 1712-E(A) AND 1718-E(A) OF THE ACT ARE
9 AMENDED BY ADDING PARAGRAPHS TO READ:

10 SECTION 1712-E. EXECUTIVE OFFICES.

11 (A) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY TO
12 APPROPRIATIONS FOR THE EXECUTIVE OFFICES:

13 * * *

14 (3) MONEY APPROPRIATED FOR VIOLENCE INTERVENTION AND
15 PREVENTION SHALL BE USED SOLELY TO PROVIDE GRANTS AND
16 TECHNICAL ASSISTANCE TO COMMUNITY-BASED ORGANIZATIONS,
17 INSTITUTIONS OF HIGHER EDUCATION, MUNICIPALITIES, DISTRICT
18 ATTORNEYS AND OTHER ENTITIES IN ACCORDANCE WITH SECTION 1306-
19 B(B) OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS
20 THE PUBLIC SCHOOL CODE OF 1949, AND NOTWITHSTANDING SECTION
21 1306-B(H) (7) OF THE PUBLIC SCHOOL CODE OF 1949 FOR PROGRAMS
22 ELIGIBLE UNDER SECTION 1306-B(J) (22) OF THE PUBLIC SCHOOL
23 CODE OF 1949.

24 (4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
25 DEPOSIT OF COSTS UNDER SECTION 1101(B) (4) OF THE ACT OF
26 NOVEMBER 24, 1998 (P.L.882, NO.111), KNOWN AS THE CRIME
27 VICTIMS ACT, INTO THE LOCAL VICTIM SERVICES FUND ESTABLISHED
28 IN EACH COUNTY UNDER SECTION 1101 OF THE CRIME VICTIMS ACT
29 SHALL APPLY TO ALL COSTS REGARDLESS OF THE DATE OF THE CRIME
30 OR WHEN THE OFFENDER WAS PLACED ON PROBATION, PAROLE,

1 ACCELERATED REHABILITATIVE DISPOSITION, PROBATION WITHOUT
2 VERDICT OR INTERMEDIATE PUNISHMENT.

3 (5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
4 DEPOSIT OF ALL THE FEES UNDER SECTION 1102(C) OF THE CRIME
5 VICTIMS ACT INTO THE COUNTY SUPERVISION FEE RESTRICTED
6 RECEIPTS ACCOUNT ESTABLISHED IN EACH COUNTY UNDER SECTION
7 1102 OF THE CRIME VICTIMS ACT SHALL APPLY TO ALL SUPERVISION
8 FEES REGARDLESS OF THE DATE ON WHICH THE OFFENDER WAS PLACED
9 ON PROBATION, PAROLE, ACCELERATED REHABILITATIVE DISPOSITION,
10 PROBATION WITHOUT VERDICT OR INTERMEDIATE PUNISHMENT.

11 * * *

12 SECTION 1718-E. DEPARTMENT OF AGRICULTURE.

13 (A) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY TO
14 APPROPRIATIONS FOR THE DEPARTMENT OF AGRICULTURE:

15 * * *

16 (3) NO MONEY APPROPRIATED FROM THE MOTOR LICENSE FUND
17 FOR MAINTENANCE AND IMPROVEMENT OF DIRT, GRAVEL AND LOW-
18 VOLUME STATE AND MUNICIPAL ROADS UNDER 75 PA.C.S. § 9106
19 (RELATING TO DIRT, GRAVEL AND LOW-VOLUME ROAD MAINTENANCE)
20 MAY BE USED ON LAND OWNED OR OTHERWISE UNDER THE CONTROL OF
21 THE PENNSYLVANIA GAME COMMISSION.

22 * * *

23 SECTION 20. SECTION 1719-E OF THE ACT IS AMENDED BY ADDING
24 SUBSECTIONS TO READ:

25 SECTION 1719-E. DEPARTMENT OF COMMUNITY AND ECONOMIC
26 DEVELOPMENT.

27 * * *

28 (A.2) SUBSTITUTION.--THE DEPARTMENT MAY APPROVE A
29 SUBSTITUTION OF ONE OR MORE PARCELS DESIGNATED UNDER SUBSECTION
30 (A.1) FOR OTHER PARCELS THEREBY CREATING A NEW SUBZONE IF THE

1 NEW SUBZONE IS SUBSTANTIALLY SIMILAR IN ACREAGE AND IS ADJACENT
2 TO THE ORIGINAL SUBZONE. THE NEW SUBZONE SHALL EXPIRE ON
3 DECEMBER 31, 2035. A POLITICAL SUBDIVISION OR ITS DESIGNEE MAY
4 SUBMIT AN APPLICATION TO SUBSTITUTE PARCELS UNDER THIS
5 SUBSECTION TO THE DEPARTMENT NO LATER THAN DECEMBER 1, 2023. AN
6 APPLICATION UNDER THIS SUBSECTION SHALL BE ON A FORM AS
7 PRESCRIBED BY THE DEPARTMENT AND SHALL BE MADE TO THE DEPARTMENT
8 IN ACCORDANCE WITH SECTION 302 (A) (1), (2) AND (5) OF THE ACT OF
9 OCTOBER 6, 1998 (P.L.705, NO.92), KNOWN AS THE KEYSTONE
10 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
11 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT. IN ADDITION, THE
12 APPLICATION SHALL INCLUDE THE CONSENT OF THE OWNER OF THE PARCEL
13 BEING REMOVED FROM THE SUBZONE DESIGNATED UNDER SUBSECTION
14 (A.1). THE DEPARTMENT SHALL CERTIFY THE SUBSTITUTION NO LATER
15 THAN 30 DAYS FROM RECEIPT. THIS SUBSECTION SHALL APPLY BEGINNING
16 JANUARY 1, 2024. THE FOLLOWING SHALL APPLY:

17 (1) IF A BUSINESS ENTITY MAKES A CAPITAL INVESTMENT OF
18 MORE THAN \$25,000 FOR THE CONSTRUCTION, RECONSTRUCTION,
19 DEMOLITION, ALTERATION OR REPAIR OF A FACILITY ON THE NEW
20 SUBZONE, THE BUSINESS ENTITY SHALL VERIFY WITH THE DEPARTMENT
21 OF LABOR AND INDUSTRY, IN THE FOLLOWING CALENDAR OR FISCAL
22 YEAR, THAT THE BUSINESS DEMONSTRATED THAT INDIVIDUALS
23 EMPLOYED BY THE TAXPAYER OR ANY CONTRACTOR OR SUBCONTRACTOR
24 OF THE TAXPAYER FOR THE CONSTRUCTION, RECONSTRUCTION,
25 DEMOLITION, ALTERATION OR REPAIR OF THE FACILITY HAVE BEEN
26 PAID THE PREVAILING MINIMUM WAGE RATE FOR EACH CRAFT OR
27 CLASSIFICATION AS DETERMINED BY THE DEPARTMENT OF LABOR AND
28 INDUSTRY UNDER THE ACT OF AUGUST 15, 1961 (P.L.987, NO.442),
29 KNOWN AS THE PENNSYLVANIA PREVAILING WAGE ACT.

30 (2) (RESERVED).

1 (A.3) DESIGNATION.--NOTWITHSTANDING THE PROVISIONS OF THE
2 KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE
3 AND KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT, A BUSINESS
4 OPERATING WITHIN ANY PORTION OF ANY REAL PROPERTY DESIGNATED AS
5 A KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE
6 OR KEYSTONE OPPORTUNITY IMPROVEMENT ZONE UNDER THE KEYSTONE
7 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
8 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT WHICH WOULD OTHERWISE
9 QUALIFY AS A "QUALIFIED BUSINESS" AS DEFINED IN THE KEYSTONE
10 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
11 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT, AND ANY OWNER OF ANY
12 PORTION OF THE REAL PROPERTY SHALL, FOR A TIME PERIOD NOT TO
13 EXPIRE UNTIL THE ACTUAL EXPIRATION OF ALL OF THE KEYSTONE
14 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
15 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE DESIGNATIONS OF ANY
16 PORTION OF THE ENTIRE REAL PROPERTY, BE ENTITLED TO THE SAME
17 STATE TAX BENEFITS AND RELIEF AFFORDED TO SUCH PARTIES AS IF THE
18 REAL PROPERTY IN QUESTION WERE ENTIRELY DESIGNATED AS A KEYSTONE
19 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
20 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE. THE REAL PROPERTY MUST:

21 (1) BE LOCATED WITHIN A CITY AND COUNTY OF THE FIRST
22 CLASS;

23 (2) BE AT LEAST 1,200 ACRES IN THE AGGREGATE, REGARDLESS
24 OF BEING COMPRISED OF DIFFERENT REAL ESTATE TAX PARCELS;

25 (3) BE ENTIRELY OWNED BY ONE ENTITY; AND

26 (4) HAVE OVER 50% OF ITS ACREAGE DESIGNATED AS A
27 KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION
28 ZONE OR KEYSTONE OPPORTUNITY IMPROVEMENT ZONE.

29 * * *

30 (C.1) ADDITIONAL KEYSTONE OPPORTUNITY EXPANSION ZONES.--

1 (1) SUBJECT TO THE CRITERIA SPECIFIED IN SECTION 1921-D
2 (B) OF THE ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN AS THE
3 TAX REFORM CODE OF 1971, WITHIN A COUNTY DESCRIBED IN SECTION
4 1921-D(A) (2) OF THE TAX REFORM CODE OF 1971, THE DEPARTMENT
5 MAY DESIGNATE ADDITIONAL KEYSTONE OPPORTUNITY EXPANSION ZONES
6 UNDER PART III OF ARTICLE XIX-D OF THE TAX REFORM CODE OF
7 1971 NOT TO EXCEED 200 ACRES, OF WHICH AN AREA NOT EXCEEDING
8 80 ACRES SHALL BE SITUATED IN A BOROUGH OF THAT COUNTY WITH A
9 POPULATION OF BETWEEN 315 AND 325, BASED ON THE 2010 FEDERAL
10 DECENNIAL CENSUS.

11 (2) IN ORDER TO RECEIVE A DESIGNATION UNDER THIS
12 SUBSECTION, THE DEPARTMENT MUST RECEIVE AN APPLICATION FROM A
13 POLITICAL SUBDIVISION OR ITS DESIGNEE NO LATER THAN OCTOBER
14 1, 2025. THE APPLICATION MUST CONTAIN THE INFORMATION
15 REQUIRED UNDER SECTION 302(A) (1), (2) (I) AND (IX), (5) AND
16 (6) OF THE KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY
17 EXPANSION ZONE AND KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT.

18 (3) THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT
19 OF REVENUE, SHALL REVIEW THE APPLICATION AND, IF APPROVED,
20 ISSUE A CERTIFICATION OF ALL TAX EXEMPTIONS, DEDUCTIONS,
21 ABATEMENTS OR CREDITS UNDER THE TAX REFORM CODE OF 1971 FOR
22 THE ZONE WITHIN THREE MONTHS OF RECEIPT OF THE APPLICATION.

23 (4) THE DEPARTMENT SHALL ACT ON AN APPLICATION FOR A
24 DESIGNATION UNDER SECTION 302(A) (1) OF THE KEYSTONE
25 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND
26 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT BY DECEMBER 31,
27 2025.

28 (5) THE DEPARTMENT MAY MAKE DESIGNATIONS UNDER SECTION
29 1921-D OF THE TAX REFORM CODE OF 1971 AND THIS SUBSECTION ON
30 A ROLLING BASIS DURING THE APPLICATION PERIOD.

1 (6) IF THE DEPARTMENT DOES NOT APPROVE OF A DESIGNATION
2 AS AN ADDITIONAL KEYSTONE OPPORTUNITY EXPANSION ZONE OF A
3 PARCEL UNDER THIS SUBSECTION, THE DEPARTMENT SHALL HOLD A
4 PUBLIC HEARING IN THE MUNICIPALITY FOR WHICH THE APPLICATION
5 WAS MADE WITHIN 30 DAYS OF THE DISAPPROVAL. THE SECRETARY OF
6 COMMUNITY AND ECONOMIC DEVELOPMENT, OR A DESIGNEE, SHALL
7 PROVIDE THE INFORMATION DESCRIBED UNDER SECTION 1921-D(E) OF
8 THE TAX REFORM CODE OF 1971 AT THE PUBLIC HEARING.

9 (C.2) ESTABLISHMENT.--

10 (1) THE MINORITY BUSINESS DEVELOPMENT FUND IS
11 ESTABLISHED WITHIN THE PENNSYLVANIA MINORITY BUSINESS
12 DEVELOPMENT AUTHORITY TO PROVIDE LOW INTEREST LOANS, OR
13 EQUITY OR GAP FINANCING, TO BUSINESSES IN THIS COMMONWEALTH
14 OWNED BY ETHNIC MINORITIES FOR:

15 (I) EQUITY AND PATIENT CAPITAL;

16 (II) GAP FINANCING; AND

17 (III) SOFT LOANS AND PREDEVELOPMENT.

18 (2) THE AUTHORITY SHALL ADMINISTER THE PROGRAM AND ISSUE
19 GUIDELINES TO IMPLEMENT THIS SECTION WHICH, AT A MINIMUM,
20 SHALL INCLUDE THE FOLLOWING:

21 (I) ELIGIBILITY REQUIREMENTS FOR LOAN AWARDS TO
22 MINORITY-OWNED BUSINESSES WHICH THE AUTHORITY DETERMINES
23 MEETS THE INTENT OF THIS FUND;

24 (II) ALLOWABLE USE OF LOAN FUNDS;

25 (III) MAXIMUM LOAN AND EQUITY AMOUNTS, PROVIDED THAT
26 THE MAXIMUM LOAN SHALL BE \$5,000,000 PER APPLICANT, AND
27 THE MAXIMUM APPROVED PER APPLICATION TO BE USED AS EQUITY
28 FOR ONE OR MORE DEVELOPMENT PROJECTS SHALL NOT EXCEED
29 \$3,000,000. NO ONE APPLICANT MAY HAVE MORE THAN THREE
30 PROJECTS FINANCED PER YEAR;

1 (IV) FOR PROJECTS LOCATED IN A COUNTY OF THE FIRST
2 OR SECOND CLASS, MAXIMUM LOAN AND EQUITY AMOUNTS,
3 PROVIDED THAT THE MAXIMUM LOAN SHALL BE \$10,000,000 PER
4 APPLICANT AND THE MAXIMUM APPROVED PER APPLICATION TO BE
5 USED AS EQUITY FOR ONE OR MORE DEVELOPMENT PROJECTS SHALL
6 NOT EXCEED \$5,000,000. NO ONE APPLICANT MAY HAVE MORE
7 THAN THREE PROJECTS FINANCED PER YEAR; AND

8 (V) INTEREST RATES AND REPAYMENT TERMS.

9 * * *

10 SECTION 21. SECTION 1720-E(B)(9) OF THE ACT IS AMENDED, THE
11 SUBSECTION IS AMENDED BY ADDING A PARAGRAPH AND THE SECTION IS
12 AMENDED BY ADDING A SUBSECTION TO READ:

13 SECTION 1720-E. DEPARTMENT OF CONSERVATION AND NATURAL
14 RESOURCES.

15 * * *

16 (B) REGIONAL ATV PILOT PROGRAM FOR DEPARTMENT LANDS.--

17 * * *

18 (5.1) THE DEPARTMENT SHALL PROVIDE ACCESS TO THE
19 DEPARTMENT ATV PILOT AREA FOR AT LEAST THE 2024 AND 2025
20 SUMMER ATV RIDING SEASON FROM THE FRIDAY BEFORE MEMORIAL DAY
21 THROUGH THE LAST FULL WEEKEND IN SEPTEMBER, IN ADDITION TO AN
22 EXTENDED SEASON TO BE DETERMINED BY THE DEPARTMENT BASED ON
23 LOCAL CONDITIONS.

24 * * *

25 (9) THE DEPARTMENT SHALL MONITOR THE USE, ENFORCEMENT,
26 MAINTENANCE NEEDS AND ANY ASSOCIATED IMPACTS TO STATE FOREST
27 LAND RESOURCES, VALUE AND FOREST USERS RESULTING FROM THE
28 DEPARTMENT ATV PILOT AREA. ON OR BEFORE DECEMBER 31, 2023,
29 AND EVERY THREE YEARS THEREAFTER, THE DEPARTMENT SHALL SUBMIT
30 A REPORT TO THE GENERAL ASSEMBLY ON THE DEPARTMENT ATV PILOT

1 AREA.

2 * * *

3 (C) PENNSYLVANIA GAME COMMISSION LANDS.--MONEY APPROPRIATED
4 FROM THE MOTOR LICENSE FUND FOR THE MAINTENANCE AND MITIGATION
5 OF DUST AND SEDIMENT POLLUTION FROM PARKS AND FORESTRY ROADS
6 UNDER 75 PA.C.S. § 9106 (RELATING TO DIRT, GRAVEL AND LOW-VOLUME
7 ROAD MAINTENANCE) MAY NOT BE USED ON LANDS OWNED OR OTHERWISE
8 UNDER THE CONTROL OF THE PENNSYLVANIA GAME COMMISSION.

9 SECTION 22. SECTIONS 1722-E AND 1725-E OF THE ACT ARE
10 AMENDED BY ADDING SUBSECTIONS TO READ:

11 SECTION 1722-E. DEPARTMENT OF EDUCATION.

12 * * *

13 (H) (RESERVED).

14 (I) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY TO
15 APPROPRIATIONS FOR THE DEPARTMENT OF EDUCATION:

16 (1) (RESERVED).

17 (2) (RESERVED).

18 (J) COVID RELIEF GRANTS.--FROM MONEY APPROPRIATED FOR "COVID
19 RELIEF-ARPA-SCHOOL MENTAL HEALTH GRANTS":

20 (1) THE SUM OF \$90,000,000 SHALL BE TRANSFERRED TO THE
21 SCHOOL SAFETY AND SECURITY FUND TO BE USED BY THE SCHOOL
22 SAFETY AND SECURITY COMMITTEE TO AWARD GRANTS TO SCHOOL
23 ENTITIES FOR THE PURPOSES IN SECTION 1306-B(J) (6), (10),
24 (15), (17), (19), (20), (21), (23), (24), (25), (26), (27),
25 (28), (29) AND (30) OF THE PUBLIC SCHOOL CODE OF 1949, IN THE
26 FOLLOWING AMOUNTS:

27 (I) A SCHOOL DISTRICT SHALL RECEIVE \$100,000 PLUS AN
28 AMOUNT DETERMINED IN SUBPARAGRAPH (III).

29 (II) AN INTERMEDIATE UNIT, AREA CAREER AND TECHNICAL
30 SCHOOL, CHARTER SCHOOL, REGIONAL CHARTER SCHOOL, CYBER

1 CHARTER SCHOOL, APPROVED PRIVATE SCHOOL AND CHARTERED
2 SCHOOL FOR THE EDUCATION OF THE DEAF AND THE BLIND SHALL
3 RECEIVE \$70,000.

4 (III) AN AMOUNT DETERMINED AS FOLLOWS:

5 (A) MULTIPLY THE 2021-2022 ADJUSTED AVERAGE
6 DAILY MEMBERSHIP FOR EACH SCHOOL DISTRICT BY THE
7 DIFFERENCE BETWEEN THE AMOUNT ALLOCATED IN THIS
8 CLAUSE AND THE SUM OF THE AMOUNTS DISTRIBUTED UNDER
9 SUBPARAGRAPHS (I) AND (II).

10 (B) DIVIDE THE PRODUCT FROM CLAUSE (A) BY THE
11 2021-2022 ADJUSTED AVERAGE DAILY MEMBERSHIP FOR ALL
12 SCHOOL DISTRICTS.

13 GRANT MONEY RECEIVED BY A SCHOOL ENTITY UNDER THIS
14 SUBPARAGRAPH MAY NOT BE INCLUDED WHEN CALCULATING THE
15 AMOUNT TO BE PAID UNDER SECTION 1725-A OF THE PUBLIC
16 SCHOOL CODE OF 1949.

17 (IV) THE SUM OF \$5,000,000 SHALL BE TRANSFERRED TO
18 THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY FOR
19 THE PURPOSES IN SECTION 1318-B OF THE PUBLIC SCHOOL CODE
20 OF 1949.

21 (V) THE SUM OF \$5,000,000 SHALL BE TRANSFERRED TO
22 THE DEPARTMENT OF EDUCATION FOR TRAINING OF SCHOOL BASED
23 MENTAL HEALTH PROFESSIONALS AND TO ESTABLISH PATHWAYS TO
24 CERTIFICATION FOR SCHOOL BASED MENTAL HEALTH
25 PROFESSIONALS.

26 (2) (RESERVED).

27 SECTION 1725-E. DEPARTMENT OF HEALTH.

28 * * *

29 (E) ACADEMIC CLINICAL RESEARCH CENTERS.--THE DEPARTMENT MAY
30 APPROVE AND CERTIFY AN ACCREDITED MEDICAL SCHOOL AS AN ACADEMIC

1 CLINICAL RESEARCH CENTER UNDER CHAPTER 20 OF THE MEDICAL
2 MARIJUANA ACT. THE FOLLOWING SHALL APPLY:

3 (1) FOR THE PURPOSE OF THIS SUBSECTION, THE TERM
4 "ACCREDITED MEDICAL SCHOOL" SHALL MEAN AN INSTITUTION LOCATED
5 IN THIS COMMONWEALTH THAT IS:

6 (I) ACCREDITED BY THE LIAISON COMMITTEE OF MEDICAL
7 EDUCATION;

8 (II) ACCREDITED BY THE COMMISSION ON OSTEOPATHIC
9 COLLEGE ACCREDITATION; OR

10 (III) AFFILIATED WITH AN ACCREDITED INSTITUTION OF
11 HIGHER EDUCATION AND HAS GAINED PRE-ACCREDITATION OR
12 PROVISIONAL ACCREDITATION STATUS THAT AUTHORIZES THE
13 INSTITUTION TO ENROLL MEDICAL STUDENTS.

14 (2) (RESERVED).

15 SECTION 23. SECTION 1729-E(A) OF THE ACT IS AMENDED BY
16 ADDING PARAGRAPHS TO READ:

17 SECTION 1729-E. DEPARTMENT OF HUMAN SERVICES.

18 (A) APPROPRIATIONS.--THE FOLLOWING SHALL APPLY TO
19 APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN SERVICES:

20 * * *

21 (8) FROM MONEY APPROPRIATED FOR CHILD-CARE SERVICES, NO
22 LESS THAN \$25,000,000 SHALL BE ALLOCATED TO APPLY AN INCOME
23 LIMIT FOR SUBSIDIZED CHILD CARE DURING REDETERMINATION OF
24 ELIGIBILITY TO NO MORE THAN 300% OF THE FEDERAL POVERTY
25 INCOME GUIDELINES OR 85% OF THE STATE MEDIAN INCOME,
26 WHICHEVER IS LOWER. NOTWITHSTANDING ANY OTHER PROVISION OF
27 LAW, THE DEPARTMENT SHALL DETERMINE COPAYMENT AMOUNTS FOR
28 FAMILY INCOMES ABOVE 235% OF THE FEDERAL POVERTY INCOME
29 GUIDELINES IN ORDER TO SUPPORT ECONOMIC SELF-SUFFICIENCY. THE
30 DEPARTMENT SHALL TRANSMIT NOTICE OF THE COPAYMENT SCHEDULE TO

1 THE LEGISLATIVE REFERENCE BUREAU FOR PUBLICATION IN THE NEXT
2 AVAILABLE ISSUE OF THE PENNSYLVANIA BULLETIN.

3 (9) THE DEPARTMENT OF HUMAN SERVICES IS AUTHORIZED TO
4 IMPOSE A FEE OF \$35 IN EACH CHILD SUPPORT CASE IN WHICH AN
5 INDIVIDUAL HAS NEVER RECEIVED ASSISTANCE UNDER TITLE IV-A OF
6 THE SOCIAL SECURITY ACT (49 STAT. 620, 42 U.S.C. § 301 ET
7 SEQ.) AND FOR WHOM THE COMMONWEALTH HAS COLLECTED AT LEAST
8 \$550 OF SUPPORT IN A FEDERAL FISCAL YEAR. THE COMMONWEALTH
9 SHALL PAY THE \$35 FEE FOR THOSE CASES IN WHICH THE ANNUAL
10 COLLECTION IS BETWEEN \$550 AND \$1,999.99. THE \$35 FEE SHALL
11 BE COLLECTED FROM THE CUSTODIAL PARENT IN CASES WHERE ANNUAL
12 COLLECTIONS EQUAL \$2,000 OR MORE. NOTWITHSTANDING ANY OTHER
13 PROVISION OF LAW, THE FEDERALLY MANDATED \$35 ANNUAL FEE
14 COLLECTED FROM THE CUSTODIAL PARENT SHALL BE RETAINED BY THE
15 DEPARTMENT.

16 * * *

17 SECTION 24. (RESERVED).

18 SECTION 25. SECTION 1733-E OF THE ACT IS AMENDED BY ADDING A
19 PARAGRAPH TO READ:

20 SECTION 1733-E. PENNSYLVANIA STATE POLICE.

21 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE
22 PENNSYLVANIA STATE POLICE:

23 * * *

24 (3) FOR FISCAL YEARS BEGINNING 2023-2024,
25 NOTWITHSTANDING SECTION 205 OF THE ACT OF APRIL 9, 1929
26 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929,
27 THE PENNSYLVANIA STATE POLICE SHALL CONSIST OF A NUMBER OF
28 OFFICERS AND ENLISTED MEMBERS AND SHALL BE ORGANIZED IN A
29 MANNER AS THE COMMISSIONER OF THE PENNSYLVANIA STATE POLICE,
30 WITH THE APPROVAL OF THE GOVERNOR, SHALL DETERMINE. THE

1 NUMBER OF OFFICERS AND ENLISTED MEMBERS BEGINNING IN FISCAL
2 YEAR 2023-2024 SHALL NOT EXCEED IN THE AGGREGATE AT ANY TIME
3 4,410 INDIVIDUALS. PENNSYLVANIA STATE POLICE OFFICERS AND
4 ENLISTED MEMBERS ASSIGNED TO DUTY WITH THE PENNSYLVANIA
5 TURNPIKE COMMISSION, DELAWARE RIVER JOINT TOLL BRIDGE
6 COMMISSION, GAMING ENFORCEMENT AND LIQUOR CONTROL ENFORCEMENT
7 SHALL NOT BE COUNTED IN DETERMINING THE TOTAL NUMBER OF
8 OFFICERS AND ENLISTED MEMBERS IN THE PENNSYLVANIA STATE
9 POLICE UNDER THIS PARAGRAPH.

10 SECTION 26. SECTIONS 1735-E OF THE ACT IS AMENDED TO READ:

11 SECTION 1735-E. PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

12 (A) SEMIANNUAL REPORTS ON GRANTS.--THE PENNSYLVANIA

13 EMERGENCY MANAGEMENT AGENCY SHALL PROVIDE SEMIANNUAL REPORTS OF

14 ALL GRANTS AWARDED BY THE PENNSYLVANIA EMERGENCY MANAGEMENT

15 AGENCY FROM FEDERAL DISASTER ASSISTANCE OR RELIEF FUNDS,

16 HOMELAND SECURITY AND DEFENSE FUNDS, AVIAN FLU/PANDEMIC

17 PREPAREDNESS OR OTHER PUBLIC HEALTH EMERGENCY FUNDS TO THE

18 CHAIRMAN AND MINORITY CHAIRMAN OF THE APPROPRIATIONS COMMITTEE

19 OF THE SENATE AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE

20 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES. THE

21 REPORTS SHALL INCLUDE INFORMATION RELATING TO THE ENTITY

22 RECEIVING GRANT MONEY FROM THE AGENCY, INCLUDING THE NAME AND

23 ADDRESS OF THE ENTITY, THE AMOUNT OF THE GRANT, THE DATE OF

24 ISSUANCE AND THE PURPOSE OF THE GRANT. REPORTS SHALL BE

25 SUBMITTED BY AUGUST 20 FOR GRANTS AWARDED DURING THE PERIOD FROM

26 JANUARY 1 THROUGH JUNE 30 AND BY FEBRUARY 20 FOR GRANTS AWARDED

27 DURING THE PERIOD FROM JULY 1 THROUGH DECEMBER 31.

28 (B) EMERGENCY PREPAREDNESS FOR OWNED ANIMALS.--

29 (1) THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY SHALL

30 HAVE THE FOLLOWING DUTIES:

1 (I) ADMINISTER THE PROVISIONS OF THIS SUBSECTION.

2 (II) ALLOCATE MONEY IN ACCORDANCE WITH THIS
3 SUBSECTION.

4 (III) INCLUDE IN THE COMMONWEALTH EMERGENCY
5 MANAGEMENT PLAN PROVISIONS FOR THE PROTECTION OF OWNED
6 ANIMALS IN THIS COMMONWEALTH IN DISASTERS.

7 (2) THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY SHALL
8 PROVIDE \$250,000 ANNUALLY TO AN ANIMAL RESPONSE TEAM APPROVED
9 BY THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY FOR PLANNING,
10 DEVELOPING AND MAINTAINING ANIMAL RESPONSE AND RESCUE
11 CAPABILITIES CONSISTENT WITH STANDARDS AND GUIDELINES
12 ESTABLISHED BY THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

13 (3) THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY SHALL
14 REQUIRE AN ANIMAL RESPONSE TEAM RECEIVING MONEY UNDER THIS
15 SUBSECTION TO RETAIN AND PROVIDE, UPON REQUEST, RECORDS THAT
16 THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY BELIEVES ARE
17 NECESSARY TO ENSURE THAT MONEY IS SPENT IN ACCORDANCE WITH
18 THIS SUBSECTION.

19 (4) AS USED IN THIS SUBSECTION, THE TERM "OWNED ANIMALS"
20 INCLUDES ANY ANIMAL KEPT AS A PET, AGRICULTURAL COMMODITY OR
21 IN ACCORDANCE WITH A PERMIT ISSUED BY THE PENNSYLVANIA GAME
22 COMMISSION. THE TERM DOES NOT INCLUDE WILDLIFE.

23 SECTION 27. SECTION 1795.1-E(B) OF THE ACT IS AMENDED BY
24 ADDING A PARAGRAPH AND SUBSECTION (C) (1) IS AMENDED BY ADDING A
25 SUBPARAGRAPH TO READ:

26 SECTION 1795.1-E. SURCHARGES.

27 * * *

28 (B) IMPOSITION.--

29 * * *

30 (4) AN ADDITIONAL SURCHARGE OF \$10 SHALL BE CHARGED AND

1 COLLECTED BY A DIVISION OF THE UNIFIED JUDICIAL SYSTEM. THIS
2 PARAGRAPH SHALL EXPIRE DECEMBER 31, 2025. THE ADDITIONAL
3 SURCHARGE UNDER THIS PARAGRAPH SHALL BE DEPOSITED INTO THE
4 JUDICIAL DEPARTMENT OPERATIONS AUGMENTATION ACCOUNT UNDER
5 SUBSECTION (D).

6 (C) OTHER SURCHARGE AND FEES.--

7 (1) IN ADDITION TO THE FEES IMPOSED UNDER 42 PA.C.S. §§
8 3733(A.1) AND 3733.1 (RELATING TO SURCHARGE), EXCEPT AS SET
9 FORTH IN PARAGRAPH (2), THE FOLLOWING APPLY:

10 * * *

11 (V) A SURCHARGE OF \$11.25 SHALL BE CHARGED AND
12 COLLECTED BY A DIVISION OF THE UNIFIED JUDICIAL SYSTEM.
13 THIS SUBPARAGRAPH SHALL EXPIRE DECEMBER 31, 2025. THE
14 SURCHARGE UNDER THIS SUBPARAGRAPH SHALL BE DEPOSITED INTO
15 THE JUDICIAL DEPARTMENT OPERATIONS AUGMENTATION ACCOUNT
16 UNDER SUBSECTION (D).

17 * * *

18 SECTION 28. SECTION 1795.2-E OF THE ACT IS REPEALED:

19 [SECTION 1795.2-E. DEPOSIT INTO SCHOOL SAFETY AND SECURITY
20 FUND.]

21 (A) GENERAL RULE.--NOTWITHSTANDING ANY PROVISION OF 42
22 PA.C.S. § 3733(A) (RELATING TO DEPOSITS INTO ACCOUNT) TO THE
23 CONTRARY, EACH FISCAL YEAR THE FIRST \$15,000,000 OF ALL FINES,
24 FEES AND COSTS COLLECTED BY ANY DIVISION OF THE UNIFIED JUDICIAL
25 SYSTEM THAT ARE IN EXCESS OF THE AMOUNT COLLECTED FROM THOSE
26 SOURCES IN THE FISCAL YEAR 1986-1987 SHALL BE DEPOSITED INTO THE
27 SCHOOL SAFETY AND SECURITY FUND.

28 (B) NONAPPLICABILITY.--SUBSECTION (A) SHALL NOT APPLY TO THE
29 ADDITIONAL FEE IMPOSED UNDER 42 PA.C.S. § 3733(A.1) AND ANY
30 FINES, FEES OR COSTS THAT ARE ALLOCATED BY LAW OR OTHERWISE

1 DIRECTED TO:

2 (1) THE PENNSYLVANIA FISH AND BOAT COMMISSION.

3 (2) THE PENNSYLVANIA GAME COMMISSION.

4 (3) COUNTIES AND MUNICIPALITIES.

5 (4) THE CRIME VICTIM'S COMPENSATION BOARD.

6 (5) THE PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY

7 FOR VICTIM-WITNESS SERVICES GRANTS UNDER FORMER SECTION

8 477.15(C) OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175),

9 KNOWN AS THE ADMINISTRATIVE CODE OF 1929.

10 (6) RAPE CRISIS CENTERS.

11 (7) THE EMERGENCY MEDICAL SERVICES OPERATING FUND.

12 (8) DOMESTIC VIOLENCE SHELTERS.

13 (9) THE CHILD PASSENGER RESTRAINT FUND.]

14 SECTION 28.1. SECTION 1798.1-E OF THE ACT IS AMENDED TO

15 READ:

16 SECTION 1798.1-E. FEDERAL AND COMMONWEALTH USE OF FOREST LAND.

17 (A) SCOPE.--THIS SECTION APPLIES TO THE FOLLOWING:

18 (1) REAL PROPERTY ACQUIRED FOR FOREST RESERVES BY ANY OF

19 THE FOLLOWING:

20 (I) [~~THE~~] THE FEDERAL GOVERNMENT[~~;~~ OR] .

21 (II) [~~THE~~] THE COMMONWEALTH.

22 (2) TAX-EXEMPT REAL PROPERTY ACQUIRED BY THE FEDERAL

23 GOVERNMENT OR BY THE COMMONWEALTH FOR THE PURPOSE OF

24 PRESERVING, PERPETUATING AND MAINTAINING ANY PORTION OF THE

25 ORIGINAL FORESTS OF THIS COMMONWEALTH AS PUBLIC PLACES AND

26 PARKS.

27 (3) REAL PROPERTY:

28 (I) WHICH IS ACQUIRED FOR THE PURPOSE OF

29 CONSERVATION OF WATER OR THE PREVENTION OF FLOOD

30 CONDITIONS; AND

1 (II) UPON WHICH THERE IS AN IMPOSED TAX PAYABLE BY
2 THE COMMONWEALTH.

3 (B) CHARGE.--

4 (1) FOR LAND OWNED BY THE DEPARTMENT OF CONSERVATION AND
5 NATURAL RESOURCES, SUBJECT TO SUBSECTION (C), REAL PROPERTY
6 UNDER SUBSECTION (A) SHALL BE SUBJECT TO AN ANNUAL CHARGE OF
7 ALL OF THE FOLLOWING:

8 (I) [\$2] TWO DOLLARS AND FORTY CENTS PER ACRE FOR
9 THE BENEFIT OF EACH COUNTY WHERE THE REAL PROPERTY IS
10 LOCATED[;]. ONE DOLLAR AND TWENTY CENTS SHALL BE PAID BY
11 THE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES AND
12 \$1.20 SHALL BE PAID FROM MONEY AVAILABLE UNDER 4 PA.C.S.
13 § 1403 (RELATING TO ESTABLISHMENT OF STATE GAMING FUND
14 AND NET SLOT MACHINE REVENUE DISTRIBUTION).

15 (II) [\$2] TWO DOLLARS AND FORTY CENTS PER ACRE FOR
16 THE BENEFIT OF THE SCHOOLS IN EACH SCHOOL DISTRICT WHERE
17 THE REAL PROPERTY IS LOCATED[; AND]. ONE DOLLAR AND
18 TWENTY CENTS SHALL BE PAID BY THE DEPARTMENT OF
19 CONSERVATION AND NATURAL RESOURCES AND \$1.20 SHALL BE
20 PAID FROM MONEY AVAILABLE UNDER 4 PA.C.S. § 1403.

21 (III) [\$2] TWO DOLLARS AND FORTY CENTS PER ACRE FOR
22 THE BENEFIT OF THE TOWNSHIP WHERE THE REAL PROPERTY IS
23 LOCATED. ONE DOLLAR AND TWENTY CENTS SHALL BE PAID BY THE
24 DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES AND
25 \$1.20 SHALL BE PAID FROM MONEY AVAILABLE UNDER 4 PA.C.S.
26 § 1403.

27 (2) FOR LAND OWNED BY THE PENNSYLVANIA GAME COMMISSION
28 OR THE PENNSYLVANIA FISH AND BOAT COMMISSION, REAL PROPERTY
29 UNDER SUBSECTION (A) SHALL BE SUBJECT TO AN ANNUAL CHARGE OF
30 ALL OF THE FOLLOWING:

1 (I) [\$1.20] TWO DOLLARS AND FORTY CENTS PER ACRE FOR
2 THE BENEFIT OF EACH COUNTY WHERE THE REAL PROPERTY IS
3 LOCATED[;]. FORTY CENTS SHALL BE PAID BY THE COMMONWEALTH
4 AGENCY WHICH OWNS THE PROPERTY AND \$2 SHALL BE PAID FROM
5 MONEY AVAILABLE UNDER 4 PA.C.S. § 1403.

6 (II) [\$1.20] TWO DOLLARS AND FORTY CENTS PER ACRE
7 FOR THE BENEFIT OF THE SCHOOLS IN EACH SCHOOL DISTRICT
8 WHERE THE REAL PROPERTY IS LOCATED[; AND]. FORTY CENTS
9 SHALL BE PAID BY THE COMMONWEALTH AGENCY WHICH OWNS THE
10 PROPERTY AND \$2 SHALL BE PAID FROM MONEY AVAILABLE UNDER
11 4 PA.C.S. § 1403.

12 (III) [\$1.20] TWO DOLLARS AND FORTY CENTS PER ACRE
13 FOR THE BENEFIT OF THE TOWNSHIP WHERE THE REAL PROPERTY
14 IS LOCATED. FORTY CENTS SHALL BE PAID BY THE COMMONWEALTH
15 AGENCY WHICH OWNS THE PROPERTY AND \$2 SHALL BE PAID FROM
16 MONEY AVAILABLE UNDER 4 PA.C.S. § 1403.

17 (3) [SUBJECT TO SUBSECTION (F), THE] THE CHARGE UNDER
18 PARAGRAPH (1) SHALL BE PAYABLE BY THE COMMONWEALTH BEFORE
19 SEPTEMBER 2.

20 (C) DURATION.--

21 (1) EXCEPT AS SET FORTH IN PARAGRAPH (2), THE ANNUAL
22 CHARGE PAYABLE BY THE COMMONWEALTH ON REAL PROPERTY UNDER
23 SUBSECTION (A) (1) (I) SHALL CONTINUE ONLY UNTIL THE RECEIPT OF
24 MONEY BY TREASURERS AND TOWNSHIP SUPERVISORS OF THE POLITICAL
25 SUBDIVISIONS UNDER SUBSECTION (B) (1), IN ACCORDANCE WITH THE
26 ACT OF APRIL 27, 1925 (P.L.324, NO.185), ENTITLED "AN ACT FOR
27 THE DISTRIBUTION BY THE COMMONWEALTH AND COUNTIES TO
28 TOWNSHIPS AND SCHOOL DISTRICTS OF MONEYS RECEIVED FROM THE
29 UNITED STATES FROM FOREST RESERVES WITHIN THE COMMONWEALTH,"
30 EQUALS OR EXCEEDS THE AMOUNT PAID BY THE COMMONWEALTH IN LIEU

1 OF TAXES.

2 (2) PARAGRAPH (1) [DOES] SHALL NOT APPLY TO THE
3 FOLLOWING:

4 (I) [THE] THE ANNUAL CHARGE PER ACRE FOR THE BENEFIT
5 OF THE COUNTY WHERE REAL PROPERTY UNDER SUBSECTION (A) (1)
6 (I) IS LOCATED FOR CALENDAR YEARS 1953, 1954, 1955 AND
7 1956[; AND].

8 (II) THE AMOUNT OF \$0.025 OF THE ANNUAL CHARGE PER
9 ACRE FOR THE BENEFIT OF THE COUNTY WHERE THE REAL
10 PROPERTY UNDER SUBSECTION (A) (1) (I) IS LOCATED FOR EACH
11 YEAR AFTER 1956.

12 (3) THE COMMONWEALTH SHALL ANNUALLY PAY THE CHARGES
13 EXEMPTED UNDER PARAGRAPH (2).

14 (D) CERTIFICATION.--UPON APPLICATION OF THE TREASURER OR
15 TOWNSHIP SUPERVISOR, THE SECRETARY OF CONSERVATION AND NATURAL
16 RESOURCES SHALL CERTIFY TO THE RESPECTIVE COUNTIES, SCHOOL
17 DISTRICTS AND TOWNSHIPS WHERE REAL PROPERTY UNDER SUBSECTION (A)
18 IS LOCATED AND TO THE STATE TREASURER:

19 (1) THE NUMBER OF ACRES OWNED BY THE FEDERAL GOVERNMENT
20 AND BY THE COMMONWEALTH IN THE POLITICAL SUBDIVISION; AND

21 (2) THE CHARGE AGAINST THE REAL PROPERTY.

22 (E) PAYMENT.--THE STATE TREASURER SHALL PAY TO POLITICAL
23 SUBDIVISIONS UNDER SUBSECTION (D) THE AMOUNT DUE UNDER
24 SUBSECTION (B) UPON:

25 (1) REQUISITION OF THE SECRETARY OF CONSERVATION AND
26 NATURAL RESOURCES; AND

27 (2) APPLICATION BY THE APPROPRIATE TREASURER OR TOWNSHIP
28 SUPERVISORS.

29 [(F) SOURCE OF PAYMENT.--FOR REAL PROPERTY OWNED BY THE
30 DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES, THE

1 PENNSYLVANIA GAME COMMISSION OR THE PENNSYLVANIA FISH AND BOAT
2 COMMISSION, OF THE CHARGE PER ACRE UNDER SUBSECTION (B) :

3 (1) \$2.40 SHALL BE PAID FROM MONEY AVAILABLE UNDER 4
4 PA.C.S. § 1403 (RELATING TO ESTABLISHMENT OF STATE GAMING
5 FUND AND NET SLOT MACHINE REVENUE DISTRIBUTION); AND

6 (2) THE REMAINDER SHALL BE PAID BY THE COMMONWEALTH
7 AGENCY WHICH OWNS THE PROPERTY.]

8 SECTION 29. SECTION 1798.3-E(D) OF THE ACT, AMENDED JULY 11,
9 2022 (P.L.540, NO.54), IS AMENDED TO READ:

10 SECTION 1798.3-E. MULTIMODAL TRANSPORTATION FUND.

11 * * *

12 (D) EXPIRATION.--THIS SECTION SHALL EXPIRE DECEMBER 31,
13 [2023] 2024.

14 SECTION 30. SECTIONS 1799.5-E OF THE ACT IS REPEALED:

15 [SECTION 1799.5-E. SALES BY DISTILLERIES.

16 (A) GENERAL RULE.--NOTWITHSTANDING ANY PROVISION OF THE ACT
17 OF APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS THE LIQUOR CODE, TO
18 THE CONTRARY, THE HOLDER OF A DISTILLERY OR LIMITED DISTILLERY
19 LICENSE MAY SELL LIQUOR TO THE BOARD AND TO PERSONS NOT LICENSED
20 BY THE BOARD. A DISTILLERY OR LIMITED DISTILLERY LICENSE HOLDER
21 MAY ALSO DIRECTLY SELL LIQUOR TO ANY LICENSE OR PERMIT HOLDER
22 THAT IS OTHERWISE AUTHORIZED TO SELL LIQUOR. HOWEVER, AGGREGATE
23 SALES TO THE LICENSE AND PERMIT HOLDERS MAY NOT EXCEED 50,000
24 GALLONS DURING A CALENDAR YEAR. A LICENSE OR PERMIT HOLDER THAT
25 WISHES TO ACQUIRE LIQUOR PRODUCED BY A DISTILLERY OR LIMITED
26 DISTILLERY LICENSE HOLDER AFTER THE PRODUCER HAS REACHED ITS
27 AGGREGATE 50,000-GALLON LIMIT MAY STILL ACQUIRE THE PRODUCT IF
28 IT IS AVAILABLE FROM THE BOARD. IF A PERSON HOLDS MORE THAN ONE
29 DISTILLERY OR LIMITED DISTILLERY LICENSE, EITHER DIRECTLY OR
30 THROUGH A WHOLLY OWNED SUBSIDIARY, THE SALES FROM ALL SUCH

1 LICENSES SHALL BE CONSIDERED WHEN DETERMINING WHETHER THE
2 50,000-GALLON LIMIT HAS BEEN REACHED.

3 (B) DEFINITION.--AS USED IN THIS SECTION, THE TERM "BOARD"
4 MEANS THE PENNSYLVANIA LIQUOR CONTROL BOARD.]

5 SECTION 30.1. THE ACT IS AMENDED BY ADDING A SECTION TO
6 READ:

7 SECTION 1799.11-E. PENNSYLVANIA LIQUOR CONTROL BOARD WHOLESALE
8 LICENSEE DISCOUNT PROGRAM.

9 NOTWITHSTANDING THE PROVISIONS OF SECTION 305 OF THE ACT OF
10 APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS THE LIQUOR CODE, THE
11 PENNSYLVANIA LIQUOR CONTROL BOARD SHALL ESTABLISH A PROGRAM
12 UNDER WHICH WHOLESALE LICENSEES ARE PROVIDED A DISCOUNT IF THE
13 WHOLESALE LICENSEE PICKS UP ITS PURCHASES AT BOARD-SPECIFIED
14 LOCATIONS, INCLUDING THE BOARD'S WAREHOUSES. THE BOARD MAY SET
15 PARAMETERS THAT THE BOARD DEEMS APPROPRIATE, INCLUDING THE
16 AMOUNT OF THE DISCOUNT AND MINIMUM PURCHASE REQUIREMENTS.

17 SECTION 30.2. SECTION 1723-F.1(5)(II) OF THE ACT, ADDED JULY
18 11, 2022 (P.L.540, NO.54), IS AMENDED TO READ:

19 SECTION 1723-F.1. DEPARTMENT OF EDUCATION.

20 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS TO THE DEPARTMENT
21 OF EDUCATION:

22 * * *

23 (5) FROM MONEY APPROPRIATED FOR PENNSYLVANIA CHARTERED
24 SCHOOLS FOR DEAF AND BLIND CHILDREN, THE FOLLOWING APPLY:

25 * * *

26 (II) \$1,000,000 IS INCLUDED FOR CAPITAL-RELATED
27 COSTS AND DEFERRED MAINTENANCE TO BE DIVIDED EQUALLY
28 BETWEEN EACH [APPROVED PRIVATE] SCHOOL.

29 * * *

30 SECTION 31. SECTION 1730-F.1(24) OF THE ACT IS REPEALED:

1 SECTION 1730-F.1. DEPARTMENT OF HUMAN SERVICES.

2 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
3 HUMAN SERVICES:

4 * * *

5 [(24) OF THE FUNDING APPROPRIATED FOR COVID RELIEF -
6 ARPA - ADULT MENTAL HEALTH PROGRAMS, NO FUNDING SHALL BE
7 EXPENDED UNTIL ENABLING LEGISLATION IS ENACTED BY THE GENERAL
8 ASSEMBLY.]

9 SECTION 32. THE ACT IS AMENDED BY ADDING ARTICLES TO READ:

10 ARTICLE XVII-F.3
11 2023-2024 BUDGET IMPLEMENTATION
12 SUBARTICLE A
13 PRELIMINARY PROVISIONS

14 SECTION 1701-F.3. APPLICABILITY.

15 EXCEPT AS SPECIFICALLY PROVIDED IN THIS ARTICLE, THIS ARTICLE
16 APPLIES TO THE GENERAL APPROPRIATION ACT OF 2023 AND ALL OTHER
17 APPROPRIATION ACTS OF 2023.

18 SECTION 1702-F.3. DEFINITIONS.

19 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
20 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
21 CONTEXT CLEARLY INDICATES OTHERWISE:

22 "GENERAL APPROPRIATION ACT OF 2023." THE ACT OF AUGUST 3,
23 2023 (P.L. , NO.1A), KNOWN AS THE GENERAL APPROPRIATION ACT OF
24 2023.

25 "HUMAN SERVICES CODE." THE ACT OF JUNE 13, 1967 (P.L.31,
26 NO.21), KNOWN AS THE HUMAN SERVICES CODE.

27 "PUBLIC SCHOOL CODE OF 1949." THE ACT OF MARCH 10, 1949
28 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949.

29 "SECRETARY." THE SECRETARY OF THE BUDGET OF THE
30 COMMONWEALTH.

1 "TANFBG." TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
2 GRANT.

3 SECTION 1703-F.3. (RESERVED).

4 SECTION 1704-F.3. (RESERVED).

5 SUBARTICLE B

6 EXECUTIVE DEPARTMENTS

7 SECTION 1711-F.3. GOVERNOR (RESERVED).

8 SECTION 1712-F.3. EXECUTIVE OFFICES.

9 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE EXECUTIVE
10 OFFICES:

11 (1) THE FOLLOWING APPLY TO MONEY APPROPRIATED FOR THE
12 PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY:

13 (I) NO LESS THAN THE AMOUNT USED IN THE 2014-2015
14 FISCAL YEAR SHALL BE USED TO SUPPORT THE STATEWIDE
15 AUTOMATED VICTIM INFORMATION AND NOTIFICATION SYSTEM
16 (SAVIN) TO PROVIDE OFFENDER INFORMATION THROUGH COUNTY
17 JAILS.

18 (II) NO LESS THAN THE AMOUNT USED IN THE 2014-2015
19 FISCAL YEAR SHALL BE USED FOR A RESIDENTIAL TREATMENT
20 COMMUNITY FACILITY FOR AT-RISK YOUTH LOCATED IN A COUNTY
21 OF THE FIFTH CLASS.

22 (III) FROM THE AMOUNT APPROPRIATED, \$400,000 SHALL
23 BE USED FOR AN INNOVATIVE POLICE DATA SHARING POINTER
24 INDEX SYSTEM THAT WILL ALLOW PARTICIPATING LAW
25 ENFORCEMENT AGENCIES ACCESS TO INCIDENT REPORT DATA.

26 (IV) FROM THE AMOUNT APPROPRIATED, \$600,000 SHALL BE
27 USED FOR A DIVERSION PROGRAM FOR FIRST-TIME NONVIOLENT
28 OFFENDERS FACING PRISON SENTENCES. THE DIVERSION PROGRAM
29 MUST INCLUDE EDUCATION AND EMPLOYMENT SERVICES, CASE
30 MANAGEMENT AND MENTORING.

1 (V) NO LESS THAN \$3,000,000 SHALL BE AVAILABLE AS A
2 PILOT PROGRAM TO OFFSET COSTS INCURRED BY A CITY OF THE
3 FIRST CLASS AND A COUNTY OF THE SECOND CLASS A THAT IS
4 ALSO A HOME RULE COUNTY IN CONNECTION WITH HIRING
5 ADDITIONAL ASSISTANT DISTRICT ATTORNEYS DESIGNATED AS A
6 SPECIAL UNITED STATES ATTORNEY BY A UNITED STATES
7 ATTORNEY'S OFFICE THROUGH PARTICIPATION IN THE PROJECT
8 SAFE NEIGHBORHOODS PROGRAM AND WHO WILL EXCLUSIVELY
9 PROSECUTE CRIMES UNDER 18 U.S.C. § 922(G) (RELATING TO
10 UNLAWFUL ACTS).

11 (VI) \$500,000 SHALL BE USED TO SUPPORT A STATEWIDE
12 CHILD PREDATOR UNIT.

13 (VII) \$500,000 SHALL BE USED FOR TRAINING AND
14 EQUIPMENT NEEDS TO SUPPORT IMPROVEMENTS IN THE
15 IDENTIFICATION, INVESTIGATION AND PROSECUTION OF 18
16 PA.C.S. § 6312 (RELATING TO SEXUAL ABUSE OF CHILDREN).

17 (VIII) NO LESS THAN \$1,750,000 SHALL BE USED FOR
18 NONNARCOTIC MEDICATION SUBSTANCE USE DISORDER TREATMENT
19 FOR ELIGIBLE OFFENDERS, WHICH SHALL INCLUDE THE
20 ESTABLISHMENT AND ADMINISTRATION OF A NONNARCOTIC
21 MEDICATION ASSISTED SUBSTANCE GRANT PROGRAM TO PROVIDE
22 ANNUAL GRANTS TO COUNTY CORRECTIONS INSTITUTIONS. AS USED
23 IN THIS SUBPARAGRAPH, THE TERM "ELIGIBLE OFFENDER" MEANS
24 A DEFENDANT OR INMATE CONVICTED OF A CRIMINAL OFFENSE WHO
25 WILL BE COMMITTED TO THE CUSTODY OF THE COUNTY AND WHO
26 MEETS THE CLINICAL CRITERIA FOR AN OPIOID OR ALCOHOL USE
27 DISORDER AS DETERMINED BY A PHYSICIAN.

28 (IX) (RESERVED).

29 (X) (RESERVED).

30 (2) FROM MONEY APPROPRIATED FOR VIOLENCE AND DELINQUENCY

1 PREVENTION PROGRAMS:

2 (I) NO LESS THAN THE AMOUNT USED IN THE 2014-2015
3 FISCAL YEAR SHALL BE USED FOR PROGRAMS IN A CITY OF THE
4 SECOND CLASS; AND

5 (II) NO LESS THAN THE AMOUNT USED IN THE 2014-2015
6 FISCAL YEAR SHALL BE USED FOR BLUEPRINT MENTORING
7 PROGRAMS THAT ADDRESS REDUCING YOUTH VIOLENCE IN CITIES
8 OF THE FIRST, SECOND AND THIRD CLASS WITH PROGRAMS IN
9 CITIES OF THE SECOND CLASS AND THIRD CLASS ALSO RECEIVING
10 A PROPORTIONAL SHARE OF \$350,000.

11 (3) (RESERVED).

12 (4) MONEY APPROPRIATED FOR COUNTY INTERMEDIATE
13 PUNISHMENT SHALL BE DISTRIBUTED TO COUNTIES FOR COUNTY ADULT
14 PROBATION SUPERVISION AND DRUG AND ALCOHOL AND MENTAL HEALTH
15 TREATMENT PROGRAMS FOR OFFENDERS SENTENCED TO RESTRICTIVE
16 CONDITIONS OF PROBATION IMPOSED UNDER 42 PA.C.S. § 9763(C) OR
17 (D) (RELATING TO CONDITIONS OF PROBATION) AND ARE CERTIFIED
18 IN ACCORDANCE WITH 42 PA.C.S. § 2154.1(B) (RELATING TO
19 ADOPTION OF GUIDELINES FOR RESTRICTIVE CONDITIONS). THE
20 PORTION OF MONEY FOR DRUG AND ALCOHOL AND MENTAL HEALTH
21 TREATMENT PROGRAMS SHALL BE BASED ON NATIONAL STATISTICS THAT
22 IDENTIFY THE PERCENTAGE OF INCARCERATED INDIVIDUALS THAT ARE
23 IN NEED OF TREATMENT FOR SUBSTANCE ISSUES BUT IN NO CASE
24 SHALL BE LESS THAN 80% OF THE AMOUNT APPROPRIATED.

25 (5) MONEY APPROPRIATED FOR COUNTY JAIL SECURITY
26 IMPROVEMENTS AND ENHANCEMENTS SHALL BE DISTRIBUTED TO
27 COUNTIES FOR SECURITY IMPROVEMENTS AND ENHANCEMENTS AT COUNTY
28 JAILS.

29 SECTION 1713-F.3. LIEUTENANT GOVERNOR (RESERVED).

30 SECTION 1714-F.3. ATTORNEY GENERAL.

1 THE FOLLOWING APPLY TO APPROPRIATIONS TO THE ATTORNEY

2 GENERAL:

3 (1) THE SUM OF \$8,431,000 SHALL BE DISTRIBUTED BETWEEN
4 THE ATTORNEY GENERAL AND THE DISTRICT ATTORNEY'S OFFICE IN A
5 CITY OF THE FIRST CLASS FOR COSTS ASSOCIATED WITH THE
6 OPERATION OF THE JOINT LOCAL-STATE FIREARM TASK FORCE IN THE
7 CITY OF THE FIRST CLASS. NO MORE THAN 20% MAY BE ALLOCATED
8 FOR THE DISTRICT ATTORNEY'S OFFICE IN A CITY OF THE FIRST
9 CLASS.

10 (2) THE SUM OF \$3,110,308 SHALL BE DISTRIBUTED TO THE
11 ATTORNEY GENERAL FOR COSTS ASSOCIATED WITH A JOINT LOCAL-
12 STATE FIREARM TASK FORCE IN A CITY OF THE FIRST CLASS.

13 (2.1) THE SUM OF \$1,537,952 SHALL BE USED TO COVER THE
14 COSTS ASSOCIATED WITH ESTABLISHING AND OPERATING A JOINT
15 LOCAL-STATE FIREARM TASK FORCE IN A COUNTY OF THE SECOND
16 CLASS.

17 (2.2) THE SUM OF \$889,692 SHALL BE DISTRIBUTED TO THE
18 ATTORNEY GENERAL FOR OPERATING AND PROPERTY COSTS RELATED TO
19 THE JOINT TASK FORCE AS NEEDED.

20 (3) THE ATTORNEY GENERAL MAY EXPEND UP TO \$2,000,000 IN
21 TOTAL FROM THE FOLLOWING RESTRICTED ACCOUNTS FOR GENERAL
22 GOVERNMENT OPERATIONS:

23 (I) THE CRIMINAL ENFORCEMENT RESTRICTED ACCOUNT
24 ESTABLISHED UNDER SECTION 1713-A.1.

25 (II) THE COLLECTION ADMINISTRATION ACCOUNT
26 ESTABLISHED UNDER SECTION 922.1 OF THE ACT OF APRIL 9,
27 1929 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE
28 OF 1929.

29 (III) THE RESTRICTED ACCOUNT ESTABLISHED UNDER
30 SECTION 1795.1-E(C) (3) (III).

1 (IV) THE STRAW PURCHASE PREVENTION EDUCATION FUND
2 ESTABLISHED UNDER 18 PA.C.S. § 6186 (RELATING TO STRAW
3 PURCHASE PREVENTION EDUCATION FUND).

4 (V) THE RESTRICTED ACCOUNT ESTABLISHED UNDER SECTION
5 4 OF THE ACT OF DECEMBER 4, 1996 (P.L.911, NO.147), KNOWN
6 AS THE TELEMARKETER REGISTRATION ACT.

7 SECTION 1715-F.3. AUDITOR GENERAL (RESERVED).

8 SECTION 1716-F.3. TREASURY DEPARTMENT (RESERVED).

9 SECTION 1717-F.3. DEPARTMENT OF AGING (RESERVED).

10 SECTION 1718-F.3. DEPARTMENT OF AGRICULTURE.

11 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
12 AGRICULTURE:

13 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
14 OPERATIONS, THE FOLLOWING APPLY:

15 (I) (RESERVED).

16 (II) NO LESS THAN \$250,000 SHALL BE USED FOR THE
17 COMMISSION FOR AGRICULTURAL EDUCATION EXCELLENCE TO
18 ASSIST IN THE DEVELOPMENT AND IMPLEMENTATION OF
19 AGRICULTURAL EDUCATION PROGRAMMING.

20 (2) FROM MONEY APPROPRIATED FOR AGRICULTURAL
21 PREPAREDNESS AND RESPONSE, THE FOLLOWING SHALL APPLY:

22 (I) UP TO \$15,000,000 MAY BE USED FOR THE FOLLOWING
23 COSTS ASSOCIATED WITH PREPARING FOR AND RESPONDING TO AN
24 OUTBREAK OF HIGHLY PATHOGENIC AVIAN INFLUENZA:

25 (A) COSTS OF GOODS AND SERVICES ASSOCIATED WITH
26 PREPARING FOR AND RESPONDING TO AN OUTBREAK OF HIGHLY
27 PATHOGENIC AVIAN INFLUENZA AND TO PROVIDE GRANTS TO
28 ASSIST WITH INCOME LOSSES AND COSTS ASSOCIATED WITH
29 WORKFORCE PAYROLL AND BENEFITS, MORTGAGE INTEREST AND
30 RENT PAYMENTS, UTILITY PAYMENTS, COSTS OF DELAYED

1 REPOPULATING AND REOPENING FACILITIES AND OTHER
2 LOSSES OR COSTS ASSOCIATED WITH RESPONSE NOT
3 OTHERWISE ELIGIBLE FOR OR COVERED BY FEDERAL FUNDING,
4 INSURANCE, CONTRACTS OR OTHER FUNDING SOURCES.

5 (B) (RESERVED).

6 (II) NO LESS THAN \$6,000,000 SHALL BE USED FOR COSTS
7 INCURRED BY THE PENNSYLVANIA ANIMAL DIAGNOSTIC LABORATORY
8 SYSTEM IN PREPARING FOR AND RESPONDING TO AN OUTBREAK OF
9 HIGHLY PATHOGENIC AVIAN INFLUENZA.

10 (III) NO LESS THAN \$10,000,000 SHALL BE USED TO
11 EXPAND THE PENNSYLVANIA ANIMAL DIAGNOSTIC LABORATORY
12 SYSTEM IN THE COMMONWEALTH.

13 (3) (RESERVED).

14 (4) FROM MONEY APPROPRIATED FOR AGRICULTURAL RESEARCH,
15 THE FOLLOWING APPLY:

16 (I) NO LESS THAN \$300,000 SHALL BE USED FOR AN
17 AGRICULTURAL RESOURCE CENTER.

18 (II) NO LESS THAN \$100,000 SHALL BE USED FOR
19 AGRICULTURAL LAW RESEARCH PROGRAMS, INCLUDING THOSE
20 ADDRESSING ENERGY DEVELOPMENT, IN CONJUNCTION WITH A
21 LAND-GRANT UNIVERSITY.

22 (5) FROM MONEY APPROPRIATED FOR HARDWOODS RESEARCH AND
23 PROMOTION, AT LEAST 80% OF THE MONEY SHALL BE EQUALLY
24 DISTRIBUTED AMONG THE HARDWOOD UTILIZATION GROUPS OF THIS
25 COMMONWEALTH ESTABLISHED PRIOR TO THE EFFECTIVE DATE OF THIS
26 SECTION.

27 (6) MONEY APPROPRIATED FOR THE ANIMAL HEALTH AND
28 DIAGNOSTIC COMMISSION SHALL BE EQUALLY DISTRIBUTED TO THE
29 ANIMAL DIAGNOSTIC LABORATORY SYSTEM LABORATORIES LOCATED AT A
30 LAND-GRANT UNIVERSITY AND AT A SCHOOL OF VETERINARY MEDICINE

1 LOCATED WITHIN THIS COMMONWEALTH.

2 SECTION 1719-F.3. DEPARTMENT OF COMMUNITY AND ECONOMIC
3 DEVELOPMENT.

4 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
5 COMMUNITY AND ECONOMIC DEVELOPMENT:

6 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
7 OPERATIONS, NO LESS THAN \$1,900,000 SHALL BE USED TO SUPPORT
8 A MANUFACTURING TECHNOLOGY DEVELOPMENT EFFORT, TO ASSIST
9 PENNSYLVANIA SMALL BUSINESSES WITH ENHANCED CYBER SECURITY
10 AND TO TEST COAL ASH REFUSE EXTRACTION OF RARE EARTH METALS
11 FOR DOMESTIC CHIP MANUFACTURING IN A COUNTY OF THE FOURTH
12 CLASS WITH A POPULATION OF AT LEAST 130,000, BUT NOT MORE
13 THAN 135,000, UNDER THE MOST RECENT FEDERAL DECENNIAL CENSUS,
14 AND NO LESS THAN \$1,000,000 SHALL BE USED FOR A NEIGHBORHOOD
15 PRESERVATION INITIATIVE TO SUPPORT SUCCESSFUL AFFORDABLE
16 HOUSING AND COMMERCIAL REVITALIZATION PROGRAMS IN A COUNTY OF
17 THE FIRST CLASS.

18 (2) FROM MONEY APPROPRIATED FOR MARKETING TO ATTRACT
19 TOURISTS:

20 (I) \$4,145,000 TO FUND THE ACTIVITIES OF THE TOURISM
21 OFFICE WITHIN THE DEPARTMENT; AND

22 (II) THE REMAINING MONEY INCLUDES AN ALLOCATION TO
23 BE USED TO PLAN, MARKET AND CONDUCT A SERIES OF ARTS AND
24 CULTURAL ACTIVITIES THAT GENERATE STATEWIDE AND REGIONAL
25 ECONOMIC IMPACT, AND \$1,000,000 SHALL BE USED FOR AN
26 ANNUAL STATEWIDE COMPETITION SERVING APPROXIMATELY 2,000
27 ATHLETES WITH INTELLECTUAL DISABILITIES FROM ACROSS THIS
28 COMMONWEALTH TO BE HELD IN A COUNTY OF THE FOURTH CLASS.

29 (3) FROM MONEY APPROPRIATED FOR PENNSYLVANIA FIRST, NO
30 LESS THAN \$8,000,000 SHALL BE USED TO FUND THE WORKFORCE AND

1 ECONOMIC DEVELOPMENT NETWORK OF PENNSYLVANIA (WEDNETPA) FOR
2 WORKFORCE TRAINING GRANTS PROVIDED THROUGH AN ALLIANCE OF
3 EDUCATIONAL PROVIDERS, INCLUDING, BUT NOT LIMITED TO, STATE
4 SYSTEM OF HIGHER EDUCATION UNIVERSITIES, THE PENNSYLVANIA
5 COLLEGE OF TECHNOLOGY AND COMMUNITY COLLEGES LOCATED IN THIS
6 COMMONWEALTH.

7 (4) FROM MONEY APPROPRIATED FOR KEYSTONE COMMUNITIES:

8 (I) \$6,405,000 SHALL BE USED TO FUND THE MAIN STREET
9 PROGRAM, ELM STREET PROGRAM, ENTERPRISE ZONE PROGRAM AND
10 ACCESSIBLE HOUSING. THE ALLOCATION FOR THE MAIN STREET
11 PROGRAM, ELM STREET PROGRAM, ENTERPRISE ZONE PROGRAM AND
12 ACCESSIBLE HOUSING SHALL BE DISTRIBUTED IN THE SAME
13 PROPORTION AS AMOUNTS ALLOCATED IN FISCAL YEAR 2012-2013.

14 (II) THE REMAINING MONEY SHALL BE USED FOR PROJECTS
15 SUPPORTING ECONOMIC GROWTH, COMMUNITY DEVELOPMENT AND
16 MUNICIPAL ASSISTANCE THROUGHOUT THIS COMMONWEALTH.

17 (5) (RESERVED).

18 (6) NOTWITHSTANDING SECTION 4(1) OF THE ACT OF OCTOBER
19 11, 1984 (P.L.906, NO.179), KNOWN AS THE COMMUNITY
20 DEVELOPMENT BLOCK GRANT ENTITLEMENT PROGRAM FOR NONURBAN
21 COUNTIES AND CERTAIN OTHER MUNICIPALITIES, THE COMMONWEALTH
22 MAY USE UP TO 3% OF THE MONEY RECEIVED PURSUANT TO THE
23 HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (PUBLIC LAW 93-
24 383, 88 STAT. 633) FOR ADMINISTRATIVE COSTS.

25 (7) MONEY APPROPRIATED FOR LOCAL MUNICIPAL RELIEF SHALL
26 INCLUDE AN ALLOCATION TO PROVIDE STATE ASSISTANCE TO
27 INDIVIDUALS, PERSONS OR POLITICAL SUBDIVISIONS DIRECTLY
28 AFFECTED BY NATURAL OR MANMADE DISASTERS, PUBLIC SAFETY
29 EMERGENCIES, OTHER SITUATIONS THAT POSE A PUBLIC SAFETY
30 DANGER OR OTHER SITUATIONS AT THE DISCRETION OF THE

1 DEPARTMENT. STATE ASSISTANCE MAY BE LIMITED TO GRANTS FOR
2 PROJECTS THAT DO NOT QUALIFY FOR FEDERAL ASSISTANCE TO HELP
3 REPAIR DAMAGES TO PRIMARY RESIDENCES, PERSONAL PROPERTY AND
4 PUBLIC FACILITIES AND STRUCTURES. GRANTS SHALL BE MADE
5 AVAILABLE FOR REIMBURSEMENT IN A DISASTER EMERGENCY AREA ONLY
6 WHEN A PRESIDENTIAL DISASTER DECLARATION DOES NOT COVER THE
7 AREA OR WHEN THE DEPARTMENT OF COMMUNITY AND ECONOMIC
8 DEVELOPMENT DETERMINES THAT A PUBLIC SAFETY EMERGENCY HAS
9 OCCURRED.

10 (8) (RESERVED).

11 (9) MONEY APPROPRIATED FOR HOSPITAL AND HEALTH SYSTEM
12 EMERGENCY RELIEF SHALL INCLUDE AN ALLOCATION TO PROVIDE STATE
13 ASSISTANCE TO HOSPITAL AND HEALTH CARE SYSTEMS THAT
14 EXPERIENCE UNEXPECTED FINANCIAL IMPACT SITUATIONS.

15 (10) MONEY APPROPRIATED FOR COMMUNITY AND ECONOMIC
16 ASSISTANCE SHALL INCLUDE AN ALLOCATION TO PROVIDE STATE
17 ASSISTANCE IN THE FORM OF GRANTS TO ASSIST IN COMMUNITY AND
18 ECONOMIC DEVELOPMENT, INCLUDING PROJECTS IN THE PUBLIC
19 INTEREST.

20 (11) FROM MONEY APPROPRIATED TO THE DEPARTMENT OF
21 COMMUNITY AND ECONOMIC DEVELOPMENT, THE DEPARTMENT OF
22 COMMUNITY AND ECONOMIC DEVELOPMENT SHALL PAY ONE-THIRD OF THE
23 COST FOR THE COMMISSION ON EDUCATION AND ECONOMIC
24 COMPETITIVENESS TO IMPLEMENT A CONTRACT FOR A NONPROFIT
25 ENTITY THAT HAS EXPERIENCE IN THE CREATION OF LONG-TERM
26 EDUCATION PLANNING EFFORTS AS REQUIRED UNDER SECTION 123.1(G)
27 OF THE PUBLIC SCHOOL CODE OF 1949. A PROCUREMENT UNDER THIS
28 PARAGRAPH SHALL NOT BE SUBJECT TO THE REQUIREMENTS OF 62
29 PA.C.S. (RELATING TO PROCUREMENT). THE DEPARTMENT OF
30 COMMUNITY AND ECONOMIC DEVELOPMENT SHALL COLLABORATE WITH ANY

1 OTHER STATE AGENCY AS NECESSARY TO IMPLEMENT A PROCUREMENT
2 UNDER THIS PARAGRAPH.

3 (12) MONEY APPROPRIATED FOR WORKFORCE DEVELOPMENT SHALL
4 BE DISTRIBUTED IN THE SAME PROPORTION AS DISTRIBUTED IN
5 FISCAL YEAR 2022-2023.

6 SECTION 1720-F.3. DEPARTMENT OF CONSERVATION AND NATURAL
7 RESOURCES.

8 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
9 CONSERVATION AND NATURAL RESOURCES:

10 (1) (RESERVED).

11 (2) MONEY APPROPRIATED FOR PARKS, FORESTS AND RECREATION
12 PROJECTS SHALL BE USED FOR GRANTS FOR PROJECTS TO ENHANCE
13 PARKS, FORESTS AND RECREATION ACTIVITIES.

14 SECTION 1721-F.3. DEPARTMENT OF CORRECTIONS (RESERVED).

15 SECTION 1722-F.3. DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS
16 (RESERVED).

17 SECTION 1723-F.3. DEPARTMENT OF EDUCATION.

18 THE FOLLOWING APPLY TO APPROPRIATIONS TO THE DEPARTMENT OF
19 EDUCATION:

20 (1) FROM MONEY APPROPRIATED FOR GRANT SUPPORT TO
21 INSTITUTIONS OF HIGHER EDUCATION IN THIS COMMONWEALTH:

22 (I) THE AMOUNT OF \$259,285,000 SHALL BE USED FOR
23 GENERAL STUDENT EDUCATION AND SUPPORT AT AN INSTITUTION
24 OF HIGHER EDUCATION WITH A MAIN CAMPUS IN A COUNTY OF THE
25 FOURTH CLASS WITH A POPULATION BETWEEN 157,000 AND
26 159,000 BASED ON THE UNITED STATES CENSUS BUREAU'S 2022
27 POPULATION ESTIMATE IN THE ANNUAL ESTIMATES OF THE
28 RESIDENT POPULATION FOR COUNTIES OF PENNSYLVANIA: APRIL
29 1, 2020 TO JULY 1, 2022, AND A 2020-2021 FULL-TIME
30 EQUIVALENT TOTAL STUDENT ENROLLMENT OF BETWEEN 85,000 AND

1 86,000 BASED ON DATA FROM THE INTEGRATED POSTSECONDARY
2 EDUCATION DATA SYSTEM OF THE NATIONAL CENTER FOR
3 EDUCATION STATISTICS.

4 (II) THE AMOUNT OF \$28,634,000 SHALL BE USED FOR
5 GENERAL STUDENT EDUCATION AND SUPPORT AT A COLLEGE OF
6 TECHNOLOGY IN A COUNTY OF THE FIFTH CLASS AFFILIATED WITH
7 AN INSTITUTION OF HIGHER EDUCATION WITH A MAIN CAMPUS IN
8 A COUNTY OF THE FOURTH CLASS.

9 (III) THE AMOUNT OF \$169,439,000 SHALL BE USED FOR
10 GENERAL STUDENT EDUCATION AND SUPPORT AT AN INSTITUTION
11 OF HIGHER EDUCATION WITH A MAIN CAMPUS IN A CITY OF THE
12 FIRST CLASS AND A 2020-2021 FULL-TIME EQUIVALENT TOTAL
13 STUDENT ENROLLMENT OF BETWEEN 33,000 AND 35,000 BASED ON
14 DATA FROM THE INTEGRATED POSTSECONDARY EDUCATION DATA
15 SYSTEM OF THE NATIONAL CENTER FOR EDUCATION STATISTICS.

16 (IV) THE AMOUNT OF \$162,264,000 SHALL BE USED FOR
17 GENERAL STUDENT EDUCATION AND SUPPORT AT AN INTUITION OF
18 HIGHER EDUCATION WITH A MAIN CAMPUS IN A CITY OF THE
19 SECOND CLASS AND A 2020-2021 FULL-TIME EQUIVALENT TOTAL
20 STUDENT ENROLLMENT OF BETWEEN 28,000 AND 31,000 BASED ON
21 DATA FROM THE INTEGRATED POSTSECONDARY EDUCATION DATA
22 SYSTEM OF THE NATIONAL CENTER FOR EDUCATION STATISTICS,
23 WITH AN ADDITIONAL \$3,584,000 TO SUPPORT RURAL EDUCATION
24 OUTREACH.

25 (V) THE SUM OF \$19,000,000 SHALL BE USED FOR GENERAL
26 STUDENT EDUCATION AND SUPPORT AT AN INSTITUTION OF HIGHER
27 EDUCATION WITH A MAIN CAMPUS IN A COUNTY OF THE THIRD
28 CLASS WITH A POPULATION BETWEEN 544,000 AND 546,000 BASED
29 ON THE UNITED STATES CENSUS BUREAU'S 2022 POPULATION
30 ESTIMATE IN THE ANNUAL ESTIMATES OF THE RESIDENT

1 POPULATION FOR COUNTIES OF PENNSYLVANIA: APRIL 1, 2020 TO
2 JULY 1, 2022, AND A 2020-2021 FULL-TIME EQUIVALENT TOTAL
3 STUDENT ENROLLMENT OF BETWEEN 1,000 AND 3,000 BASED ON
4 DATA FROM THE INTEGRATED POSTSECONDARY EDUCATION DATA
5 SYSTEM OF THE NATIONAL CENTER FOR EDUCATION STATISTICS.

6 (2) FROM AN APPROPRIATION FOR ADULT AND FAMILY LITERACY
7 PROGRAMS, SUMMER READING PROGRAMS AND THE ADULT HIGH SCHOOL
8 DIPLOMAS PROGRAM. THE FOLLOWING APPLY:

9 (I) NO LESS THAN THE AMOUNT ALLOCATED IN THE 2014-
10 2015 FISCAL YEAR SHALL BE ALLOCATED FOR AN AFTER-SCHOOL
11 LEARNING PROGRAM SERVICING LOW-INCOME STUDENTS LOCATED IN
12 A COUNTY OF THE SIXTH CLASS WITH A POPULATION, BASED ON
13 THE MOST RECENT FEDERAL DECENNIAL CENSUS, OF AT LEAST
14 64,730, BUT NOT MORE THAN 65,558; AND

15 (II) NO LESS THAN THE AMOUNT ALLOCATED IN THE 2016-
16 2017 FISCAL YEAR SHALL BE USED FOR AN AFTER-SCHOOL
17 LEARNING PROGRAM SERVICING LOW-INCOME STUDENTS LOCATED IN
18 A COUNTY OF THE THIRD CLASS WITH A POPULATION, BASED ON
19 THE MOST RECENT FEDERAL DECENNIAL CENSUS, OF AT LEAST
20 320,000, BUT NOT MORE THAN 330,000.

21 (III) FROM MONEY APPROPRIATED FOR ADULT AND FAMILY
22 LITERACY, AT LEAST \$1,050,000 SHALL BE USED TO DEVELOP
23 AND ADMINISTER A PROGRAM TO SUBSIDIZE THE COST OF HIGH
24 SCHOOL EQUIVALENCY TESTING THAT LEADS TO A COMMONWEALTH
25 SECONDARY SCHOOL DIPLOMA CREDENTIAL FOR INDIVIDUALS WHO
26 MEET REQUIREMENTS ESTABLISHED BY THE DEPARTMENT.

27 (3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
28 APPROPRIATION FOR PUPIL TRANSPORTATION MAY NOT BE REDIRECTED
29 FOR ANY PURPOSE.

30 (4) FOR MONEY APPROPRIATED FOR PENNSYLVANIA CHARTERED

1 SCHOOLS FOR DEAF AND BLIND CHILDREN, THE FOLLOWING APPLY:

2 (I) UPON DISTRIBUTION OF THE FINAL TUITION PAYMENT
3 FOR THE FISCAL YEAR, THE BALANCE OF THE APPROPRIATION,
4 EXCLUDING AMOUNTS UNDER SUBPARAGRAPH (II), SHALL BE USED
5 TO PAY THE SCHOOLS' INCREASED SHARE OF REQUIRED
6 CONTRIBUTIONS FOR PUBLIC SCHOOL EMPLOYEES' RETIREMENT AND
7 SHALL BE DISTRIBUTED PRO RATA BASED ON EACH SCHOOL'S
8 CONTRIBUTIONS FOR THE PRIOR FISCAL YEAR.

9 (II) \$1,000,000 IS INCLUDED FOR CAPITAL-RELATED
10 COSTS AND DEFERRED MAINTENANCE TO BE DIVIDED EQUALLY
11 BETWEEN EACH SCHOOL.

12 (5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
13 AMOUNT OF MONEY SET ASIDE UNDER SECTION 2509.8 OF THE PUBLIC
14 SCHOOL CODE OF 1949, SHALL BE ALLOCATED TO EACH APPROVED
15 PRIVATE SCHOOL WITH A DAY TUITION RATE DETERMINED TO BE LESS
16 THAN \$32,000 DURING THE 2010-2011 SCHOOL YEAR. THE ALLOCATION
17 SHALL BE NO LESS THAN THE AMOUNT ALLOCATED IN THE 2015-2016
18 FISCAL YEAR.

19 (6) MONEY APPROPRIATED FOR REGIONAL COMMUNITY COLLEGE
20 SERVICES SHALL BE DISTRIBUTED TO EACH ENTITY THAT RECEIVED
21 FUNDING IN FISCAL YEAR 2022-2023 IN AN AMOUNT EQUAL TO THE
22 AMOUNT RECEIVED IN THAT FISCAL YEAR.

23 (7) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, MONEY
24 APPROPRIATED FOR COMMUNITY EDUCATION COUNCILS SHALL BE
25 DISTRIBUTED IN A MANNER THAT EACH COMMUNITY EDUCATION COUNCIL
26 WHICH RECEIVED FUNDING IN FISCAL YEAR 2022-2023 SHALL RECEIVE
27 AN AMOUNT EQUAL TO THE AMOUNT RECEIVED IN THAT FISCAL YEAR.

28 (7.1) FROM MONEY APPROPRIATED FOR PARENT PATHWAYS, THE
29 DEPARTMENT OF EDUCATION SHALL EXPAND THE PARENT PATHWAYS
30 LEARNING NETWORK PILOT PROGRAM TO ASSIST PARENTING STUDENTS

1 IN PURSUING POSTSECONDARY PATHWAYS TO POSTSECONDARY DEGREE OR
2 CERTIFICATE COMPLETION. THE DEPARTMENT OF EDUCATION SHALL
3 PROVIDE FINANCIAL AND TECHNICAL ASSISTANCE TO POSTSECONDARY
4 INSTITUTIONS TO REMOVE BARRIERS TO POSTSECONDARY DEGREE OR
5 CERTIFICATE COMPLETION AND INCREASE ACCESS TO FAMILY-
6 SUSTAINING WAGES AND IN-DEMAND OCCUPATIONS.

7 (8) (RESERVED).

8 (9) (RESERVED).

9 (10) (RESERVED).

10 (11) (RESERVED).

11 (12) (RESERVED).

12 (13) (RESERVED).

13 (14) (RESERVED).

14 (15) (RESERVED).

15 (16) (RESERVED).

16 (17) (RESERVED).

17 (18) (RESERVED).

18 (19) (RESERVED).

19 (20) (RESERVED).

20 (21) (RESERVED).

21 (22) FROM MONEY APPROPRIATED TO THE DEPARTMENT OF
22 EDUCATION, THE DEPARTMENT OF EDUCATION SHALL PAY ONE-THIRD OF
23 THE COST FOR THE COMMISSION ON EDUCATION AND ECONOMIC
24 COMPETITIVENESS TO IMPLEMENT A CONTRACT FOR A NONPROFIT
25 ENTITY THAT HAS EXPERIENCE IN THE CREATION OF LONG-TERM
26 EDUCATION PLANNING EFFORTS AS REQUIRED UNDER SECTION 123.1(G)
27 OF THE PUBLIC SCHOOL CODE OF 1949. A PROCUREMENT UNDER THIS
28 PARAGRAPH SHALL NOT BE SUBJECT TO THE REQUIREMENTS OF 62
29 PA.C.S. (RELATING TO PROCUREMENT). THE DEPARTMENT OF
30 EDUCATION SHALL COLLABORATE WITH ANY OTHER STATE AGENCY AS

1 NECESSARY TO IMPLEMENT A PROCUREMENT UNDER THIS PARAGRAPH.

2 (23) FROM MONEY APPROPRIATED TO THE DEPARTMENT OF
3 EDUCATION FOR GRANTS TO SCHOOL DISTRICTS TO ASSIST IN MEETING
4 FEDERAL MATCHING REQUIREMENTS FOR GRANTS RECEIVED UNDER THE
5 FEDERAL CHILD NUTRITION ACT OF 1966 AND TO AID IN PROVIDING A
6 FOOD PROGRAM FOR NEEDY CHILDREN, THE FOLLOWING SHALL APPLY:

7 (I) AN ADDITIONAL STATE REIMBURSEMENT FOR THE SCHOOL
8 BREAKFAST PROGRAM SHALL BE PROVIDED AS FOLLOWS:

9 (A) THE DEPARTMENT OF EDUCATION SHALL PROVIDE
10 STATE REIMBURSEMENT TO A SCHOOL IN AN AMOUNT EQUAL TO
11 THE DIFFERENCE BETWEEN THE FEDERAL FREE REIMBURSEMENT
12 RATE AND THE REDUCED PRICE AND THE PAID REIMBURSEMENT
13 RATE UNDER THE SCHOOL BREAKFAST PROGRAM FOR EACH MEAL
14 PROVIDED UNDER CLAUSE (B).

15 (B) IN ORDER TO RECEIVE REIMBURSEMENT UNDER THIS
16 SUBPARAGRAPH, A SCHOOL SHALL:

17 (I) PARTICIPATE IN THE SCHOOL BREAKFAST
18 PROGRAM.

19 (II) MAKE AVAILABLE A MEAL THAT MEETS THE
20 REQUIREMENTS OF THE SCHOOL BREAKFAST PROGRAM TO
21 EVERY STUDENT IN ATTENDANCE EACH SCHOOL DAY AT NO
22 COST TO THE STUDENT REGARDLESS OF THE STUDENT'S
23 ELIGIBILITY FOR A FEDERALLY FUNDED FREE, REDUCED
24 PRICE OR PAID MEAL.

25 (III) BE ELIGIBLE FOR REIMBURSEMENT UNDER
26 SECTION 1337.1 OF THE PUBLIC SCHOOL CODE OF 1949.

27 (II) AN ADDITIONAL STATE REIMBURSEMENT FOR THE
28 SCHOOL LUNCH PROGRAM SHALL BE PROVIDED AS FOLLOWS:

29 (A) THE DEPARTMENT OF EDUCATION SHALL PROVIDE
30 STATE REIMBURSEMENT TO A SCHOOL IN AN AMOUNT EQUAL TO

1 THE DIFFERENCE BETWEEN THE FEDERAL FREE REIMBURSEMENT
2 RATE AND THE REDUCED-PRICE RATE UNDER THE SCHOOL
3 LUNCH PROGRAM FOR EACH MEAL PROVIDED UNDER CLAUSE
4 (B).

5 (B) IN ORDER TO RECEIVE REIMBURSEMENT UNDER THIS
6 SUBPARAGRAPH, A SCHOOL SHALL:

7 (I) PARTICIPATE IN THE SCHOOL LUNCH PROGRAM.

8 (II) MAKE AVAILABLE A MEAL THAT MEETS THE
9 REQUIREMENTS OF THE SCHOOL LUNCH PROGRAM TO EVERY
10 STUDENT IN ATTENDANCE EACH SCHOOL DAY WHO IS
11 ELIGIBLE TO RECEIVE A FEDERALLY FUNDED REDUCED-
12 PRICE MEAL AT NO COST TO THE STUDENT.

13 (III) BE ELIGIBLE FOR REIMBURSEMENT UNDER
14 SECTION 1337.1 OF THE PUBLIC SCHOOL CODE OF 1949.

15 (III) FOR THE PURPOSES OF THIS PARAGRAPH, THE
16 FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

17 "SCHOOL" SHALL HAVE THE SAME MEANING AS GIVEN TO THAT
18 TERM IN 7 CFR 210.2 (RELATING TO DEFINITIONS).

19 "SCHOOL BREAKFAST PROGRAM" SHALL HAVE THE SAME
20 MEANING AS GIVEN TO THAT TERM IN 7 CFR PT. 220 (RELATING
21 TO SCHOOL BREAKFAST PROGRAM).

22 "SCHOOL LUNCH PROGRAM" SHALL HAVE THE SAME MEANING AS
23 GIVEN TO THE TERM "NATIONAL SCHOOL LUNCH PROGRAM" IN 7
24 CFR 210.2.

25 (24) MONEY APPROPRIATED FOR JOB TRAINING AND EDUCATION
26 PROGRAMS SHALL BE USED FOR GRANTS FOR JOB TRAINING, DUAL
27 ENROLLMENT AND EDUCATIONAL PROGRAMS.

28 (25) MONEY APPROPRIATED FOR MOBILE SCIENCE AND
29 MATHEMATICS EDUCATION PROGRAMS SHALL BE USED FOR GRANTS TO
30 SUPPORT MOBILE SCIENCE AND MATHEMATICS EDUCATION PROGRAMS.

1 (26) THE SECRETARY OF EDUCATION SHALL TRANSFER FUNDING
2 APPROPRIATED FOR TEACHER STIPENDS IN THE GENERAL
3 APPROPRIATION ACT OF 2023 TO PROVIDE FOR GRANTS AND
4 ADMINISTRATION OF THE EDUCATOR PIPELINE SUPPORT GRANT PROGRAM
5 ESTABLISHED UNDER ARTICLE XII-B OF THE PUBLIC SCHOOL CODE OF
6 1949.

7 SECTION 1724-F.3. DEPARTMENT OF ENVIRONMENTAL PROTECTION
8 (RESERVED) .

9 SECTION 1725-F.3. DEPARTMENT OF GENERAL SERVICES.

10 FROM MONEY APPROPRIATED TO THE DEPARTMENT OF GENERAL SERVICES
11 FOR CAPITOL FIRE PROTECTION, THE CITY OF HARRISBURG SHALL USE
12 THE MONEY TO SUPPORT THE PROVISIONS OF FIRE SERVICES TO THE
13 CAPITOL COMPLEX.

14 SECTION 1726-F.3. DEPARTMENT OF HEALTH.

15 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
16 HEALTH:

17 (1) FROM MONEY APPROPRIATED FOR GENERAL GOVERNMENT
18 OPERATIONS, SUFFICIENT MONEY IS INCLUDED FOR THE COORDINATION
19 OF DONATED DENTAL SERVICES.

20 (2) (RESERVED) .

21 (3) FROM MONEY APPROPRIATED FOR PRIMARY HEALTH CARE
22 PRACTITIONER, THE FOLLOWING APPLY:

23 (I) NO LESS THAN \$3,451,000 SHALL BE USED FOR
24 PRIMARY CARE LOAN REPAYMENT GRANT AWARDS.

25 (II) NO LESS THAN \$1,500,000 SHALL BE USED FOR THE
26 PENNSYLVANIA ACADEMY OF FAMILY PHYSICIANS FAMILY MEDICINE
27 RESIDENCY EXPANSION PROGRAM.

28 (III) NO LESS THAN \$1,300,000 SHALL BE USED FOR THE
29 PENNSYLVANIA ACADEMY OF FAMILY PHYSICIANS FAMILY MEDICINE
30 RESIDENCY COMMUNITY HEALTH IMPACT GRANT PROGRAM.

1 (IV) GRANTEES OTHER THAN AS PROVIDED UNDER
2 SUBPARAGRAPHS (I), (II) AND (III) THAT RECEIVED AMOUNTS
3 IN THE 2022-2023 FISCAL YEAR SHALL RECEIVE THE AMOUNT
4 EACH GRANTEE RECEIVED IN THE 2022-2023 FISCAL YEAR.

5 (4) MONEY APPROPRIATED FOR SERVICES FOR CHILDREN WITH
6 SPECIAL NEEDS SHALL BE DISTRIBUTED TO GRANTEES IN THE SAME
7 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

8 (5) FROM MONEY APPROPRIATED FOR ADULT CYSTIC FIBROSIS
9 AND OTHER CHRONIC RESPIRATORY ILLNESSES, THE FOLLOWING APPLY:

10 (I) NO LESS THAN \$212,000 SHALL BE USED FOR A
11 PROGRAM PROMOTING CYSTIC FIBROSIS RESEARCH IN A COUNTY OF
12 THE SECOND CLASS.

13 (II) NO LESS THAN \$106,000 SHALL BE USED FOR
14 RESEARCH RELATED TO CHILDHOOD CYSTIC FIBROSIS IN A CITY
15 OF THE FIRST CLASS WITH A HOSPITAL THAT IS NATIONALLY
16 ACCREDITED AS A CYSTIC FIBROSIS TREATMENT CENTER AND
17 SPECIALIZES IN THE TREATMENT OF CHILDREN.

18 (III) ANY MONEY NOT USED UNDER SUBPARAGRAPH (I) OR
19 (II) SHALL BE DISTRIBUTED TO GRANTEES IN THE SAME
20 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

21 (6) MONEY APPROPRIATED FOR DIAGNOSIS AND TREATMENT FOR
22 COOLEY'S ANEMIA SHALL BE DISTRIBUTED TO GRANTEES IN THE SAME
23 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

24 (7) MONEY APPROPRIATED FOR HEMOPHILIA SERVICES SHALL BE
25 DISTRIBUTED TO GRANTEES IN THE SAME PROPORTION AS DISTRIBUTED
26 IN FISCAL YEAR 2019-2020.

27 (8) MONEY APPROPRIATED FOR LUPUS PROGRAMS SHALL BE
28 DISTRIBUTED PROPORTIONATELY TO EACH ENTITY THAT RECEIVED
29 FUNDING IN FISCAL YEAR 2018-2019.

30 (9) FROM MONEY APPROPRIATED FOR SICKLE CELL ANEMIA

1 SERVICES, INCLUDING CAMPS FOR CHILDREN WITH SICKLE CELL
2 ANEMIA, THE FOLLOWING SHALL APPLY:

3 (I) GRANTEES WHICH RECEIVED AMOUNTS IN FISCAL YEAR
4 2019-2020 SHALL RECEIVE AN AMOUNT WHICH IS IN THE SAME
5 PROPORTION AS DISTRIBUTED IN FISCAL YEAR 2019-2020.

6 (II) \$75,000 SHALL BE DISTRIBUTED TO A QUALIFYING
7 ACADEMIC MEDICAL CENTER LOCATED IN A COUNTY OF THE THIRD
8 CLASS WITH A POPULATION BETWEEN 280,000 AND 300,000 UNDER
9 THE MOST RECENT FEDERAL DECENNIAL CENSUS FOR EXPANDED
10 CARE OF ADULT SICKLE CELL DISEASE.

11 (10) MONEY APPROPRIATED FOR LYME DISEASE INCLUDES
12 \$2,000,000 FOR COSTS RELATED TO FREE TICK TESTING FOR
13 RESIDENTS PERFORMED IN CONJUNCTION WITH A UNIVERSITY THAT IS
14 PART OF THE STATE SYSTEM OF HIGHER EDUCATION, INCLUDING
15 OUTREACH AND MARKETING.

16 (11) MONEY APPROPRIATED FOR BIOTECHNOLOGY RESEARCH SHALL
17 INCLUDE ALLOCATIONS FOR REGENERATIVE MEDICINE RESEARCH, FOR
18 REGENERATIVE MEDICINE MEDICAL TECHNOLOGY, FOR HEPATITIS AND
19 VIRAL RESEARCH, FOR DRUG RESEARCH AND CLINICAL TRIALS RELATED
20 TO CANCER, FOR GENETIC AND MOLECULAR RESEARCH FOR DISEASE
21 IDENTIFICATION AND ERADICATION, FOR VACCINE IMMUNE RESPONSE
22 DIAGNOSTICS, FOR NANOTECHNOLOGY AND FOR THE COMMERCIALIZATION
23 OF APPLIED RESEARCH.

24 SECTION 1727-F.3. INSURANCE DEPARTMENT (RESERVED).

25 SECTION 1728-F.3. DEPARTMENT OF LABOR AND INDUSTRY.

26 THE FOLLOWING APPLY TO APPROPRIATIONS TO THE DEPARTMENT OF
27 LABOR AND INDUSTRY:

28 (1) FROM MONEY APPROPRIATED FOR INDUSTRY PARTNERSHIPS,
29 NO LESS THAN THE AMOUNT ALLOCATED IN THE 2014-2015 FISCAL
30 YEAR SHALL BE USED FOR A WORK FORCE DEVELOPMENT PROGRAM THAT

1 LINKS VETERANS WITH EMPLOYMENT IN A HOME RULE COUNTY THAT WAS
2 FORMERLY A COUNTY OF THE SECOND CLASS A.

3 (2) FROM MONEY APPROPRIATED TO THE DEPARTMENT OF LABOR
4 AND INDUSTRY, THE DEPARTMENT OF LABOR AND INDUSTRY SHALL PAY
5 ONE-THIRD OF THE COST FOR THE COMMISSION ON EDUCATION AND
6 ECONOMIC COMPETITIVENESS TO IMPLEMENT A CONTRACT FOR A
7 NONPROFIT ENTITY THAT HAS EXPERIENCE IN THE CREATION OF LONG-
8 TERM EDUCATION PLANNING EFFORTS AS REQUIRED UNDER SECTION
9 123.1(G) OF THE PUBLIC SCHOOL CODE OF 1949. A PROCUREMENT
10 UNDER THIS PARAGRAPH SHALL NOT BE SUBJECT TO THE REQUIREMENTS
11 OF 62 PA.C.S. (RELATING TO PROCUREMENT). THE DEPARTMENT OF
12 LABOR AND INDUSTRY SHALL COLLABORATE WITH ANY OTHER STATE
13 AGENCY AS NECESSARY TO IMPLEMENT A PROCUREMENT UNDER THIS
14 PARAGRAPH.

15 SECTION 1729-F.3. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
16 (RESERVED).

17 SECTION 1730-F.3. DEPARTMENT OF HUMAN SERVICES.

18 THE FOLLOWING APPLY TO APPROPRIATIONS FOR THE DEPARTMENT OF
19 HUMAN SERVICES:

20 (1) FROM MONEY APPROPRIATED FOR MENTAL HEALTH SERVICES
21 OR FROM FEDERAL MONEY, \$580,000 SHALL BE USED FOR THE
22 FOLLOWING:

23 (I) THE OPERATION AND MAINTENANCE OF A NETWORK OF
24 WEB PORTALS THAT PROVIDE COMPREHENSIVE REFERRAL SERVICES,
25 SUPPORT AND INFORMATION RELATING TO EARLY INTERVENTION,
26 PREVENTION AND SUPPORT FOR INDIVIDUALS WITH MENTAL HEALTH
27 OR SUBSTANCE ABUSE ISSUES, COUNTY MENTAL HEALTH OFFICES,
28 PROVIDERS AND OTHERS THAT PROVIDE MENTAL AND BEHAVIORAL
29 HEALTH TREATMENT AND RELATED SERVICES.

30 (II) THE EXPANSION OF THE EXISTING WEB PORTALS,

1 INCLUDING SERVICES AND RESOURCES FOR MILITARY VETERANS
2 AND THEIR FAMILIES, INCLUDING COMPREHENSIVE REFERRAL
3 SERVICES FOR TRANSITIONAL, TEMPORARY AND PERMANENT
4 HOUSING, JOB PLACEMENT AND CAREER COUNSELING AND OTHER
5 SERVICES FOR MILITARY VETERANS RETURNING TO CIVILIAN
6 LIFE.

7 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FROM THE
8 MONEY APPROPRIATED FOR MENTAL HEALTH SERVICES, \$20,000,000
9 SHALL BE USED FOR COUNTY MENTAL HEALTH SERVICES IN ADDITION
10 TO THE COUNTY FUNDING PROVIDED UNDER THE ACT OF OCTOBER 20,
11 1966 (3RD SP.SESS., P.L.96, NO.6), KNOWN AS THE MENTAL HEALTH
12 AND INTELLECTUAL DISABILITY ACT OF 1966, AND THE HUMAN
13 SERVICES BLOCK GRANT PROGRAM UNDER ARTICLE XIV-B OF THE HUMAN
14 SERVICES CODE. THE FOLLOWING APPLY:

15 (I) MONEY SHALL BE DISTRIBUTED TO EACH COUNTY AND
16 COUNTY LOCAL COLLABORATIVE ARRANGEMENT ON A PRO RATA
17 BASIS BASED UPON FISCAL YEAR 2022-2023 MENTAL HEALTH
18 COMMUNITY BASE FUNDED SERVICES ALLOCATIONS.

19 (II) COUNTY MENTAL HEALTH SERVICES SHALL BE PROVIDED
20 AND REPORTED IN ACCORDANCE WITH THE REPORTING AND
21 MONITORING REQUIREMENTS OF THE DEPARTMENT OF HUMAN
22 SERVICES.

23 (III) MONEY RECEIVED UNDER THIS PARAGRAPH MAY NOT BE
24 INCLUDED IN THE CALCULATION OF THE ALLOCATION OF FUNDS
25 UNDER THE HUMAN SERVICES BLOCK GRANT PROGRAM.

26 (3) SUBJECT TO THE AVAILABILITY OF FEDERAL MONEY AND
27 ELIGIBILITY UNDER FEDERAL TANFBG RULES, GRANTEES WHO OPERATED
28 WITHIN THE PA WORKWEAR PROGRAM IN THE PRIOR FISCAL YEAR AND
29 WHO REMAIN IN OPERATION SHALL BE OFFERED A GRANT FOR THE
30 FISCAL YEAR TO CONTINUE SERVICE DELIVERY UNDER SUBSTANTIALLY

1 SIMILAR TERMS AS PREVIOUS PA WORKWEAR GRANTS UNLESS BOTH
2 PARTIES AGREE TO ALTERNATE TERMS. NOTHING IN THIS PARAGRAPH
3 SHALL PROHIBIT THE DEPARTMENT OF HUMAN SERVICES FROM OFFERING
4 A GRANT TO A PROSPECTIVE PA WORKWEAR PROVIDER TO REPLACE A
5 PRIOR GRANTEE WHO CHOOSES NOT TO CONTINUE TO OPERATE IN THE
6 PROGRAM.

7 (4) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
8 CAPITATION:

9 (I) NO LESS THAN THE AMOUNT USED IN THE 2014-2015
10 FISCAL YEAR SHALL BE USED FOR PREVENTION AND TREATMENT OF
11 DEPRESSION AND ITS COMPLICATIONS IN OLDER PENNSYLVANIANS
12 IN A COUNTY OF THE SECOND CLASS.

13 (II) SUBJECT TO FEDERAL APPROVAL AS MAY BE NECESSARY
14 AND CONTINGENT ON FEDERAL FINANCIAL PARTICIPATION
15 BEGINNING JANUARY 1, 2024, SUFFICIENT FUNDS ARE INCLUDED
16 TO PROVIDE RATES FOR AMBULANCE TRANSPORTATION FOR GROUND
17 MILEAGE AT NOT LESS THAN \$8.80 PER MILE FOR EACH LOADED
18 MILE.

19 (5) THE FOLLOWING SHALL APPLY TO AMOUNTS APPROPRIATED
20 FOR MEDICAL ASSISTANCE FEE-FOR-SERVICE:

21 (I) PAYMENTS TO HOSPITALS FOR COMMUNITY ACCESS FUND
22 GRANTS SHALL BE DISTRIBUTED UNDER THE FORMULAS UTILIZED
23 FOR THESE GRANTS IN FISCAL YEAR 2014-2015. IF THE TOTAL
24 FUNDING AVAILABLE UNDER THIS SUBPARAGRAPH IS LESS THAN
25 THAT AVAILABLE IN FISCAL YEAR 2014-2015, PAYMENTS SHALL
26 BE MADE ON A PRO RATA BASIS.

27 (II) AMOUNTS ALLOCATED FROM MONEY APPROPRIATED FOR
28 FEE-FOR-SERVICE USED FOR THE SELECTPLAN FOR WOMEN'S
29 PREVENTATIVE HEALTH SERVICES SHALL BE USED FOR WOMEN'S
30 MEDICAL SERVICES, INCLUDING NONINVASIVE CONTRACEPTION

1 SUPPLIES.

2 (III) NOTWITHSTANDING ANY OTHER LAW, MONEY
3 APPROPRIATED FOR MEDICAL ASSISTANCE PAYMENTS FOR FEE-FOR-
4 SERVICE CARE, EXCLUSIVE OF INPATIENT SERVICES PROVIDED
5 THROUGH CAPITATION PLANS, SHALL INCLUDE SUFFICIENT MONEY
6 FOR TWO SEPARATE ALL PATIENT REFINED DIAGNOSTIC RELATED
7 GROUP PAYMENTS FOR INPATIENT ACUTE CARE GENERAL HOSPITAL
8 STAYS FOR:

9 (A) NORMAL NEWBORN CARE; AND

10 (B) MOTHERS' OBSTETRICAL DELIVERY.

11 (IV) NO LESS THAN \$330,000 SHALL BE USED FOR CLEFT
12 PALATES AND OTHER CRANIOFACIAL ANOMALIES.

13 (V) NO LESS THAN \$800,000 SHALL BE DISTRIBUTED TO A
14 HOSPITAL FOR CLINICAL OPHTHALMOLOGIC SERVICES LOCATED IN
15 A CITY OF THE FIRST CLASS.

16 (VI) (RESERVED).

17 (VII) NO LESS THAN \$5,000,000 SHALL BE DISTRIBUTED
18 TO A HOSPITAL IN A CITY OF THE THIRD CLASS IN A HOME RULE
19 COUNTY THAT WAS FORMERLY A COUNTY OF THE SECOND CLASS A,
20 PROVIDED THAT SERVICES AND SPECIALTIES AVAILABLE ON THE
21 EFFECTIVE DATE OF THIS PARAGRAPH MUST REMAIN AVAILABLE
22 UNTIL JULY 1, 2024, AND COMPLIANCE WITH ANY OTHER
23 REQUIREMENTS IMPOSED BY THE DEPARTMENT OF HUMAN SERVICES.
24 THE DEPARTMENT OF HUMAN SERVICES MAY RECOUP FUNDS FROM
25 ANY HOSPITAL FAILING TO MEET THE CONDITIONS UNDER THIS
26 PARAGRAPH.

27 (VIII) NO LESS THAN \$2,000,000 SHALL BE DISTRIBUTED
28 TO A UNIVERSITY LOCATED IN A CITY OF THE FIRST CLASS TO
29 RESEARCH THE IMPACT OF TRAUMA-INFORMED PROGRAMS ON
30 COMMUNITY VIOLENCE PREVENTION AND HEALTH DISPARITIES.

1 (IX) NO LESS THAN \$3,000,000 SHALL BE DISTRIBUTED TO
2 AN ENROLLED OUTPATIENT THERAPY SERVICE PROVIDER LOCATED
3 IN A CITY OF THE SECOND CLASS IN A COUNTY OF THE SECOND
4 CLASS THAT PROVIDES BEHAVIORAL HEALTH AND MEDICAL
5 REHABILITATION PEDIATRIC OUTPATIENT SERVICES.

6 (X) NO LESS THAN \$1,250,000 SHALL BE DISTRIBUTED TO
7 AN ACUTE CARE HOSPITAL IN A CITY OF THE THIRD CLASS WITH
8 A POPULATION BETWEEN 14,000 AND 15,000 ACCORDING TO THE
9 MOST RECENT FEDERAL DECENNIAL CENSUS IN A COUNTY OF THE
10 THIRD CLASS WITH A POPULATION BETWEEN 350,000 AND 370,000
11 ACCORDING TO THE MOST RECENT FEDERAL DECENNIAL CENSUS.

12 (XI) SUBJECT TO FEDERAL APPROVAL AS MAY BE NECESSARY
13 AND CONTINGENT ON FEDERAL FINANCIAL PARTICIPATION,
14 BEGINNING JANUARY 1, 2024, SUFFICIENT FUNDS ARE INCLUDED
15 TO PROVIDE RATES FOR AMBULANCE TRANSPORTATION FOR GROUND
16 MILEAGE AT NOT LESS THAN \$8.80 PER MILE FOR EACH LOADED
17 MILE.

18 (6) TO SUPPLEMENT THE MONEY APPROPRIATED TO THE
19 DEPARTMENT FOR MEDICAL ASSISTANCE FOR WORKERS WITH
20 DISABILITIES, IN ADDITION TO THE MONTHLY PREMIUM UNDER
21 SECTION 1503(B)(1) OF THE ACT OF JUNE 26, 2001 (P.L.755,
22 NO.77), KNOWN AS THE TOBACCO SETTLEMENT ACT, THE DEPARTMENT
23 MAY ADJUST THE PERCENTAGE OF THE PREMIUM UPON APPROVAL OF THE
24 CENTERS FOR MEDICARE AND MEDICAID SERVICES AS AUTHORIZED
25 UNDER FEDERAL REQUIREMENTS. FAILURE TO MAKE PAYMENTS IN
26 ACCORDANCE WITH THIS PARAGRAPH OR SECTION 1503(B)(1) OF THE
27 TOBACCO SETTLEMENT ACT SHALL RESULT IN THE TERMINATION OF
28 MEDICAL ASSISTANCE COVERAGE.

29 (7) QUALIFYING PHYSICIAN PRACTICE PLANS THAT RECEIVED
30 MONEY FOR FISCAL YEAR 2017-2018 SHALL NOT RECEIVE LESS THAN

1 THE STATE APPROPRIATION MADE AVAILABLE TO THOSE PHYSICIAN
2 PRACTICE PLANS DURING FISCAL YEAR 2017-2018.

3 (8) FEDERAL OR STATE MONEY APPROPRIATED UNDER THE
4 GENERAL APPROPRIATION ACT OF 2023 IN ACCORDANCE WITH 35
5 PA.C.S. § 8107.3 (RELATING TO FUNDING) NOT USED TO MAKE
6 PAYMENTS TO HOSPITALS QUALIFYING AS LEVEL III TRAUMA CENTERS
7 OR SEEKING ACCREDITATION AS LEVEL III TRAUMA CENTERS SHALL BE
8 USED TO MAKE PAYMENTS TO HOSPITALS QUALIFYING AS LEVELS I AND
9 II TRAUMA CENTERS.

10 (9) QUALIFYING ACADEMIC MEDICAL CENTERS THAT RECEIVED
11 MONEY FOR FISCAL YEAR 2017-2018 SHALL RECEIVE THE SAME AMOUNT
12 FROM THE STATE APPROPRIATION MADE AVAILABLE TO THOSE ACADEMIC
13 MEDICAL CENTERS DURING FISCAL YEAR 2017-2018.

14 (10) MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
15 TRANSPORTATION SHALL ONLY BE UTILIZED AS A PAYMENT OF LAST
16 RESORT FOR TRANSPORTATION FOR ELIGIBLE MEDICAL ASSISTANCE
17 RECIPIENTS.

18 (11) MONEY APPROPRIATED FOR INTELLECTUAL DISABILITIES -
19 WORKFORCE DEVELOPMENT AND RETENTION SHALL BE UTILIZED TO
20 ADDRESS THE WORKFORCE SHORTAGE OF DIRECT SUPPORT
21 PROFESSIONALS AND OTHER INDIVIDUALS WHO SUPPORT PEOPLE WITH
22 INTELLECTUAL DISABILITIES.

23 (12) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
24 LONG-TERM LIVING:

25 (I) NO LESS THAN THE AMOUNT DISTRIBUTED IN THE 2014-
26 2015 FISCAL YEAR SHALL BE DISTRIBUTED TO A COUNTY NURSING
27 HOME LOCATED IN A HOME RULE COUNTY THAT WAS FORMERLY A
28 COUNTY OF THE SECOND CLASS A WITH MORE THAN 725 BEDS AND
29 A MEDICAID ACUITY AT 0.79 AS OF AUGUST 1, 2015.

30 (II) NO LESS THAN THE AMOUNT USED IN THE 2020-2021

1 FISCAL YEAR SHALL BE DISTRIBUTED TO A NONPUBLIC NURSING
2 HOME LOCATED IN A COUNTY OF THE FIRST CLASS WITH MORE
3 THAN 395 BEDS AND A MEDICAID ACUITY AT 1.06 AS OF AUGUST
4 1, 2022, TO ENSURE ACCESS TO NECESSARY NURSING CARE IN
5 THAT COUNTY.

6 (III) \$5,000,000 SHALL BE DISTRIBUTED TO A NONPUBLIC
7 NURSING HOME LOCATED IN A COUNTY OF THE EIGHTH CLASS WITH
8 MORE THAN 119 BEDS AND A MEDICAID ACUITY AT 1.11 AS OF
9 AUGUST 1, 2022, TO ENSURE ACCESS TO NECESSARY NURSING
10 HOME CARE IN THAT COUNTY.

11 (IV) AN ADDITIONAL \$500,000 SHALL BE PAID IN EQUAL
12 PAYMENTS TO NURSING FACILITIES WHICH REMAIN OPEN AS OF
13 THE EFFECTIVE DATE OF THIS SECTION THAT QUALIFIED FOR
14 SUPPLEMENTAL VENTILATOR CARE AND TRACHEOSTOMY CARE
15 PAYMENTS IN FISCAL YEAR 2014-2015 WITH A PERCENTAGE OF
16 MEDICAL ASSISTANCE RECIPIENT RESIDENTS WHO REQUIRED
17 MEDICALLY NECESSARY VENTILATOR CARE OR TRACHEOSTOMY CARE
18 GREATER THAN 90%.

19 (V) SUBJECT TO FEDERAL APPROVAL OF NECESSARY
20 AMENDMENTS OF THE TITLE XIX STATE PLAN, \$16,000,000 IS
21 ALLOCATED FOR MEDICAL ASSISTANCE DAY-ONE INCENTIVE
22 PAYMENTS TO QUALIFIED NONPUBLIC NURSING FACILITIES UNDER
23 METHODOLOGY AND CRITERIA UNDER SECTION 443.1(7)(VI) OF
24 THE HUMAN SERVICES CODE. THE DEPARTMENT OF HUMAN SERVICES
25 SHALL DETERMINE A NONPUBLIC NURSING FACILITY'S OVERALL
26 AND MEDICAL ASSISTANCE OCCUPANCY RATE TO QUALIFY FOR A
27 MEDICAL ASSISTANCE DAY-ONE INCENTIVE PAYMENT FOR THE
28 FISCAL YEAR BASED ON A NURSING FACILITY'S RESIDENT DAY
29 QUARTER ENDING DECEMBER 31, 2019, FOR THE FIRST OF TWO
30 PAYMENTS AND A NURSING FACILITY'S RESIDENT DAY QUARTER

1 ENDING MARCH 31, 2020, FOR THE SECOND OF TWO PAYMENTS.

2 (VI) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND
3 SUBJECT TO FEDERAL APPROVAL AS MAY BE NECESSARY, FOR
4 FISCAL YEAR 2023-2024, THE DEPARTMENT OF HUMAN SERVICES
5 SHALL CALCULATE EACH NONPUBLIC NURSING FACILITY'S CASE-
6 MIX RATE BASED ON THE COST DATABASE AND PEER GROUP PRICES
7 FOR EACH NET OPERATING COST CENTER USED IN THE
8 CALCULATION OF EACH NONPUBLIC NURSING FACILITY'S CASE-MIX
9 FOR FISCAL YEAR 2022-2023. EACH NONPUBLIC NURSING
10 FACILITY'S CASE-MIX RATE SHALL BE ADJUSTED QUARTERLY IN
11 ACCORDANCE WITH 55 PA. CODE § 1187.96(A)(5) (RELATING TO
12 PRICE- AND RATE- SETTING COMPUTATIONS).

13 (13) FROM MONEY APPROPRIATED FOR MEDICAL ASSISTANCE
14 COMMUNITY HEALTHCHOICES:

15 (I) (RESERVED).

16 (II) SUBJECT TO FEDERAL APPROVAL AS MAY BE NECESSARY
17 AND CONTINGENT ON FEDERAL FINANCIAL PARTICIPATION,
18 BEGINNING JANUARY 1, 2024, SUFFICIENT FUNDS ARE INCLUDED
19 TO PROVIDE RATES FOR AMBULANCE TRANSPORTATION FOR GROUND
20 MILEAGE AT NOT LESS THAN \$8.80 PER MILE FOR EACH LOADED
21 MILE.

22 (III) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND
23 SUBJECT TO FEDERAL APPROVAL AS MAY BE NECESSARY, FOR
24 FISCAL YEAR 2023-2024, THE DEPARTMENT OF HUMAN SERVICES
25 SHALL CALCULATE EACH NONPUBLIC NURSING FACILITY'S CASE-
26 MIX RATE BASED ON THE COST DATABASE AND PEER GROUP PRICES
27 FOR EACH NET OPERATING COST CENTER USED IN THE
28 CALCULATION OF EACH NONPUBLIC NURSING FACILITY'S CASE-MIX
29 FOR FISCAL YEAR 2022-2023. EACH NONPUBLIC NURSING
30 FACILITY'S CASE-MIX RATE SHALL BE ADJUSTED QUARTERLY IN

1 ACCORDANCE WITH 55 PA. CODE § 1187.96(A)(5).

2 (14) FROM MONEY APPROPRIATED FOR AUTISM INTERVENTION AND
3 SERVICES:

4 (I) \$600,000 SHALL BE ALLOCATED TO A BEHAVIORAL
5 HEALTH FACILITY LOCATED IN A COUNTY OF THE FIFTH CLASS
6 WITH A POPULATION BETWEEN 140,000 AND 145,000 UNDER THE
7 MOST RECENT FEDERAL DECENNIAL CENSUS AND SHALL BE
8 DISTRIBUTED TO A HEALTH SYSTEM THAT OPERATES BOTH A
9 GENERAL ACUTE CARE HOSPITAL AND A BEHAVIORAL HEALTH
10 FACILITY THAT HAS A CENTER FOR AUTISM AND DEVELOPMENTAL
11 DISABILITIES LOCATED IN A COUNTY OF THE FIFTH CLASS WITH
12 A POPULATION BETWEEN 140,000 AND 145,000 UNDER THE MOST
13 RECENT FEDERAL DECENNIAL CENSUS;

14 (II) \$300,000 SHALL BE ALLOCATED TO AN INSTITUTION
15 OF HIGHER EDUCATION THAT PROVIDES AUTISM EDUCATION AND
16 DIAGNOSTIC CURRICULUM LOCATED IN A CITY OF THE FIRST
17 CLASS THAT OPERATES A CENTER FOR AUTISM IN A COUNTY OF
18 THE SECOND CLASS A;

19 (III) \$300,000 SHALL BE ALLOCATED TO AN INSTITUTION
20 OF HIGHER EDUCATION THAT PROVIDES AUTISM EDUCATION AND
21 DIAGNOSTIC CURRICULUM AND IS LOCATED IN A COUNTY OF THE
22 SECOND CLASS;

23 (IV) NO LESS THAN THE AMOUNT DISTRIBUTED IN THE
24 2014-2015 FISCAL YEAR SHALL BE ALLOCATED FOR PROGRAMS TO
25 PROMOTE THE HEALTH AND FITNESS OF PERSONS WITH
26 DEVELOPMENTAL DISABILITIES LOCATED IN A CITY OF THE FIRST
27 CLASS; AND

28 (V) \$600,000 SHALL BE ALLOCATED FOR AN ENTITY THAT
29 PROVIDES ALTERNATIVE EDUCATIONAL SERVICES TO INDIVIDUALS
30 WITH AUTISM AND DEVELOPMENTAL DISABILITIES IN THE COUNTY

1 WHICH WAS MOST RECENTLY DESIGNATED AS A COUNTY OF THE
2 SECOND CLASS A.

3 (15) (RESERVED).

4 (16) (RESERVED).

5 (17) (RESERVED).

6 (18) MONEY APPROPRIATED FOR BREAST CANCER SCREENING MAY
7 BE USED FOR WOMEN'S MEDICAL SERVICES, INCLUDING NONINVASIVE
8 CONTRACEPTION SUPPLIES.

9 (19) FROM THE APPROPRIATION FOR 2-1-1 COMMUNICATIONS,
10 \$750,000 SHALL BE ALLOCATED FOR A STATEWIDE 2-1-1 SYSTEM
11 GRANT PROGRAM.

12 (20) THE APPROPRIATION FOR SERVICES FOR THE VISUALLY
13 IMPAIRED SHALL INCLUDE THE FOLLOWING:

14 (I) AN ALLOCATION OF \$3,904,080 FOR A STATEWIDE
15 PROFESSIONAL SERVICES PROVIDER ASSOCIATION FOR THE BLIND
16 TO PROVIDE TRAINING AND SUPPORTIVE SERVICES FOR
17 INDIVIDUALS WHO ARE BLIND AND PRESCHOOL VISION SCREENINGS
18 AND EYE SAFETY EDUCATION; AND

19 (II) AN ALLOCATION OF \$798,000 TO PROVIDE
20 SPECIALIZED SERVICES AND PREVENTION OF BLINDNESS SERVICES
21 IN CITIES OF THE FIRST CLASS.

22 (21) THE PROVISIONS OF 8 U.S.C. §§ 1611 (RELATING TO
23 ALIENS WHO ARE NOT QUALIFIED ALIENS INELIGIBLE FOR FEDERAL
24 PUBLIC BENEFITS), 1612 (RELATING TO LIMITED ELIGIBILITY OF
25 QUALIFIED ALIENS FOR CERTAIN FEDERAL PROGRAMS) AND 1642
26 (RELATING TO VERIFICATION OF ELIGIBILITY FOR FEDERAL PUBLIC
27 BENEFITS) SHALL APPLY TO PAYMENTS AND PROVIDERS.

28 (22) (RESERVED).

29 (23) THE DEPARTMENT OF HUMAN SERVICES SHALL NOT ADD NON-
30 MEDICALLY NECESSARY SERVICES TO THE MEDICAL ASSISTANCE

1 PROGRAM THAT WOULD RESULT IN THE NEED FOR A SUPPLEMENTAL
2 APPROPRIATION WITHOUT THE APPROVAL OF THE GENERAL ASSEMBLY.
3 EACH PROPOSED SERVICE SHALL BE OUTLINED IN THE GOVERNOR'S
4 EXECUTIVE BUDGET OR SUBSEQUENT UPDATES PROVIDED IN WRITING TO
5 THE GENERAL ASSEMBLY.

6 (24) NO LATER THAN 12 MONTHS AFTER THE ENACTMENT OF THE
7 GENERAL APPROPRIATION ACT OF 2023, THE DEPARTMENT OF HUMAN
8 SERVICES SHALL COMPLETE A REPORT, BASED ON THE INFORMATION
9 SUBMITTED TO THE DEPARTMENT, WHICH ANALYZES THE WAGES FOR
10 DIRECT CARE WORKERS AND DIRECT SUPPORT PROFESSIONALS WHO
11 PROVIDE SERVICES UNDER THE DEPARTMENT OF HUMAN SERVICES'
12 OFFICE OF DEVELOPMENTAL PROGRAMS AND OFFICE OF LONG TERM
13 LIVING. THE FOLLOWING SHALL APPLY:

14 (I) THE REPORT SHALL INCLUDE ALL OF THE FOLLOWING:

15 (A) THE AVERAGE WAGES PAID TO DIRECT CARE
16 WORKERS AND DIRECT SUPPORT PROFESSIONALS UNDER EACH
17 APPLICABLE PROGRAM.

18 (B) WHETHER WAGES FOR DIRECT CARE WORKERS AND
19 DIRECT SUPPORT PROFESSIONALS INCREASED SINCE THE
20 IMPLEMENTATION OF THE APPLICABLE PROGRAM AND THE
21 PERCENTAGE INCREASE.

22 (II) THE DEPARTMENT OF HUMAN SERVICES SHALL SUBMIT
23 THE REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF
24 THE APPROPRIATIONS COMMITTEE OF THE SENATE, THE
25 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
26 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES,
27 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE HEALTH
28 AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE
29 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE HUMAN
30 SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

1 SECTION 1731-F.3. DEPARTMENT OF REVENUE (RESERVED).
2 SECTION 1732-F.3. DEPARTMENT OF STATE (RESERVED).
3 SECTION 1733-F.3. DEPARTMENT OF TRANSPORTATION (RESERVED).
4 SECTION 1734-F.3. PENNSYLVANIA STATE POLICE (RESERVED).
5 SECTION 1735-F.3. PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

6 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE
7 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY:

8 (1) MONEY APPROPRIATED FOR SEARCH AND RESCUE PROGRAMS
9 SHALL BE USED TO SUPPORT PROGRAMS RELATED TO TRAINING WORKING
10 SERVICE DOGS FOCUSING ON RESCUE AND PUBLIC SAFETY.

11 (2) MONEY APPROPRIATED FOR THE STATE FIRE COMMISSIONER
12 INCLUDES FUNDING FOR A STATEWIDE RECRUITMENT AND RETENTION
13 COORDINATOR AND REGIONAL TECHNICAL ADVISORS TO DEVELOP,
14 IMPLEMENT AND DELIVER RECRUITMENT AND RETENTION TRAINING
15 PROGRAMS AND PROVIDE TECHNICAL ASSISTANCE TO LOCAL FIRE
16 ORGANIZATIONS AND LOCAL GOVERNMENTS.

17 (3) MONEY APPROPRIATED FOR STATE DISASTER ASSISTANCE
18 SHALL BE USED TO PROVIDE INDIVIDUAL DISASTER RECOVERY
19 ASSISTANCE TO ASSIST IN THE RECOVERY FROM EMERGENCIES AND
20 NON-FEDERALLY DECLARED DISASTERS. AMOUNTS UNDER THIS
21 PARAGRAPH MAY BE USED FOR CRITICAL NEEDS ASSISTANCE AND TO
22 REPAIR DAMAGE TO RESIDENTIAL PROPERTIES NOT COMPENSATED BY
23 INSURANCE OR ANY OTHER FUNDING SOURCES. THE PENNSYLVANIA
24 EMERGENCY MANAGEMENT AGENCY SHALL DEVELOP GUIDELINES TO
25 IMPLEMENT THIS PARAGRAPH AND SUBMIT THE GUIDELINES TO THE
26 LEGISLATIVE REFERENCE BUREAU FOR PUBLICATION IN THE NEXT
27 AVAILABLE ISSUE OF THE PENNSYLVANIA BULLETIN.

28 SECTION 1736-F.3. STATE-RELATED UNIVERSITIES (RESERVED).

29 SECTION 1737-F.3. STATE SYSTEM OF HIGHER EDUCATION.

30 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE STATE

1 SYSTEM OF HIGHER EDUCATION:

2 (1) IT SHALL BE A CONDITION OF RECEIPT OF MONEY
3 APPROPRIATED BY THE COMMONWEALTH THAT, FOR THE 2023-2024
4 ACADEMIC YEAR, THE TUITION LEVEL CHARGED BY AN INSTITUTION TO
5 STUDENTS WHO ARE RESIDENTS OF THIS COMMONWEALTH SHALL REMAIN
6 THE SAME AS THE AMOUNT CHARGED TO RESIDENTS OF THIS
7 COMMONWEALTH DURING THE 2022-2023 ACADEMIC YEAR. THE
8 DIFFERENCE BETWEEN THE TUITION LEVEL CHARGED FOR RESIDENTS
9 AND NONRESIDENTS MAY BE WAIVED FOR NONRESIDENT STUDENTS FROM
10 STATES CONTIGUOUS TO THIS COMMONWEALTH AT THE DISCRETION OF
11 AN INSTITUTION PRESIDENT.

12 (2) (RESERVED).

13 SECTION 1738-F.3. PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
14 AGENCY.

15 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE
16 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY:

17 (1) THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY
18 SHALL ALLOCATE \$500,000 FROM THE HIGHER EDUCATION ASSISTANCE
19 FUND FOR THE CHEYNEY UNIVERSITY KEYSTONE ACADEMY.

20 (2) FROM MONEY APPROPRIATED FOR PAYMENT OF EDUCATION
21 ASSISTANCE GRANTS, THE AMOUNT OF \$1,000,000 SHALL BE
22 ALLOCATED TO A STATE-OWNED UNIVERSITY LOCATED IN TIOGA COUNTY
23 FOR MERIT SCHOLARSHIPS.

24 (3) FROM MONEY APPROPRIATED FOR PENNSYLVANIA INTERNSHIP
25 PROGRAM GRANTS, FUNDS MAY BE USED FOR INTERNSHIP AND SEMINAR
26 PROGRAMS.

27 SECTION 1739-F.3. THADDEUS STEVENS COLLEGE OF TECHNOLOGY.

28 THE FOLLOWING SHALL APPLY TO APPROPRIATIONS FOR THE THADDEUS
29 STEVENS COLLEGE OF TECHNOLOGY:

30 (1) FROM FUNDS APPROPRIATED FOR THADDEUS STEVENS COLLEGE

1 OF TECHNOLOGY, THE PRESIDENT OF THE COLLEGE SHALL CAUSE TO BE
2 PREPARED AND SUBMITTED TO THE SECRETARY OF EDUCATION, THE
3 PRESIDENT PRO TEMPORE OF THE SENATE, THE SPEAKER OF THE HOUSE
4 OF REPRESENTATIVES, THE MAJORITY LEADER AND THE MINORITY
5 LEADER OF THE SENATE, THE MAJORITY LEADER AND THE MINORITY
6 LEADER OF THE HOUSE OF REPRESENTATIVES, THE CHAIRPERSON AND
7 MINORITY CHAIRPERSON OF THE EDUCATION COMMITTEE OF THE SENATE
8 AND THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE EDUCATION
9 COMMITTEE OF THE HOUSE OF REPRESENTATIVES A COMPREHENSIVE
10 REPORT OUTLINING THE USE OF FUNDS APPROPRIATED, TO
11 SPECIFICALLY INCLUDE THE STRATEGIES AND USE OF FUNDS TO
12 EXPAND STUDENT ENROLLMENT.

13 (2) (RESERVED).

14 SECTION 1740-F.3. PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION
15 (RESERVED).

16 SECTION 1741-F.3. ENVIRONMENTAL HEARING BOARD (RESERVED).

17 SECTION 1742-F.3. HEALTH CARE COST CONTAINMENT COUNCIL
18 (RESERVED).

19 SECTION 1743-F.3. STATE ETHICS COMMISSION (RESERVED).

20 SECTION 1744-F.3. COMMONWEALTH FINANCING AUTHORITY (RESERVED).

21 SUBARTICLE C

22 STATE GOVERNMENT SUPPORT AGENCIES

23 SECTION 1751-F.3. LEGISLATIVE REFERENCE BUREAU (RESERVED).

24 SECTION 1752-F.3. LEGISLATIVE BUDGET AND FINANCE COMMITTEE
25 (RESERVED).

26 SECTION 1753-F.3. LEGISLATIVE DATA PROCESSING COMMITTEE
27 (RESERVED).

28 SECTION 1754-F.3. JOINT STATE GOVERNMENT COMMISSION (RESERVED).

29 SECTION 1755-F.3. LOCAL GOVERNMENT COMMISSION (RESERVED).

30 SECTION 1756-F.3. LEGISLATIVE AUDIT ADVISORY COMMISSION

1 (RESERVED) .

2 SECTION 1757-F.3. INDEPENDENT REGULATORY REVIEW COMMISSION

3 (RESERVED) .

4 SECTION 1758-F.3. CAPITOL PRESERVATION COMMITTEE (RESERVED) .

5 SECTION 1759-F.3. PENNSYLVANIA COMMISSION ON SENTENCING

6 (RESERVED) .

7 SECTION 1760-F.3. CENTER FOR RURAL PENNSYLVANIA (RESERVED) .

8 SECTION 1761-F.3. COMMONWEALTH MAIL PROCESSING CENTER

9 (RESERVED) .

10 SECTION 1762-F.3. LEGISLATIVE REAPPORTIONMENT COMMISSION

11 (RESERVED) .

12 SECTION 1763-F.3. INDEPENDENT FISCAL OFFICE (RESERVED) .

13 SUBARTICLE D

14 JUDICIAL DEPARTMENT

15 SECTION 1771-F.3. SUPREME COURT (RESERVED) .

16 SECTION 1772-F.3. SUPERIOR COURT (RESERVED) .

17 SECTION 1773-F.3. COMMONWEALTH COURT (RESERVED) .

18 SECTION 1774-F.3. COURTS OF COMMON PLEAS (RESERVED) .

19 SECTION 1775-F.3. COMMUNITY COURTS; MAGISTERIAL DISTRICT JUDGES

20 (RESERVED) .

21 SECTION 1776-F.3. PHILADELPHIA MUNICIPAL COURT (RESERVED) .

22 SECTION 1777-F.3. JUDICIAL CONDUCT BOARD (RESERVED) .

23 SECTION 1778-F.3. COURT OF JUDICIAL DISCIPLINE (RESERVED) .

24 SECTION 1779-F.3. JUROR COST REIMBURSEMENT (RESERVED) .

25 SECTION 1780-F.3. COUNTY COURT REIMBURSEMENT (RESERVED) .

26 SUBARTICLE E

27 GENERAL ASSEMBLY

28 (RESERVED)

29 ARTICLE XVII-F.4

30 2023-2024 RESTRICTIONS ON APPROPRIATIONS

1 FOR FUNDS AND ACCOUNTS

2 SECTION 1701-F.4. APPLICABILITY.

3 EXCEPT AS SPECIFICALLY PROVIDED IN THIS ARTICLE, THIS ARTICLE
4 APPLIES TO THE GENERAL APPROPRIATION ACT OF 2023 AND ALL OTHER
5 APPROPRIATION ACTS OF 2023.

6 SECTION 1702-F.4. DEFINITIONS.

7 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
8 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
9 CONTEXT CLEARLY INDICATES OTHERWISE:

10 "GENERAL APPROPRIATION ACT OF 2023." THE ACT OF AUGUST 3,
11 2023 (P.L. , NO.1A), KNOWN AS THE GENERAL APPROPRIATION ACT OF
12 2023.

13 SECTION 1703-F.4. STATE LOTTERY FUND.

14 THE FOLLOWING APPLY:

15 (1) MONEY APPROPRIATED FOR PENNCARE MAY NOT BE UTILIZED
16 FOR ADMINISTRATIVE COSTS BY THE DEPARTMENT OF AGING.

17 (2) (RESERVED).

18 SECTION 1704-F.4. TOBACCO SETTLEMENT FUND (RESERVED).

19 SECTION 1705-F.4. JUDICIAL COMPUTER SYSTEM AUGMENTATION ACCOUNT
20 (RESERVED).

21 SECTION 1706-F.4. EMERGENCY MEDICAL SERVICES OPERATING FUND
22 (RESERVED).

23 SECTION 1707-F.4. THE STATE STORES FUND (RESERVED).

24 SECTION 1708-F.4. MOTOR LICENSE FUND (RESERVED).

25 SECTION 1709-F.4. AVIATION RESTRICTED ACCOUNT (RESERVED).

26 SECTION 1710-F.4. HAZARDOUS MATERIAL RESPONSE FUND (RESERVED).

27 SECTION 1711-F.4. MILK MARKETING FUND (RESERVED).

28 SECTION 1712-F.4. HOME INVESTMENT TRUST FUND (RESERVED).

29 SECTION 1713-F.4. TUITION ACCOUNT GUARANTEED SAVINGS PROGRAM
30 FUND (RESERVED).

1 SECTION 1714-F.4. BANKING FUND (RESERVED).
2 SECTION 1715-F.4. FIREARM RECORDS CHECK FUND (RESERVED).
3 SECTION 1716-F.4. BEN FRANKLIN TECHNOLOGY DEVELOPMENT AUTHORITY
4 FUND (RESERVED).
5 SECTION 1717-F.4. OIL AND GAS LEASE FUND (RESERVED).
6 SECTION 1718-F.4. HOME IMPROVEMENT ACCOUNT (RESERVED).
7 SECTION 1719-F.4. CIGARETTE FIRE SAFETY AND FIREFIGHTER
8 PROTECTION ACT ENFORCEMENT FUND (RESERVED).
9 SECTION 1720-F.4. INSURANCE REGULATION AND OVERSIGHT FUND
10 (RESERVED).
11 SECTION 1721-F.4. PENNSYLVANIA RACE HORSE DEVELOPMENT
12 RESTRICTED RECEIPTS ACCOUNT (RESERVED).
13 SECTION 1722-F.4. JUSTICE REINVESTMENT FUND (RESERVED).
14 SECTION 1723-F.4. MULTIMODAL TRANSPORTATION FUND (RESERVED).
15 SECTION 1724-F.4. STATE RACING FUND (RESERVED).
16 SECTION 1725-F.4. ABLE SAVINGS PROGRAM FUND (RESERVED).
17 SECTION 1726-F.4. TOURISM PROMOTION FUND (RESERVED).
18 SECTION 1727-F.4. ENHANCED REVENUE COLLECTION ACCOUNT
19 (RESERVED).
20 SECTION 1728-F.4. (RESERVED).
21 SECTION 1729-F.4. OPIOID SETTLEMENT RESTRICTED ACCOUNT.
22 FROM MONEY APPROPRIATED FROM THE OPIOID SETTLEMENT RESTRICTED
23 ACCOUNT, THE SUM OF \$2,000,000 SHALL BE DISTRIBUTED TO A COUNTY
24 AND TO THE OFFICE OF THE DISTRICT ATTORNEY LOCATED IN A COUNTY
25 OF THE THIRD CLASS WITH A POPULATION BETWEEN 374,000 AND 375,000
26 UNDER THE MOST RECENT FEDERAL DECENNIAL CENSUS.
27 SECTION 1730-F.4. COVID-19 RESPONSE RESTRICTED ACCOUNT
28 (RESERVED).
29 SECTION 1731-F.4. PENNSYLVANIA PREFERRED® TRADEMARK LICENSING
30 FUND.

1 NOTWITHSTANDING 3 PA.C.S. § 4616 (RELATING TO PENNSYLVANIA
2 PREFERRED® TRADEMARK LICENSING FUND), THE DEPARTMENT OF
3 AGRICULTURE MAY USE MONEY DEPOSITED INTO THE PENNSYLVANIA
4 PREFERRED® TRADEMARK LICENSING FUND TO PROMOTE ONE OR MORE OF
5 THE FUNDING OBJECTIVES UNDER 3 PA.C.S. § 4616(C) THROUGH THE
6 AWARDING OF GRANTS.

7 SECTION 1732-F.4. AGRICULTURAL CONSERVATION EASEMENT PURCHASE
8 FUND.

9 IN ADDITION TO THE USES PROVIDED IN SECTION 7.3 OF THE ACT OF
10 JUNE 18, 1982 (P.L.549, NO.159), ENTITLED "AN ACT PROVIDING FOR
11 THE ADMINISTRATION OF CERTAIN COMMONWEALTH FARMLAND WITHIN THE
12 DEPARTMENT OF AGRICULTURE," THE DEPARTMENT MAY USE UP TO A TOTAL
13 OF \$165,000 IN THE AGRICULTURAL CONSERVATION EASEMENT PURCHASE
14 FUND UNDER SECTION 7.1 OF THE ACT OF JUNE 18, 1982 (P.L.549,
15 NO.159), ENTITLED "AN ACT PROVIDING FOR THE ADMINISTRATION OF
16 CERTAIN COMMONWEALTH FARMLAND WITHIN THE DEPARTMENT OF
17 AGRICULTURE," TO ISSUE GRANTS NOT TO EXCEED \$5,000 EACH FOR
18 SUCCESSION PLANNING TO ENSURE THAT AGRICULTURAL OPERATIONS
19 CONTINUE ON LAND SUBJECT TO AGRICULTURAL CONSERVATION EASEMENTS.
20 THE DEPARTMENT, IN CONSULTATION WITH THE STATE AGRICULTURAL LAND
21 PRESERVATION BOARD, SHALL ESTABLISH ELIGIBILITY CRITERIA FOR
22 AWARDING GRANTS UNDER THIS SECTION.

23 SECTION 1733-F.4. RESTRICTED RECEIPT ACCOUNTS.

24 (A) AUTHORITY.--THE SECRETARY OF THE BUDGET MAY CREATE
25 RESTRICTED RECEIPT ACCOUNTS FOR THE PURPOSE OF ADMINISTERING
26 FEDERAL GRANTS ONLY FOR THE PURPOSES DESIGNATED IN THIS SECTION.

27 (B) DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.--THE
28 FOLLOWING RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
29 DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT:

30 (1) ARC HOUSING REVOLVING LOAN PROGRAM.

1 (2) BROWNFIELDS REVOLVING LOAN FUND.

2 (C) DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES.--THE
3 FOLLOWING RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
4 DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES:

5 (1) FEDERAL AID TO VOLUNTEER FIRE COMPANIES.

6 (2) LAND AND WATER CONSERVATION FUND ACT OF 1965 (PUBLIC
7 LAW 88-578, 16 U.S.C. § 460L-4 ET SEQ.).

8 (3) NATIONAL FOREST RESERVE ALLOTMENT.

9 (D) DEPARTMENT OF EDUCATION.--THE FOLLOWING RESTRICTED
10 RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE DEPARTMENT OF
11 EDUCATION:

12 (1) EDUCATION OF THE DISABLED - PART C.

13 (2) LSTA - LIBRARY GRANTS.

14 (3) THE PENNSYLVANIA STATE UNIVERSITY FEDERAL AID.

15 (4) EMERGENCY IMMIGRATION EDUCATION ASSISTANCE.

16 (5) EDUCATION OF THE DISABLED - PART D.

17 (6) HOMELESS ADULT ASSISTANCE PROGRAM.

18 (7) SEVERELY HANDICAPPED.

19 (8) MEDICAL ASSISTANCE REIMBURSEMENTS TO LOCAL EDUCATION
20 AGENCIES.

21 (E) DEPARTMENT OF ENVIRONMENTAL PROTECTION.--THE FOLLOWING
22 RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
23 DEPARTMENT OF ENVIRONMENTAL PROTECTION:

24 (1) FEDERAL WATER RESOURCES PLANNING ACT.

25 (2) FLOOD CONTROL PAYMENTS.

26 (3) SOIL AND WATER CONSERVATION ACT - INVENTORY OF
27 PROGRAMS.

28 (F) DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS.--THE FOLLOWING
29 RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
30 DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS:

1 (1) SHARE LOAN PROGRAM.

2 (2) (RESERVED).

3 (G) DEPARTMENT OF TRANSPORTATION.--THE FOLLOWING RESTRICTED
4 RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE DEPARTMENT OF
5 TRANSPORTATION:

6 (1) CAPITAL ASSISTANCE ELDERLY AND HANDICAPPED PROGRAMS.

7 (2) RAILROAD REHABILITATION AND IMPROVEMENT ASSISTANCE.

8 (3) RIDESHARING/VAN POOL PROGRAM - ACQUISITION.

9 (H) PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.--THE FOLLOWING
10 RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
11 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY:

12 (1) RECEIPTS FROM FEDERAL GOVERNMENT - DISASTER RELIEF -
13 DISASTER RELIEF ASSISTANCE TO STATE AND POLITICAL
14 SUBDIVISIONS.

15 (2) (RESERVED).

16 (I) PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION.--THE
17 FOLLOWING RESTRICTED RECEIPT ACCOUNTS MAY BE ESTABLISHED FOR THE
18 PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION:

19 (1) FEDERAL GRANT - NATIONAL HISTORIC PRESERVATION ACT.

20 (2) (RESERVED).

21 (J) EXECUTIVE OFFICES.--THE FOLLOWING RESTRICTED RECEIPT
22 ACCOUNTS MAY BE ESTABLISHED FOR THE EXECUTIVE OFFICES:

23 (1) RETIRED EMPLOYEES MEDICARE PART D.

24 (2) JUSTICE ASSISTANCE.

25 (3) JUVENILE ACCOUNTABILITY INCENTIVE.

26 (4) EARLY RETIREE REINSURANCE PROGRAM.

27 SECTION 1734-F.4. FUND TRANSFERS.

28 (A) TRANSFER TO ENVIRONMENTAL STEWARDSHIP FUND.--FROM MONEY
29 RECEIVED UNDER THE AUTHORITY OF ARTICLE III OF THE ACT OF MARCH
30 4, 1971 (P.L.6, NO.2), KNOWN AS THE TAX REFORM CODE OF 1971, THE

1 SUM OF \$10,538,000 SHALL BE TRANSFERRED TO THE ENVIRONMENTAL
2 STEWARDSHIP FUND.

3 (B) TRANSFER TO THE COMMONWEALTH FINANCING AUTHORITY.--

4 (1) FROM MONEY DEPOSITED INTO THE MEDICAL MARIJUANA
5 PROGRAM FUND, \$31,900,000 SHALL BE TRANSFERRED TO AN ACCOUNT
6 TO BE ESTABLISHED IN THE COMMONWEALTH FINANCING AUTHORITY FOR
7 BLIGHT REMEDIATION, INCLUDING HAZARD MITIGATION, WITHIN THIS
8 COMMONWEALTH.

9 (2) THE AUTHORITY SHALL ADOPT GUIDELINES FOR THE
10 APPROVAL OF APPLICATIONS UNDER THIS SUBSECTION AND SHALL
11 ENSURE THAT GRANTS ARE MADE AVAILABLE TO ALL GEOGRAPHIC AREAS
12 OF THIS COMMONWEALTH.

13 (C) TRANSFER TO SURFACE MINING CONSERVATION AND RECLAMATION
14 FUND.--FROM MONEY RECEIVED UNDER THE AUTHORITY OF ARTICLE III OF
15 THE TAX REFORM CODE OF 1971, THE SUM OF \$4,000,000 SHALL BE
16 TRANSFERRED TO THE SURFACE MINING CONSERVATION AND RECLAMATION
17 FUND.

18 ARTICLE XVII-F.5

19 2023-2024 FUND TRANSFERS

20 SECTION 1701-F.5. APPLICABILITY.

21 EXCEPT AS SPECIFICALLY PROVIDED IN THIS ARTICLE, THIS ARTICLE
22 APPLIES TO THE GENERAL APPROPRIATION ACT OF 2023.

23 SECTION 1702-F.5. DEFINITIONS.

24 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
25 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
26 CONTEXT CLEARLY INDICATES OTHERWISE:

27 "GENERAL APPROPRIATION ACT OF 2023." THE ACT OF AUGUST 3,
28 2023 (P.L. , NO.1A), KNOWN AS THE GENERAL APPROPRIATION ACT OF
29 2023.

30 SECTION 1734-F.5. FUND TRANSFERS.

1 (A) TRANSFER WITHIN HIGHER EDUCATION ASSISTANCE FUND.--THE
2 SUM OF \$8,551,000 SHALL BE TRANSFERRED FROM THE SCITECH AND GI
3 BILL RESTRICTED REVENUE ACCOUNT IN THE HIGHER EDUCATION
4 ASSISTANCE FUND TO THE STATE GRANTS RESTRICTED REVENUE ACCOUNT
5 IN THE HIGHER EDUCATION ASSISTANCE FUND.

6 (B) (RESERVED).
7 SECTION 1735-F.5. (RESERVED).

8 ARTICLE XVII-F.6
9 PRIOR YEAR APPROPRIATIONS

10 SECTION 1701-F.6. DEFINITIONS.

11 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
12 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
13 CONTEXT CLEARLY INDICATES OTHERWISE:

14 "GENERAL APPROPRIATION ACT OF 2023." THE ACT OF AUGUST 3,
15 2023 (P.L. , NO.1A), KNOWN AS THE GENERAL APPROPRIATION ACT OF
16 2023.

17 SECTION 1702-F.6. (RESERVED).

18 SECTION 1703-F.6. CONSTRUCTION WITH PRIOR YEAR APPROPRIATION
19 ACTS.

20 AN APPROPRIATION IN PART LI OF THE GENERAL APPROPRIATION ACT
21 OF 2023 WHICH IS THE SAME OR SIMILAR TO AN APPROPRIATION IN THE
22 ACT OF JULY 8, 2022 (P.L.2191, NO.1A), KNOWN AS THE GENERAL
23 APPROPRIATION ACT OF 2022, SHALL REPLACE THAT APPROPRIATION.
24 MONEY WHICH HAS BEEN APPROPRIATED AND EXPENDED UNDER THE GENERAL
25 APPROPRIATION ACT OF 2022 SHALL BE DEDUCTED FROM THE
26 CORRESPONDING APPROPRIATION IN PART LI OF THE GENERAL
27 APPROPRIATION ACT OF 2023.

28 ARTICLE XVIII

29 (RESERVED)

30 ARTICLE XVIII-A

1 COMMONWEALTH HOUSING COUNCIL

2 SECTION 1801-A. SCOPE OF ARTICLE.

3 THIS ARTICLE ESTABLISHES THE COMMONWEALTH HOUSING COUNCIL.

4 SECTION 1802-A. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATES OTHERWISE:

8 "COUNCIL." THE COMMONWEALTH HOUSING COUNCIL ESTABLISHED
9 UNDER SECTION 1803-A.

10 SECTION 1803-A. ESTABLISHMENT OF COUNCIL.

11 THE COMMONWEALTH HOUSING COUNCIL IS ESTABLISHED.

12 SECTION 1804-A. PURPOSE OF COUNCIL.

13 THE COUNCIL SHALL COORDINATE WITH EXECUTIVE DEPARTMENTS AND
14 AGENCIES REGARDING THE COMMONWEALTH'S HOUSING POLICIES.

15 SECTION 1805-A. MEMBERSHIP OF COUNCIL.

16 THE COUNCIL SHALL CONSIST OF THE FOLLOWING MEMBERS:

17 (1) THE SECRETARY OF COMMUNITY AND ECONOMIC DEVELOPMENT
18 OR A DESIGNEE.

19 (2) THE SECRETARY OF HUMAN SERVICES OR A DESIGNEE.

20 (3) THE EXECUTIVE DIRECTOR OF THE PENNSYLVANIA HOUSING
21 FINANCE AGENCY OR A DESIGNEE.

22 (4) THE SECRETARY OF THE BUDGET OR A DESIGNEE.

23 (5) A MEMBER OF THE SENATE APPOINTED BY THE PRESIDENT
24 PRO TEMPORE OF THE SENATE.

25 (6) A MEMBER OF THE SENATE APPOINTED BY THE MINORITY
26 LEADER OF THE SENATE.

27 (7) A MEMBER OF THE HOUSE OF REPRESENTATIVES APPOINTED
28 BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

29 (8) A MEMBER OF THE HOUSE OF REPRESENTATIVES APPOINTED
30 BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES.

1 (9) THE MAYOR OF A CITY OF THE FIRST CLASS OR A DESIGNEE
2 WITH EXPERIENCE IN HOUSING.

3 (10) THE COUNTY EXECUTIVE OF A COUNTY OF THE SECOND
4 CLASS OR A DESIGNEE WITH EXPERIENCE IN HOUSING.

5 (11) ONE MEMBER REPRESENTING COUNTY GOVERNMENT WITH
6 EXPERIENCE IN HOUSING APPOINTED BY THE GOVERNOR FROM A LIST
7 OF 16 INDIVIDUALS PROVIDED BY THE COUNTY COMMISSIONERS OR
8 COUNTY EXECUTIVES OF ADAMS, BERKS, CENTRE, CUMBERLAND,
9 DAUPHIN, FULTON, FRANKLIN, HUNTINGDON, JUNIATA, LANCASTER,
10 LEBANON, MIFFLIN, PERRY, SNYDER, UNION AND YORK COUNTIES.

11 (12) ONE MEMBER OF COUNTY GOVERNMENT WITH EXPERIENCE IN
12 HOUSING APPOINTED BY THE GOVERNOR FROM A LIST OF 18
13 INDIVIDUALS PROVIDED BY THE COUNTY COMMISSIONERS OR COUNTY
14 EXECUTIVES OF BRADFORD, CARBON, CLINTON, COLUMBIA,
15 LACKAWANNA, LUZERNE, LYCOMING, MONROE, MONTOUR,
16 NORTHUMBERLAND, PIKE, POTTER, SCHUYLKILL, SULLIVAN,
17 SUSQUEHANNA, TIOGA, WAYNE AND WYOMING COUNTIES.

18 (13) ONE MEMBER OF COUNTY GOVERNMENT WITH EXPERIENCE IN
19 HOUSING APPOINTED BY THE GOVERNOR FROM A LIST OF SIX
20 INDIVIDUALS PROVIDED BY THE COUNTY COMMISSIONERS OR COUNTY
21 EXECUTIVES OF BUCKS, CHESTER, DELAWARE, LEHIGH, MONTGOMERY
22 AND NORTHAMPTON COUNTIES.

23 (14) ONE MEMBER OF COUNTY GOVERNMENT WITH EXPERIENCE IN
24 HOUSING APPOINTED BY THE GOVERNOR FROM A LIST OF 13
25 INDIVIDUALS PROVIDED BY THE COUNTY COMMISSIONERS OR COUNTY
26 EXECUTIVES OF ARMSTRONG, CAMERON, CLARION, CLEARFIELD,
27 CRAWFORD, ELK, ERIE, FOREST, JEFFERSON, MCKEAN, MERCER,
28 VENANGO AND WARREN COUNTIES.

29 (15) ONE MEMBER OF COUNTY GOVERNMENT WITH EXPERIENCE IN
30 HOUSING APPOINTED BY THE GOVERNOR FROM A LIST OF 12

1 INDIVIDUALS PROVIDED BY THE COUNTY COMMISSIONERS OR COUNTY
2 EXECUTIVES OF BEAVER, BEDFORD, BLAIR, BUTLER, CAMBRIA,
3 FAYETTE, GREENE, INDIANA, LAWRENCE, SOMERSET, WASHINGTON AND
4 WESTMORELAND COUNTIES.

5 SECTION 1806-A. ADMINISTRATION OF COUNCIL.

6 (A) ORGANIZATION.--THE GOVERNOR SHALL SELECT A MEMBER OF THE
7 COUNCIL TO SERVE AS CHAIRPERSON. THE MEMBERS OF THE COUNCIL
8 SHALL SELECT FROM AMONG THEMSELVES ANY OTHER OFFICERS AS THE
9 COUNCIL DEEMS NECESSARY.

10 (B) QUORUM.--A MAJORITY OF THE MEMBERS OF THE COUNCIL SHALL
11 CONSTITUTE A QUORUM. A MAJORITY OF THE MEMBERS OF THE COUNCIL
12 SHALL BE NECESSARY TO TAKE AN ACTION OF THE COUNCIL. THE NUMBER
13 REQUIRED FOR A MAJORITY OF THE MEMBERS OF THE COUNCIL UNDER THIS
14 SUBSECTION SHALL BE REDUCED IF THERE IS A VACANCY ON THE
15 COUNCIL.

16 (C) MEETINGS.--THE COUNCIL SHALL HOLD ITS FIRST MEETING
17 WITHIN 90 DAYS OF THE EFFECTIVE DATE OF THIS SUBSECTION. THE
18 COUNCIL SHALL MEET NO LESS THAN ONCE A QUARTER.

19 (D) INITIAL APPOINTMENTS AND VACANCIES.--

20 (1) AN APPOINTING AUTHORITY UNDER SECTION 1805-A SHALL
21 APPOINT INITIAL MEMBERS TO THE COUNCIL WITHIN 60 DAYS OF THE
22 EFFECTIVE DATE OF THIS SUBSECTION.

23 (2) A MEMBER OF THE COUNCIL SHALL SERVE A TERM OF THREE
24 YEARS AND MAY BE REAPPOINTED FOR NO MORE THAN TWO CONSECUTIVE
25 TERMS.

26 (3) A MEMBER OF THE COUNCIL APPOINTED UNDER SECTION
27 1805-A(1), (2), (3), (4), (5), (6), (7) AND (8) SHALL SERVE A
28 TERM CONCURRENT WITH THE APPOINTING AUTHORITY.

29 (4) IF A VACANCY OCCURS ON THE COUNCIL, THE DESIGNATING
30 OR APPOINTING AUTHORITY SHALL FILL THE VACANCY IN ACCORDANCE

1 WITH SECTION 1805-A.

2 (E) ADMINISTRATIVE SUPPORT.--THE DEPARTMENT OF COMMUNITY AND
3 ECONOMIC DEVELOPMENT SHALL PROVIDE ADMINISTRATIVE SERVICES AND
4 STAFF TO THE COUNCIL.

5 (F) COMPENSATION.--THE MEMBERS OF THE COUNCIL SHALL NOT
6 RECEIVE COMPENSATION FOR SERVICE ON THE COUNCIL.

7 (G) COOPERATION.--EACH EXECUTIVE DEPARTMENT OR AGENCY SHALL
8 COOPERATE WITH THE COUNCIL IN FULFILLING THE COUNCIL'S DUTIES
9 UNDER SECTION 1807-A.

10 SECTION 1807-A. DUTIES OF COUNCIL.

11 (A) HOUSING STRATEGIES.--THE COUNCIL SHALL DEVELOP THE
12 COMMONWEALTH'S COMPREHENSIVE HOUSING STRATEGY THAT MAY BE USED
13 BY EXECUTIVE DEPARTMENTS OR AGENCIES.

14 (B) DUTIES.--THE COUNCIL SHALL HAVE THE FOLLOWING DUTIES:

15 (1) DEVELOPING A UNIFIED SET OF HOUSING-RELATED GOALS
16 AND PRIORITIES THAT SERVE AS A FRAMEWORK FOR EXECUTIVE
17 DEPARTMENTS OR AGENCIES IN THE DEVELOPMENT OF HOUSING PLANS.

18 (2) WORKING IN COLLABORATION WITH EXECUTIVE DEPARTMENTS
19 OR AGENCIES TO DEVELOP A UNIFORM SET OF HOUSING GOALS,
20 BENCHMARKS AND PRIORITIES FOR THIS COMMONWEALTH THAT
21 COORDINATE AND COMPLEMENT FEDERAL AND STATE FUNDING TO
22 MAXIMIZE THE AVAILABILITY OF HOUSING THROUGHOUT THIS
23 COMMONWEALTH.

24 (3) DEVELOPING AND UPDATING A STATE PLAN NO LESS THAN
25 ONCE EVERY FIVE YEARS FOR THE FOLLOWING PURPOSES:

26 (I) PRESERVING RENTAL AND HOMEOWNERSHIP AFFORDABLE
27 UNITS.

28 (II) BUILDING NEW AFFORDABLE UNITS.

29 (III) HOUSING FOR THE HOMELESS, SENIORS, VETERANS,
30 INDIVIDUALS WITH DISABILITIES AND OTHER DISADVANTAGED

1 GROUPS.

2 (IV) HOUSING STABILITY PROGRAMS AND SERVICES.

3 (V) STRATEGIES FOR EXPANDING ACCESS TO HOUSING.

4 (4) CREATING AND MAINTAINING A CONSOLIDATED INVENTORY
5 AND RESOURCE GUIDE FOR HOUSING PROGRAMS AND SERVICES PROVIDED
6 BY EXECUTIVE DEPARTMENTS OR AGENCIES.

7 (5) IMPLEMENTING NATIONAL BEST PRACTICES RESEARCH THAT
8 MAY BE RELEVANT TO THIS COMMONWEALTH AND SEEKING TO BENCHMARK
9 THE COMMONWEALTH'S HOUSING PROGRAMS AND OUTCOMES AGAINST
10 OTHER STATES.

11 (6) CONDUCTING RESEARCH OR COLLECTING DATA RELATING TO
12 THE NEEDS, DEMANDS AND CONDITIONS OF AFFORDABLE AND WORKFORCE
13 HOUSING AND ACCESS TO AFFORDABLE AND WORKFORCE HOUSING.

14 (7) ENSURING THE COMMONWEALTH'S COMPREHENSIVE HOUSING
15 STRATEGY IS DEVELOPED WITH THE CONSIDERATION FOR THE NEEDS OF
16 RURAL, SUBURBAN AND URBAN AREAS IN THIS COMMONWEALTH AND
17 PROVIDES THE GREATEST ACCESS TO SAFE AND AFFORDABLE HOUSING
18 THROUGHOUT THIS COMMONWEALTH.

19 (8) SERVING AS A COORDINATING RESOURCE TO ENSURE THAT
20 EXECUTIVE DEPARTMENTS OR AGENCIES ARE COMMUNICATING AND
21 COORDINATING EFFECTIVELY IN ORDER TO MAXIMIZE THE COLLECTIVE
22 IMPACT OF THEIR WORK REGARDING THE COMMONWEALTH'S
23 COMPREHENSIVE HOUSING STRATEGY.

24 (9) WORKING IN COLLABORATION WITH EXECUTIVE DEPARTMENTS
25 OR AGENCIES TO ADVANCE THE COMMONWEALTH'S COMPREHENSIVE
26 HOUSING STRATEGIES.

27 (10) PROVIDING REGULAR UPDATES TO THE GOVERNOR, THE
28 EXECUTIVE DEPARTMENTS OR AGENCIES AND THE GENERAL ASSEMBLY
29 ABOUT THE COMMONWEALTH'S LONG-TERM AND SHORT-TERM HOUSING
30 GOALS.

1 (C) ACCESS TO WORK OF COUNCIL.--THE COUNCIL SHALL PROVIDE
2 INFORMATION ABOUT THE COUNCIL'S WORK TO THE GOVERNOR AND THE
3 GENERAL ASSEMBLY AND POST ANY RELEVANT INFORMATION, INCLUDING
4 THE COUNCIL'S STATE PLAN UNDER SUBSECTION (B) (3), ON A PUBLICLY
5 ACCESSIBLE INTERNET WEBSITE.

6 SECTION 33. REPEALS ARE AS FOLLOWS:

7 (1) THE GENERAL ASSEMBLY FINDS THAT THE REPEAL UNDER
8 PARAGRAPH (2) IS NECESSARY TO EFFECTUATE THE ADDITION OF
9 SECTION 102-K OF THE ACT.

10 (2) 35 PA.C.S. § 5398 IS REPEALED.

11 (3) THE GENERAL ASSEMBLY FINDS THAT THE REPEAL UNDER
12 PARAGRAPH (4) IS NECESSARY TO EFFECTUATE THE ADDITION OF
13 ARTICLE XVI-Y OF THE ACT.

14 (4) THE ACT OF NOVEMBER 24, 2015 (P.L.232, NO.64), KNOWN
15 AS THE PENNSYLVANIA LONG-TERM CARE COUNCIL ACT, IS REPEALED.

16 (5) THE GENERAL ASSEMBLY FINDS THAT THE REPEAL UNDER
17 PARAGRAPH (6) IS NECESSARY TO EFFECTUATE THE ADDITION OF
18 SUBARTICLE F OF ARTICLE XVII-A.2 OF THE ACT.

19 (6) SECTION 301.9(E) OF THE ACT OF DECEMBER 5, 1936 (2ND
20 SP.SESS., 1937 P.L.2897, NO.1), KNOWN AS THE UNEMPLOYMENT
21 COMPENSATION LAW, IS REPEALED TO THE EXTENT OF ANY
22 INCONSISTENCY WITH SUBARTICLE F OF ARTICLE XVII-A.2 OF THE
23 ACT.

24 SECTION 34. CONTINUATION IS AS FOLLOWS:

25 (1) THE ADDITION OF ARTICLE XVI-Y OF THE ACT IS A
26 CONTINUATION OF THE ACT OF NOVEMBER 24, 2015 (P.L.232,
27 NO.64), KNOWN AS THE PENNSYLVANIA LONG-TERM CARE COUNCIL ACT.
28 EXCEPT AS OTHERWISE PROVIDED IN ARTICLE XVI-Y OF THE ACT, ALL
29 ACTIVITIES INITIATED UNDER THE PENNSYLVANIA LONG-TERM CARE
30 COUNCIL ACT SHALL CONTINUE AND REMAIN IN FULL FORCE AND

1 EFFECT AND MAY BE COMPLETED UNDER ARTICLE XVI-Y OF THE ACT.
2 ORDERS, REGULATIONS, RULES AND DECISIONS WHICH WERE MADE
3 UNDER THE PENNSYLVANIA LONG-TERM CARE COUNCIL ACT AND WHICH
4 ARE IN EFFECT ON THE EFFECTIVE DATE OF SECTION 35(6.2) OF
5 THIS ACT SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REVOKED,
6 VACATED OR MODIFIED UNDER ARTICLE XVI-Y OF THE ACT.
7 CONTRACTS, OBLIGATIONS AND COLLECTIVE BARGAINING AGREEMENTS
8 ENTERED INTO UNDER THE PENNSYLVANIA LONG-TERM CARE COUNCIL
9 ACT ARE NOT AFFECTED NOR IMPAIRED BY THE REPEAL OF THE
10 PENNSYLVANIA LONG-TERM CARE COUNCIL ACT.

11 (2) (RESERVED).

12 (3) EXCEPT AS SPECIFIED IN PARAGRAPH (4), ANY DIFFERENCE
13 IN LANGUAGE BETWEEN ARTICLE XVI-Y OF THE ACT AND THE
14 PENNSYLVANIA LONG-TERM CARE COUNCIL ACT IS INTENDED ONLY TO
15 CONFORM TO THE STYLE OF THE PENNSYLVANIA CONSOLIDATED
16 STATUTES AND IS NOT INTENDED TO CHANGE OR AFFECT THE
17 LEGISLATIVE INTENT, JUDICIAL CONSTRUCTION OR ADMINISTRATION
18 AND IMPLEMENTATION OF THE PENNSYLVANIA LONG-TERM CARE COUNCIL
19 ACT.

20 (4) PARAGRAPH (3) DOES NOT APPLY TO THE ADDITION OF
21 SECTION 1602-Y(B)(10)(XII) OF THE ACT.

22 SECTION 35. RETROACTIVITY IS AS FOLLOWS:

23 (1) THE ADDITION OF SECTION 1602-O OF THE ACT SHALL BE
24 RETROACTIVE TO JULY 1, 2023.

25 (2) THE ADDITION OF SECTION 1729-E(A)(8) OF THE ACT
26 SHALL BE RETROACTIVE TO JULY 1, 2023.

27 SECTION 36. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

28 (1) THE FOLLOWING SHALL TAKE EFFECT IN 60 DAYS:

29 (I) THE ADDITION OF ARTICLE I-K OF THE ACT.

30 (II) THE ADDITION OF SECTIONS 1607-M AND 1608-M OF

1 THE ACT.
2 (III) THE ADDITION OF SECTION 1777-A OF THE ACT.
3 (IV) THE ADDITION OF SECTION 1719-E(C.1) AND (C.2)
4 OF THE ACT.
5 (V) THE AMENDMENT OF SECTION 1735-E OF THE ACT.
6 (2) (RESERVED) .
7 (3) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
8 IMMEDIATELY.