
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2210 Session of
2020

INTRODUCED BY GROVE, GREINER, RYAN, ROTHMAN, MILLARD, BERNSTINE,
ZIMMERMAN, MOUL, WHEELAND, STAATS, GAYDOS AND JONES,
JANUARY 21, 2020

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 21, 2020

AN ACT

1 Amending Title 46 (Legislature) of the Pennsylvania Consolidated
2 Statutes, providing for preliminary provisions, for
3 legislative committee on appointments, for Legislative
4 Reference Bureau, for Independent Fiscal Office, for
5 Legislative Audit Advisory Commission, for Legislative Data
6 Processing Center, for Capitol Preservation Committee, for
7 office of the Legislative Fiscal Analyst, for Office of
8 Legislative Auditor General and for Legislative Budget and
9 Finance Committee.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Title 46 of the Pennsylvania Consolidated
13 Statutes is amended by adding a chapters to read:

14 CHAPTER 1

15 PRELIMINARY PROVISIONS

16 § 101. (Reserved).

17 CHAPTER 3

18 LEGISLATIVE COMMITTEE ON APPOINTMENTS

19 Sec.

20 301. Definitions.

21 302. Establishment.

1 § 301. Definitions.

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

5 "Committee." The Legislative Committee on Appointments
6 established under section 302 (relating to establishment).

7 "Legislative officer." An individual appointed by the
8 committee to lead an office that serves both the Senate and the
9 House of Representatives.

10 § 302. Establishment.

11 (a) Committee establishment.--Unless otherwise provided in
12 law, the Legislative Committee on Appointments is established
13 for the purpose of appointing legislative officers to serve at
14 the pleasure of the General Assembly.

15 (b) Membership.--The committee shall consist of the
16 following members:

17 (1) The President pro tempore of the Senate.

18 (2) The Speaker of the House of Representatives.

19 (3) The Majority Leader and Minority Leader of the
20 Senate.

21 (4) The Majority Leader and Minority Leader of the House
22 of Representatives.

23 (c) Vacancy.--Unless otherwise provided by law, the
24 committee shall appoint a legislative officer when there is a
25 vacancy of a legislative officer by a two-thirds majority vote.

26 CHAPTER 5

27 LEGISLATIVE REFERENCE BUREAU

28 Sec.

29 501. Establishment.

30 502. Director.

1 503. Assistant director.

2 504. Employees.

3 505. Office space.

4 506. Services of bureau.

5 507. Drafting, opinions and confidentiality.

6 508. Public access and limitation on legal opinion.

7 509. Publication and office supplies.

8 § 501. Establishment.

9 The Legislative Reference Bureau is established for the use
10 and information of the members of the General Assembly, the
11 Governor, the heads of the departments of the Commonwealth and
12 citizens of the Commonwealth.

13 § 502. Director.

14 (a) Appointment and term.--The Legislative Reference Bureau
15 shall be led by a director, who shall be elected biennially
16 before the first day of February of each odd-numbered year by
17 the Senate and House of Representatives in joint session. The
18 director of the present Legislative Reference Bureau in office
19 at the time of the effective date of this section, until an
20 election is held under this section, shall hold the office of
21 Director of the Legislative Reference Bureau created by this
22 section, subject to removal by the General Assembly.

23 (b) Qualifications and salary.--The Director of the
24 Legislative Reference Bureau shall be qualified by experience,
25 knowledge and ability to conduct the work of the bureau. The
26 director shall be well versed in legislative procedure and
27 parliamentary practice, and shall in such matters, when called
28 upon, be ex officio advisor to the General Assembly. The
29 director shall devote the entirety of the director's time and
30 attention to the duties of the bureau. The director shall have

1 access to a law library and the publications therein of the
2 Federal Government and various states. The director's salary
3 shall be set by the General Assembly.

4 § 503. Assistant director.

5 The director shall appoint an assistant director or
6 directors, learned in the law, who shall be skilled bill
7 drafters, and who shall receive a salary to be fixed by the
8 director. The assistant director or directors shall perform the
9 duties of the director in the case of a vacancy in the office or
10 in case of the absence or inability of the director to act, and
11 shall also perform such other duties as may be assigned to the
12 assistant director or directors by the director.

13 § 504. Employees.

14 The director shall also appoint a trained librarian and such
15 attorneys, clerks, secretaries, stenographers, typists,
16 messengers and other employees, as the director deems necessary,
17 and for such periods, and on such terms, as the director deems
18 advantageous to conduct the work of the bureau at all times. The
19 director shall fix the number and compensation of all employees
20 within the limits of appropriations made in advance by the
21 General Assembly.

22 § 505. Office space.

23 The bureau shall continue to occupy the rooms currently
24 occupied by the Legislative Reference Bureau so as to give it
25 ready access to the volumes, catalogs, documents and other
26 papers in the current office space, and where the bureau will be
27 convenient to the members of the General Assembly and other
28 persons having official business with the bureau. The bureau
29 shall be kept open on business days from 8:45 a.m to 4:45 p.m.
30 during the entire year, and, when the General Assembly is in

1 session, at such hours, day and night, as are most convenient to
2 members of the General Assembly.

3 § 506. Services of bureau.

4 (a) Resources of this Commonwealth and other states.--The
5 director shall prepare, and have available for use, indices of
6 Pennsylvania laws, digests of public laws of this and other
7 states as may be of use for legislative information, records and
8 files of all bills and resolutions presented in either branch of
9 the General Assembly, loose leaf files of acts of Assembly,
10 catalog files of reports of departments, boards and commissions
11 and other public documents of this Commonwealth, as well as
12 general books and pamphlets, as pertain to the work and service
13 of the bureau and of other printed materials as may be proper
14 for the purposes of the bureau.

15 (b) Requests of members.--The director shall also, when
16 requested by the Governor, the members of the General Assembly
17 or heads of departments, promptly procure available information,
18 not on file in the bureau, relating to legislation of this
19 Commonwealth or other states, and investigate the manner in
20 which laws have operated.

21 (c) Publications.--The director shall, from time to time,
22 prepare and publish bulletins, pamphlets and circulars,
23 containing information collected by the bureau and other
24 compilations of this or other states, as the director deems to
25 be of service to the Governor, the several departments of the
26 Commonwealth, the members of the General Assembly and the
27 citizens of the Commonwealth.

28 (d) Legal drafting.--The director shall, from time to time,
29 cause to be prepared, for adoption or rejection by the General
30 Assembly, codes, by topics, of the existing general statutes,

1 arranged by chapters or articles and sections under suitable
2 headings, and shall add lists of statutes of the existing law to
3 be repealed. The director shall assist in or supervise, when
4 called upon by any proper authority, or when directed by the
5 General Assembly so to do, the compilation and preparation of
6 any general revision and codifications of the existing laws of
7 the Commonwealth.

8 § 507. Drafting, opinions and confidentiality.

9 The director and the director's assistants shall neither
10 oppose nor urge legislation, but shall, upon request, aid and
11 assist the Governor, the members of the General Assembly and the
12 heads of departments of the Commonwealth, by advising as to
13 bills and resolutions. A legal opinion shall be drafted and
14 provided to the requester notifying to the fullest extent all
15 information upon all matters within the scope of the bureau. No
16 officer or employee of the bureau shall reveal to any person
17 outside of the bureau the contents or nature of any matter not
18 yet published, without the consent of the person bringing the
19 matters before the bureau.

20 § 508. Public access and limitation on legal opinion.

21 The bureau shall be available for consultation freely by
22 citizens of the Commonwealth as to general information or
23 statutory law of this or any other state on particular subjects,
24 and shall furnish to citizens, upon request, copies of laws as
25 are available for distribution. In no case and under no
26 circumstances shall any officer or employee in the officer's or
27 employee's official capacity furnish any opinion on any legal
28 matter to any private citizen.

29 § 509. Publication and office supplies.

30 The printing and binding necessary for the proper performance

1 of the duties of the bureau or the proper preservation of
2 material shall be done by the bureau.

3 CHAPTER 7

4 INDEPENDENT FISCAL OFFICE

5 Sec.

6 701. Scope of chapter.

7 702. Definitions.

8 703. Office established.

9 704. Duties of office.

10 705. Revenue estimates.

11 706. Budget information.

12 707. Expenditures.

13 708. Revenue conference.

14 709. Access to information.

15 710. Selection and organization committee.

16 711. Appointment.

17 712. Powers and duties of director.

18 713. Records.

19 714. Applicability.

20 715. Additional duties.

21 § 701. Scope of chapter.

22 This chapter relates to independent fiscal estimates.

23 § 702. Definitions.

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

27 "Commonwealth agency." Any office, department, authority,
28 board, multistate agency or commission of the executive branch.

29 The term includes:

30 (1) The Office of the Governor.

1 (2) The Office of Attorney General, the Department of
2 the Auditor General and the Treasury Department.

3 (3) An independent agency as defined in 62 Pa.C.S. § 103
4 (relating to definitions).

5 (4) A State-affiliated entity as defined in 62 Pa.C.S. §
6 103.

7 (5) The General Assembly.

8 (6) The Judiciary.

9 "Director." The Director of the Independent Fiscal Office.

10 "Office." The Independent Fiscal Office established in
11 section 703 (relating to office established).

12 "Proposed collective bargaining agreement." The terms of
13 bargaining between a public employer and an employee
14 organization which:

15 (1) Apply to wages, hours, terms and conditions of
16 employment, benefits and working conditions.

17 (2) Are:

18 (i) Reduced to writing.

19 (ii) Agreed upon by designated representatives of
20 the public employer and the employee organization.

21 (iii) Submitted for acceptance as a contract to the
22 public employer and the public employee organization.

23 "Public employee retirement plan." Any of the following:

24 (1) The State Employees' Retirement System established
25 under 71 Pa.C.S. Pt. XXV (relating to retirement for State
26 employees and officers).

27 (2) The Public School Employees' Retirement System
28 established under 24 Pa.C.S. Pt. IV (relating to retirement
29 for school employees).

30 (3) The Pennsylvania Municipal Retirement System

1 established under the act of February 1, 1974 (P.L.34,
2 No.15), known as the Pennsylvania Municipal Retirement Law.

3 (4) Any other independent pension or retirement plan for
4 public officers and employees of the Commonwealth.

5 (5) Pension or public employee retirement plans
6 established under 11 Pa.C.S. Ch. 143 (relating to pensions).

7 (6) Pension or public employee retirement plans created
8 under the act of May 29, 1956 (1955 P.L.1804, No.600),
9 referred to as the Municipal Police Pension Law.

10 "Selection and organization committee." The Independent
11 Fiscal Office Selection and Organization Committee.

12 § 703. Office established.

13 There is established a nonpartisan Independent Fiscal Office
14 as an independent agency.

15 § 704. Duties of office.

16 (a) Mandatory.--The office shall:

17 (1) Prepare revenue estimates to include Federal funds,
18 State revenues and funds from other resources, including any
19 projected revenue surplus or deficit for a given fiscal year,
20 as provided under section 705 (relating to revenue
21 estimates).

22 (2) By November 15 of each year, provide an assessment
23 of the current fiscal condition of the Commonwealth and a
24 projection of what the fiscal condition will be during the
25 next five years. The assessment shall take into account the
26 state of the economy, demographics, revenues and
27 expenditures.

28 (3) Develop performance measures for executive-level
29 programs and departments and evaluate performance measures
30 and results as promulgated and reported by executive-level

1 departments. Performance measurements shall be outcome based
2 and include, but not be limited to, activity cost analysis,
3 measures of status improvement of recipient populations,
4 economic outcomes and performance benchmarks against similar
5 State programs.

6 (4) Provide an analysis, including economic impact, of
7 all tax and revenue proposals submitted by the Governor or
8 the Office of the Budget.

9 (5) Study and analyze the existing sales and use tax law
10 and propose recommendations to the Governor and the General
11 Assembly for amending the tax to:

12 (i) eliminate obsolete and unnecessary provisions;

13 (ii) expand the tax base as necessary;

14 (iii) ensure a competitive economic market in this
15 Commonwealth; and

16 (iv) protect the stability of the Commonwealth's
17 budget.

18 (6) Establish a publicly accessible Internet website.

19 (7) Study and analyze the impact of shared-risk
20 contributions under 24 Pa.C.S. § 8321(b) (relating to regular
21 member contributions for current service) and 71 Pa.C.S. §
22 5501.1 (relating to shared-risk member contributions and
23 shared gain adjustments to regular member contributions).

24 (8) Provide a cost analysis for the current fiscal year
25 and remaining subsequent fiscal years of the impact of each
26 proposed collective bargaining agreement under the
27 jurisdiction of the Governor prior to execution, including
28 the costs to cover public employee wages, benefits, pensions
29 and working conditions that have been reduced in writing
30 under section 701 of the act of July 23, 1970 (P.L.563,

1 No.195), known as the Public Employe Relations Act.

2 (b) Discretionary.--The office may:

3 (1) Develop and use econometric models to annually
4 forecast State revenues and update the models. The office
5 shall make the equations of a model and any historic
6 databases related to the model available to the chair and
7 minority chair of the Appropriations Committee of the Senate,
8 the chair and minority chair of the Appropriations Committee
9 of the House of Representatives, the Majority Leader and
10 Minority Leader of the Senate and the Majority Leader and
11 Minority Leader of the House of Representatives.

12 (2) Provide an analysis of the executive budget,
13 including budgetary projections, economic outlook and
14 economic impact. The budget analysis may include performance
15 recommendations to secure greater efficiency and economy.

16 (3) Provide an assessment of the Pennsylvania economy
17 and the national economy and the impact of the existing or
18 emerging State or national economic trends on revenue
19 performance for the current year and the forecasted or
20 projected revenue collections for the budget year and the
21 succeeding year.

22 § 705. Revenue estimates.

23 (a) Initial revenue estimate.--By May 20 of each year, the
24 office shall submit to the General Assembly an initial revenue
25 estimate for the next fiscal year.

26 (b) Official revenue estimate.--The following apply:

27 (1) By June 20 of each year, the office shall submit an
28 official revenue estimate for the next fiscal year.

29 (2) A revenue estimate submitted under this section
30 shall be considered by the Governor and the General Assembly

1 as the amount of revenue which may be considered for the
2 general appropriation act for the ensuing fiscal year unless
3 the Governor or the General Assembly determines that revenues
4 are greater than or less than the estimate provided under
5 this section. The office may amend the revenue estimate under
6 this section if changes in law affecting revenues and
7 receipts are enacted or proposed to be enacted with the
8 annual State budget or unless significant changes in economic
9 assumptions occur prior to June 30. The office shall submit
10 the amended revenue estimate to the General Assembly within
11 10 days of the change.

12 (3) The office shall publish the methodology used to
13 develop revenue estimates.

14 (c) Information.--The office shall provide the Secretary of
15 the Budget, the chair and minority chair of the Appropriations
16 Committee of the Senate and the chair and minority chair of the
17 Appropriations Committee of the House of Representatives all
18 data, assumptions or econometric models used to develop
19 projections and revenue estimates.

20 (d) Required information.--

21 (1) A revenue estimate submitted by the office under
22 subsection (b) shall include:

23 (i) Projected revenue collections by specific tax or
24 revenue source, including Federal funds, the General
25 Fund, the State Lottery Fund and the Motor License Fund.

26 (ii) All data, assumptions and econometric models
27 used to develop a revenue estimate.

28 (iii) Any projected revenue surplus or deficit for
29 the current fiscal year.

30 (2) A revenue estimate shall be based on existing law

1 and tax policy and existing or emerging State or national
2 economic trends.

3 (e) Proposed change in law.--The office shall prepare a
4 revenue estimate of any change in law affecting revenues and
5 receipts, including increases in regulatory fees, proposed or
6 considered as part of the annual State budget. If the proposed
7 change in law will have a fiscal impact in excess of \$10,000,000
8 in any fiscal year, the estimate shall be prepared on the basis
9 of assumptions that estimate the probable behavioral responses
10 of taxpayers, businesses and other persons to the proposed
11 changes and shall include a statement identifying those
12 assumptions. The information may be used to revise the revenue
13 estimate under subsection (a).

14 (f) Department of Revenue.--The Department of Revenue in
15 conjunction with the Secretary of the Budget shall make revenue
16 estimates for the use of the Governor in preparing the budget.

17 (g) Governor.--The Governor shall certify that any
18 appropriation bill does not cause total appropriations to exceed
19 revenues plus any unappropriated surplus as provided in section
20 618 of the act of April 9, 1929 (P.L.177, No.175), known as The
21 Administrative Code of 1929.

22 § 706. Budget information.

23 The office shall be notified and shall attend any briefings
24 provided by the Governor or the Secretary of the Budget under
25 section 619 of the act of April 9, 1929 (P.L.177, No.175), known
26 as The Administrative Code of 1929.

27 § 707. Expenditures.

28 (a) Expenditure reports.--Commonwealth agencies shall make
29 monthly expenditure data available to the office. The
30 expenditure data shall be provided within seven days after the

1 end of each month and shall include a summary of the last
2 monthly submission. The data shall be provided in finished
3 reports or electronically, as provided in this chapter, by fund,
4 appropriation, department and organization within each
5 department and shall include:

6 (1) Number of filled personnel positions and the cost of
7 the positions.

8 (2) Itemized personnel vacancies and the cost of the
9 vacancies.

10 (3) New positions created and the cost of the positions.

11 (4) Wage and overtime costs.

12 (5) Allotments and expenditures for itemized personnel
13 expenses.

14 (6) Allotments and expenditures for itemized operating
15 expenses.

16 (7) Allotments and expenditures for itemized fixed
17 assets.

18 (8) The rate of expenditures in appropriations for major
19 subsidy and grant programs during the month.

20 (b) Revenue reports.--The Governor shall direct that monthly
21 revenue reports be submitted to the office. The revenue reports
22 shall show the actual collection of revenue itemized by source
23 and a comparison of the actual collections with estimated
24 collections for each month. The comparison shall include an
25 analysis of any change in collection patterns which will cause a
26 shortfall or overrun on annual estimates of more than 1%.

27 (c) Other revenue data.--Commonwealth agencies shall cause
28 to be prepared any other revenue data as may be requested from
29 time to time by the office.

30 (d) Electronic access.--Except for information that is

1 confidential pursuant to statute, the office shall have access
2 to all information available under this section on inquiry-only
3 screens through an integrated central computer system.

4 § 708. Revenue conference.

5 By January 31 of each year, the office shall convene a
6 meeting with the Secretary of the Budget, the Secretary of
7 Revenue and the chair and minority chair of the Appropriations
8 Committee of the Senate and the chair and minority chair of the
9 Appropriations Committee of the House of Representatives to
10 discuss the following:

11 (1) The Pennsylvania economy and the national economy
12 and the impact of the economic trends on revenue performance
13 for the budget year and the succeeding year.

14 (2) Current year-to-date revenue collections by specific
15 tax or revenue source, including Federal funds, the General
16 Fund, the State Lottery Fund and the Motor License Fund and
17 variations that may be occurring in the revenue estimate
18 submitted under section 705(a) (relating to revenue
19 estimates).

20 (3) Any statutory or tax policy changes that may be
21 recommended by the Governor or the General Assembly for the
22 next succeeding fiscal year.

23 § 709. Access to information.

24 (a) Agencies.--The director is authorized to secure
25 information, data, expense information, estimates and statistics
26 directly from a Commonwealth agency or a political subdivision.
27 All Commonwealth agencies and political subdivisions shall
28 furnish the director with all reports of expenditure for each
29 Commonwealth agency and any other available material or data
30 which the director determines to be necessary in the performance

1 of the duties of the office, other than material, the disclosure
2 of which would be a violation of law. The director is also
3 authorized, upon agreement with the head of any Commonwealth
4 agency or political subdivision, to utilize the services,
5 facilities and personnel of the Commonwealth agency or political
6 subdivision with or without reimbursement.

7 (b) Office of the Budget.--In carrying out the duties and
8 functions of the office, the director is authorized to obtain
9 information, data, estimates and statistics developed by the
10 Office of the Budget and all Commonwealth agencies. The Office
11 of the Budget shall submit to the office copies of final
12 Commonwealth agency budget requests at the same time they are
13 submitted to the General Assembly under this chapter.

14 (c) Computer database.--In order to carry out the office's
15 duties under this chapter, the office shall have access to any
16 computerized database of a Commonwealth agency that is required
17 to aid the office in the performance of the office's duties,
18 except that any statutory requirements regarding privacy of
19 individuals' records shall be observed in providing access.

20 (d) Daily revenue data.--

21 (1) The Secretary of Revenue and the Secretary of the
22 Budget shall post revenue collection data for each deposit
23 day and make the information available to the office and the
24 chair and minority chair of the Appropriations Committee of
25 the Senate and the chair and minority chair of the
26 Appropriations Committee of the House of Representatives.

27 (2) The Governor, the Attorney General, the Auditor
28 General and the State Treasurer shall cause to be prepared
29 any other revenue data as may be requested by the office.

30 (e) Tax information.--For the purposes of carrying out the

1 office's official duties under section 705(a) (relating to
2 revenue estimates) and notwithstanding any other law of this
3 Commonwealth, the office shall be authorized to access any
4 information in the possession of the Department of Revenue that
5 is obtained from tax payments, returns or reports, including
6 adjustments or corrections made by the Department of Revenue.
7 The information accessed under this section shall be
8 confidential except for official purposes, and any person
9 divulging the information shall be subject to section 731 of the
10 act of April 9, 1929 (P.L.343, No.176), known as The Fiscal
11 Code.

12 (f) Civil action.--If information is not made available by a
13 Commonwealth agency or political subdivision within a reasonable
14 time, the director may make a written request to the
15 Commonwealth agency head stating the authority to receive the
16 information. The Commonwealth agency head shall have 15 days to
17 respond. If the information is not provided within 15 days of
18 the receipt of the director's request, the director may bring a
19 civil action to require the Commonwealth agency head to provide
20 the information.

21 (g) Collective bargaining agreements.--The Office of
22 Administration and the Office of the Budget shall:

23 (1) Submit to the office at least 20 days, excluding
24 weekends and holidays, in advance of execution of the
25 proposed collective bargaining agreement, copies of each
26 proposed collective bargaining agreement under the
27 jurisdiction of the Governor.

28 (2) Concurrent with each submission under paragraph (1),
29 provide the office with a detailed cost analysis of the
30 proposed collective bargaining agreement. The analysis shall

1 compare the collective bargaining agreement in effect at the
2 time of submission to projections for the proposed collective
3 bargaining agreement for the current fiscal year and the
4 remaining subsequent fiscal years in the agreement. The
5 analysis shall include:

6 (i) The number of employees covered by the proposed
7 collective bargaining agreement, by fund.

8 (ii) Wages and salaries, by fund.

9 (iii) Employer costs for employee benefits,
10 including pension contributions, by fund.

11 (iv) A summary of the changes to paid leave, working
12 hours, working conditions or any other term of employment
13 in the proposed collective bargaining agreement and the
14 projected cost of such changes, by fund.

15 (v) A statement explaining the data, assumptions and
16 methodology used to make the projections.

17 (3) Within four days, excluding weekends and holidays,
18 of a request by the director, provide the office with any
19 information, data, statistics or analysis determined by the
20 director to be necessary to fulfill the office's obligations
21 under section 704 (relating to duties of office).

22 § 710. Selection and organization committee.

23 (a) Selection and organization committee.--The Independent
24 Fiscal Office Selection and Organization Committee is
25 established to organize the office and select the director of
26 the office. The selection and organization committee shall
27 consist of the following:

28 (1) The President pro tempore of the Senate and the
29 Speaker of the House of Representatives.

30 (2) The Majority Leader and the Minority Leader of the

1 Senate and the Majority Leader and the Minority Leader of the
2 House of Representatives.

3 (3) The chair and minority chair of the Appropriations
4 Committee of the Senate and the chair and minority chair of
5 the Appropriations Committee of the House of Representatives.

6 (b) Duties of committee.--The selection and organization
7 committee shall deliberate the following:

8 (1) The procedures to be adopted to select the director
9 of the office.

10 (2) The operational budget for the office.

11 § 711. Appointment.

12 (a) Director.--The office shall be headed by a director
13 appointed by the selection and organization committee. The
14 appointment shall be made without regard to political
15 affiliation and solely on the basis of fitness to perform the
16 duties of the office based on qualifications published by the
17 selection and organization committee.

18 (b) Deputy director.--The director shall appoint a deputy
19 director who shall perform such duties as assigned by the
20 director and who shall, during the absence or incapacity of the
21 director or a vacancy, act as the director.

22 (c) Term.--The term of office of the director shall be six
23 years. An individual appointed as director to fill a vacancy
24 prior to the expiration of a term shall serve only for the
25 unexpired portion of that term. An individual serving as
26 director at the expiration of a term may continue to serve until
27 a successor is appointed.

28 (d) Removal.--The director may be removed by a concurrent
29 resolution passed by the Senate and the House of
30 Representatives.

1 § 712. Powers and duties of director.

2 (a) Personnel.--The director shall appoint and fix the
3 compensation of personnel as necessary to carry out the duties
4 and functions of the office. All personnel of the office shall
5 be appointed without regard to political affiliation and solely
6 on the basis of their fitness to perform their duties.

7 (b) Experts and consultants.--In carrying out the duties and
8 functions of the office, the director may procure the temporary
9 or intermittent services of attorneys, experts or consultants or
10 organizations by contract.

11 § 713. Records.

12 The office shall be a legislative agency for the purpose of
13 the act of February 14, 2008 (P.L.6, No.3), known as the Right-
14 to-Know Law.

15 § 714. Applicability.

16 To the extent that this chapter is inconsistent with section
17 618 of the act of April 9, 1929 (P.L.177, No.175), known as The
18 Administrative Code of 1929, the provisions of this chapter
19 shall apply.

20 § 715. Additional duties.

21 (a) Actuarial notes.--The office shall prepare actuarial
22 notes by selecting an enrolled pension actuary to prepare an
23 actuarial note. Actuarial notes shall include a reliable
24 estimate of the financial and actuarial effect of the proposed
25 change in any pension or retirement system in this Commonwealth.
26 The financial analysis contained in actuarial notes for
27 legislation that proposes substantial benefit design changes
28 under 24 Pa.C.S. Pt. IV (relating to retirement for school
29 employees) and 71 Pa.C.S. Pt. XXV (relating to retirement for
30 State employees and officers) shall include, but not be limited

1 to, a risk transfer analysis and, if requested by an officer
2 listed in this subsection, an analysis of the potential impact
3 on the asset allocation and related costs for any pension or
4 retirement system in this Commonwealth. The actuarial note shall
5 be factual and shall, if possible, provide a reliable estimate
6 of both the immediate cost and effect of the bill and, if
7 determinable or reasonably foreseeable, the long-range actuarial
8 cost and effect of the bill. The office shall transmit actuarial
9 notes in electronic form to the Governor and all members of the
10 General Assembly within the time periods specified under this
11 section upon the request of any of the following:

12 (1) The President pro tempore of the Senate or the
13 Speaker of the House of Representatives.

14 (2) The Majority Leader or the Minority Leader of the
15 Senate.

16 (3) The Majority Leader or the Minority Leader of the
17 House of Representatives.

18 (4) The chairperson or minority chairperson of the
19 Appropriations Committee of the Senate.

20 (5) The chairperson or minority chairperson of the
21 Appropriations Committee of the House of Representatives.

22 (6) The chairperson or minority chairperson of the
23 standing committee of the Senate to which the bill is
24 referred.

25 (7) The chairperson or minority chairperson of the
26 standing committee of the House of Representatives to which
27 the bill is referred.

28 (b) Analysis.--At the request of an individual listed in
29 subsection (a), the office shall analyze the provisions of a
30 bill relating to public employee retirement or pension policy

1 and issue a report on the bill in a timely fashion. The report
2 shall provide a synopsis of the bill and financial cost and
3 shall identify proposed changes to current law and current
4 policy. The report, after consultation with the requesting
5 officer, may include an assessment of the actuarial impact and
6 shall be submitted in electronic form to the Governor and all
7 members of the General Assembly.

8 (c) Plans.--The office shall establish and review public
9 employee retirement plans for actuarial soundness and report the
10 results to the Governor and the General Assembly.

11 (d) Website.--The office shall maintain the following on the
12 office's publicly accessible Internet website:

13 (1) All actuarial notes issued by the Public Employee
14 Retirement Commission prior to the effective date of this
15 section.

16 (2) All actuarial notes prepared under subsection (a)
17 and reports under subsection (b) issued by the office, which
18 shall be posted at the time they are transmitted under
19 subsection (a).

20 (3) Any other information that is requested to be posted
21 by an individual listed in subsection (a).

22 (e) Reimbursement.--The office shall request, after
23 expending all appropriations for the performance of the office's
24 duties under this section, a reimbursement of expenses from the
25 entity requesting the preparation of materials under this
26 subsection. A restricted account is established in the General
27 Fund which shall consist of reimbursement payments received by
28 the office under this paragraph. The money in the restricted
29 account is appropriated on a continuing basis to the office for
30 the purpose of the performance of the office's duties under this

1 act, except that the money in the restricted account may not be
2 expended unless the office expends all other appropriations for
3 the performance of the office's duties under this section.

4 (f) Formulation.--The office shall study generally the
5 subject of retirement, income after retirement, disability and
6 death benefits and the retirement needs of public employees. The
7 office shall formulate principles and objectives and recommend
8 any new legislation the office deems advisable as requested by
9 an officer listed in subsection (a).

10 (g) Study.--The office shall study the relationship of
11 retirement and pension policy to other aspects of public
12 personnel policy and to the effective operation of government
13 generally, as requested by an individual listed in subsection
14 (a).

15 (h) Note required for bills.--Except as otherwise provided
16 in subsection (k) (1), no bill proposing any change relative to a
17 public employee pension or public employee retirement plan may
18 be given second consideration in either House of the General
19 Assembly until the office has attached an actuarial note
20 prepared by an enrolled pension actuary which shall include a
21 reliable estimate of the cost and actuarial effect of the
22 proposed change in the pension or retirement system.

23 (i) Note required for amendments.--Except as otherwise
24 provided in subsection (k) (2), no amendment to any bill
25 concerning any public employee pension or public employee
26 retirement plan may be considered by either House of the General
27 Assembly until an actuarial note prepared by an enrolled pension
28 actuary has been attached.

29 (j) Notes for proposed constitutional amendments.--The
30 office shall issue an actuarial note, prepared by an enrolled

1 pension actuary, for any joint resolution proposing an amendment
2 to the Constitution of Pennsylvania which initially passes
3 either House of the General Assembly. If the joint resolution is
4 subsequently amended and passes either House of the General
5 Assembly, a new actuarial note shall be prepared.

6 (k) Effect of failure of office to attach note.--

7 (1) If the office fails to attach an actuarial note
8 within 20 legislative days after a bill proposing a change
9 relative to a public employee pension or public employee
10 retirement plan has received first consideration in either
11 House of the General Assembly, the bill may be further
12 considered in the same manner as if the actuarial note had
13 been attached to the bill.

14 (2) If the office fails to attach an actuarial note
15 within 20 legislative days after an amendment to a bill
16 proposing a change relative to a public employee pension or
17 public employee retirement has been submitted to the office
18 by an officer listed in subsection (a), the amendment may be
19 considered in the same manner as if the actuarial note had
20 been attached to the amendment.

21 CHAPTER 9

22 LEGISLATIVE AUDIT ADVISORY COMMISSION

23 Sec.

24 901. Audits of affairs of the General Assembly and legislative
25 agencies.

26 902. Legislative Audit Advisory Commission.

27 § 901. Audits of affairs of the General Assembly and
28 legislative agencies.

29 The financial affairs of the General Assembly and the General
30 Assembly's legislative service agencies shall be audited by a

1 certified public accountant to be retained by the Legislative
2 Audit Advisory Commission. At least one such audit shall be made
3 each year; however, special audits may be made when they appear
4 necessary in the judgment of the Legislative Audit Advisory
5 Commission.

6 § 902. Legislative Audit Advisory Commission.

7 (a) Establishment.--The Legislative Audit Advisory
8 Commission is established and shall consist of eight members:

9 (1) a majority and a minority member of the Senate and
10 two public members appointed by the President Pro Tempore of
11 the Senate; and

12 (2) a majority and a minority member of the House of
13 Representatives and two public members appointed by the
14 Speaker of the House of Representatives.

15 The commission shall organize annually by electing from among
16 the commission's members a chairman and a secretary.

17 (b) Compensation.--Except for the public members of the
18 commission who shall receive a compensation of \$100 for each day
19 the Commission shall meet, no other member of the commission
20 shall receive any compensation but all members shall receive
21 traveling and actual expenses incurred as members of the
22 commission.

23 (c) Powers and duties.--The powers and duties of the
24 commission shall be to:

25 (1) Examine the standards of audits performed under the
26 provisions of section 10 of Article VIII, of the Constitution
27 of Pennsylvania, and recommend measures for the improvement
28 of preauditing and postauditing of the financial affairs of
29 the Commonwealth.

30 (2) Report annually recommendations and suggested

1 legislation, if any, for the improvement of auditing in the
2 Commonwealth.

3 CHAPTER 15

4 LEGISLATIVE DATA PROCESSING CENTER

5 Sec.

6 1501. Legislative Data Processing Center established.

7 1502. Committee powers and duties.

8 1503. Executive director.

9 1504. Restriction.

10 1505. Compensation.

11 1506. Legislative Transparency Portal.

12 § 1501. Legislative Data Processing Center established.

13 (a) Establishment and membership.--The Legislative Data
14 Processing Committee is established and shall consist of:

15 (1) two senators appointed by the President pro tempore
16 of the Senate;

17 (2) two senators appointed by the Minority Leader of
18 the Senate;

19 (3) two representatives appointed by the Speaker of the
20 House of Representatives;

21 (4) two representatives appointed by the Minority Leader
22 of the House of Representatives; and

23 (5) the Secretary of the Senate and the Parliamentarian
24 of the House of Representatives who shall serve as nonvoting
25 members of the Legislative Data Processing Committee.

26 (b) Term and location.--Members of the Legislative Data
27 Processing Committee shall serve during each regular session of
28 the General Assembly and shall continue as members until the
29 first Tuesday in January of the next odd-numbered year and until
30 their respective successors shall qualify, provided they

1 continue to be members of the Senate or the House of
2 Representatives. The Legislative Data Processing Committee has a
3 continuing existence and may meet and conduct the committee's
4 business at any place within this Commonwealth during the
5 sessions of Legislature or any recess thereof and in the interim
6 between sessions.

7 (c) Quorum.--A majority of the members of the Legislative
8 Data Processing Committee shall constitute a quorum and an
9 affirmative vote of five members of the Legislative Data
10 Processing Committee shall be necessary to pass on any matter
11 requiring Legislative Data Processing Committee action.

12 (d) Restrictions.--Nothing in this chapter or in any rules
13 and regulations promulgated by the Legislative Data Processing
14 Committee shall prohibit a member of the Legislative Data
15 Processing Committee from participating in a meeting, executive
16 session, deliberations or any other activity via telephone or
17 other electronic medium.

18 (e) Proxies.--The Legislative Data Processing Committee
19 shall adopt rules allowing for and governing the use of proxies
20 by members of the Legislative Data Processing Committee, except
21 that proxies may not be used to establish a quorum.

22 § 1502. Committee powers and duties.

23 The Legislative Data Processing Committee shall have the
24 following powers and duties:

25 (1) To establish and operate a legislative data
26 processing center incorporating a system or systems which
27 will be capable of storing and retrieving all of the
28 financial, factual, procedural and legal information
29 necessary to serve all of the committees, officers and
30 agencies of the General Assembly.

1 (2) With the approval of the Senate Committee on
2 Management Operations and the Bi-partisan Management
3 Committee of the House of Representatives, to provide access
4 to public legislative information within the computer
5 information systems operated by the Legislative Data
6 Processing Committee to persons outside the General Assembly
7 as the Legislative Data Processing Committee deems
8 appropriate. Such access will be provided in the manner
9 approved by the Legislative Data Processing Committee, the
10 Senate Committee on Management Operations and the Bi-partisan
11 Management Committee of the House of Representatives. No
12 information residing in the computer information systems
13 operated by the Legislative Data Processing Committee shall
14 be released or disseminated by the Legislative Data
15 Processing Committee or its employees to persons outside the
16 General Assembly without the approval of:

17 (i) The Senate Committee on Management Operations if
18 the document or information was originated, prepared,
19 generated or maintained in whole or in part by the
20 Senate.

21 (ii) The Bi-partisan Management Committee of the
22 House of Representatives if the document or information
23 was originated, prepared, generated or maintained in
24 whole or in part by the House of Representatives.

25 (3) Notwithstanding paragraph (2), to provide access to
26 information relating to bills, legislative histories and
27 session calendars to the Governor's Office, the Office of
28 Attorney General, the Auditor General, the State Treasurer,
29 the heads of other departments and other offices within State
30 government as the Legislative Data Processing Committee shall

1 determine, with the approval of the Senate Committee on
2 Management Operations and the Bi-partisan Management
3 Committee of the House of Representatives.

4 (4) To appoint and employ an executive director, who
5 shall be the chief executive officer of the Legislative Data
6 Processing Committee, and such other personnel as the
7 Legislative Data Processing Committee may deem necessary in
8 the performance of the Legislative Data Processing
9 Committee's duties and to fix the compensation of such
10 executive director and other personnel.

11 (5) To enter into contracts for the services of such
12 professional, expert or technical services as the Legislative
13 Data Processing Committee may deem necessary in the
14 performance of the Legislative Data Processing Committee's
15 duties.

16 (6) To purchase or rent such equipment and supplies as
17 the Legislative Data Processing Committee may deem necessary
18 in the performance of the Legislative Data Processing
19 Committee's duties.

20 (7) To select its own chairman, vice-chairman and such
21 other officers as the Legislative Data Processing Committee
22 may deem necessary in the performance of the Legislative Data
23 Processing Committee's duties.

24 (8) To make such rules and regulations as the
25 Legislative Data Processing Committee may deem necessary to
26 properly carry out the purpose of the most efficient use of a
27 legislative data processing system.

28 § 1503. Executive director.

29 The executive director shall perform duties as shall be
30 assigned to the executive director by the Legislative Data

1 Processing Committee and shall have the following qualifications
2 to be eligible for appointment:

3 (1) a master's degree in mathematics, physics, computer
4 technology or some related field of study from an accredited
5 institution of higher learning;

6 (2) a bachelor's degree from an accredited institution
7 of higher learning and at least three years' practical
8 experience in computer technology;

9 (3) at least five years' practical experience in
10 computer technology of which at least two years must have
11 included administrative and technical responsibility for
12 developing and implementing a computer oriented data
13 processing system; or

14 (4) at least three years' practical experience in
15 developing computer data processing systems, and any partial
16 combination of the requirements of paragraphs (1), (2) or (3)
17 which in the Legislative Data Processing Committee's judgment
18 will result in the selection of an executive director capable
19 of performing the duties provided under this section.

20 § 1504. Restriction.

21 No person designated by the Legislative Data Processing
22 Committee as a professional employee, including the executive
23 director, may:

24 (1) be a member of or delegate or alternate to any
25 political convention;

26 (2) participate at any political convention, except in
27 the performance of the person's official duty or as a
28 visitor;

29 (3) serve as a member of any committee of any political
30 party, or take an active part in political management or in

1 political campaigns or use that person's office or position
2 to influence political movements or the political action of
3 any officer or employee in the classified service;

4 (4) circulate or seek signatures to a nomination or
5 other petition required by any primary or election law;

6 (5) seek or accept election, nomination or appointment
7 as an officer of a political club or organization, or serve
8 as a member of a committee of any club or organization under
9 this paragraph;

10 (6) participate in any matter in or interfere with the
11 conduct of any election or the preparation therefor at the
12 polling place or with the election officers while counting
13 the votes or returning the election material to the place
14 provided by law for that purpose. This paragraph shall not
15 apply to the making and depositing of the professional
16 employee's own ballot as speedily as it reasonably can be
17 done;

18 (7) be within 50 feet of the polling place, except for
19 the purpose of carrying out official duties and of ordinary
20 travel or residence, during the period of time beginning with
21 one hour preceding the opening of the polls for holding the
22 election and ending with the time when the election officers
23 shall have finished counting the votes and have left the
24 polling place for the purpose of depositing the election
25 material in the place provided by law for that purpose:
26 Provided, however, that the rights of any individual as a
27 citizen are not impaired, and the prerogative to attend
28 meetings, to hear or see any candidate or nominee or to
29 express one's individual opinion, shall remain inviolate.

30 § 1505. Compensation.

1 The members of the Legislative Data Processing Committee
2 shall serve without compensation but shall be reimbursed for
3 expenses incurred while attending sessions of the Legislative
4 Data Processing Committee or meetings of any subcommittee of the
5 Legislative Data Processing Committee, or while engaged on other
6 Legislative Data Processing Committee business authorized by the
7 Legislative Data Processing Committee, and in going to and
8 coming from meetings of the Legislative Data Processing
9 Committee or its subcommittees or for travel and other
10 Legislative Data Processing Committee business when authorized
11 by the Legislative Data Processing Committee.

12 § 1506. Legislative Transparency Portal.

13 (a) Establishment.--The Legislative Data Processing
14 Committee shall establish a publicly accessible Internet website
15 for appropriations and expenditures of the General Assembly and
16 the General Assembly's committees. The website shall provide the
17 information required under this section separated by the
18 following:

19 (1) Officers of the Senate.

20 (2) Officers of the House Of Representatives.

21 (3) Each service agency created by the General Assembly.

22 (4) Caucus operations of the minority and majority
23 caucus of the Senate.

24 (5) Caucus operations of the minority and majority
25 caucus of the House of Representatives.

26 (b) Website.--The website shall include figures and visual
27 aids to demonstrate growth or reduction in expenditures and
28 appropriations starting no later than the 2014-2015 fiscal year.

29 (c) Information availability.--Information provided by the
30 Legislative Data Processing Committee shall be made available to

1 the public to download as an image and spreadsheet document.

2 (d) Receipt of information.--The Legislative Data Processing
3 Committee shall receive all necessary information for the
4 implementation of the website from:

5 (1) Each service agency of the General Assembly.

6 (2) Officers of the Senate.

7 (3) Officers of the House of representatives.

8 (4) Caucus operations of the majority and minority
9 caucus of the Senate.

10 (5) Caucus operations of the majority and minority
11 caucus of the House of Representatives.

12 (e) Contracts permitted.--The Legislative Data Processing
13 Committee may contract with a third party for creating the
14 website under this section.

15 CHAPTER 17

16 CAPITOL PRESERVATION COMMITTEE

17 Sec.

18 1701. Short title.

19 1702. Legislative findings and declaration of policy.

20 1703. Definitions.

21 1704. Capitol Preservation Committee.

22 1705. Duties of the committee.

23 1706. Capitol Restoration Trust Fund and operating expenses.

24 § 1701. Short title.

25 This chapter shall be known and may be cited as the State
26 Capitol Preservation Act.

27 § 1702. Legislative findings and declaration of policy.

28 The General Assembly finds and declares as follows:

29 (1) The Commonwealth of Pennsylvania has a rich heritage
30 of historical buildings, structures, documents, artifacts and

1 other objects and resources which bear witness to the
2 Commonwealth's growth as one of the great states of this
3 nation.

4 (2) Efforts have been made toward the restoration and
5 preservation of buildings, structures, documents, artifacts
6 and objects evidencing the history of this eminent
7 Commonwealth and of the General Assembly, and these efforts
8 should be continued and intensified.

9 (3) Particular attention should be given to the
10 preservation of the architectural and historical integrity of
11 the State Capitol Building and to the restoration and
12 preservation of artifacts, documents and other historical
13 objects and resources located within that building.

14 (4) The most effective way to promote and foster the
15 historic preservation of the State Capitol Building is by the
16 establishment of a committee to supervise and coordinate this
17 work.

18 § 1703. Definitions.

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

22 "Committee." The Capitol Preservation Committee.

23 "Fund." The Capitol Restoration Trust Fund.

24 § 1704. Capitol Preservation Committee.

25 (a) Establishment.--The Capitol Preservation Committee is
26 established to supervise and coordinate the historic
27 preservation of the State Capitol Building and the preservation
28 and restoration of historical documents, artifacts and other
29 objects and resources located in or associated with the State
30 Capitol Building.

1 (b) Membership.--The committee shall be composed of the
2 following:

3 (1) Four members of the Senate to be appointed by the
4 President pro tempore of the Senate, two from the majority
5 party and two from the minority party.

6 (2) Four members of the House of Representatives to be
7 appointed by the Speaker of the House of Representatives, two
8 from the majority party and two from the minority party.

9 (3) One member, appointed by the Chief Justice, who is
10 not a member of the judiciary.

11 (4) The Secretary of General Services or a designee.

12 (5) The Executive Director of the Pennsylvania
13 Historical and Museum Commission or a designee.

14 (6) The Chair of the Pennsylvania Council on the Arts.

15 (7) Three members appointed by the Governor whose
16 experience includes restoration of monumental buildings or a
17 background in historical restoration or fine arts
18 conservation.

19 No member appointed under paragraph (3) or (7) shall be a member
20 of the executive, legislative or judicial branch at the time of
21 the member's appointment.

22 (c) Terms.--

23 (1) Members appointed under subsection (b)(1) and (2)
24 shall be appointed at the commencement of a regular session
25 of the General Assembly in each odd-numbered year. These
26 appointments shall take effect 31 days following the
27 convening of the session and the terms of these members shall
28 run until 30 days after the convening of the next regular
29 session of the General Assembly.

30 (2) The terms of members enumerated in subsection (b)

1 (4), (5) and (6) shall be coincident with the members'
2 respective offices.

3 (3) The terms of members appointed under subsection (b)
4 (3) and (7) shall be coincident with that of the appointing
5 Governor, President pro tempore of the Senate, Speaker of the
6 House of Representatives and the Chief Justice.

7 (d) Vacancies.--Vacancies in the membership of the committee
8 shall be filled for the balance of the unexpired term in the
9 same manner as the original appointment.

10 (e) Organization and procedure.--

11 (1) The committee shall meet initially within 60 days of
12 the effective date of this chapter and shall elect by a
13 majority of all members a chairman and vice chairman from
14 among the members of the committee, each to serve for a term
15 of two years. Thereafter, the committee shall meet not less
16 than twice each year.

17 (2) A majority of all the members of the committee shall
18 constitute a quorum for the transaction of business.

19 (3) The committee may adopt rules for the government,
20 organization and procedures of the committee not inconsistent
21 with the provisions of this chapter.

22 (f) Expenses.--Committee members shall receive no
23 compensation for services but shall be reimbursed for all
24 necessary travel and other reasonable expenses incurred in
25 connection with the performance of committee members' duties.

26 § 1705. Duties of the committee.

27 In addition to other powers conferred by this act, the
28 committee shall have the power:

29 (1) To develop a comprehensive plan and program for the
30 historic preservation and restoration of the State Capitol

1 Building.

2 (2) To monitor the making of all major repairs,
3 alterations and improvements in and about the State Capitol
4 Building, including the furnishing and refurnishing of the
5 same, where such repairs, alterations or improvements may
6 alter or otherwise affect the architectural and historical
7 integrity of the building.

8 (3) To monitor the maintenance, restoration,
9 preservation and rehabilitation of historical documents,
10 artifacts and other historical objects or resources located
11 within and around, or associated with, the State Capitol
12 Building.

13 (4) To acquire on behalf of the Commonwealth artifacts,
14 documents and other historical objects or resources which
15 contribute to the historical significance of the State
16 Capitol Building.

17 (5) To receive for and on behalf of the Commonwealth,
18 gifts or bequests of artifacts, documents and other
19 historical objects or resources which contribute to the
20 historical significance of the State Capitol Building.

21 (6) To assist in the preservation of other buildings and
22 structures located within the Capitol Complex.

23 (7) To accept grants and subsidies from and enter into
24 agreements or other transactions with any Federal agency or
25 agency of the Commonwealth or other entity.

26 (8) To enter into contracts and to execute all
27 instruments necessary or convenient for carrying on the
28 committee's operations.

29 (9) To issue appropriate regulations for the
30 implementation of this act.

1 (10) To do all other things necessary or convenient to
2 carry out the powers granted to the committee by this act.
3 § 1706. Capitol Restoration Trust Fund and operating expenses.

4 (a) Establishment and administration.--The Capitol
5 Restoration Trust Fund is established as a separate fund in the
6 State Treasury. The fund shall be administered by the committee
7 and all money in the fund is appropriated to the committee on a
8 continuing basis.

9 (b) Purpose.--The money in the fund shall be used:

10 (1) for the maintenance, restoration, preservation and
11 rehabilitation of artifacts, documents and other historical
12 objects or resources located within and around or associated
13 with the State Capitol Building or acquired by the committee;
14 and

15 (2) for the acquisition of artifacts, documents and
16 other historical objects or resources, including, but not
17 limited to, statuary, art or any element which contribute to
18 the historical significance of the State Capitol Building.

19 (c) Contributions, solicitation of funds.--

20 (1) The committee is authorized:

21 (i) to accept on behalf of the Commonwealth gifts,
22 donations, legacies and usages of money from individuals,
23 organizations, public or private corporations and other
24 similar entities; and

25 (ii) to solicit and raise money from public and
26 private sources through the sale of commemorative medals
27 and other items of a similar nature which promote the
28 historic preservation and restoration of the State
29 Capitol Building.

30 (2) Except for appropriations made by the General

1 Assembly, all money received or raised under this section
2 shall be paid into the State Treasury and credited to the
3 Capitol Restoration Trust Fund.

4 (d) Operating expenses.--Appropriations made by the General
5 Assembly to the committee shall be used for payment of necessary
6 travel and other reasonable expenses of committee members, for
7 the compensation and expenses of staff for the committee, for
8 administrative expenses and generally for the purpose of
9 carrying into effect the provisions of the chapter.

10 CHAPTER 19

11 OFFICE OF THE LEGISLATIVE FISCAL ANALYST

12 Sec.

13 1901. Definitions.

14 1902. Establishment.

15 1903. Powers and duties.

16 1904. Powers of the director.

17 § 1901. Definitions.

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

21 "Committee." The Legislative Committee on Appointments.

22 "Director." The Legislative Fiscal Analyst.

23 "Office." The Office of Legislative Fiscal Analysis
24 established under section 1902 (relating to establishment).

25 "Officer of the House of Representatives." Any of the
26 following:

27 (1) Speaker of the House of Representatives.

28 (2) Majority Leader of the House of Representatives.

29 (3) Chairman of the Appropriations Committee of the
30 House of Representatives.

1 (4) Majority Whip of the House of Representatives.

2 (5) Majority Policy Chairman of the House of
3 Representatives.

4 (6) Majority Caucus Administrator of the House of
5 Representatives.

6 (7) Caucus Secretary of the House of Representatives.

7 (8) Caucus Chairman of the House of Representatives.

8 (9) Minority Leader of the House of Representatives.

9 (10) Minority Chairman of the Appropriations Committee
10 of the House of Representatives.

11 (11) Minority Whip of the House of Representatives.

12 (12) Minority Caucus Policy Chairman of the House of
13 Representatives.

14 (13) Minority Caucus Administrator of the House of
15 Representatives.

16 (14) Minority Caucus Secretary of the House of
17 Representatives.

18 (15) Minority Caucus Chairman of the House of
19 Representatives.

20 "Officer of the Senate." Any of the following:

21 (1) President pro tempore of the Senate.

22 (2) Majority Leader of the Senate.

23 (3) Chairman of the Appropriations Committee of the
24 Senate.

25 (4) Majority Whip of the Senate.

26 (5) Caucus Policy Chairman of the Senate.

27 (6) Caucus Secretary of the Senate.

28 (7) Caucus Administrator of the Senate.

29 (8) Caucus Chairman of the Senate.

30 (9) Minority Leader of the Senate.

1 (10) Minority Chairman of the Appropriations Committee
2 of the Senate.

3 (11) Minority Whip of the Senate.

4 (12) Minority Policy Chairman of the Senate.

5 (13) Minority Caucus Secretary of the Senate.

6 (14) Minority Caucus Administrator of the Senate.

7 (15) Minority Caucus Chairman of the Senate.

8 § 1902. Establishment.

9 The Legislative Office of Fiscal Analysis is established as
10 an agency of the General Assembly.

11 § 1903. Powers and duties.

12 (a) Duties.--The office shall:

13 (1) Provide the General Assembly with estimates about
14 general revenue including:

15 (i) Current revenue estimates for each major type of
16 tax revenue including the long-term trends for that
17 revenue source.

18 (ii) Current estimates for Federal funds receipts
19 and the long-term trend concerning the receipt of Federal
20 funds.

21 (iii) Current estimates for tax collections and
22 Federal receipts to long-term trends deflated for the
23 inflationary effects of debt monetization.

24 (2) Prior to the Governor's budget address, report in
25 detail, the Commonwealth's operating budget and make
26 recommendations to the General Assembly concerning each line
27 item and program appearing in the budget. The report shall
28 include:

29 (i) Program funding and performance measures.

30 (ii) Determinations by an agency of the Commonwealth

1 of whether a program should have funding maintained,
2 increased or decreased.

3 (iii) Determinations of whether a program should be
4 terminated.

5 (iv) Whether or not increases or decreases to
6 spending authority and other resource allocations for the
7 current fiscal year are required.

8 (v) Whether or not increases or decreases to
9 spending authority and other resource allocations for the
10 next three fiscal years are required.

11 (3) Prepare fiscal estimates for all proposed
12 legislation which shall include:

13 (i) impacts to the Commonwealth revenue collections;

14 (ii) anticipated changes to Commonwealth agency
15 expenditures;

16 (iii) anticipated expenditure changes for political
17 subdivisions of the Commonwealth;

18 (iv) anticipated direct cost to the residents of
19 this Commonwealth, including, but not limited to the unit
20 costs and total costs;

21 (v) anticipated direct and indirect cost to business
22 located in this Commonwealth; and

23 (vi) whether the legislation will change the
24 regulatory burden for residents and businesses including:

25 (A) whether the impact increases or decreases
26 the regulatory burden on businesses or residents of
27 this Commonwealth; and

28 (B) whether the change in the regulatory burden
29 is significant, moderate or nominal.

30 (4) Report instances in which the administration may be

1 failing to carry out the expressed intent of the General
2 Assembly.

3 (5) Propose and analyze statutory changes for more
4 effective operational economies or more effective
5 administration of State finances.

6 (6) Prepare a summary at the start of the fiscal year
7 showing the current status compared to the past nine fiscal
8 years of the following and providing recommendations to the
9 General Assembly:

10 (i) Debt.

11 (ii) Long-term liabilities.

12 (iii) Contingent liabilities.

13 (iv) General Fund debt obligations.

14 (v) Balances in the Budget Stabilization Reserve
15 Fund.

16 (vi) Lapsing and nonlapsed fund balances.

17 (vii) Cash funded capital investment.

18 (7) Provide, at the end of every legislative session, a
19 summary showing the fiscal effect of the laws passed by the
20 General Assembly and the financial condition of the
21 Commonwealth. The summary shall be made available on the
22 office's publicly accessible Internet website.

23 (8) Prepare, deliver upon request and post on the
24 office's publicly accessible Internet website reports on the
25 finances of the Commonwealth and on anticipated or proposed
26 request for appropriations by any of the following:

27 (i) An officer of the Senate.

28 (ii) An officer of the House of Representatives.

29 (iii) Chairpersons of a standing committee of the
30 Senate.

1 (iv) Chairpersons of a standing committee of the
2 House of Representatives.

3 (b) Report on fiscal outlook.--The office shall prepare a
4 report on the fiscal outlook and sustainability of the
5 Commonwealth beginning January 1, 2021, and every three years
6 thereafter. The following shall apply:

7 (1) In the first year the office shall report to the
8 General Assembly on the volatility of the Commonwealth's
9 revenue collections. The report shall include:

10 (i) Analysis of the Commonwealth tax base and
11 volatility of the revenue sources for the Commonwealth's
12 operating budget.

13 (ii) A review of Federal funding included in the
14 Commonwealth's General Fund and operating budget.

15 (iii) An identification of the balance of the
16 Budget Stabilization Reserve Fund and whether the balance
17 is adequate to handle volatility of the Commonwealth's
18 revenue sources.

19 (iv) Impact of transfers of the Commonwealth's
20 General Fund revenue sources to special or restricted
21 funds on the Commonwealth's General Fund.

22 (2) In the second year the office shall report to the
23 General Assembly on the long-term budget for programs
24 appropriated from major Commonwealth funds and revenue
25 sources.

26 (3) In the third year, the office shall provide a report
27 analyzing estimated future revenues and expenditures from
28 major funds and revenue sources under various potential
29 economic conditions. These conditions shall include, but are
30 not limited to:

1 (i) Nominal economic growth or decline.

2 (ii) Moderate economic growth or decline.

3 (iii) Significant economic growth or decline.

4 (iv) Anticipated changes in Federal funds.

5 (c) Integrated Central System.--The office shall have full
6 access to the Integrated Central System as provided under
7 section 620.1 of the act of April 9, 1929 (P.L.177, No. 175),
8 known as The Administrative Code of 1929.

9 (d) Subpoena.--The office may, under the hand and seal of
10 the director, issue a subpoena to compel a Commonwealth agency
11 to provide documentation and information necessary to fulfill
12 the duties under this section.

13 § 1904. Powers of the director.

14 (a) Director.--The office shall operate under the
15 supervision of the director who shall hire and appoint staff to
16 fulfill the duties of the office under section 1903 (relating to
17 powers and duties) within the office's appropriated budget.

18 (b) Appointment.--The director shall be appointed by the
19 committee for a term of six years.

20 CHAPTER 21

21 OFFICE OF LEGISLATIVE AUDITOR GENERAL

22 Sec.

23 2101. Definitions.

24 2102. Establishment.

25 2103. Legislative Auditor General.

26 2104. Powers and duties of the office.

27 2105. Audits.

28 2106. Audit of Commonwealth agency appropriations.

29 2107. Report.

30 2108. Prohibition.

1 2109. Disclosure of records.

2 § 2101. Definitions.

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

6 "Commission." The Legislative Audit Advisory Commission
7 established under section 902 (relating to Legislative Audit
8 Advisory Commission).

9 "Committee." The Legislative Committee on Appointments
10 established under section 302 (relating to establishment).

11 "Entity." An organization that receives money from the
12 Commonwealth that is not a Commonwealth agency.

13 "Legislative Auditor." The Legislative Auditor General.

14 "Office." The Office of Legislative Auditor General
15 established under section 2102 (relating to establishment).

16 § 2102. Establishment.

17 The Office of Legislative Auditor General is established.

18 § 2103. Legislative Auditor General.

19 (a) Term.--The Legislative Auditor shall be appointed by the
20 committee for a six-year term.

21 (b) Qualifications.--The Legislative Auditor shall be a
22 licensed certified public accountant or certified internal
23 auditor with at least five years' experience in the auditing or
24 public accounting profession or equivalent experience.

25 (c) Staff.--The Legislative Auditor shall appoint and hire
26 staff necessary to fulfill the duties of the office under this
27 chapter.

28 (d) Restriction.--The Legislative Auditor may not serve or
29 be appointed to serve on any board, authority, commission or
30 other agency of the Commonwealth during the Legislative

1 Auditor's term.

2 § 2104. Powers and duties of the office.

3 (a) Review and audit of finances.--The office shall exercise
4 the power of the General Assembly to review and audit the
5 finances of any Commonwealth agency or entity that receives
6 money from the Commonwealth.

7 (b) Report.--The office shall prepare and write a report on
8 each audit or examination of public finances to the commission
9 and to members of the General Assembly.

10 (c) New programs and agencies.--The office shall monitor all
11 new programs and agencies created by the General Assembly or
12 executive action during the legislative session. The following
13 shall apply:

14 (1) The office shall provide the Commonwealth agency
15 administering the program with a list of best practices for
16 operating the program, including:

17 (i) Policies.

18 (ii) Performance measures.

19 (iii) Data collection.

20 (2) The office shall send each new agency or program,
21 for the first two years following the establishment of an
22 agency or program, the necessary documents for self-
23 evaluation policies, performance measures and data
24 collection.

25 (3) The office shall use the self-evaluation documents
26 provided under paragraph (2) to recommend to the commission
27 that an audit be conducted.

28 (4) The office shall provide the Commonwealth agency
29 with an explanation why an audit is being performed should
30 the Legislative Auditor choose to initiate an audit.

1 (5) The office shall provide information to the General
2 Assembly using the information under this subsection on
3 whether the agency or program is meeting the legislative
4 duties and objectives.

5 (6) The office shall audit, examine or review any entity
6 that receives funds from the Commonwealth or one of the
7 Commonwealth's political subdivisions including a
8 determination of the following:

9 (i) The honesty and integrity of all the entity's
10 fiscal affairs.

11 (ii) The accuracy and reliability of the entity's
12 financial statements and reports.

13 (iii) Whether or not the entity's financial controls
14 are adequate and effective to properly record and
15 safeguard the entity's acquisition, custody, use and
16 accounting of public funds.

17 (iv) Whether or not the administrators of the entity
18 have faithfully adhered to the legislative intent.

19 (v) Whether or not the programs of the entity have
20 been effective in accomplishing intended objectives.

21 (vi) Whether or not the entity's managements control
22 and information systems are adequate and effective.

23 (d) Subpoena.--The office may, under the hand and seal of
24 the Legislative Auditor, issue a subpoena to compel a
25 Commonwealth agency to provide documentation or information
26 necessary to fulfill the duties under this section.

27 § 2105. Audits.

28 (a) Additional audits permitted.--In addition to the audits
29 under this chapter, the office may perform audits under the
30 following circumstances:

1 (1) If an audit is requested by the President pro
2 tempore of the Senate.

3 (2) If an audit is requested by the Majority Leader or
4 Minority Leader of the Senate.

5 (3) If an audit is requested by the Speaker of the House
6 of Representatives.

7 (4) If an audit is requested by the Majority Leader or
8 Minority Leader of the House of Representatives.

9 (5) Passage of a resolution in the Senate.

10 (6) Passage of a resolution in the House of
11 Representatives.

12 (b) Construction.--Nothing in this section shall be
13 construed to require the office to perform an audit requested
14 under subsection (a).

15 § 2106. Audit of Commonwealth agency appropriations.

16 (a) Appropriations audit.--The office, in addition to other
17 audits performed under this chapter, shall establish a schedule
18 for reviewing and auditing the appropriations of Commonwealth
19 Agencies. The office shall review and audit the appropriations
20 of at least one Commonwealth agency every fiscal year.

21 (b) Efficiency.--The audit of a Commonwealth agency's
22 appropriation shall determine the extent to which the
23 Commonwealth agency has efficiently and effectively used the
24 money appropriated to the agency.

25 (c) Determination.--The office shall make the determination
26 under subsection (b) by reviewing the following information:

27 (1) a Commonwealth agency's appropriation history;

28 (2) the Commonwealth agency's history of expenditures
29 and the Commonwealth agency's history of efficiency relative
30 to the Commonwealth agency's expenditures. As used in this

1 paragraph, the term "efficiency" shall include, but is not
2 limited to a determination of:

3 (i) Whether a Commonwealth agency has successfully
4 met performance goals while remaining within the
5 Commonwealth agency's authorized appropriation.

6 (ii) Whether a Commonwealth agency's performance
7 goals are measurable and allow for the Commonwealth
8 agency and the Governor's Budget Office to a measure the
9 impact of services provided by a program of the
10 Commonwealth agency.

11 (iii) Historic trends in the Commonwealth agency's
12 operational performance effectiveness.

13 (iv) Whether the Commonwealth agency's employee
14 complement and operation are commensurate with the
15 Commonwealth agency's expenditure history.

16 (v) Whether the Commonwealth agency has been
17 diligent in the Commonwealth agency's stewardship of
18 taxpayer dollars. For the purpose of this section, the
19 term "diligent" shall include:

20 (A) whether the Commonwealth agency has
21 maintained proper financial records;

22 (B) whether the Commonwealth agency has taken
23 advantage of opportunities to save funds appropriated
24 to the Commonwealth agency; and

25 (C) whether the Commonwealth agency has remained
26 within the Commonwealth agency's appropriation over
27 the past five fiscal years.

28 (vi) Whether the Commonwealth agency provided notice
29 to the Governor's Budget Office and the General Assembly
30 if the agency did not expend all of the Commonwealth

1 agency's appropriation.

2 (vii) Whether the Commonwealth agency's returned any
3 unexpended funds to the General Fund.

4 (viii) If the money lapsed, whether the Commonwealth
5 agency followed the procedure for lapsed funds under
6 section 621 of the act of April 9, 1929 (P.L.177,
7 No.175), known as The Administrative Code of 1929. The
8 audit performed by the office shall include information
9 on when lapsed funds by the Commonwealth agency were
10 expended.

11 (ix) Whether the Commonwealth agency has exceeded
12 the Commonwealth agency's authorized appropriation.

13 (d) Overspend.--If an agency has overspent the Commonwealth
14 agency's appropriation in a prior fiscal year, the audit shall
15 thoroughly review the reasons why and provide recommendations to
16 the Commonwealth agency and the General Assembly to address the
17 overspending in the subsequent fiscal year.

18 (e) Audit release.--Following completion of an audit under
19 this section, the office shall release the audit to the
20 Governor, members of the General Assembly and the Secretary of
21 the Budget and place the audit on the office's publicly
22 accessible Internet website.

23 (f) Governor's use of audit.--The Governor shall utilize
24 audits performed by the office in the preparation of the
25 Governor's executive budget under section 613 of The
26 Administrative Code of 1929. If the Governor recommends to
27 increase funding to a Commonwealth agency whose most recent
28 audit determined the agency has not been diligent, as defined in
29 subsection (c) (2) (v), or efficient with the funds appropriated
30 to it, the Governor shall provide a written explanation for

1 recommending the increase.

2 § 2107. Report.

3 The office shall, no later than December 31 of each year,
4 provide a summary to the Governor and members of the General
5 Assembly of the audits performed by the office during the
6 calendar year along with the findings and recommendations of the
7 office.

8 § 2108. Prohibition.

9 No elected official may act in such a manner that would
10 attempt to place undue pressure or burden on the office, the
11 Legislative Auditor General or any employee of the office
12 concerning an audit, review or examination of an entity.

13 § 2109. Disclosure of records.

14 (a) Confidentiality.--The following records collected by the
15 office shall be protected and confidential information exempt
16 from the act of February 14, 2008 (P.L.6, No.3), known as the
17 Right-to-Know Law:

18 (1) Records that would disclose information relating to
19 allegations of misconduct, gross mismanagement or illegal
20 activity in the past or present of a government employee
21 which cannot be collaborated by the Legislative Auditor
22 through other documents, evidence or records, and the records
23 relating to the allegation are not relied upon by the
24 Legislative Auditor in the office's final report.

25 (2) Records and audit work paper to the extent they
26 would disclose the identity of a person who during the course
27 of a legislative audit communicated the existence of any
28 waste of public funds, property or manpower if the
29 information was disclosed to the office with the
30 understanding that the identity of the person would be

1 protected.

2 (3) Records and audit work paper to the extent they
3 would disclose the identity of a person who during the course
4 of a legislative audit communicated the violation or
5 suspected violation of a law, rule or regulation adopted
6 under the laws of the Commonwealth or one of the
7 Commonwealth's political subdivisions or any recognized
8 entity of the United States if the information was disclosed
9 to the office with the understanding that the identity of the
10 person would be protected.

11 (4) Records that would disclose or outline any part of a
12 current or future audit.

13 (5) Information pertaining to the request for an audit
14 if disclosure would threaten the integrity of the audit or
15 prevent the office from being able to successfully perform
16 the audit.

17 (b) Certain disclosure permitted.--The office shall disclose
18 information and records under this section pertaining to a
19 violation of the law by a Commonwealth agency, employee of the
20 Commonwealth or audited entity under this chapter to the proper
21 prosecuting authority.

22 (c) Unauthorized disclosure.--Disclosure in violation of
23 this section shall be a misdemeanor of the third degree.

24 CHAPTER 23

25 LEGISLATIVE BUDGET AND FINANCE COMMITTEE

26 Sec.

27 2301. Definitions.

28 2302. Establishment and membership.

29 2303. Officers and role of committee.

30 2304. Powers and duties.

1 2305. Duties of executive director.

2 2306. Compensation and reimbursements.

3 2307. Comments.

4 § 2301. Definitions.

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

8 "Committee." The Legislative Budget and Finance Committee
9 established under section 2302 (relating to establishment and
10 membership).

11 § 2302. Establishment and membership.

12 (a) Establishment of committee.--The Legislative Budget and
13 Finance Committee is established.

14 (b) Membership.--The committee shall consist of:

15 (1) The President pro tempore of the Senate or a
16 designee.

17 (2) The Majority leader of the Senate or a designee.

18 (3) The Minority leader of the Senate or a designee.

19 (4) Three other members of the Senate, two of which
20 shall be in the minority party.

21 (5) The Speaker of the House of Representatives.

22 (6) The Majority Leader of the House of Representatives
23 or a designee.

24 (7) The Minority Leader of the House of Representatives
25 or a designee.

26 (8) Three additional members of the House of
27 Representatives.

28 (c) Term.--Members of the committee shall be appointed or
29 reappointed during each regular session of the General Assembly,
30 and shall continue as members until the first Tuesday in January

1 of the next odd-numbered year and until their respective
2 successors shall be appointed, provided they continue to be
3 members of the Senate or the House of Representatives. The term
4 of office of the committee members that are not members of the
5 Senate or the House of Representatives shall cease upon the
6 convening of the next regular session of the General Assembly
7 after the member's appointment. The committee has a continuing
8 existence and may meet and conduct committee business at any
9 place within this Commonwealth during the sessions of the
10 General Assembly or any recess thereof and in the interim
11 between sessions.

12 § 2303. Officers and role of committee.

13 The committee shall have the power and duty to appoint a
14 chairman, vice-chairman and other officers, to make rules and
15 regulations governing committee proceedings and to perform,
16 either through the committee or through subcommittees of the
17 committee, all duties and functions relating to the study of the
18 revenues, expenditures and fiscal issues of the Commonwealth,
19 Commonwealth officers, boards, committees, commissions,
20 institutions and other State agencies.

21 § 2304. Powers and duties.

22 The committee shall have the following powers and duties:

23 (1) To request, receive, review, examine, study,
24 ascertain and compare fiscal information concerning the
25 budget, the revenues and expenditures of the Commonwealth and
26 to make recommendations to the General Assembly, when found
27 advisable, directed to the elimination of unnecessary
28 expenditures and to the promotion of economy in the
29 government of the Commonwealth.

30 (2) To make current examination and, when pertinent,

1 reports concerning the current condition of all State funds,
2 appropriations and other money, whether or not the
3 appropriations are currently being expended for the purposes
4 and within the statutory restrictions provided by the General
5 Assembly, and concerning the current availability of revenue
6 to meet expenditures under appropriations.

7 (3) To report to the General Assembly, the Governor and
8 the Auditor General, when it appears that any appropriation
9 is being expended for purposes other than the purposes for
10 which the appropriation was intended, or if it appears that
11 any statutory restrictions or provisions are being violated.

12 (4) To make reports, from time to time, to the members
13 of the General Assembly and, upon request, to the standing
14 committees of the Senate and House of Representatives with
15 respect to any of the committee's findings or recommendations
16 of a fiscal nature. The committee shall keep complete minutes
17 of meetings and make and distribute a final report to the
18 members of the ensuing General Assembly not later than 10
19 days after the convening of the regular session of the
20 General Assembly.

21 (5) The committee may issue subpoenas, under the hand
22 and seal of the chairperson, to compel the attendance of
23 witnesses and the production of any papers, books, accounts,
24 documents and testimony touching matters of a fiscal nature
25 properly being inquired into by the committee, to administer
26 oaths and to cause the deposition of witnesses, either
27 residing within or without this Commonwealth, to be taken in
28 the manner prescribed by laws for taking depositions in civil
29 actions. Any person who willfully neglects or refuses to
30 comply with any subpoena issued on behalf of the committee,

1 or refuses to testify to any matters regarding which the
2 person may be lawfully interrogated, shall be subject to the
3 penalties provided by the laws of this Commonwealth in such
4 cases.

5 (6) To reimburse each witness who appears before the
6 committee by order of the committee, other than an officer or
7 employee of the Commonwealth, for fees and mileage provided
8 for witnesses in civil cases in courts of record, which shall
9 be audited and paid out of the funds of the committee upon
10 the presentation of proper vouchers signed by the witness and
11 approved by the chairman or vice-chairman of the committee.

12 (7) To appoint an executive director, and to fix the
13 compensation of the director, who shall be the chief
14 executive officer of the committee and assist in the duties
15 and information compilation of the committee. The committee
16 is authorized to select and employ other personnel that the
17 committee may deem necessary in the performance of its
18 duties. The compensation and salaries of committee personnel
19 shall be fixed by the committee.

20 § 2305. Duties of executive director.

21 The duties of the executive director shall be as follows:

22 (1) By continuous review of State expenditures, revenues
23 and analysis of budget to ascertain the facts, compare cost,
24 workload and other data, and make recommendations concerning
25 the State's budget and revenue of the departments, boards,
26 commissions and agencies of the Commonwealth.

27 (2) Such other duties as shall be assigned to the
28 director by the committee.

29 § 2306. Compensation and reimbursements.

30 The members of the committee shall serve without compensation

1 but shall be reimbursed for expenses incurred:

2 (1) While attending sessions of the committee or
3 meetings of any subcommittee of the committee.

4 (2) While engaged on other committee business authorized
5 by the committee.

6 (3) In going to and coming from meetings of the
7 committee or its subcommittees.

8 (4) For travel and other committee business when
9 authorized by the committee.

10 § 2307. Comments.

11 Before any written report is made by the committee, the
12 department, officer or agency of the government involved therein
13 shall be afforded an opportunity to comment. Comments shall be
14 attached to the report.

15 Section 2. Repeals are as follows:

16 (1) The General Assembly declares that the repeal under
17 paragraph (2) is necessary to effectuate the addition of 46
18 Pa.C.S. Ch. 5.

19 (2) The act of May 7, 1923 (P.L.158, No.119), entitled
20 "An act creating a Legislative Reference Bureau; providing
21 for the election of a director by the General Assembly;
22 designating the officers and employes of such bureau,
23 defining their duties; fixing their salaries; abolishing the
24 present Legislative Reference Bureau; and making an
25 appropriation," is repealed.

26 (3) The General Assembly declares that the repeal under
27 paragraph (4) is necessary to effectuate the addition of 46
28 Pa.C.S. Ch. 7.

29 (4) Article VI-B of the act of April 9, 1929 (P.L.177,
30 No.175), known as The Administrative Code of 1929, is

1 repealed.

2 (5) The General Assembly declares that the repeal under
3 paragraph (6) is necessary to effectuate the addition of 46
4 Pa.C.S. Ch. 9.

5 (6) The act of June 30, 1970 (P.L.442, No.151), entitled
6 "An act implementing the provisions of Article VIII, section
7 10 of the Constitution of Pennsylvania, by designating the
8 Commonwealth officers who shall be charged with the function
9 of auditing the financial transactions after the occurrence
10 thereof of the Legislative and Judicial branches of the
11 government of the Commonwealth, establishing a Legislative
12 Audit Advisory Commission, and imposing certain powers and
13 duties on such commission," is repealed.

14 (7) The General Assembly declares that the repeal under
15 paragraph (8) is necessary to effectuate the addition of 46
16 Pa.C.S. Ch. 15.

17 (8) The act of December 10, 1968 (P.L.1158, No.365),
18 entitled "An act creating and establishing the Legislative
19 Data Processing Committee: providing for its membership;
20 prescribing its powers, functions and duties; and making an
21 appropriation," is repealed.

22 (9) The General Assembly declares that the repeal under
23 paragraph (10) is necessary to effectuate the addition of 46
24 Pa.C.S. Ch. 17.

25 (10) The act of December 20, 1982 (P.L.1442, No.327),
26 known as the State Capitol Preservation Act, is repealed.

27 (11) The General Assembly declares that the repeal under
28 paragraph (12) is necessary to effectuate the addition of 46
29 Pa.C.S. Ch. 23.

30 (12) The act of August 4, 1959 (P.L.587, No.195),

1 entitled "An act creating and establishing the Legislative
2 Budget and Finance Committee; providing for its membership;
3 prescribing its powers, functions and duties; providing for
4 the appointment of an executive director and other personnel,
5 and making an appropriation," is repealed.

6 (13) The following acts and parts of acts are repealed:

7 (i) The act of May 29, 1935 (P.L.244, No.102),
8 entitled "An act creating a Local Government Commission
9 to study and report on functions of local government;
10 their allocation and elimination; the cost of local
11 government and means of reducing it; and the
12 consolidation of local government; and making an
13 appropriation."

14 (ii) The act of July 1, 1937 (P.L.2460, No.459),
15 entitled "An act creating a joint legislative commission,
16 to be known as the Joint State Government Commission;
17 providing for its membership, chairman and executive
18 committee; defining its powers and duties; and defining
19 the powers and duties of standing committees of the
20 General Assembly."

21 (iii) Chapter 3 of the act of June 30, 1987
22 (P.L.163, No.16), known as the Rural Pennsylvania
23 Revitalization Act.

24 Section 3. The addition of 46 Pa.C.S. Ch. 5 is a
25 continuation of the act of May 7, 1923 (P.L.158, No.119),
26 entitled "An act creating a Legislative Reference Bureau;
27 providing for the election of a director by the General
28 Assembly; designating the officers and employes of such bureau,
29 defining their duties; fixing their salaries; abolishing the
30 present Legislative Reference Bureau; and making an

1 appropriation." The following apply:

2 (1) Except as otherwise provided in the addition of 46
3 Pa.C.S. Ch. 5, all activities initiated under the act of May
4 7, 1923 (P.L.158, No.119), shall continue and remain in full
5 force and effect and may be completed under 46 Pa.C.S. Ch. 5.
6 Orders, regulations, rules and decisions which were made
7 under the act of May 7, 1923 (P.L.158, No.119), and in effect
8 on the effective date of section 2(2) of this act shall
9 remain in full force and effect until revoked, vacated or
10 modified under 46 Pa.C.S. Ch. 5. Contracts, obligations and
11 collective bargaining agreements entered into under the act
12 of May 7, 1923 (P.L.158, No.119), are not affected nor
13 impaired by the repeal of the act of May 7, 1923 (P.L.158,
14 No.119).

15 (2) Any difference in language between the addition of
16 46 Pa.C.S. Ch. 5 and the act of May 7, 1923 (P.L.158,
17 No.119), is intended only to conform to the style of the
18 Pennsylvania Consolidated Statutes and is not intended to
19 change or affect the legislative intent, judicial
20 construction or administration and implementation of the act
21 of May 7, 1923 (P.L.158, No.119).

22 Section 4. The addition of 46 Pa.C.S. Ch. 7 is a
23 continuation of Article VI-B of the act of April 9, 1929
24 (P.L.177, No.175), known as The Administrative Code of 1929. The
25 following apply:

26 (1) Except as otherwise provided in the addition of 46
27 Pa.C.S. Ch. 7, all activities initiated under Article VI-B of
28 The Administrative Code of 1929 shall continue and remain in
29 full force and effect and may be completed under 46 Pa.C.S.
30 Ch. 7. Orders, regulations, rules and decisions which were

1 made under Article VI-B of The Administrative Code of 1929
2 and in effect on the effective date of section 2(4) of this
3 act shall remain in full force and effect until revoked,
4 vacated or modified under 46 Pa.C.S. Ch. 7. Contracts,
5 obligations and collective bargaining agreements entered into
6 under Article VI-B of The Administrative Code of 1929 are not
7 affected nor impaired by the repeal of Article VI-B of The
8 Administrative Code of 1929.

9 (2) Any difference in language between the addition of
10 46 Pa.C.S. Ch. 7 and Article VI-B of The Administrative Code
11 of 1929 is intended only to conform to the style of the
12 Pennsylvania Consolidated Statutes and is not intended to
13 change or affect the legislative intent, judicial
14 construction or administration and implementation of Article
15 VI-B of The Administrative Code of 1929.

16 Section 5. The addition of 46 Pa.C.S. Ch. 9 is a
17 continuation of the act of June 30, 1970 (P.L.442, No.151),
18 entitled "An act implementing the provisions of Article VIII,
19 section 10 of the Constitution of Pennsylvania, by designating
20 the Commonwealth officers who shall be charged with the function
21 of auditing the financial transactions after the occurrence
22 thereof of the Legislative and Judicial branches of the
23 government of the Commonwealth, establishing a Legislative Audit
24 Advisory Commission, and imposing certain powers and duties on
25 such commission." The following apply:

26 (1) Except as otherwise provided in the addition of 46
27 Pa.C.S. Ch. 9, all activities initiated under the act of June
28 30, 1970 (P.L.442, No.151), shall continue and remain in full
29 force and effect and may be completed under 46 Pa.C.S. Ch. 9.
30 Orders, regulations, rules and decisions which were made

1 under the act of June 30, 1970 (P.L.442, No.151), and in
2 effect on the effective date of section 2(6) of this act
3 shall remain in full force and effect until revoked, vacated
4 or modified under 46 Pa.C.S. Ch. 9. Contracts, obligations
5 and collective bargaining agreements entered into under the
6 act of June 30, 1970 (P.L.442, No.151), are not affected nor
7 impaired by the repeal of the act of June 30, 1970 (P.L.442,
8 No.151).

9 (2) Any difference in language between the addition of
10 46 Pa.C.S. Ch. 9 and the act of June 30, 1970 (P.L.442,
11 No.151), is intended only to conform to the style of the
12 Pennsylvania Consolidated Statutes and is not intended to
13 change or affect the legislative intent, judicial
14 construction or administration and implementation of the act
15 of June 30, 1970 (P.L.442, No.151).

16 Section 6. The addition of 46 Pa.C.S. Ch. 15 is a
17 continuation of the act of December 10, 1968 (P.L.1158, No.365),
18 entitled "An act creating and establishing the Legislative Data
19 Processing Committee: providing for its membership; prescribing
20 its powers, functions and duties; and making an appropriation."
21 The following apply:

22 (1) Except as otherwise provided in the addition of 46
23 Pa.C.S. Ch. 15, all activities initiated under the act of
24 December 10, 1968 (P.L.1158, No.365), shall continue and
25 remain in full force and effect and may be completed under 46
26 Pa.C.S. Ch. 15. Orders, regulations, rules and decisions
27 which were made under the act of December 10, 1968 (P.L.1158,
28 No.365), and in effect on the effective date of section 2(8)
29 of this act shall remain in full force and effect until
30 revoked, vacated or modified under 46 Pa.C.S. Ch. 15.

1 Contracts, obligations and collective bargaining agreements
2 entered into under the act of December 10, 1968 (P.L.1158,
3 No.365), are not affected nor impaired by the repeal of the
4 act of December 10, 1968 (P.L.1158, No.365).

5 (2) Except as set forth in paragraph (3), any difference
6 in language between the addition of 46 Pa.C.S. Ch. 15 and the
7 act of December 10, 1968 (P.L.1158, No.365), is intended only
8 to conform to the style of the Pennsylvania Consolidated
9 Statutes and is not intended to change or affect the
10 legislative intent, judicial construction or administration
11 and implementation of the act of December 10, 1968 (P.L.1158,
12 No.365).

13 (3) Paragraph (2) does not apply to the additions of 46
14 Pa.C.S. § 1506(b), (c), (d) and (e).

15 Section 7. The addition of 46 Pa.C.S. Ch. 17 is a
16 continuation of the act of December 20, 1982 (P.L.1442, No.327),
17 known as the State Capitol Preservation Act. The following
18 apply:

19 (1) Except as otherwise provided in the addition of 46
20 Pa.C.S. Ch. 17, all activities initiated under the State
21 Capitol Preservation Act shall continue and remain in full
22 force and effect and may be completed under 46 Pa.C.S. Ch.
23 17. Orders, regulations, rules and decisions which were made
24 under the State Capitol Preservation Act and in effect on the
25 effective date of section 2(10) of this act shall remain in
26 full force and effect until revoked, vacated or modified
27 under 46 Pa.C.S. Ch. 17. Contracts, obligations and
28 collective bargaining agreements entered into under the State
29 Capitol Preservation Act are not affected nor impaired by the
30 repeal of the State Capitol Preservation Act.

1 (2) Any difference in language between the addition of
2 46 Pa.C.S. Ch. 17 and the State Capitol Preservation Act is
3 intended only to conform to the style of the Pennsylvania
4 Consolidated Statutes and is not intended to change or affect
5 the legislative intent, judicial construction or
6 administration and implementation of the State Capitol
7 Preservation Act.

8 Section 8. The addition of 46 Pa.C.S. Ch. 23 is a
9 continuation of the act of August 4, 1959 (P.L.587, No.195),
10 entitled "An act creating and establishing the Legislative
11 Budget and Finance Committee; providing for its membership;
12 prescribing its powers, functions and duties; providing for the
13 appointment of an executive director and other personnel, and
14 making an appropriation." The following apply:

15 (1) Except as otherwise provided in the addition of 46
16 Pa.C.S. Ch. 23, all activities initiated under the act of
17 August 4, 1959 (P.L.587, No.195) shall continue and remain in
18 full force and effect and may be completed under 46 Pa.C.S.
19 Ch. 23. Orders, regulations, rules and decisions which were
20 made under the act of August 4, 1959 (P.L.587, No.195) and in
21 effect on the effective date of section 2(12) of this act
22 shall remain in full force and effect until revoked, vacated
23 or modified under 46 Pa.C.S. Ch. 23. Contracts, obligations
24 and collective bargaining agreements entered into under the
25 act of August 4, 1959 (P.L.587, No.195) are not affected nor
26 impaired by the repeal of the act of August 4, 1959 (P.L.587,
27 No.195).

28 (2) Any difference in language between the addition of
29 46 Pa.C.S. Ch. 23 and the act of August 4, 1959 (P.L.587,
30 No.195) is intended only to conform to the style of the

1 Pennsylvania Consolidated Statutes and is not intended to
2 change or affect the legislative intent, judicial
3 construction or administration and implementation of the act
4 of August 4, 1959 (P.L.587, No.195).
5 Section 9. This act shall take effect in 60 days.