

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 735 Session of 2023

INTRODUCED BY WARREN, BURGOS, MADDEN, T. DAVIS, FREEMAN, VITALI, BRENNAN, DELLOSO, PICKETT, CIRESI, TAKAC, KHAN, BOROWSKI, SANCHEZ, BOYLE, WEBSTER AND FLEMING, MARCH 28, 2023

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, OCTOBER 25, 2023

AN ACT

1 ~~Establishing the Flood Insurance Premium Assistance Task Force.~~ <--
2 AMENDING THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), ENTITLED <--
3 "AN ACT PROVIDING FOR AND REORGANIZING THE CONDUCT OF THE
4 EXECUTIVE AND ADMINISTRATIVE WORK OF THE COMMONWEALTH BY THE
5 EXECUTIVE DEPARTMENT THEREOF AND THE ADMINISTRATIVE
6 DEPARTMENTS, BOARDS, COMMISSIONS, AND OFFICERS THEREOF,
7 INCLUDING THE BOARDS OF TRUSTEES OF STATE NORMAL SCHOOLS, OR
8 TEACHERS COLLEGES; ABOLISHING, CREATING, REORGANIZING OR
9 AUTHORIZING THE REORGANIZATION OF CERTAIN ADMINISTRATIVE
10 DEPARTMENTS, BOARDS, AND COMMISSIONS; DEFINING THE POWERS AND
11 DUTIES OF THE GOVERNOR AND OTHER EXECUTIVE AND ADMINISTRATIVE
12 OFFICERS, AND OF THE SEVERAL ADMINISTRATIVE DEPARTMENTS,
13 BOARDS, COMMISSIONS, AND OFFICERS; FIXING THE SALARIES OF THE
14 GOVERNOR, LIEUTENANT GOVERNOR, AND CERTAIN OTHER EXECUTIVE
15 AND ADMINISTRATIVE OFFICERS; PROVIDING FOR THE APPOINTMENT OF
16 CERTAIN ADMINISTRATIVE OFFICERS, AND OF ALL DEPUTIES AND
17 OTHER ASSISTANTS AND EMPLOYES IN CERTAIN DEPARTMENTS, BOARDS,
18 AND COMMISSIONS; PROVIDING FOR JUDICIAL ADMINISTRATION; AND
19 PRESCRIBING THE MANNER IN WHICH THE NUMBER AND COMPENSATION
20 OF THE DEPUTIES AND ALL OTHER ASSISTANTS AND EMPLOYES OF
21 CERTAIN DEPARTMENTS, BOARDS AND COMMISSIONS SHALL BE
22 DETERMINED," IN COMMONWEALTH BUDGET PROCEDURES, PROVIDING FOR <--
23 SCOPE AND FOR DEFINITIONS; PROVIDING FOR FLOOD INSURANCE
24 PREMIUM ASSISTANCE TASK FORCE; IN POWERS AND DUTIES OF
25 DEPARTMENT OF HUMAN SERVICES AND ITS DEPARTMENTAL
26 ADMINISTRATIVE AND ADVISORY BOARDS AND COMMISSIONS, PROVIDING
27 FOR CHILD SUPPORT ENFORCEMENT FEES; AND, IN JUDICIAL
28 ADMINISTRATION, PROVIDING FOR SURCHARGE AND FEE.
29 The General Assembly of the Commonwealth of Pennsylvania
30 hereby enacts as follows:

1 ~~Section 1. Short title.~~

2 ~~This act shall be known and may be cited as the Flood-~~  
3 ~~Insurance Premium Assistance Task Force Act.~~

4 ~~Section 2. Findings.~~

5 ~~The General Assembly finds that:~~

6 ~~(1) Many communities within this Commonwealth have faced-~~  
7 ~~devastating floods in recent years.~~

8 ~~(2) The provisions of 42 U.S.C. Ch. 50 (relating to-~~  
9 ~~national flood insurance), has caused steep increases in-~~  
10 ~~flood insurance premiums to pay for increased spending in the-~~  
11 ~~Federal Emergency Management Agency's (FEMA) flood disaster-~~  
12 ~~assistance program.~~

13 ~~(3) In the past several years, FEMA has revised its-~~  
14 ~~flood mapping to include many properties that previously did-~~  
15 ~~not require flood insurance.~~

16 ~~(4) Whole communities along Pennsylvania's rivers and-~~  
17 ~~creeks could be devastated by plummeting property values due-~~  
18 ~~to unaffordable flood insurance premiums.~~

19 ~~Section 3. Flood Insurance Premium Assistance Task Force.~~

20 ~~(a) Establishment. The Flood Insurance Premium Assistance-~~  
21 ~~Task Force is established.~~

22 ~~(b) Membership. The task force shall consist of the-~~  
23 ~~following members, appointed within 25 days after the effective-~~  
24 ~~date of this subsection:~~

25 ~~(1) The Insurance Commissioner, or a designee who shall-~~  
26 ~~be an employee of the Insurance Department appointed by the-~~  
27 ~~Insurance Commissioner, shall be the chair of the task force.~~

28 ~~(2) The Director of the Pennsylvania Emergency-~~  
29 ~~Management Agency, or a designee who shall be an employee of-~~  
30 ~~the Pennsylvania Emergency Management Agency appointed by the-~~

1 ~~Director of the Pennsylvania Emergency Management Agency.~~

2 ~~(3) The Secretary of Banking and Securities, or a~~  
3 ~~designee who shall be an employee of the Department of~~  
4 ~~Banking and Securities appointed by the Secretary of Banking~~  
5 ~~and Securities.~~

6 ~~(4) One member appointed by the President pro tempore of~~  
7 ~~the Senate.~~

8 ~~(5) One member appointed by the Minority Leader of the~~  
9 ~~Senate.~~

10 ~~(6) One member appointed by the Speaker of the House of~~  
11 ~~Representatives.~~

12 ~~(7) One member appointed by the Minority Leader of the~~  
13 ~~House of Representatives.~~

14 ~~(c) Conducting of business. The task force shall conduct~~  
15 ~~its business as follows:~~

16 ~~(1) The physical presence of a majority of the members~~  
17 ~~shall constitute a quorum of the task force.~~

18 ~~(2) Action of the task force must be authorized or~~  
19 ~~ratified by a majority vote of its members.~~

20 ~~(3) A member not physically present may participate by~~  
21 ~~teleconference or video conference.~~

22 ~~(4) The first meeting shall be convened within 45 days~~  
23 ~~of the effective date of this paragraph. Additional meetings~~  
24 ~~may be called by the chair as necessary.~~

25 ~~(5) The chair shall schedule a meeting upon written~~  
26 ~~request of a two thirds majority of the members of the task~~  
27 ~~force.~~

28 ~~(6) The task force shall hold public hearings as~~  
29 ~~necessary to obtain the information required to conduct its~~  
30 ~~review.~~

1           ~~(7) All meetings and hearings held by the task force~~  
2 ~~shall be subject to 65 Pa.C.S. Ch. 7 (relating to open~~  
3 ~~meetings).~~

4           ~~(8) The Department of Community and Economic~~  
5 ~~Development, the Department of Conservation and Natural~~  
6 ~~Resources, the Department of Environmental Protection and the~~  
7 ~~Insurance Department shall cooperate to provide~~  
8 ~~administrative or other assistance to the task force.~~

9           ~~(9) Members may not receive compensation but shall be~~  
10 ~~reimbursed for reasonable and necessary expenses incurred in~~  
11 ~~service of the task force.~~

12           ~~(d) Powers and duties. The task force shall have the~~  
13 ~~following powers and duties:~~

14           ~~(1) To review and analyze the law, procedures,~~  
15 ~~practices, processes and rules relating to the administration~~  
16 ~~of flood insurance.~~

17           ~~(2) To hold public hearings for the taking of testimony~~  
18 ~~and the requesting of documents.~~

19           ~~(3) Through its chair, to administer oaths and~~  
20 ~~affirmations to witnesses appearing before the task force.~~

21           ~~(4) To accept and review written comments from~~  
22 ~~individuals and organizations.~~

23           ~~(5) To make, by no later than six months after the~~  
24 ~~effective date of this paragraph, a final report to the~~  
25 ~~Governor, the Senate and the House of Representatives. In~~  
26 ~~addition to any information that the task force deems~~  
27 ~~appropriate, the report shall include recommendations~~  
28 ~~regarding:~~

29           ~~(i) potential programs that provide premium~~  
30 ~~discounts;~~

1           ~~(ii) potential programs, whether through the~~  
2           ~~mechanism of premium discounts or other relief, that~~  
3           ~~create incentives for local governments to undertake or~~  
4           ~~continue flood mitigation efforts;~~

5           ~~(iii) the implementation of necessary changes in~~  
6           ~~statutes and practices of this Commonwealth, policies and~~  
7           ~~procedures relating to the administration of flood~~  
8           ~~insurance;~~

9           ~~(iv) how to educate residents of this Commonwealth~~  
10           ~~about the risk of flooding and ways to mitigate flood~~  
11           ~~occurrences;~~

12           ~~(v) steps that the Commonwealth should take to~~  
13           ~~inform residents about the options available when~~  
14           ~~purchasing flood insurance; and~~

15           ~~(vi) how to increase the number of people that~~  
16           ~~purchase flood insurance, either through the National~~  
17           ~~Flood Insurance Program or the private flood insurance~~  
18           ~~market.~~

19           ~~(e) Report. The report made under this act shall be:~~

20           ~~(1) Adopted at a public meeting.~~

21           ~~(2) A public record under the act of February 14, 2008~~  
22           ~~(P.L.6, No.3), known as the Right to Know Law.~~

23           ~~(f) Expiration. The task force shall expire 30 days after~~  
24           ~~making the final report to the Governor, the Senate and the~~  
25           ~~House of Representatives under subsection (d) (5).~~

26           ~~Section 4. Effective date.~~

27           ~~This act shall take effect in 60 days.~~

28           ~~SECTION 1. THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN <--~~  
29           ~~AS THE ADMINISTRATIVE CODE OF 1929, IS AMENDED BY ADDING AN~~  
30           ~~ARTICLE TO READ:~~

1 SECTION 1. THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN <--  
2 AS THE ADMINISTRATIVE CODE OF 1929, IS AMENDED BY ADDING  
3 SECTIONS TO READ:

4 SECTION 601. SCOPE.--(A) THIS ARTICLE APPLIES TO ALL  
5 LEGISLATIVE AND EXECUTIVE ACTIONS RELATED TO THE ENACTMENT AND  
6 IMPLEMENTATION OF LEGISLATION UNDER SECTIONS 13 AND 14 OF  
7 ARTICLE VIII OF THE CONSTITUTION OF PENNSYLVANIA.

8 (B) SUBSECTION (A) INCLUDES THE DETERMINATION OF A SURPLUS  
9 UNDER THIS ARTICLE AND SUBARTICLE A OF ARTICLE XVII-A OF THE ACT  
10 OF APRIL 9, 1929 (P.L.343, NO.176), KNOWN AS "THE FISCAL CODE."

11 SECTION 602. DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES  
12 WHEN USED IN THIS ARTICLE SHALL HAVE THE MEANINGS GIVEN TO THEM  
13 IN THIS SECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

14 "SURPLUS." A FISCAL OPERATING RESULT WHICH OCCURS IN A FUND  
15 AT THE END OF A FISCAL YEAR, WHEREBY EXPENDITURES, INCLUDING TAX  
16 REFUNDS, ARE LESS THAN THE FUND'S BEGINNING BALANCE, REVENUES  
17 AND RECEIPTS AND LAPSES DURING THE SAME PERIOD.

18 SECTION 1.1. THE ACT IS AMENDED BY ADDING AN ARTICLE TO  
19 READ:

20 ARTICLE XV-C

21 FLOOD INSURANCE PREMIUM ASSISTANCE TASK FORCE

22 SECTION 1501-C. DEFINITIONS.

23 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE  
24 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
25 CONTEXT CLEARLY INDICATES OTHERWISE:

26 "FEMA." THE FEDERAL EMERGENCY MANAGEMENT AGENCY.

27 "TASK FORCE." THE FLOOD INSURANCE PREMIUM ASSISTANCE TASK  
28 FORCE ESTABLISHED UNDER SECTION 1503-C.

29 SECTION 1502-C. FINDINGS.

30 THE GENERAL ASSEMBLY FINDS THAT:

1           (1) MANY COMMUNITIES WITHIN THIS COMMONWEALTH HAVE FACED  
2 DEVASTATING FLOODS IN RECENT YEARS.

3           (2) THE PROVISIONS OF 42 U.S.C. CH. 50 (RELATING TO  
4 NATIONAL FLOOD INSURANCE), HAS CAUSED STEEP INCREASES IN  
5 FLOOD INSURANCE PREMIUMS TO PAY FOR INCREASED SPENDING IN  
6 FEMA FLOOD DISASTER ASSISTANCE PROGRAM.

7           (3) IN THE PAST SEVERAL YEARS, FEMA HAS REVISED ITS  
8 FLOOD MAPPING TO INCLUDE MANY PROPERTIES THAT PREVIOUSLY DID  
9 NOT REQUIRE FLOOD INSURANCE.

10           (4) WHOLE COMMUNITIES ALONG PENNSYLVANIA'S RIVERS AND  
11 CREEKS COULD BE DEVASTATED BY PLUMMETING PROPERTY VALUES DUE  
12 TO UNAFFORDABLE FLOOD INSURANCE PREMIUMS.

13 SECTION 1503-C. FLOOD INSURANCE PREMIUM ASSISTANCE TASK FORCE.

14           (A) ESTABLISHMENT.--THE FLOOD INSURANCE PREMIUM ASSISTANCE  
15 TASK FORCE IS ESTABLISHED.

16           (B) MEMBERSHIP.--THE TASK FORCE SHALL CONSIST OF THE  
17 FOLLOWING MEMBERS, APPOINTED WITHIN 25 DAYS AFTER THE EFFECTIVE  
18 DATE OF THIS SUBSECTION:

19           (1) THE INSURANCE COMMISSIONER, OR A DESIGNEE WHO SHALL  
20 BE AN EMPLOYEE OF THE INSURANCE DEPARTMENT APPOINTED BY THE  
21 INSURANCE COMMISSIONER, SHALL BE THE CHAIR OF THE TASK FORCE.

22           (2) THE DIRECTOR OF THE PENNSYLVANIA EMERGENCY  
23 MANAGEMENT AGENCY, OR A DESIGNEE WHO SHALL BE AN EMPLOYEE OF  
24 THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY APPOINTED BY THE  
25 DIRECTOR OF THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

26           (3) THE SECRETARY OF BANKING AND SECURITIES, OR A  
27 DESIGNEE WHO SHALL BE AN EMPLOYEE OF THE DEPARTMENT OF  
28 BANKING AND SECURITIES APPOINTED BY THE SECRETARY OF BANKING  
29 AND SECURITIES.

30           (4) ONE MEMBER APPOINTED BY THE PRESIDENT PRO TEMPORE OF

1 THE SENATE.

2 (5) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE  
3 SENATE.

4 (6) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF  
5 REPRESENTATIVES.

6 (7) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE  
7 HOUSE OF REPRESENTATIVES.

8 (C) CONDUCTING OF BUSINESS.--THE TASK FORCE SHALL CONDUCT  
9 ITS BUSINESS AS FOLLOWS:

10 (1) THE PHYSICAL PRESENCE OF A MAJORITY OF THE MEMBERS  
11 SHALL CONSTITUTE A QUORUM OF THE TASK FORCE.

12 (2) ACTION OF THE TASK FORCE MUST BE AUTHORIZED OR  
13 RATIFIED BY A MAJORITY VOTE OF ITS MEMBERS.

14 (3) A MEMBER NOT PHYSICALLY PRESENT MAY PARTICIPATE BY  
15 TELECONFERENCE OR VIDEO CONFERENCE.

16 (4) THE FIRST MEETING SHALL BE CONVENED WITHIN 45 DAYS  
17 OF THE EFFECTIVE DATE OF THIS PARAGRAPH. ADDITIONAL MEETINGS  
18 MAY BE CALLED BY THE CHAIR AS NECESSARY.

19 (5) THE CHAIR SHALL SCHEDULE A MEETING UPON WRITTEN  
20 REQUEST OF A TWO-THIRDS MAJORITY OF THE MEMBERS OF THE TASK  
21 FORCE.

22 (6) THE TASK FORCE SHALL HOLD PUBLIC HEARINGS AS  
23 NECESSARY TO OBTAIN THE INFORMATION REQUIRED TO CONDUCT ITS  
24 REVIEW.

25 (7) ALL MEETINGS AND HEARINGS HELD BY THE TASK FORCE  
26 SHALL BE SUBJECT TO 65 PA.C.S. CH. 7 (RELATING TO OPEN  
27 MEETINGS).

28 (8) THE DEPARTMENT OF COMMUNITY AND ECONOMIC  
29 DEVELOPMENT, THE DEPARTMENT OF CONSERVATION AND NATURAL  
30 RESOURCES, THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE



1 INSURANCE DEPARTMENT SHALL COOPERATE TO PROVIDE  
2 ADMINISTRATIVE OR OTHER ASSISTANCE TO THE TASK FORCE.

3 (9) MEMBERS MAY NOT RECEIVE COMPENSATION BUT SHALL BE  
4 REIMBURSED FOR REASONABLE AND NECESSARY EXPENSES INCURRED IN  
5 SERVICE OF THE TASK FORCE.

6 (D) POWERS AND DUTIES.--THE TASK FORCE SHALL HAVE THE  
7 FOLLOWING POWERS AND DUTIES:

8 (1) TO REVIEW AND ANALYZE THE LAW, PROCEDURES,  
9 PRACTICES, PROCESSES AND RULES RELATING TO THE ADMINISTRATION  
10 OF FLOOD INSURANCE.

11 (2) TO HOLD PUBLIC HEARINGS FOR THE TAKING OF TESTIMONY  
12 AND THE REQUESTING OF DOCUMENTS.

13 (3) THROUGH ITS CHAIR, TO ADMINISTER OATHS AND  
14 AFFIRMATIONS TO WITNESSES APPEARING BEFORE THE TASK FORCE.

15 (4) TO ACCEPT AND REVIEW WRITTEN COMMENTS FROM  
16 INDIVIDUALS AND ORGANIZATIONS.

17 (5) TO MAKE, BY NO LATER THAN SIX MONTHS AFTER THE  
18 EFFECTIVE DATE OF THIS PARAGRAPH, A FINAL REPORT TO THE  
19 GOVERNOR, THE SENATE AND THE HOUSE OF REPRESENTATIVES. IN  
20 ADDITION TO ANY INFORMATION THAT THE TASK FORCE DEEMS  
21 APPROPRIATE, THE REPORT SHALL INCLUDE RECOMMENDATIONS  
22 REGARDING:

23 (I) POTENTIAL PROGRAMS THAT PROVIDE PREMIUM  
24 DISCOUNTS;

25 (II) POTENTIAL PROGRAMS, WHETHER THROUGH THE  
26 MECHANISM OF PREMIUM DISCOUNTS OR OTHER RELIEF, THAT  
27 CREATE INCENTIVES FOR LOCAL GOVERNMENTS TO UNDERTAKE OR  
28 CONTINUE FLOOD MITIGATION EFFORTS;

29 (III) THE IMPLEMENTATION OF NECESSARY CHANGES IN  
30 STATUTES AND PRACTICES OF THIS COMMONWEALTH, POLICIES AND

1 PROCEDURES RELATING TO THE ADMINISTRATION OF FLOOD  
2 INSURANCE;

3 (IV) HOW TO EDUCATE RESIDENTS OF THIS COMMONWEALTH  
4 ABOUT THE RISK OF FLOODING AND WAYS TO MITIGATE FLOOD  
5 OCCURRENCES;

6 (V) STEPS THAT THE COMMONWEALTH SHOULD TAKE TO  
7 INFORM RESIDENTS ABOUT THE OPTIONS AVAILABLE WHEN  
8 PURCHASING FLOOD INSURANCE; AND

9 (VI) HOW TO INCREASE THE NUMBER OF PEOPLE THAT  
10 PURCHASE FLOOD INSURANCE, EITHER THROUGH THE NATIONAL  
11 FLOOD INSURANCE PROGRAM OR THE PRIVATE FLOOD INSURANCE  
12 MARKET.

13 (E) REPORT.--THE REPORT MADE UNDER THIS ARTICLE SHALL BE:

14 (1) ADOPTED AT A PUBLIC MEETING.

15 (2) A PUBLIC RECORD UNDER THE ACT OF FEBRUARY 14, 2008  
16 (P.L.6, NO.3), KNOWN AS THE RIGHT-TO-KNOW LAW.

17 (F) EXPIRATION.--THE TASK FORCE SHALL EXPIRE 30 DAYS AFTER  
18 MAKING THE FINAL REPORT TO THE GOVERNOR, THE SENATE AND THE  
19 HOUSE OF REPRESENTATIVES UNDER SUBSECTION (D) (5).

20 SECTION 2. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

21 SECTION 2338. CHILD SUPPORT ENFORCEMENT FEES.--THE  
22 DEPARTMENT OF HUMAN SERVICES MAY IMPOSE A FEE OF THIRTY-FIVE  
23 DOLLARS (\$35) IN EACH CHILD SUPPORT CASE IN WHICH AN INDIVIDUAL  
24 HAS NEVER RECEIVED ASSISTANCE UNDER 42 U.S.C. CH. 7 SUBCH. IV  
25 PT. A (RELATING TO BLOCK GRANTS TO STATES FOR TEMPORARY  
26 ASSISTANCE FOR NEEDY FAMILIES) AND FOR WHOM THE COMMONWEALTH HAS  
27 COLLECTED AT LEAST FIVE HUNDRED FIFTY DOLLARS (\$550) OF SUPPORT  
28 IN A FEDERAL FISCAL YEAR. THE COMMONWEALTH SHALL PAY THE THIRTY-  
29 FIVE DOLLAR (\$35) FEE FOR THOSE CASES IN WHICH THE ANNUAL  
30 COLLECTION IS BETWEEN FIVE HUNDRED FIFTY DOLLARS (\$550) AND ONE

1 THOUSAND NINE HUNDRED NINETY-NINE DOLLARS AND NINETY-NINE CENTS  
2 (\$1,999.99). THE THIRTY-FIVE DOLLAR (\$35) FEE SHALL BE COLLECTED  
3 FROM THE CUSTODIAL PARENT IN CASES WHERE ANNUAL COLLECTIONS  
4 EQUAL TWO THOUSAND DOLLARS (\$2,000) OR MORE. NOTWITHSTANDING ANY  
5 OTHER PROVISION OF LAW, THE FEDERALLY MANDATED THIRTY-FIVE  
6 DOLLAR (\$35) ANNUAL FEE COLLECTED FROM THE CUSTODIAL PARENT  
7 SHALL BE RETAINED BY THE DEPARTMENT OF HUMAN SERVICES.

8 SECTION 2802-E. SURCHARGE AND FEE.

9 (A) IMPOSITION.--

10 (1) THE FOLLOWING APPLY:

11 (I) IN ADDITION TO THE FEES IMPOSED UNDER 42 PA.C.S.  
12 § 3733(A.1) (RELATING TO DEPOSITS INTO ACCOUNT), A  
13 SURCHARGE OF \$10 SHALL BE CHARGED AND COLLECTED BY A  
14 DIVISION OF THE UNIFIED JUDICIAL SYSTEM.

15 (II) THE ADDITIONAL SURCHARGE UNDER THIS PARAGRAPH  
16 SHALL BE DEPOSITED INTO THE JUDICIAL DEPARTMENT  
17 OPERATIONS AUGMENTATION ACCOUNT ESTABLISHED UNDER SECTION  
18 1795.1-E(D) OF THE ACT OF APRIL 9, 1929 (P.L.343,  
19 NO.176), KNOWN AS THE FISCAL CODE.

20 (III) THIS PARAGRAPH SHALL EXPIRE JULY 31, 2025.

21 (2) THE FOLLOWING APPLY:

22 (I) IN ADDITION TO THE FEES IMPOSED UNDER 42 PA.C.S.  
23 § 3733(A.1), A SURCHARGE OF \$11.25 SHALL BE CHARGED AND  
24 COLLECTED BY A DIVISION OF THE UNIFIED JUDICIAL SYSTEM.

25 (II) THE SURCHARGE UNDER THIS PARAGRAPH SHALL BE  
26 DEPOSITED IN THE JUDICIAL DEPARTMENT OPERATIONS  
27 AUGMENTATION ACCOUNT ESTABLISHED UNDER SECTION 1795.1-  
28 E(D) OF THE FISCAL CODE.

29 (III) THIS PARAGRAPH SHALL EXPIRE JULY 31, 2025.

30 (B) SUSPENSION OF DEPOSIT.--FOR FISCAL YEAR 2023-2024, THE

1 DEPOSIT REQUIRED UNDER SECTION 1795.2-E OF THE FISCAL CODE SHALL  
2 BE SUSPENDED.

3 SECTION 2.1. THE GENERAL ASSEMBLY FINDS AND DECLARES AS <--  
4 FOLLOWS:

5 (1) IN ALL LEGISLATIVE AND EXECUTIVE ACTIONS RELATED TO  
6 THE ENACTMENT AND IMPLEMENTATION OF LEGISLATION UNDER  
7 SECTIONS 13 AND 14 OF ARTICLE VIII OF THE CONSTITUTION OF  
8 PENNSYLVANIA, THE TERM "SURPLUS" HAS ALWAYS MEANT A FISCAL  
9 OPERATING RESULT WHICH OCCURS IN A FUND AT THE END OF A  
10 FISCAL YEAR, WHEREBY EXPENDITURES, INCLUDING TAX REFUNDS, ARE  
11 LESS THAN THE FUND'S BEGINNING BALANCE, REVENUES AND RECEIPTS  
12 AND LAPSES DURING THE SAME PERIOD.

13 (2) THE ADDITION OF THE DEFINITION OF "SURPLUS" IN  
14 SECTION 602 OF THE ACT IS A CLARIFICATION OF EXISTING LAW.  
15 SECTION 3. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

16 (1) THE ADDITION OF ARTICLE XV-C OF THE ACT SHALL TAKE  
17 EFFECT IN 60 DAYS.

18 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT  
19 IMMEDIATELY.