

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 1589 Session of  
2015

INTRODUCED BY CAUSER, ADOLPH, BAKER, CUTLER, DUSH, ELLIS,  
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GILLEN, GABLER, IRVIN, JOZWIAK, WARNER AND BENNINGHOFF,  
FEBRUARY 5, 2016

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, APRIL 12, 2016

## AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled,  
2 as amended, "An act relating to the finances of the State  
3 government; providing for the settlement, assessment,  
4 collection, and lien of taxes, bonus, and all other accounts  
5 due the Commonwealth, the collection and recovery of fees and  
6 other money or property due or belonging to the Commonwealth,  
7 or any agency thereof, including escheated property and the  
8 proceeds of its sale, the custody and disbursement or other  
9 disposition of funds and securities belonging to or in the  
10 possession of the Commonwealth, and the settlement of claims  
11 against the Commonwealth, the resettlement of accounts and  
12 appeals to the courts, refunds of moneys erroneously paid to  
13 the Commonwealth, auditing the accounts of the Commonwealth  
14 and all agencies thereof, of all public officers collecting  
15 moneys payable to the Commonwealth, or any agency thereof,  
16 and all receipts of appropriations from the Commonwealth,  
17 authorizing the Commonwealth to issue tax anticipation notes  
18 to defray current expenses, implementing the provisions of  
19 section 7(a) of Article VIII of the Constitution of  
20 Pennsylvania authorizing and restricting the incurring of  
21 certain debt and imposing penalties; affecting every  
22 department, board, commission, and officer of the State  
23 government, every political subdivision of the State, and  
24 certain officers of such subdivisions, every person,  
25 association, and corporation required to pay, assess, or  
26 collect taxes, or to make returns or reports under the laws  
27 imposing taxes for State purposes, or to pay license fees or  
28 other moneys to the Commonwealth, or any agency thereof,

1 every State depository and every debtor or creditor of the  
2 Commonwealth,"  
3 in financially distressed municipalities, providing for  
4 financial recovery;  
5 in oil and gas wells, providing for the Environmental  
6 Stewardship Fund;  
7 in tax credits, providing for Department of Community and  
8 Economic Development;  
9 in special funds, further providing for funding, for  
10 State Workers' Insurance Board, for expiration and for other  
11 grants;  
12 in additional special funds, further providing for use of  
13 the Tobacco Settlement Fund and for distributions from the  
14 Pennsylvania Race Horse Development Fund and providing for  
15 miscellaneous limitations and transfers and for the Natural  
16 Gas Infrastructure Development Fund;  
17 in general budget implementation, further providing for  
18 the Department of General Services, providing for the  
19 Pennsylvania Gaming Control Board, further providing for the  
20 Department of Human Services, for the Pennsylvania State  
21 Police and providing for the Commonwealth Financing  
22 Authority;  
23 PROVIDING FOR SCHOOL DISTRICT DEBT REFINANCING BONDS; <--  
24 providing for 2015-2016 budget implementation; and  
25 making editorial changes.

26 The General Assembly of the Commonwealth of Pennsylvania  
27 hereby enacts as follows:

28 Section 1. The General Assembly finds and declares as  
29 follows:

30 (1) The intent of this act is to provide for the  
31 implementation of the 2015-2016 Commonwealth budget.

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

35 (3) Section 24 of Article III of the Constitution of  
36 Pennsylvania requires the General Assembly to adopt all  
37 appropriations for the operation of government in the  
38 Commonwealth, regardless of their source. The Supreme Court  
39 has repeatedly affirmed that, "It is fundamental within  
40 Pennsylvania's tripartite system that the General Assembly

1 enacts the legislation establishing those programs which the  
2 state provides for its citizens and appropriates the funds  
3 necessary for their operation."

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

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

23 (6) For the reasons set forth in paragraphs (1), (2),  
24 (3), (4) and (5), it is the intent of the General Assembly  
25 through this act to provide for the implementation of the  
26 2015-2016 Commonwealth budget.

27 (7) Every provision of this act relates to the  
28 implementation of the operating budget of the Commonwealth  
29 for this fiscal year, addressing in various ways the fiscal  
30 operations, revenues and potential liabilities of the

1 Commonwealth. To that end, this act is intended to implement  
2 the 2015-2016 Commonwealth budget without specifically  
3 appropriating public money from the General Fund. This act  
4 provides accountability for spending and makes transfers or  
5 other changes necessary to impact the availability of revenue  
6 in order to meet the requirements of section 13 of Article  
7 VIII of the Constitution of Pennsylvania and to implement the  
8 act of December 29, 2015 (P.L. , No.10A), known as the  
9 General Appropriation Act of 2015, and the act of March 28,  
10 2016 (P.L. , No.1A), known as the Supplement to the  
11 General Appropriation Act of 2015.

12 Section 2. (Reserved).

13 Section 3. The act of April 9, 1929 (P.L.343, No.176), known  
14 as The Fiscal Code, is amended by adding sections to read:

15 Section 1602-D.1. Financial recovery.

16 As of the date of the termination of distressed status under  
17 the provisions of the act of July 10, 1987 (P.L.246, No.47),  
18 known as the Municipalities Financial Recovery Act, a city of  
19 the second class A that is levying, or had been authorized to  
20 levy within the previous three fiscal years, a local services  
21 tax in excess of \$52 in accordance with the Municipalities  
22 Financial Recovery Act, may, upon the termination of distressed  
23 status, levy, without court approval, the local services tax at  
24 a rate which does not exceed \$156 per year, if a pension system  
25 of the municipality is in moderate distress or severe distress  
26 as defined by section 503(d) of the act of December 18, 1984  
27 (P.L.1005, No.205), known as the Municipal Pension Plan Funding  
28 Standard and Recovery Act, and the amount in excess of \$52 is  
29 used solely to defray the municipality's unfunded actuarial  
30 accrued pension liability. A local services tax in excess of \$52

1 may not be levied in the same year that the income of  
2 nonresidents is subject to a tax above maximum rates as provided  
3 in section 607(f) of the Municipal Pension Plan Funding Standard  
4 and Recovery Act.

5 Section 1608-E. Environmental Stewardship Fund.

6 (a) Transfer.--Notwithstanding 58 Pa.C.S. § 2505(b)(1)(ii)  
7 (relating to funds), the amount transferred from the fund to the  
8 Marcellus Legacy Fund for distribution to the Environmental  
9 Stewardship Fund in fiscal year 2015-2016 shall be \$20,000,000.

10 (b) Allocation of appropriation.--Money appropriated from  
11 the Environmental Stewardship Fund under 27 Pa.C.S. § 6104(c)  
12 (relating to fund) in fiscal year 2015-2016 shall be allocated  
13 as follows:

14 (1) 23% to the department.

15 (2) 35.7% to the Department of Environmental Protection.

16 (3) 18.7% to the Department of Agriculture.

17 (4) 22.6% to the Pennsylvania Infrastructure Investment  
18 Authority.

19 (c) Debt payments.--Nothing in this section shall affect  
20 payments authorized under 27 Pa.C.S. § 6115 (relating to  
21 Commonwealth indebtedness).

22 Section 1604-H. Department of Community and Economic  
23 Development.

24 Tax credits awarded under Article XVII-F of the act of March  
25 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in  
26 fiscal year 2015-2016 to a business firm making an approved  
27 contribution to a scholarship organization, prekindergarten  
28 scholarship organization, opportunity scholarship organization  
29 or educational improvement organization may be used in the  
30 taxable year in which a completed application was submitted by

1 the business firm or the taxable year in which the contribution  
2 was made by the business firm, as determined by the business  
3 firm.

4 Section 4. (Reserved).

5 Section 5. Section 1702-A of the act, amended July 10, 2014  
6 (P.L.1053, No.126), is amended to read:

7 Section 1702-A. Funding.

8 (a) Intent.--It is hereby declared as the intent and goal of  
9 the General Assembly to create a stabilization reserve in an  
10 eventual amount of 6% of the revenues of the General Fund of the  
11 Commonwealth.

12 (b) Transfer of portion of surplus.--

13 (1) Except as may be provided in paragraph (2), for  
14 fiscal years beginning after June 30, 2002, the following  
15 apply:

16 (i) Except as set forth in this paragraph, if the  
17 Secretary of the Budget certifies that there is a surplus  
18 in the General Fund for a specific fiscal year, 25% of  
19 the surplus shall be deposited by the end of the next  
20 succeeding quarter into the Budget Stabilization Reserve  
21 Fund.

22 (ii) If the Secretary of the Budget certifies, after  
23 June 30, 2005, that there is a surplus in the General  
24 Fund for the fiscal year 2004-2005, 15% of the surplus  
25 shall be deposited by the end of the next succeeding  
26 quarter into the Budget Stabilization Reserve Fund.

27 (iii) No amount of the surplus in the General Fund  
28 for fiscal year 2007-2008 may be deposited into the  
29 Budget Stabilization Reserve Fund.

30 (iv) No amount of the surplus in the General Fund

1 for fiscal year 2010-2011 may be deposited into the  
2 Budget Stabilization Reserve Fund.

3 (v) No amount of the surplus in the General Fund for  
4 fiscal year 2011-2012 may be deposited into the Budget  
5 Stabilization Reserve Fund.

6 (vi) No amount of the surplus in the General Fund  
7 for fiscal year 2012-2013 may be deposited into the  
8 Budget Stabilization Reserve Fund.

9 (vii) No amount of the surplus in the General Fund  
10 for fiscal year 2013-2014 may be deposited into the  
11 Budget Stabilization Reserve Fund.

12 (viii) No amount of the surplus in the General Fund  
13 for fiscal year 2014-2015 may be deposited into the  
14 Budget Stabilization Reserve Fund.

15 (2) If, at the end of any fiscal year, the ending  
16 balance of the Budget Stabilization Reserve Fund equals or  
17 exceeds 6% of the actual General Fund revenues received for  
18 the fiscal year in which the surplus occurs, 10% of the  
19 surplus shall be deposited by the end of the next succeeding  
20 quarter into the Budget Reserve Stabilization Fund.

21 (c) Appropriated funds.--The General Assembly may at any  
22 time provide additional amounts from any funds available to this  
23 Commonwealth as an appropriation to the Budget Stabilization  
24 Reserve Fund.

25 Section 6. The heading of Subarticle D of Article XVII-A of  
26 the act, reenacted June 30, 2011 (P.L.159, No.26), is reenacted  
27 to read:

28 SUBARTICLE D

29 INVESTMENTS

30 Section 7. Sections 1731-A and 1732-A of the act, reenacted

1 and amended June 30, 2011 (P.L.159, No.26), are reenacted and  
2 amended to read:

3 Section 1731-A. State Workers' Insurance Board.

4 Notwithstanding any inconsistent provisions of section 1512  
5 of the act of June 2, 1915 (P.L.736, No.338), known as the  
6 Workers' Compensation Act, section 504 of the act of November  
7 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965,  
8 [section 922 of the act of December 14, 1967 (P.L.746, No.345),  
9 known as the Savings Association Code of 1967,] and any other  
10 law of this Commonwealth, the power of the State Workers'  
11 Insurance Board to invest money shall include the power to hold,  
12 purchase, sell, assign, transfer and dispose of securities,  
13 including common stock with the following restrictions:

14 (1) Investments in equities may not exceed the lesser  
15 of:

16 (i) 15% of the State Workers' Insurance Fund's  
17 assets; or

18 (ii) the State Workers' Insurance Fund's statutory  
19 surplus after discount, except that, notwithstanding the  
20 statutory surplus, the State Workers' Insurance Fund is  
21 authorized to invest up to 7 1/2% of the book value of  
22 its assets in equities.

23 (1.1) Investments in equities shall be made subject to  
24 the prudent investor rule as provided for under 20 Pa.C.S. §  
25 7203 (relating to prudent investor rule).

26 (2) The State Workers' Insurance Board shall establish a  
27 policy for investments and shall meet at least annually to  
28 develop a schedule for rebalancing its investments in  
29 securities to meet the restriction of paragraph (1).

30 Section 1732-A. Expiration.



1 This subarticle shall expire June 30, [2015] 2018.

2 Section 8. Section 1774.1-A of the act, added July 18, 2013  
3 (P.L.574, No.71), is amended to read:

4 Section 1774.1-A. Other grants.

5 (a) Water and sewer.--For [fiscal year 2013-2014] the  
6 specified fiscal years, from funds available to the authority  
7 under this act or under 58 Pa.C.S. § 2315(a.1)(4) (relating to  
8 Statewide initiatives), that are unrelated to indebtedness  
9 incurred for the program, the following apply:

10 (1) For fiscal year 2013-2014, the sum of \$3,000,000  
11 shall be available for water and sewer projects with a cost  
12 of not less than \$50,000 and not more than \$150,000.

13 (2) For fiscal year 2015-2016 and 2016-2017, the sum of  
14 \$22,000,000 shall be available for distribution or  
15 reimbursement for water and sewer projects with a cost of not  
16 less than \$30,000 and not more than \$500,000.

17 (b) Guidelines.--The authority shall adopt guidelines for  
18 the approval of applications under this section and shall ensure  
19 that grants are made available to all geographic areas of this  
20 Commonwealth.

21 Section 9. Sections 1713-A.1 and 1723-A.1 of the act,  
22 amended July 10, 2014 (P.L.1053, No.126), are amended to read:

23 Section 1713-A.1. Use of fund.

24 (a) Annual report.--The Governor shall report on the fund in  
25 the annual budget which shall include the amounts appropriated  
26 to each program.

27 (b) Appropriations.--

28 (1) Except as otherwise provided in paragraphs (1.1)[,  
29 (1.2) and (1.3)] through (1.5), the General Assembly  
30 appropriates moneys in the fund in accordance with the

1 following percentages based on the annual payment received in  
2 each year:

3 (i) Thirteen percent for home and community-based  
4 services pursuant to Chapter 5 of the Tobacco Settlement  
5 Act.

6 (ii) Four and five-tenths percent for tobacco use  
7 prevention and cessation programs pursuant to Chapter 7  
8 of the Tobacco Settlement Act.

9 (iii) Twelve and six-tenths percent for health and  
10 related research pursuant to section 906 of the Tobacco  
11 Settlement Act.

12 (iv) One percent for health and related research  
13 pursuant to section 909 of the Tobacco Settlement Act.

14 (v) Eight and eighteen one-hundredths percent for  
15 the uncompensated care payment program pursuant to  
16 Chapter 11 of the Tobacco Settlement Act.

17 (vi) Thirty percent for the purchase of Medicaid  
18 benefits for workers with disabilities pursuant to  
19 Chapter 15 of the Tobacco Settlement Act.

20 (vii) Eight percent for the expansion of the PACENET  
21 program pursuant to Chapter 23 of the Tobacco Settlement  
22 Act.

23 (viii) Twenty-two and seventy-two one-hundredths  
24 percent shall remain in the fund to be separately  
25 appropriated for health-related purposes.

26 (1.1) For fiscal year 2013-2014, the General Assembly  
27 appropriates money in the fund in accordance with the  
28 following percentage based on the annual payment received  
29 each year:

30 (i) Thirteen percent for home-based and community-

1 based services under Chapter 5 of the Tobacco Settlement  
2 Act.

3 (ii) Two and ninety-three [hundreths] hundredths  
4 percent for tobacco use prevention and cessation programs  
5 under Chapter 7 of the Tobacco Settlement Act.

6 (iii) Six and three-tenths percent for health and  
7 related research under section 906 of the Tobacco  
8 Settlement Act.

9 (iv) One-half percent for health and related  
10 research under section 909 of the Tobacco Settlement Act.

11 (v) Four and nine-hundredths percent for the  
12 uncompensated care payment program under Chapter 11 of  
13 the Tobacco Settlement Act.

14 (vi) Thirty percent for the purchase of Medicaid  
15 benefits for workers with disabilities under Chapter 15  
16 of the Tobacco Settlement Act.

17 (vii) Forty-three and eighteen hundredths percent  
18 shall remain in the fund to be separately appropriated  
19 for health-related purposes.

20 (1.2) For fiscal year 2014-2015, money in the fund from  
21 a payment received due to the recalculation of a prior annual  
22 payment shall remain in the fund to be separately  
23 appropriated for health-related purposes.

24 (1.3) For fiscal year 2014-2015, the General Assembly  
25 appropriates money in the fund in accordance with the  
26 following percentages based on the annual payment received  
27 each year:

28 (i) Thirteen percent for home-based and community-  
29 based services under Chapter 5 of the Tobacco Settlement  
30 Act.

1 (ii) Four and five-tenths percent for tobacco use  
2 prevention and cessation programs under Chapter 7 of the  
3 Tobacco Settlement Act.

4 (iii) Twelve and six-tenths percent for health and  
5 related research under section 906 of the Tobacco  
6 Settlement Act.

7 (iv) One percent for health and related research  
8 under section 909 of the Tobacco Settlement Act.

9 (v) Eight and eighteen hundredths percent for the  
10 uncompensated care payment program under Chapter 11 of  
11 the Tobacco Settlement Act.

12 (vi) Fifteen and twelve hundredths percent for the  
13 purchase of Medicaid benefits for workers with  
14 disabilities under Chapter 15 of the Tobacco Settlement  
15 Act.

16 (vii) Forty-five and six-tenths percent shall remain  
17 in the fund to be separately appropriated for health-  
18 related purposes.

19 (1.4) For fiscal year 2015-2016, money in the fund from  
20 a payment received due to the recalculation of a prior annual  
21 payment shall remain in the fund to be separately  
22 appropriated for health-related purposes.

23 (1.5) For fiscal year 2015-2016, the General Assembly  
24 appropriates money in the fund in accordance with the  
25 following percentages based on the annual payment received  
26 each year:

27 (i) Thirteen percent for home-based and community-  
28 based services under Chapter 5 of the Tobacco Settlement  
29 Act.

30 (ii) Four and five-tenths percent for tobacco use

1 prevention and cessation programs under Chapter 7 of the  
2 Tobacco Settlement Act.

3 (iii) Twelve and six-tenths percent for health and  
4 related research under section 906 of the Tobacco  
5 Settlement Act.

6 (iv) One percent for health and related research  
7 under section 909 of the Tobacco Settlement Act.

8 (v) Eight and eighteen hundredths percent for the  
9 uncompensated care payment program under Chapter 11 of  
10 the Tobacco Settlement Act.

11 (vi) Thirty percent for the purchase of Medicaid  
12 benefits for workers with disabilities under Chapter 15  
13 of the Tobacco Settlement Act.

14 (vii) Thirty and seventy-two hundredths percent  
15 shall remain in the fund to be separately appropriated  
16 for health-related purposes.

17 (2) In addition, any Federal funds received for any of  
18 these programs are specifically appropriated to those  
19 programs.

20 (3) All other payments and revenue received in the fund  
21 other than the annual payment shall remain in the fund and  
22 are available to be appropriated for health-related purposes.

23 (c) Lapses.--Lapses shall remain in the fund except that  
24 lapses from money provided for the home and community-based care  
25 services shall be reallocated to the home and community-based  
26 care program for use in succeeding years.

27 (d) Lobbying restrictions.--No money derived from  
28 appropriations made by the General Assembly from the fund may be  
29 used for the lobbying of any State public official.

30 (f) Allocation of local program funding.--

1 (1) Funding for local programs under section 708(b) of  
2 the Tobacco Settlement Act shall be allocated as follows:

3 (i) Thirty percent of grant funding to primary  
4 contractors for local programs shall be allocated equally  
5 among each of the 67 counties.

6 (ii) The remaining 70% of the grant funding to  
7 primary contractors for local programs shall be allocated  
8 on a per capita basis of each county with a population  
9 greater than 60,000. The per capita formula shall be  
10 applied only to that portion of the population that is  
11 greater than 60,000 for each county.

12 (2) Budgets shall be developed by each primary  
13 contractor to reflect service planning and expenditures in  
14 each county. Each primary contractor shall ensure that  
15 services are available to residents of each county and must  
16 expend the allocated funds on a per-county basis pursuant to  
17 paragraph (1) and this paragraph.

18 (3) The Department of Health shall compile a detailed  
19 annual report of expenditures per county and the specific  
20 programs offered in each region. This report shall be made  
21 available on the Department of Health's publicly available  
22 Internet website within 60 days following the close of each  
23 fiscal year.

24 (4) During the third quarter of the fiscal year, funds  
25 which have not been spent within a service area may be  
26 reallocated to support programming in the same region.

27 (g) Transfer.--The strategic contribution payment received  
28 in fiscal year 2012-2013, and all assets and cash in the Health  
29 Account, shall be transferred to the fund by August 1, 2013.

30 Section 1723-A.1. Distributions from Pennsylvania Race Horse

1                   Development Fund.

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

6           (1) An amount equal to 18% of the daily gross terminal  
7 revenue of each Category 1 licensee shall be distributed to  
8 each active and operating Category 1 licensee conducting live  
9 racing unless the daily assessments are affected by the daily  
10 assessment cap provided for in 4 Pa.C.S. § 1405(c) (relating  
11 to Pennsylvania Race Horse Development Fund). In cases in  
12 which the daily assessment cap affects daily assessments, the  
13 distribution to each active and operating Category 1 licensee  
14 conducting live racing for that day shall be a percentage of  
15 the total daily assessments paid into the fund for that day  
16 equal to the gross terminal revenue of each active and  
17 operating Category 1 licensee conducting live racing for that  
18 day divided by the total gross terminal revenue of all active  
19 and operating Category 1 licensees conducting live racing for  
20 that day. Except as provided in paragraphs (2) and (2.1), the  
21 distributions to licensed racing entities from the fund shall  
22 be allocated as follows:

23           (i) Eighty percent shall be deposited weekly into a  
24 separate, interest-bearing purse account to be  
25 established by and for the benefit of the horsemen. The  
26 earned interest on the account shall be credited to the  
27 purse account. Licensees shall combine these funds with  
28 revenues from existing purse agreements to fund purses  
29 for live races consistent with those agreements with the  
30 advice and consent of the horsemen.

1           (ii) For thoroughbred tracks, 16% shall be deposited  
2 on a monthly basis into the Pennsylvania Breeding Fund as  
3 defined in section 223 of the Race Horse Industry Reform  
4 Act. For standardbred tracks, 8% shall be deposited on a  
5 monthly basis in the Pennsylvania Sire Stakes Fund as  
6 defined in section 224 of the Race Horse Industry Reform  
7 Act, and 8% shall be deposited on a monthly basis into a  
8 restricted account in the State Racing Fund to be known  
9 as the Pennsylvania Standardbred Breeders Development  
10 Fund. The State Harness Racing Commission shall, in  
11 consultation with the Secretary of Agriculture, by rule  
12 or by regulation, adopt a standardbred breeders program  
13 that will include the administration of the Pennsylvania  
14 Stallion Award, the Pennsylvania Bred Award and the  
15 Pennsylvania Sired and Bred Award.

16           (iii) Four percent shall be used to fund health and  
17 pension benefits for the members of the horsemen's  
18 organizations representing the owners and trainers at the  
19 racetrack at which the licensed racing entity operates  
20 for the benefit of the organization's members, their  
21 families, employees and others in accordance with the  
22 rules and eligibility requirements of the organization,  
23 as approved by the State Horse Racing Commission or the  
24 State Harness Racing Commission. This amount shall be  
25 deposited within five business days of the end of each  
26 month into a separate account to be established by each  
27 respective horsemen's organization at a banking  
28 institution of its choice. Of this amount, \$250,000 shall  
29 be paid annually by the horsemen's organization to the  
30 thoroughbred jockeys or standardbred drivers organization



1 at the racetrack at which the licensed racing entity  
2 operates for health insurance, life insurance or other  
3 benefits to active and disabled thoroughbred jockeys or  
4 standardbred drivers in accordance with the rules and  
5 eligibility requirements of that organization.

6 (2) Distributions from the fund shall be allocated as  
7 follows:

8 (i) For fiscal years 2013-2014 and 2014-2015, each  
9 week, \$802,682 in the fund shall be transferred to the  
10 account. This transfer shall not exceed \$17,659,000  
11 annually.

12 (i.1) In addition to the transfer under subparagraph  
13 (i), for a total of 14 weeks from the effective date of  
14 this subparagraph, each week, \$300,000 shall be  
15 transferred from the fund, for a total amount of  
16 \$4,200,000, to the State Racing Fund to be used  
17 exclusively for the enforcement of the act of December  
18 17, 1981 (P.L.435, No.135), known as the Race Horse  
19 Industry Reform Act. Moneys transferred pursuant to this  
20 subparagraph shall not be transferred subsequently to any  
21 other State fund or account for any purpose.

22 (i.2) For fiscal year 2015-2016, beginning on the  
23 effective date of this subparagraph, the sum of  
24 \$25,759,000 in the fund shall be transferred to the  
25 account in equal weekly amounts sufficient to complete  
26 the transfer by June 30, 2016.

27 (ii) Each week, the money remaining in the fund  
28 after any transfer under subparagraphs (i) [and], (i.1)  
29 and (i.2) shall be distributed to each active and  
30 operating Category 1 licensee conducting live racing in

1 accordance with the following formula:

2 (A) Divide:

3 (I) the total daily assessments paid, by  
4 each active and operating Category 1 licensee  
5 conducting live racing, into the fund for that  
6 week; by

7 (II) the total daily assessments paid, by  
8 all active and operating Category 1 licensees  
9 conducting live racing, into the fund for that  
10 week.

11 (B) Multiply the quotient under clause (A) by  
12 the amount to be distributed under this subparagraph.

13 (iii) The distribution under subparagraph (ii) shall  
14 be allocated as follows:

15 (A) The greater of 4% of the amount to be  
16 distributed under subparagraph (ii) or \$220,000 shall  
17 be used to fund health and pension benefits for the  
18 members of the horsemen's organizations representing  
19 the owners and trainers at the racetrack at which the  
20 licensed racing entity operates for the benefit of  
21 the organization's members, their families, employees  
22 and others in accordance with the rules and  
23 eligibility requirements of the organization, as  
24 approved by the State Horse Racing Commission or the  
25 State Harness Racing Commission. This amount shall be  
26 deposited within five business days of the end of  
27 each week into a separate account to be established  
28 by each respective horsemen's organization at a  
29 banking institution of its choice. Of this amount, a  
30 minimum of \$250,000 shall be paid annually by the

1           horsemen's organization to the thoroughbred jockeys  
2           or standardbred drivers organization at the racetrack  
3           at which the licensed racing entity operates for  
4           health insurance, life insurance or other benefits to  
5           active and disabled thoroughbred jockeys or  
6           standardbred drivers in accordance with the rules and  
7           eligibility requirements of that organization. The  
8           total distribution under this clause in any fiscal  
9           year shall not exceed \$11,400,000.

10           (B) Of the money remaining to be distributed  
11           under subparagraph (ii) after application of clause  
12           (A), the following disbursements shall be made:

13           (I) Eighty-three and one-third percent of  
14           the money to be distributed under this clause  
15           shall be deposited on a weekly basis into a  
16           separate, interest-bearing purse account to be  
17           established by and for the benefit of the  
18           horsemen. The earned interest on the account  
19           shall be credited to the purse account. Licensees  
20           shall combine these funds with revenues from  
21           existing purse agreements to fund purses for live  
22           races consistent with those agreements with the  
23           advice and consent of the horsemen.

24           (II) For thoroughbred tracks, 16 and 2/3% of  
25           the money to be distributed under this clause  
26           shall be deposited on a weekly basis into the  
27           Pennsylvania Breeding Fund established in section  
28           223 of the Race Horse Industry Reform Act. For  
29           standardbred tracks, 8 and 1/3% of the money to  
30           be distributed under this clause shall be

1 deposited on a weekly basis into the Pennsylvania  
2 Sire Stakes Fund as defined in section 224 of the  
3 Race Horse Industry Reform Act; and 8 and 1/3% of  
4 the money to be distributed under this clause  
5 shall be deposited on a weekly basis into a  
6 restricted account in the State Racing Fund to be  
7 known as the Pennsylvania Standardbred Breeders  
8 Development Fund. The State Harness Racing  
9 Commission shall, in consultation with the  
10 Secretary of Agriculture, promulgate regulations  
11 adopting a standardbred breeders program that  
12 will include the administration of the  
13 Pennsylvania Stallion Award, the Pennsylvania  
14 Bred Award and the Pennsylvania Sired and Bred  
15 Award.

16 Section 10. Article XVII-A.1 of the act is amended by adding  
17 subarticles to read:

18 SUBARTICLE D

19 MISCELLANEOUS LIMITATIONS AND TRANSFERS

20 Section 1731-A.1. Workmen's Compensation Administration Fund.

21 Within 30 days of the effective date of this section,  
22 \$3,100,000 shall be transferred from the Workmen's Compensation  
23 Administration Fund to the Uninsured Employers Guarantee Fund.

24 Section 1732-A.1. Dormitory sprinklers.

25 By June 1, 2016, \$4,500,000 shall be transferred from the  
26 account established in section 3(b) of the act of December 20,  
27 2001 (P.L.969, No.116), known as the Dormitory Sprinkler System  
28 Act to the General Fund.

29 Section 1733-A.1. Drug and Alcohol Programs.

30 For fiscal year 2015-2016, \$2,500,000 from the sale of liquor

1 and alcohol shall be transferred to the Department of Drug and  
2 Alcohol Programs for the purposes set forth in section 802(c) of  
3 the act of April 12, 1951 (P.L.90, No.21), known as the Liquor  
4 Code.

5 SUBARTICLE E

6 NATURAL GAS INFRASTRUCTURE DEVELOPMENT FUND

7 Section 1741-A.1. Definitions.

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

11 "Authority." The Commonwealth Financing Authority.

12 "Fund." The Natural Gas Infrastructure Development Fund.

13 Section 1742-A.1. Natural Gas Infrastructure Development Fund.

14 The Natural Gas Infrastructure Development Fund is  
15 established in the State Treasury.

16 Section 1743-A.1. Transfer of funds.

17 The sum of \$12,000,000 allocated under section 307(c) of the  
18 act of July 9, 2008 (1st Sp.Sess., P.L.1873, No.1), known as the  
19 Alternative Energy Investment Act, shall be transferred to the  
20 fund for use by the authority.

21 Section 1744-A.1. Use of funds.

22 (a) Grants.--The authority shall use the fund to provide  
23 grants to obtain access to natural gas to any of the following:

24 (1) Hospitals.

25 (2) Businesses.

26 (3) Economic development organizations.

27 (4) Municipalities.

28 (5) Counties.

29 (6) School districts.

30 (b) Eligible uses.--Grants awarded under this section may be

1 used for projects which expand access to natural gas  
2 infrastructure, including costs associated with limiting  
3 environmental impacts and protecting public lands.

4 (c) Guidelines.--The authority shall develop guidelines for  
5 the following:

6 (1) Selecting eligible projects to receive grants.

7 (2) Use of money by applicants that receive grants.

8 Section 1745-A.1. Amount of grant.

9 The authority may provide a grant for not more than the  
10 lesser of:

11 (1) 50% of the cost of a project; or

12 (2) \$1,000,000.

13 Section 1746-A.1. Guidelines for applications.

14 The authority shall:

15 (1) develop guidelines for submitting applications for a  
16 grant; and

17 (2) give priority to applications that will result in  
18 adjoining residential and nonresidential properties obtaining  
19 natural gas.

20 Section 11. Section 1724-E of the act, added July 17, 2007  
21 (P.L.141, No.42), is amended to read:

22 Section 1724-E. Department of General Services [(Reserved)].

23 The General Assembly shall provide annual appropriations to  
24 support the provision of fire services to the Capitol Complex in  
25 the City of Harrisburg.

26 Section 12. The act is amended by adding a section to read:

27 Section 1724.1-E. Pennsylvania Gaming Control Board.

28 Notwithstanding 4 Pa.C.S. Pt. II (relating to gaming) or any  
29 other provision of law to the contrary, any payment of a slot  
30 machine license fee under 4 Pa.C.S. § 1209 (relating to slot

1 machine license fee) received by the Pennsylvania Gaming Control  
2 Board after June 30, 2014, shall be deposited in and credited to  
3 the General Fund.

4 Section 13. Section 1729-E of the act, amended or added July  
5 17, 2007 (P.L.141, No.42) and July 2, 2012 (P.L.823, No.87), is  
6 amended to read:

7 Section 1729-E. Department of [Public Welfare] Human Services.

8 The following shall apply to appropriations for the  
9 Department of [Public Welfare] Human Services:

10 (1) Any rule, regulation or policy for the Federal or  
11 State appropriations for the cash assistance, outpatient,  
12 inpatient, capitation, behavioral health, long-term care and  
13 Supplemental Grants to the Aged, Blind and Disabled, Child  
14 Care and Attendant Care programs adopted by the Secretary of  
15 [Public Welfare] Human Services during the fiscal year which  
16 adds to the cost of any public assistance program shall be  
17 effective only from and after the date upon which it is  
18 approved as to the availability of funds by the Governor.

19 (2) Federal and State medical assistance payments. The  
20 following shall apply:

21 (i) No funds appropriated for approved capitation  
22 plans shall be used to pay a provider who fails to supply  
23 information in a form required by the department in order  
24 to facilitate claims for Federal financial participation  
25 for services rendered to general assistance clients.

26 (ii) (Reserved).

27 (iii) (Reserved).

28 (iv) (Reserved).

29 (v) (Reserved).

30 (vi) (Reserved).

1           (vii) The following shall apply to eligibility  
2 determinations for services under medical assistance:

3           (A) Unless the custodial parent or legally  
4 responsible adult has provided to the department, at  
5 application or redetermination, information required  
6 by the department for inclusion in the annual report  
7 under clause (B), no funds from an appropriation for  
8 medical assistance shall be used to pay for medical  
9 assistance services for a child under 21 years of  
10 age:

11                   (I) who has a Supplemental Security Income  
12 (SSI) level of disability; and

13                   (II) whose parental income is not currently  
14 considered in the eligibility determination  
15 process.

16           (B) The department shall submit to the Public  
17 Health and Welfare Committee of the Senate and the  
18 Health Committee and Human Services Committee of the  
19 House of Representatives an annual report including  
20 the following data:

21                   (I) Family size.

22                   (II) Household income.

23                   (III) County of residence.

24                   (IV) Length of residence in this  
25 Commonwealth.

26                   (V) Third-party insurance information.

27                   (VI) Diagnosis and type and cost of services  
28 paid for by the medical assistance program on  
29 behalf of each eligible and enrolled child  
30 described in clause (A).



1           (3) The following shall apply:

2           (i) If, in any fiscal year, the annual appropriation  
3 for payments to counties under section 704.1(a) of the  
4 act of June 13, 1967 (P.L.31, No.21), known as the Human  
5 Services Code, has not been enacted by September 1, an  
6 amount shall be appropriated as of September 1 to the  
7 Department of Human Services for the purpose of making  
8 payments to counties under section 704.1(g) (5) and (g.1)  
9 of the Human Services Code that is equal to the  
10 difference between:

11           (A) the amount of funds specified as the  
12 aggregate child welfare needs-based budget allocation  
13 by the General Assembly under section 709.3(c.1) of  
14 the Human Services Code in the general appropriation  
15 act for the immediately preceding fiscal year as  
16 necessary to fund child welfare services provided for  
17 that fiscal year; and

18           (B) the amount of funds actually provided for  
19 reimbursement to counties during that fiscal year.

20           (ii) The department may adjust any payment to a  
21 county under section 704.1(g) of the Human Services Code  
22 based on the amount of funds actually appropriated by the  
23 General Assembly.

24           (iii) Within five days of executing the authority  
25 granted in this paragraph and weekly thereafter, the  
26 Secretary of the Budget shall inform the chairperson and  
27 minority chairperson of the Appropriations Committee of  
28 the Senate and the chairperson and minority chairperson  
29 of the Appropriations Committee of the House of  
30 Representatives of the amount of payments made to each

1           county under this section.

2           Section 14. Section 1733-E of the act, amended October 9,  
3 2009 (P.L.537, No.50), is amended to read:

4 Section 1733-E. Pennsylvania State Police.

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

7           (1) The Pennsylvania State Police may not close a  
8 barracks until the Pennsylvania State Police conducts a  
9 public hearing and provides 30 days' notice, which shall be  
10 published in the Pennsylvania Bulletin and in at least two  
11 local newspapers.

12           (2) [(Reserved).] Payments made to municipalities under  
13 53 Pa.C.S. § 2170 (relating to reimbursement of expenses)  
14 shall be limited to money available. If money is not  
15 available to make full payments, the Municipal Police  
16 Officers' Education and Training Commission shall make  
17 payments on a pro rata basis.

18           Section 15. The act is amended by adding a section to read:

19 Section 1753-E. Commonwealth Financing Authority.

20           The following shall apply to the restricted receipts account  
21 of the Commonwealth Financing Authority established under 4  
22 Pa.C.S. § 1403(c)(2)(i)(D)(I) (relating to establishment of  
23 State Gaming Fund and net slot machine revenue distribution):

24           (1) In addition to municipalities that are eligible to  
25 receive grant funding under 4 Pa.C.S. § 1403(c)(2)(i)(D)(I),  
26 a county redevelopment authority within the county shall also  
27 be eligible to receive grant funding to be used exclusively  
28 for economic development projects or infrastructure. A county  
29 redevelopment authority shall not be eligible to receive more  
30 than 10% of the total grant funds awarded.



1 CODE OF 1949 AND CAPITAL GRANTS FOR A PROJECT AUTHORIZED TO BE  
2 APPROVED UNDER SECTION 2574.4 OF THE PUBLIC SCHOOL CODE OF 1949.  
3 "PROJECT." AS DEFINED IN 64 PA.C.S. CH. 15 (RELATING TO  
4 COMMONWEALTH FINANCING AUTHORITY) OR ANY PROJECT OF A SCHOOL  
5 DISTRICT THAT IS ELIGIBLE FOR REIMBURSEMENT BY THE COMMONWEALTH  
6 AS REQUIRED UNDER SUBARTICLE (F) OF ARTICLE XXV OF THE PUBLIC  
7 SCHOOL CODE OF 1949 FOR APPROVED RENTAL OR SINKING FUND CHARGES.

8 "PUBLIC SCHOOL CODE OF 1949." THE ACT OF MARCH 10, 1949  
9 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949.  
10 SECTION 1702-E.2. BOND ISSUANCE.

11 (A) DECLARATION OF POLICY.--THE GENERAL ASSEMBLY FINDS AND  
12 DECLARES THAT:

13 (1) FUNDING THE PAYMENT OF REIMBURSEMENTS TO SCHOOL  
14 DISTRICTS FOR CONSTRUCTION AND RECONSTRUCTION PROJECTS,  
15 THROUGH THE AUTHORITY, IS IN THE BEST INTEREST OF THE  
16 COMMONWEALTH.

17 (2) THE FINANCING LAW IS TO BE LIBERALLY CONSTRUED TO  
18 EFFECT THE LEGISLATIVE AND PUBLIC PURPOSES.

19 (3) ONE OF THOSE STATED PURPOSES IS THE PROTECTION OF  
20 "THE HEALTH, SAFETY AND GENERAL WELFARE OF THE PEOPLE OF THIS  
21 COMMONWEALTH" PURSUANT TO 64 PA.C.S. § 1503(6) (RELATING TO  
22 FINDINGS AND DECLARATION OF POLICY).

23 (4) IN ORDER TO ACCOMPLISH SUCH A GOAL "IT IS DESIRABLE  
24 TO BUILD, IMPROVE AND FINANCE FACILITIES OWNED BY  
25 MUNICIPALITIES, MUNICIPAL AUTHORITIES AND OTHER AUTHORITIES  
26 AND INSTRUMENTALITIES OF THE COMMONWEALTH," WHICH INCLUDES  
27 SCHOOL DISTRICTS, PURSUANT TO 64 PA.C.S. § 1503(7).

28 (B) AUTHORITY.--NOTWITHSTANDING ANY OTHER LAW THE AUTHORITY  
29 SHALL ESTABLISH A PROGRAM TO ISSUE BONDS ON BEHALF OF SCHOOL  
30 DISTRICTS TO PROVIDE REIMBURSEMENTS FROM THE COMMONWEALTH AS

1 REQUIRED UNDER ARTICLE XXV OF THE PUBLIC SCHOOL CODE OF 1949 FOR  
2 APPROVED RENTAL OR SINKING FUND CHARGES.

3 (C) DEBT OR LIABILITY.--

4 (1) BONDS ISSUED UNDER THIS ARTICLE SHALL NOT BE A DEBT  
5 OR LIABILITY OF THE COMMONWEALTH AND SHALL NOT CREATE OR  
6 CONSTITUTE ANY INDEBTEDNESS, LIABILITY OR OBLIGATION OF THE  
7 COMMONWEALTH.

8 (2) BOND OBLIGATIONS SHALL BE PAYABLE SOLELY FROM  
9 REVENUES OR FUNDS PLEDGED OR AVAILABLE FOR REPAYMENT AS  
10 AUTHORIZED UNDER THIS ARTICLE.

11 (3) EACH BOND MUST CONTAIN ON ITS FACE A STATEMENT THAT:

12 (I) THE AUTHORITY IS OBLIGATED TO PAY THE PRINCIPAL  
13 OF OR INTEREST ON THE BONDS ONLY FROM THE REVENUES OR  
14 FUNDS PLEDGED OR AVAILABLE FOR REPAYMENT AS AUTHORIZED  
15 UNDER THIS ARTICLE.

16 (II) NEITHER THE COMMONWEALTH NOR ANY SCHOOL  
17 DISTRICT IS OBLIGATED TO PAY THE PRINCIPAL OF OR INTEREST  
18 ON THE BONDS.

19 (III) THE FULL FAITH AND CREDIT OF THE COMMONWEALTH  
20 OR OF ANY SCHOOL DISTRICT IS NOT PLEDGED TO THE PAYMENT  
21 OF THE PRINCIPAL OF OR THE INTEREST ON THE BONDS.

22 (D) REVIEW FOR FORM AND LEGALITY.--FOR THE PURPOSES OF  
23 ISSUING BONDS UNDER THIS ARTICLE, THE DUTIES OF THE ATTORNEY  
24 GENERAL UNDER SECTION 204 OF THE ACT OF OCTOBER 15, 1980  
25 (P.L.950, NO.164), KNOWN AS THE COMMONWEALTH ATTORNEYS ACT,  
26 RELATING TO THE ISSUANCE OF BONDS MAY BE PERFORMED BY THE FIRST  
27 DEPUTY ATTORNEY GENERAL.

28 SECTION 1703-E.2. LIMITATIONS ON BOND ISSUANCE.

29 THE AUTHORITY MAY ISSUE BONDS FOR A PLANCON PROJECT IN AN  
30 AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,500,000,000, UNLESS

1 THE AUTHORITY AND THE DEPARTMENT DETERMINE THIS AMOUNT IS  
2 INSUFFICIENT TO CARRY OUT THE PURPOSES OF THIS ARTICLE, THEN THE  
3 AUTHORITY SHALL ADOPT A RESOLUTION TO PETITION THE SECRETARY OF  
4 THE BUDGET TO INCREASE THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT.  
5 THE SECRETARY OF THE BUDGET MAY APPROVE THE PETITION AND, IF  
6 APPROVED, SHALL PUBLISH NOTICE OF THE APPROVAL IN THE  
7 PENNSYLVANIA BULLETIN. THE AUTHORITY SHALL NOT ISSUE ANY BONDS  
8 FOR THE PLANCON PROJECT, EXCEPT REFUNDING BONDS, AFTER JUNE 30,  
9 2025. THE AUTHORITY, IN CONSULTATION WITH THE DEPARTMENT AND THE  
10 OFFICE OF THE BUDGET, SHALL DETERMINE THE PRINCIPAL AMOUNTS OF  
11 TAXABLE AND TAX-EXEMPT BONDS TO BE ISSUED DURING A FISCAL YEAR.  
12 NOTWITHSTANDING ANY OTHER LIMITATION, THE AUTHORITY, AT THE  
13 REQUEST OF THE DEPARTMENT, MAY ISSUE REFUNDING BONDS AT ANY TIME  
14 WHILE BONDS ISSUED FOR THE PLANCON PROJECT ARE OUTSTANDING,  
15 PROVIDED THAT THE FINAL MATURITY OF ANY SERIES OF BONDS BEING  
16 REFUNDED SHALL NOT BE EXTENDED. INTEREST ON BONDS ISSUED FOR THE  
17 PLANCON PROJECT AND REFUNDING BONDS AUTHORIZED UNDER THIS  
18 SECTION SHALL BE PAYABLE AT SUCH TIME OR TIMES AS THE AUTHORITY  
19 SHALL DETERMINE IN THE RESOLUTION AUTHORIZING SUCH BONDS AND  
20 SHALL OTHERWISE BE SUBJECT TO THE OTHER PROVISIONS OF THE  
21 FINANCING LAW. THE AGGREGATE PRINCIPAL AMOUNT OF BONDS SET FORTH  
22 IN THIS SECTION SHALL NOT BE SUBJECT TO THE DEBT LIMITATIONS SET  
23 FORTH IN 64 PA.C.S. § 1543 (RELATING TO INDEBTEDNESS).

24 SECTION 1704-E.2. SERVICE AGREEMENT AUTHORIZED.

25 THE AUTHORITY AND THE DEPARTMENT MAY ENTER INTO ANY AGREEMENT  
26 OR SERVICE AGREEMENT TO EFFECTUATE THE PURPOSES OF THIS ARTICLE,  
27 INCLUDING AN AGREEMENT TO SECURE BONDS ISSUED FOR A PLANCON  
28 PROJECT, PURSUANT TO WHICH THE DEPARTMENT SHALL AGREE TO PAY  
29 SERVICE CHARGES TO THE AUTHORITY IN EACH FISCAL YEAR THAT THE  
30 BONDS OR REFUNDING BONDS ARE OUTSTANDING IN AMOUNTS SUFFICIENT

1 TO TIMELY PAY IN FULL THE DEBT SERVICE AND ANY OTHER FINANCING  
2 COSTS DUE ON THE BONDS ISSUED FOR THE PLANCON PROJECT. THE  
3 DEPARTMENT'S PAYMENT OF SUCH SERVICE CHARGES SHALL BE SUBJECT TO  
4 AND DEPENDENT UPON THE APPROPRIATION OF FUNDS BY THE GENERAL  
5 ASSEMBLY TO THE DEPARTMENT FOR PAYMENT OF THE SERVICE CHARGES.  
6 THE SERVICE AGREEMENT MAY BE AMENDED OR SUPPLEMENTED BY THE  
7 AUTHORITY AND THE DEPARTMENT IN CONNECTION WITH THE ISSUANCE OF  
8 ANY SERIES OF BONDS OR REFUNDING BONDS AUTHORIZED IN THIS  
9 SECTION.

10 SECTION 1705-E.2. DEPOSIT OF BOND PROCEEDS.

11 THE NET PROCEEDS OF BONDS, OTHER THAN REFUNDING BONDS,  
12 EXCLUSIVE OF COSTS OF ISSUANCE, RESERVES AND ANY OTHER FINANCING  
13 CHARGES, SHALL BE TRANSFERRED BY THE AUTHORITY TO THE STATE  
14 TREASURER FOR DEPOSIT INTO A RESTRICTED ACCOUNT ESTABLISHED IN  
15 THE STATE TREASURY AND HELD SOLELY FOR THE PURPOSE OF PAYING  
16 COSTS OF A PLANCON PROJECT WHICH ARE DUE TO SCHOOL DISTRICTS.  
17 PAYMENT BY THE DEPARTMENT SHALL FOLLOW THE PROCESS REQUIRED BY  
18 ARTICLE VII OF THE PUBLIC SCHOOL CODE OF 1949, UNLESS THE  
19 DEPARTMENT IS SPECIFICALLY DIRECTED TO FOLLOW A DIFFERENT  
20 PROCESS BY THIS ARTICLE. THE DEPARTMENT SHALL REQUISITION  
21 PAYMENTS DUE TO SCHOOL DISTRICTS FROM THAT ACCOUNT. TO PAY FOR  
22 EXPENSES RELATED TO ITS ADMINISTRATION OF THIS PROGRAM, THE  
23 DEPARTMENT, WITH THE APPROVAL OF THE GOVERNOR AND THE AUTHORITY,  
24 MAY CHARGE A FEE AGAINST THE PROCEEDS DEPOSITED IN THE  
25 RESTRICTED ACCOUNT.

26 SECTION 1706-E.2. SINKING FUND CHARGES FOR SCHOOL BUILDING  
27 PROJECTS.

28 THE FOLLOWING SHALL APPLY:

29 (1) ALL SCHOOL DISTRICTS WHICH SUBMITTED COMPLETED  
30 APPLICATIONS TO THE DEPARTMENT PRIOR TO THE EFFECTIVE DATE OF

1 THIS SECTION, AND WHICH VOTE TO PROCEED WITH CONSTRUCTION AND  
2 AWARDED BIDS ON THEIR CONSTRUCTION CONTRACTS NO LATER THAN  
3 JULY 1, 2019, SHALL, AS PERMITTED BY LAW, EITHER BE AWARDED A  
4 ONE-TIME CAPITAL GRANT, IF AVAILABLE, FOR THE APPROVED  
5 PROJECT IN LIEU OF APPROVED REIMBURSEMENT PAYMENTS OR, IF NOT  
6 AVAILABLE, SHALL RECEIVE PAYMENTS IN THE FORM OF  
7 REIMBURSEMENTS.

8 (2) THE DEPARTMENT SHALL ADMINISTER THE PAYMENTS DUE AND  
9 PAYABLE UNDER THIS SECTION, AND SHALL DETERMINE THE AMOUNT OF  
10 THE CAPITAL GRANT DUE EACH SCHOOL DISTRICT WHICH SHALL NOT  
11 EXCEED THE MAXIMUM REIMBURSABLE PROJECT AMOUNT.

12 SECTION 1707-E.2. LIMITATION ON NEW APPLICATIONS FOR DEPARTMENT  
13 OF EDUCATION APPROVAL OF PUBLIC SCHOOL BUILDING  
14 PROJECTS.

15 FOR THE 2015-2016 AND 2016-2017 SCHOOL YEARS, THE DEPARTMENT  
16 OF EDUCATION SHALL NOT ACCEPT OR APPROVE NEW BUILDING  
17 CONSTRUCTION OR RECONSTRUCTION PROJECT APPLICATIONS. COMPLETED  
18 SCHOOL BUILDING CONSTRUCTION OR RECONSTRUCTION PROJECT  
19 APPLICATIONS RECEIVED BY THE DEPARTMENT OF EDUCATION BY MAY 15,  
20 2016, ARE NOT SUBJECT TO THIS SUBSECTION.

21 SECTION 1708-E.2. PUBLIC SCHOOL BUILDING CONSTRUCTION AND  
22 RECONSTRUCTION ADVISORY COMMITTEE.

23 (A) ESTABLISHMENT.--THERE IS ESTABLISHED AN ADVISORY  
24 COMMITTEE.

25 (B) DUTIES.--THE COMMITTEE SHALL REVIEW AND MAKE FINDINGS  
26 AND RECOMMENDATIONS RELATED TO THE PROGRAM FOR STATE  
27 REIMBURSEMENT FOR CONSTRUCTION AND RECONSTRUCTION AND LEASE OF  
28 PUBLIC SCHOOL BUILDINGS.

29 (C) MEMBERSHIP.--THE ADVISORY COMMITTEE SHALL CONSIST OF THE  
30 FOLLOWING:



- 1           (1) THE SECRETARY OF EDUCATION OR A DESIGNEE.
- 2           (2) ONE MEMBER APPOINTED BY THE PRESIDENT PRO TEMPORE OF  
3 THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.
- 4           (3) A REPRESENTATIVE FROM EACH OF THE FOLLOWING:
- 5               (I) THE PENNSYLVANIA ASSOCIATION OF SCHOOL BUSINESS  
6 OFFICIALS.
- 7               (II) THE PENNSYLVANIA SCHOOL BOARDS ASSOCIATION.
- 8           (4) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE  
9 APPROPRIATIONS COMMITTEE AND EDUCATION COMMITTEE OF THE  
10 SENATE AND THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE  
11 APPROPRIATIONS COMMITTEE AND EDUCATION COMMITTEE OF THE HOUSE  
12 OF REPRESENTATIVES.
- 13           (5) ONE MEMBER APPOINTED BY THE PRESIDENT PRO TEMPORE OF  
14 THE SENATE.
- 15           (6) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE  
16 SENATE.
- 17           (7) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF  
18 REPRESENTATIVES.
- 19           (8) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE  
20 HOUSE OF REPRESENTATIVES.
- 21           (D) FIRST MEETING.--THE COMMITTEE SHALL HOLD ITS FIRST  
22 MEETING WITHIN 30 DAYS OF THE EFFECTIVE DATE OF THIS SECTION  
23 REGARDLESS OF WHETHER ALL OF THE COMMITTEE MEMBERS HAVE BEEN  
24 APPOINTED TO THE COMMITTEE. AT THE FIRST MEETING, THE DEPARTMENT  
25 OF EDUCATION SHALL PRESENT ITS REPORT RELATING TO THE STATEWIDE  
26 ANALYSIS OF SCHOOL FACILITIES AND CAPITAL NEEDS AS REQUIRED  
27 UNDER SECTION 732.1 OF THE PUBLIC SCHOOL CODE OF 1949.
- 28           (E) CHAIRPERSON.--THE COMMITTEE SHALL APPOINT A MEMBER TO  
29 SERVE AS CHAIRPERSON OF THE COMMITTEE.
- 30           (F) CALL OF CHAIRPERSON.--THE COMMITTEE SHALL HOLD MEETINGS

1 AT THE CALL OF THE CHAIRPERSON.

2 (G) REIMBURSEMENT.--THE MEMBERS MAY NOT RECEIVE COMPENSATION  
3 FOR THEIR SERVICES, BUT SHALL BE REIMBURSED FOR ALL NECESSARY  
4 TRAVEL AND OTHER REASONABLE EXPENSES INCURRED IN CONNECTION WITH  
5 THE PERFORMANCE OF THEIR DUTIES AS MEMBERS OF THE COMMITTEE.

6 (H) SUPPORT.--THE GENERAL ASSEMBLY SHALL PROVIDE  
7 ADMINISTRATIVE SUPPORT, MEETING SPACE AND ANY OTHER ASSISTANCE  
8 REQUIRED BY THE COMMITTEE TO CARRY OUT ITS DUTIES UNDER THIS  
9 SECTION IN COOPERATION WITH THE DEPARTMENT. THE DEPARTMENT SHALL  
10 PROVIDE THE COMMITTEE WITH DATA, RESEARCH AND OTHER INFORMATION  
11 UPON REQUEST.

12 (I) REPORT.--THE COMMITTEE SHALL ISSUE A REPORT NOT LATER  
13 THAN MAY 15, 2017, OF THE COMMITTEE'S FINDINGS TO THE GOVERNOR,  
14 THE PRESIDENT PRO TEMPORE OF THE SENATE, THE MAJORITY LEADER AND  
15 MINORITY LEADER OF THE SENATE, THE APPROPRIATIONS COMMITTEE AND  
16 EDUCATION COMMITTEE OF THE SENATE, THE SPEAKER OF THE HOUSE OF  
17 REPRESENTATIVES, THE MAJORITY LEADER AND MINORITY LEADER OF THE  
18 HOUSE OF REPRESENTATIVES, THE APPROPRIATIONS COMMITTEE AND  
19 EDUCATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE  
20 SECRETARY OF EDUCATION.

21 SECTION 1709-E.2. PUBLIC SCHOOL BUILDING LEASE AND DEBT SERVICE  
22 REIMBURSEMENTS FOR FISCAL YEAR 2015-2016.

23 (A) GENERAL RULE.--FOR THE 2015-2016 FISCAL YEAR, THE  
24 DEPARTMENT OF EDUCATION SHALL UTILIZE UNDISTRIBUTED FUNDS NOT  
25 EXPENDED AS OF APRIL 15, 2016, FROM APPROPRIATIONS FOR PAYMENT  
26 ON ACCOUNT OF ANNUAL RENTAL OR SINKING FUND CHARGES ON SCHOOL  
27 BUILDINGS, INCLUDING CHARTER SCHOOLS, TO MAKE REIMBURSEMENTS FOR  
28 SCHOOL BUILDING LEASES AND DEBT SERVICE NECESSARY TO MAKE  
29 PAYMENTS IN FISCAL YEAR 2015-2016 UNDER THIS ARTICLE.

30 (B) EXCLUSION.--THIS SECTION SHALL NOT INCLUDE REIMBURSEMENT

1 FOR DEBT SERVICE MEETING THE CRITERIA FOR BOND ISSUANCE UNDER  
2 THIS ARTICLE.

3 SECTION 1710-E.2. POSTING OF INFORMATION BY DEPARTMENT.

4 NO LATER THAN JULY 1, 2016, AND EVERY 90 DAYS THEREAFTER, THE  
5 DEPARTMENT OF EDUCATION SHALL POST AND UPDATE ON ITS PUBLICLY  
6 ACCESSIBLE INTERNET WEBSITE IN A SEARCHABLE AND SORTABLE FORMAT  
7 THE FOLLOWING INFORMATION RELATED TO PUBLIC SCHOOL CONSTRUCTION  
8 AND RECONSTRUCTION PROJECTS, BUILDING PURCHASES AND LEASE  
9 REIMBURSEMENTS SUBMITTED FOR THE APPROVAL OF, OR APPROVED BY,  
10 THE DEPARTMENT:

11 (1) THE TYPE OF PROJECT, ELEMENTARY SCHOOL, MIDDLE  
12 SCHOOL, INTERMEDIATE SCHOOL, HIGH SCHOOL, CHARTER SCHOOL OR  
13 VOCATIONAL TECHNICAL SCHOOL BY SCHOOL ENTITY.

14 (2) THE SCOPE OF PROJECT, NEW CONSTRUCTION, RENOVATION,  
15 ADDITION, PURCHASE OR LEASE.

16 (3) THE DATE OF RECEIPT OF EACH APPLICATION.

17 (4) THE DATE OF DEPARTMENT APPROVAL OF EACH APPLICATION.

18 (5) THE DATE OF APPROVAL OR DENIAL OF ANY WAIVER OR  
19 EXCEPTION GRANTED BY THE DEPARTMENT.

20 (6) THE REASON FOR APPROVAL OR DENIAL OF ANY WAIVER OR  
21 EXCEPTION GRANTED BY THE DEPARTMENT.

22 (7) THE DATE OF SUBMISSION OF THE APPLICATION FOR EACH  
23 STEP OF THE REIMBURSEMENT PROCESS.

24 (8) THE DATE OF APPROVAL OF THE APPLICATION FOR EACH  
25 STEP OF THE REIMBURSEMENT PROCESS.

26 (9) THE ANTICIPATED TOTAL PROJECT COST.

27 (10) WHETHER THE PROJECT REACHED THE MAXIMUM  
28 REIMBURSABLE PROJECT AMOUNT.

29 (11) THE ANTICIPATED TERM OF STATE REIMBURSEMENT.

30 (12) THE ANTICIPATED TOTAL REIMBURSEMENT AMOUNT.

- 1           (13) THE TEMPORARY REIMBURSABLE PERCENTAGE.  
2           (14) THE PERMANENT REIMBURSABLE PERCENTAGE.  
3           (15) THE DATES OF EXPECTED STATE PAYMENTS.  
4           (16) THE DATES OF EXPECTED SCHOOL DISTRICT PAYMENTS.  
5           (17) WHETHER THE PROJECT WAS FINANCED BY CASH.  
6           (18) THE DATE A PROJECT WAS VOIDED, IF APPLICABLE.  
7           (19) A SUMMARY OF THE TERMS OF THE PROJECT'S DEBT  
8           SERVICE OR LEASE.  
9           (20) AN ANALYSIS OF THE CALLABILITY OF THE PROJECT'S

10           DEBT SERVICE.

11 SECTION 1711-E.2. DOCUMENTATION REQUIREMENTS.

12           NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE FOLLOWING  
13 SHALL APPLY TO SCHOOL BUILDING CONSTRUCTION AND RECONSTRUCTION  
14 PROJECTS FOR WHICH REIMBURSEMENT FROM THE APPROPRIATION FOR  
15 PAYMENTS ON ACCOUNT OF ANNUAL RENTAL OR SINKING FUND CHARGES ON  
16 SCHOOL BUILDINGS OR CHARTER SCHOOLS IS BEING SOUGHT:

17           (1) FOR A SCHOOL DISTRICT THAT HAS RECEIVED APPROVAL  
18 FROM THE DEPARTMENT FOR REIMBURSEMENT BUT FAILS TO SUBMIT ALL  
19 ADDITIONAL PROJECT DOCUMENTATION REQUESTED WITHIN 90 DAYS OF  
20 THE REQUEST, THE DEPARTMENT SHALL MOVE THE PROJECT BACK IN  
21 THE REIMBURSEMENT ORDER UNTIL SUCH TIME AS THE SCHOOL  
22 DISTRICT COMPLIES WITH THE INFORMATION REQUEST AND SHALL MOVE  
23 OTHER PROJECTS UP IN THE REIMBURSEMENT ORDER.

24           (2) THE SECRETARY OF EDUCATION MAY GRANT WAIVERS TO  
25 SCHOOL DISTRICTS THAT FAIL TO SUBMIT REQUESTED DOCUMENTATION  
26 UNDER PARAGRAPH (1) AND ARE IN THE PROCESS OF RECONCILING  
27 FINANCIAL RECORDS, OR ARE FACING LITIGATION OR BOND  
28 REFINANCING DELAYS.

29           Section 16. Repeals are as follows:

30           (1) The General Assembly finds and declares as follows:

1 (i) Each year, articles on budget implementation are  
2 added to the act.

3 (ii) These articles are temporary in nature but are  
4 placed permanently into the act, utilizing article  
5 numbers and section numbers.

6 (iii) Reusing article numbers and section numbers  
7 will keep the text of the act more concise.

8 (iv) The repeals under paragraph (2) are necessary  
9 to effectuate subparagraph (iii).

10 (2) Articles XVII-L and XVII-M of the act, added July 6,  
11 2010 (P.L.279, No.46), are repealed.

12 Section 17. The act is amended by adding articles to read:

13 ARTICLE XVII-L

14 2015-2016 BUDGET IMPLEMENTATION

15 SUBARTICLE A

16 PRELIMINARY PROVISIONS

17 Section 1701-L. Applicability.

18 Except as specifically provided in this article, this article  
19 applies to the General Appropriation Act of 2015, the Supplement  
20 to the General Appropriation Act of 2015, all other  
21 appropriation acts of 2015 and appropriations for fiscal year  
22 2015-2016 in all other appropriation acts of 2016.

23 Section 1702-L. Definitions.

24 (a) Definitions.--The following words and phrases when used  
25 in this article shall have the meanings given to them in this  
26 section unless the context clearly indicates otherwise:

27 "General Appropriation Act of 2015." The act of December 29,  
28 2015 (P.L. , No.10A), known as the General Appropriation Act  
29 of 2015.

30 "Human Services Code." The act of June 13, 1967 (P.L.31,

1 No.21), known as the Human Services Code.

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

4 "Secretary." The Secretary of the Budget of the  
5 Commonwealth.

6 "Supplement to the General Appropriation Act of 2015." The  
7 act of March 28, 2016 (P.L. , No.1A), known as the Supplement  
8 to the General Appropriation Act of 2015.

9 (b) Abbreviations.--The following abbreviations when used in  
10 this article shall have the meanings given to them in this  
11 section:

12 "AIDS." Acquired Immune Deficiency Syndrome.

13 "ARC." Appalachian Regional Commission.

14 "ARRA." The American Recovery and Reinvestment Act of 2009  
15 (Public Law 111-5, 123 Stat. 115).

16 "BG." Block Grant.

17 "CCDFBG." Child Care and Development Fund Block Grant.

18 "CSBG." Community Services Block Grant.

19 "DCSI." Drug Control and Systems Improvement Formula Grant  
20 Program.

21 "DFSC." The Safe and Drug-Free Schools and Communities Act  
22 (Public Law 107-110, 20 U.S.C. § 7101 et seq.).

23 "DOE." Department of Energy.

24 "EEOC." Equal Employment Opportunity Commission.

25 "EPA." Environmental Protection Agency.

26 "ESEA." The Elementary and Secondary Education Act of 1965  
27 (Public Law 89-10, 20 U.S.C. § 6301 et seq.).

28 "FEMA." Federal Emergency Management Agency.

29 "FTA." Federal Transit Administration.

30 "HUD." Department of Housing and Urban Development.

1       "ID." Intellectual Disability.  
2       "LIHEABG." Low-Income Home Energy Assistance Block Grant.  
3       "LSTA." The Library Services and Technology Act (Public Law  
4 104-208, 20 U.S.C. § 9101 et seq.).  
5       "MCHSBG." Maternal and Child Health Services Block Grant.  
6       "MHSBG." Mental Health Services Block Grant.  
7       "PAFE." Pennsylvania Agricultural Food Exposition.  
8       "PHHSBG." Preventive Health and Health Services Block Grant.  
9       "RSAT." Residential Substance Abuse Treatment.  
10       "SABG." Substance Abuse Block Grant.  
11       "SCDBG." Small Communities Development Block Grant.  
12       "SDA." Service Delivery Area.  
13       "SSBG." Social Services Block Grant.  
14       "TANF." Temporary Assistance for Needy Families.  
15       "TANFBG." Temporary Assistance for Needy Families Block  
16 Grant.  
17       "TEFAP." Temporary Emergency Food Assistance Program.  
18       "WIA." The Workforce Investment Act of 1998 (Public Law 105-  
19 220, 112 Stat. 936).  
20       "WIC." Women, Infants and Children Program.

21                               SUBARTICLE B

22                               EXECUTIVE DEPARTMENTS

23 Section 1711-L. Governor (Reserved).

24 Section 1712-L. Executive offices.

25       The following apply:

26               (1) Funds appropriated to the Pennsylvania Commission on  
27 Crime and Delinquency for intermediate punishment treatment  
28 programs shall be distributed competitively to counties for  
29 offenders sentenced to intermediate punishment programs. The  
30 portion of funds for drug and alcohol treatment programs

1 shall be based on national statistics that identify the  
2 percentage of incarcerated individuals that are in need of  
3 treatment for substance issues but in no case shall be less  
4 than 80% of the amount appropriated.

5 (2) From funds appropriated to the commission, the  
6 following apply:

7 (i) No less than the amount used in the 2014-2015  
8 fiscal year shall be used to support the Statewide  
9 Automated Victim Information and Notification System  
10 (SAVIN) to provide offender information through county  
11 jails.

12 (ii) No less than the amount used in the 2014-2015  
13 fiscal year shall be used for a residential treatment  
14 community facility for at-risk youth located in a county  
15 of the fifth class.

16 (iii) From the amount appropriated, \$100,000 shall  
17 be used for an innovative police data sharing pointer  
18 index system that will allow participating law  
19 enforcement agencies access to incident report data.

20 (iv) From the amount appropriated, \$200,000 shall be  
21 used for a diversion program for first time nonviolent  
22 offenders facing prison sentences. The diversion program  
23 must include education and employment services, case  
24 management and mentoring.

25 (3) From funds appropriated for violence prevention  
26 programs, no less than the amount used in the 2014-2015  
27 fiscal year shall be used for programs in a city of the  
28 second class, and no less than the amount used in the 2014-  
29 2015 fiscal year shall be used for blueprint mentoring  
30 programs that address reducing youth violence in cities of



1 the first, second and third class.  
2 Section 1713-L. Lieutenant Governor (Reserved).  
3 Section 1714-L. Attorney General (Reserved).  
4 Section 1715-L. Auditor General (Reserved).  
5 Section 1716-L. Treasury Department (Reserved).  
6 Section 1717-L. Department of Aging (Reserved).  
7 Section 1718-L. Department of Agriculture.

8 The following apply:

9 (1) From funds appropriated for agricultural research,  
10 the following apply:

11 (i) No less than the amount used in the 2014-2015  
12 fiscal year shall be used for an agricultural resource  
13 center in conjunction with a land-grant university.

14 (ii) At least 50.41% shall be used for an animal  
15 diagnostic laboratory affiliated with a university  
16 located in a city of the first class to increase the  
17 capacity to address avian flu and other animal disease  
18 outbreaks.

19 (2) From funds appropriated for hardwoods research and  
20 promotion, at least 80% of the funds shall be equally  
21 distributed among the hardwood utilization groups of this  
22 Commonwealth established prior to the effective date of this  
23 section.

24 (3) From funds appropriated for general government  
25 operations, no less than the amount transferred in the 2014-  
26 2015 fiscal year shall be transferred to the Dog Law  
27 Restricted Account.

28 ~~(4) If the funds appropriated for transfer to~~ <--  
29 ~~agricultural college land scrip fund are at least~~  
30 ~~\$50,549,000, at least 3.96% shall be used to address ongoing~~

1 ~~biosecurity issues, including avian influenza, in this~~  
2 ~~Commonwealth.~~

3 Section 1719-L. Department of Community and Economic  
4 Development.

5 The following shall apply to appropriations for the  
6 Department of Community and Economic Development:

7 (1) From funds appropriated for general government  
8 operations, 1.74% shall be used for the creation of an  
9 institute in a city of the second class to research and  
10 develop healthy building products, at least 1.04% shall be  
11 used for independent research by a not-for-profit entity  
12 which partners with higher education institutions, to  
13 identify, characterize and manage issues related to the  
14 economic and environmental impact of Pennsylvania Marcellus  
15 Shale development and the department may provide an  
16 allocation to support operations of locks and dams which are  
17 necessary to support economic growth and commercial  
18 navigation.

19 (2) Funds appropriated for marketing to attract tourists  
20 include an allocation to plan and market a biennial arts and  
21 cultural activity which generates Statewide and regional  
22 economic impact, allocations to promote annual arts and  
23 cultural activities and an allocation of no less than the  
24 amount allocated in the 2014-2015 fiscal year for an annual  
25 Statewide competition serving approximately 2,000 athletes  
26 with intellectual disabilities from across this Commonwealth  
27 to be held in a county of the fourth class.

28 (3) From funds appropriated for Keystone Communities,  
29 7.09% shall be distributed to a multimunicipal revitalization  
30 organization in a county of the sixth class with a

1 population, based on the most recent Federal decennial  
2 census, of at least 68,000 but not more than 70,000 for  
3 sidewalks and repairs associated with downtown  
4 revitalization. The remaining funds include an allocation for  
5 the Main Street and Elm Street programs which are distributed  
6 in the same proportion as amounts allocated in fiscal year  
7 2012-2013.

8 (4) From funds appropriated for regional event security,  
9 the distribution shall be as follows:

10 (i) For costs incurred as a result of the 2015 papal  
11 visit, 80% shall be distributed to a convention center  
12 authority in a city of the first class and 20% shall be  
13 distributed on a pro rata basis to counties contiguous to  
14 a city of the first class, a county of the third class  
15 with a population of 498,886 based on the most recent  
16 decennial census and municipalities in the counties  
17 contained in this paragraph.

18 (ii) (Reserved).

19 Section 1720-L. Department of Conservation and Natural  
20 Resources.

21 The following shall apply to appropriations for the  
22 Department of Conservation and Natural Resources:

23 (1) From funds appropriated for State parks operations,  
24 6.76% shall be used for the operation and maintenance of the  
25 Washington Crossing Historical Park.

26 (2) (Reserved).

27 Section 1721-L. Department of Corrections.

28 From the appropriation for general government operations of  
29 the Department of Corrections, at least \$1,500,000 shall be used  
30 for the establishment of a nonnarcotic medication assisted

1 substance abuse treatment grant pilot program.

2 Section 1721.1-L. Department of Drug and Alcohol Programs.

3 From the appropriation for general government operations, at  
4 least 40.13% shall be used for programs providing treatment for  
5 posttraumatic stress disorder for veterans.

6 Section 1722-L. Department of Education.

7 The following shall apply to appropriations for the  
8 Department of Education:

9 (1) From an appropriation for adult and family literacy  
10 programs, summer reading programs and the adult high school  
11 diplomas program, no less than the amount allocated in the  
12 2014-2015 fiscal year shall be allocated for an after-school  
13 learning program servicing low-income students located in a  
14 county of the sixth class with a population, based on the  
15 most recent Federal decennial census, of at least 60,000 but  
16 not more than 70,000.

17 (2) From the appropriation for mobile science and  
18 mathematics education programs, no less than the amount  
19 allocated in the 2014-2015 fiscal year shall be allocated for  
20 a mathematics education program that targets middle school  
21 students, no less than the amount allocated in the 2014-2015  
22 fiscal year shall be allocated to a nautical science center  
23 in a county of the second class, no less than the amount  
24 allocated in the 2014-2015 fiscal year shall be allocated for  
25 a mathematics laboratory in a school district in a city of  
26 the third class located in a county of the third class, no  
27 less than the amount allocated in the 2014-2015 fiscal year  
28 shall be allocated for a regional science, technology,  
29 engineering and mathematics center serving sixth through  
30 twelfth grade students located in a township of the first

1 class in a county of the third class and \$100,000 shall be  
2 allocated for a research and development center associated  
3 with the Commonwealth's land grant institution located in a  
4 county of the sixth class for the promotion of economic  
5 development.

6 (3) Notwithstanding any other provision of law, funds  
7 appropriated for community education councils shall be  
8 distributed as follows:

9 (i) Each entity which received a distribution in the  
10 2014-2015 fiscal year shall receive a distribution equal  
11 to the amount received in the 2014-2015 fiscal year.

12 (ii) For an educational consortium serving Cameron,  
13 Clarion, Clearfield, Crawford, Elk, Forest, Jefferson,  
14 McKean, Potter, Venango and Warren Counties shall receive  
15 an additional distribution of \$125,000.

16 (4) From the appropriation for regional community  
17 college services, 20% shall be distributed to a community  
18 college in a county of the fourth class with a population,  
19 based on the most recent Federal decennial census, of at  
20 least 175,000 but not more than 190,000, 16.67% for a dual  
21 enrollment program at a community college in a city of the  
22 first class and 40% shall be distributed to a nonprofit  
23 organization authorized under section 1705-E.1 establishing a  
24 rural regional college serving nine rural counties.

25 (5) From funds appropriated for Pennsylvania Charter  
26 Schools for the Deaf and Blind, \$1,100,000 shall be  
27 distributed pro rata based on each school's increased share  
28 of required contributions for public school employees'  
29 retirement.

30 (6) From funds appropriated for Approved Private

1 Schools, at least 1.18% shall be used for payments to an  
2 approved private school in a county of the fourth class that  
3 was approved in calendar year 2014 but has not received  
4 payments from the department. The department may provide  
5 additional payments to an approved private school under this  
6 paragraph from available funds.

7 (7) From funds appropriated for approved private schools  
8 for the 2015-2016 school year, the amount available in the  
9 appropriation after subtracting the amount determined to be  
10 the Commonwealth's share under section 1376(a) of the Public  
11 School Code of 1949 and any amounts provided to a new  
12 approved private school shall be distributed on a pro rata  
13 basis based on the allocation determined in section 1376(a.2)  
14 of the Public School Code of 1949 and shall be considered  
15 part of the base allocation in section 1376(a.2) of the  
16 Public School Code of 1949.

17 (8) Notwithstanding any other provision of law, funds  
18 from the set-aside under paragraph (16) shall be allocated to  
19 each approved private school with a day tuition rate  
20 determined to be less than \$32,000 during the 2010-2011  
21 school year. The allocation shall be determined as follows:

22 (A) Subtract:

23 (I) the approved private school's 2010-2011  
24 school year day tuition rate; from

25 (II) \$38,072.

26 (B) Multiply:

27 (I) the difference under clause (A); by

28 (II) the number of approved students  
29 enrolled in the approved private school during  
30 the 2010-2011 school year.

1       (9) Notwithstanding section 1724-A of the Public School  
2 Code of 1949 or 24 Pa.C.S. § 8329 (relating to payments on  
3 account of social security deductions from appropriations),  
4 no payments shall be made to charter schools or cyber charter  
5 schools authorized under Article XVII-A of the Public School  
6 Code of 1949 from funds appropriated for school employees'  
7 Social Security.

8       (10) Notwithstanding section 1724-A of the Public School  
9 Code of 1949 or 24 Pa.C.S. §§ 8326 (relating to contributions  
10 by the Commonwealth) and 8535 (relating to payments to school  
11 entities by Commonwealth), no payments shall be made to  
12 charter schools or cyber charter schools authorized under  
13 Article XVII-A of the Public School Code of 1949 from funds  
14 appropriated for payment of required contributions for public  
15 school employees' retirement.

16       (11) From funds appropriated for payment of required  
17 contribution for public school employee's social security,  
18 each employer shall submit a report to the department  
19 documenting all wages for which payments are calculated under  
20 24 Pa.C.S. § 8329 (relating to payment on account of social  
21 security deductions from appropriations) for each month no  
22 later than the first Tuesday of the second subsequent month.  
23 The department shall process and submit a payment requisition  
24 to the State Treasurer in order to make a payment to each  
25 employer that submitted a timely report no later than 14  
26 business days from the required submission date. An employer  
27 that submits an untimely report shall be paid for the amount  
28 due by the department in a timely manner after the required  
29 documentation has been submitted. The department shall issue  
30 a report each month detailing the wages reported by each

1 employer and the payments made to the employer from the  
2 appropriation and provide an electronic copy to the  
3 chairperson of the Appropriations Committee of the Senate and  
4 the chairperson of the Appropriations Committee of the House  
5 of Representatives.

6 (12) From the appropriation for payments on account of  
7 special education for exceptional children, the amount of the  
8 appropriation allocated for payments to school districts  
9 shall be distributed as follows:

10 (i) Each school district shall receive an amount  
11 equal to the amount paid during the 2013-2014 school year  
12 under section 2509.5(aaa) of the Public School Code of  
13 1949.

14 (ii) Each school district shall receive a student-  
15 based allocation to be calculated as follows:

16 (A) Multiply the sum of the school district's  
17 weighted special education student headcount and its  
18 sparsity/size adjustment by its market value/income  
19 aid ratio and its equalized millage multiplier.

20 (B) Multiply the product in clause (A) by  
21 \$46,750,000.

22 (C) Divide the product from clause (B) by the  
23 sum of the products in clause (A) for all school  
24 districts.

25 (13) For the purposes of paragraph (12):

26 (i) The weighted special education student headcount  
27 shall be calculated for each school district as follows:

28 (A) Multiply the number of special education  
29 students who reside in the school district for which  
30 the annual expenditure is less than \$25,000, which



1 shall be known as Category 1, by 1.51.

2 (B) Multiply the number of special education  
3 students that reside in the school district for which  
4 the annual expenditure is equal to or greater than  
5 \$25,000 but less than \$50,000, which shall be known  
6 as Category 2, by 3.77.

7 (C) Multiply the number of special education  
8 students who reside in the school district for which  
9 the annual expenditure is equal to or greater than  
10 \$50,000, which shall be known as Category 3, by 7.46.

11 (D) Add the products in clauses (A), (B) and  
12 (C).

13 The annual expenditure amount used to calculate funding  
14 shall be based on the information reported to the  
15 department under section 1372(8) of the Public School  
16 Code of 1949.

17 (ii) The sparsity ratio shall be calculated for each  
18 school district as follows:

19 (A) Divide the school district's average daily  
20 membership per square mile by the State's average  
21 daily membership per square mile.

22 (B) Multiply the quotient of clause (A) by 0.5.

23 (C) Subtract the product in clause (B) from one.

24 (iii) The size ratio for each school district shall  
25 be calculated as follows:

26 (A) Divide the school district's average daily  
27 membership by the average of the average daily  
28 membership of all school districts.

29 (B) Multiply the quotient of clause (A) by 0.5.

30 (C) Subtract the product in clause (B) from one.

1           (iv) The sparsity/size ratio for each school  
2 district shall be calculated by adding 40% of the  
3 sparsity ratio and 60% of the size ratio.

4           (v) The sparsity/size adjustment for each school  
5 district shall be calculated as follows:

6           (A) For a school district with a sparsity/size  
7 ratio less than or equal to the sparsity/size ratio  
8 that represents the 70th percentile of the  
9 sparsity/size ratio of all school districts, the  
10 school district's sparsity/size adjustment shall be  
11 zero.

12           (B) For a school district with a sparsity/size  
13 ratio greater than the sparsity/size ratio that  
14 represents the 70th percentile of the sparsity/size  
15 ratio of all school districts, the school district's  
16 sparsity/size adjustment shall be calculated as  
17 follows:

18           (I) Divide the school district's  
19 sparsity/size ratio by the sparsity/size ratio  
20 that represents the 70th percentile of the  
21 sparsity/size ratio of all school districts.

22           (II) Subtract one from the quotient in  
23 subclause (I).

24           (III) Multiply the remainder in subclause  
25 (II) by 0.5.

26           (IV) Multiply the product in subclause (III)  
27 by the school district's weighted special  
28 education student headcount.

29           (vi) The equalized millage multiplier for each  
30 school district shall be calculated as follows:

1           (A) For a school district with an equalized  
2           millage rate greater than or equal to the equalized  
3           millage rate that represents the 70th percentile of  
4           the equalized millage rate of all school districts,  
5           the school district's equalized millage multiplier  
6           shall be one.

7           (B) For a school district with an equalized  
8           millage rate less than the equalized millage rate  
9           that represents the 70th percentile of the equalized  
10           millage rate of all school districts, the school  
11           district's equalized millage multiplier shall be  
12           calculated as follows:

13                   (I) Divide the school district's equalized  
14                   millage rate by the equalized millage rate that  
15                   represents the 70th percentile of the equalized  
16                   millage rate of all school districts.

17                   (II) (Reserved).

18           (14) The data used to calculate the weighted special  
19           education student headcount in paragraph (13)(i) shall be  
20           based on information from the most recent year for which data  
21           is available as determined by the department. The data used  
22           to calculate the provisions in paragraph (13)(ii), (iii),  
23           (iv), (v) and (vi) shall be averaged for the three most  
24           recent years for which data is available as determined by the  
25           department.

26           (15) An amount equal to 5.5% of the appropriation for  
27           payments on account of special education of exceptional  
28           children shall be distributed to intermediate units on  
29           account of special education services. The amount shall be  
30           distributed as follows:

1           (i) Thirty-five percent of the amount shall be  
2 distributed to each intermediate unit equally among all  
3 intermediate units.

4           (ii) The remaining 65% of the amount shall be  
5 distributed on a pro rata basis to each intermediate unit  
6 based on its component school districts' average daily  
7 membership.

8           (16) The following shall apply:

9           (i) Notwithstanding any provisions contained in  
10 section 2509.8 of the Public School Code of 1949, from  
11 the appropriation for payments on account of special  
12 education for exceptional children, 1% of the special  
13 education appropriation shall be distributed to school  
14 districts and charter schools for extraordinary expenses  
15 incurred in providing a special education program or  
16 service to one or more students with disabilities as  
17 approved by the Secretary of Education. The special  
18 education program or service shall include, but is not  
19 limited to, the transportation of students with  
20 disabilities; services related to occupational therapy,  
21 physical therapy, speech and language, hearing  
22 impairments or visual impairments; or training in  
23 orientation and mobility for children who are visually  
24 impaired or blind.

25           (ii) Funds distributed to a school district or  
26 charter school under this paragraph shall be allocated  
27 for students for which expenses are incurred on an annual  
28 basis that are equal to or greater than \$75,000 as  
29 follows:

30           (A) For a student for whom expenses are equal to

1 or greater than \$75,000 and less than or equal to  
2 \$100,000, subtract the State subsidies paid on behalf  
3 of the student to the school district or, for a  
4 student enrolled in a charter school, the charter  
5 school payment received by the charter school where  
6 the child is enrolled from the expense incurred for  
7 the student and multiply the difference by the school  
8 district's or charter school's market value/personal  
9 income aid ratio.

10 (B) For a student for whom expenses are greater  
11 than \$100,000, subtract the State subsidies paid on  
12 behalf of the student to the school district or, for  
13 a student enrolled in a charter school, the charter  
14 school payment received by the charter school where  
15 the child is enrolled from the expense incurred for  
16 the student.

17 (iii) No school district or charter school shall in  
18 any school year receive an amount under subparagraph (i)  
19 which exceeds the total amount of funding available  
20 multiplied by the percentage equal to the greatest  
21 percentage of the State's special education students  
22 enrolled in a school district or charter school.

23 (17) (Reserved).

24 (17.1) IF THE FISCAL YEAR 2015-2016 APPROPRIATION FOR <--  
25 BASIC EDUCATION FUNDING EXCEEDS THE AMOUNT APPROPRIATED FOR  
26 BASIC EDUCATION FUNDING IN FISCAL YEAR 2014-2015, THE  
27 COMMONWEALTH SHALL PAY TO EACH SCHOOL DISTRICT A BASIC  
28 EDUCATION FUNDING ALLOCATION WHICH SHALL CONSIST OF THE  
29 FOLLOWING:

30 (I) AN AMOUNT EQUAL TO THE SCHOOL DISTRICT'S BASIC

1 EDUCATION FUNDING ALLOCATION FOR THE 2013-2014 SCHOOL  
2 YEAR.

3 (II) A STUDENT-BASED ALLOCATION TO BE CALCULATED AS  
4 FOLLOWS:

5 (A) MULTIPLY THE SCHOOL DISTRICT'S STUDENT-  
6 WEIGHTED AVERAGE DAILY MEMBERSHIP BY THE MEDIAN  
7 HOUSEHOLD INCOME INDEX AND LOCAL EFFORT CAPACITY  
8 INDEX.

9 (B) MULTIPLY THE PRODUCT IN CLAUSE (A) BY THE  
10 DIFFERENCE BETWEEN THE AMOUNT APPROPRIATED FOR THE  
11 ALLOCATION OF BASIC EDUCATION FUNDING TO SCHOOL  
12 DISTRICTS AND THE AMOUNT APPROPRIATED FOR THE  
13 ALLOCATION IN SUBPARAGRAPH (I).

14 (C) DIVIDE THE PRODUCT IN CLAUSE (B) BY THE SUM  
15 OF THE PRODUCTS IN CLAUSE (A) FOR ALL SCHOOL  
16 DISTRICTS.

17 (III) FOR THE PURPOSE OF SUBPARAGRAPH (II):

18 (A) STUDENT-WEIGHTED AVERAGE DAILY MEMBERSHIP  
19 FOR A SCHOOL DISTRICT SHALL BE THE SUM OF THE  
20 FOLLOWING:

21 (I) THE AVERAGE OF THE SCHOOL DISTRICT'S  
22 THREE MOST RECENT YEARS' AVERAGE DAILY  
23 MEMBERSHIP.

24 (II) THE ACUTE POVERTY AVERAGE DAILY  
25 MEMBERSHIP CALCULATED AS FOLLOWS:

26 (A) MULTIPLY THE SCHOOL DISTRICT'S ACUTE  
27 POVERTY PERCENTAGE BY ITS AVERAGE DAILY  
28 MEMBERSHIP.

29 (B) MULTIPLY THE PRODUCT IN UNIT (A) BY  
30 0.6.

1                   (III) THE POVERTY AVERAGE DAILY MEMBERSHIP  
2 CALCULATED AS FOLLOWS:

3                   (A) MULTIPLY THE SCHOOL DISTRICT'S  
4 POVERTY PERCENTAGE BY ITS AVERAGE DAILY  
5 MEMBERSHIP.

6                   (B) MULTIPLY THE PRODUCT IN UNIT (A) BY  
7 0.3.

8                   (IV) THE CONCENTRATED POVERTY AVERAGE DAILY  
9 MEMBERSHIP FOR QUALIFYING SCHOOL DISTRICTS WITH  
10 AN ACUTE POVERTY PERCENTAGE EQUAL TO OR GREATER  
11 THAN 30%, TO BE CALCULATED AS FOLLOWS:

12                   (A) MULTIPLY THE SCHOOL DISTRICT'S ACUTE  
13 POVERTY PERCENTAGE BY ITS AVERAGE DAILY  
14 MEMBERSHIP.

15                   (B) MULTIPLY THE PRODUCT IN UNIT (A) BY  
16 0.3.

17                   (V) THE NUMBER OF THE SCHOOL DISTRICT'S  
18 LIMITED ENGLISH-PROFICIENT STUDENTS MULTIPLIED BY  
19 0.6.

20                   (VI) THE AVERAGE DAILY MEMBERSHIP FOR THE  
21 SCHOOL DISTRICT'S STUDENTS ENROLLED IN CHARTER  
22 SCHOOLS AND CYBER CHARTER SCHOOLS MULTIPLIED BY  
23 0.2.

24                   (VII) THE SPARSITY/SIZE ADJUSTMENT FOR  
25 QUALIFYING SCHOOL DISTRICTS WITH A SPARSITY/SIZE  
26 RATIO GREATER THAN THE SPARSITY/SIZE RATIO THAT  
27 REPRESENTS THE 70TH PERCENTILE SPARSITY/SIZE  
28 RATIO FOR ALL SCHOOL DISTRICTS CALCULATED AS  
29 FOLLOWS:

30                   (A) DIVIDE THE SCHOOL DISTRICT'S

1 SPARSITY/SIZE RATIO BY THE SPARSITY/SIZE  
2 RATIO THAT REPRESENTS THE 70TH PERCENTILE FOR  
3 ALL SCHOOL DISTRICTS.

4 (B) SUBTRACT ONE FROM THE QUOTIENT IN  
5 UNIT (A).

6 (C) MULTIPLY THE SUM OF SUBCLAUSES (I),  
7 (II), (III), (IV), (V) AND (VI) BY THE AMOUNT  
8 IN UNIT (B).

9 (D) MULTIPLY THE PRODUCT IN UNIT (C) BY  
10 0.7.

11 (B) LOCAL EFFORT INDEX FOR A SCHOOL DISTRICT  
12 SHALL BE CALCULATED AS FOLLOWS:

13 (I) DETERMINE THE SCHOOL DISTRICT'S LOCAL  
14 EFFORT FACTOR CALCULATED AS FOLLOWS:

15 (A) MULTIPLY THE SCHOOL DISTRICT'S  
16 MEDIAN HOUSEHOLD INCOME BY ITS NUMBER OF  
17 HOUSEHOLDS.

18 (B) DIVIDE THE SCHOOL DISTRICT'S LOCAL  
19 TAX-RELATED REVENUE BY THE PRODUCT IN UNIT  
20 (A).

21 (C) MULTIPLY THE QUOTIENT IN UNIT (B) BY  
22 1,000.

23 (D) DIVIDE THE PRODUCT IN UNIT (C) BY  
24 THE STATEWIDE MEDIAN OF UNIT (C).

25 (II) DETERMINE THE SCHOOL DISTRICT'S EXCESS  
26 SPENDING FACTOR, TO BE CALCULATED AS FOLLOWS:

27 (A) DIVIDE THE SCHOOL DISTRICT'S CURRENT  
28 EXPENDITURES BY THE SUM OF ITS AVERAGE DAILY  
29 MEMBERSHIP AND THE AMOUNTS IN CLAUSE (A) (II),  
30 (III), (IV), (V), (VI) AND (VII).



1 (B) DIVIDE THE QUOTIENT IN UNIT (A) BY  
2 THE STATEWIDE MEDIAN OF UNIT (A) .

3 (C) DIVIDE ONE BY THE QUOTIENT IN UNIT  
4 (B) .

5 (III) MULTIPLY THE SCHOOL DISTRICT'S LOCAL  
6 EFFORT FACTOR BY THE LESSER OF ONE OR THE SCHOOL  
7 DISTRICT'S EXCESS SPENDING FACTOR.

8 (C) LOCAL CAPACITY INDEX FOR A QUALIFYING SCHOOL  
9 DISTRICT SHALL BE CALCULATED AS FOLLOWS:

10 (I) DIVIDE THE SCHOOL DISTRICT'S LOCAL TAX-  
11 RELATED REVENUE BY THE SUM OF ITS MARKET VALUE  
12 AND PERSONAL INCOME VALUATION.

13 (II) MULTIPLY THE SUM OF THE SCHOOL  
14 DISTRICT'S MARKET VALUE AND PERSONAL INCOME  
15 VALUATION BY THE STATEWIDE MEDIAN OF SUBCLAUSE  
16 (I) .

17 (III) DETERMINE THE SCHOOL DISTRICT'S LOCAL  
18 CAPACITY PER STUDENT BY DIVIDING THE PRODUCT IN  
19 SUBCLAUSE (II) BY THE SUM OF ITS AVERAGE DAILY  
20 MEMBERSHIP AND THE AMOUNTS IN CLAUSE (A) (II) ,  
21 (III) , (IV) , (V) , (VI) AND (VII) .

22 (IV) IF THE SCHOOL DISTRICT'S LOCAL CAPACITY  
23 PER STUDENT IS LESS THAN THE STATEWIDE MEDIAN OF  
24 SUBCLAUSE (III) :

25 (A) DIVIDE THE SCHOOL DISTRICT'S LOCAL  
26 CAPACITY PER STUDENT BY THE STATEWIDE MEDIAN.

27 (B) SUBTRACT THE QUOTIENT IN UNIT (A)  
28 FROM ONE.

29 (C) LOCAL EFFORT CAPACITY INDEX FOR A  
30 SCHOOL DISTRICT SHALL EQUAL THE SUM OF ITS

1                   LOCAL EFFORT INDEX AND LOCAL CAPACITY INDEX.

2                   (D) THE DATA USED TO CALCULATE THE  
3                   FACTORS AND INDEXES IN THIS SECTION SHALL BE  
4                   BASED ON THE MOST RECENT YEARS FOR WHICH DATA  
5                   IS AVAILABLE AS DETERMINED BY THE DEPARTMENT  
6                   OF EDUCATION.

7                   (IV) AS USED IN SUBPARAGRAPH (II), THE FOLLOWING  
8                   WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM  
9                   IN THIS SUBPARAGRAPH UNLESS THE CONTEXT CLEARLY INDICATES  
10                  OTHERWISE:

11                  "ACUTE POVERTY PERCENTAGE." THE NUMBER OF CHILDREN  
12                  SIX TO 17 YEARS OF AGE LIVING IN A HOUSEHOLD WHERE THE  
13                  RATIO OF INCOME TO POVERTY IS LESS THAN 100% OF THE  
14                  FEDERAL POVERTY GUIDELINES DIVIDED BY THE TOTAL NUMBER OF  
15                  CHILDREN SIX TO 17 YEARS OF AGE AS DETERMINED BY THE MOST  
16                  RECENT FIVE-YEAR ESTIMATE OF THE UNITED STATES CENSUS  
17                  BUREAU'S AMERICAN COMMUNITY SURVEY.

18                  "HOUSEHOLDS." THE NUMBER OF HOUSEHOLDS IN EACH  
19                  SCHOOL DISTRICT AS DETERMINED BY THE MOST RECENT FIVE-  
20                  YEAR ESTIMATE OF THE UNITED STATES CENSUS BUREAU'S  
21                  AMERICAN COMMUNITY SURVEY.

22                  "LOCAL TAX-RELATED REVENUE." THE SUM OF SCHOOL  
23                  DISTRICT REVENUES FOR STATE PROPERTY TAX REDUCTION  
24                  ALLOCATION, TAXES LEVIED AND ASSESSED, DELINQUENCIES ON  
25                  TAXES LEVIED AND ASSESSED, REVENUE FROM LOCAL GOVERNMENT  
26                  UNITS, AND OTHER LOCAL REVENUES NOT SPECIFIED ELSEWHERE,  
27                  AS DESIGNATED IN THE MANUAL OF ACCOUNTING AND FINANCIAL  
28                  REPORTING FOR PENNSYLVANIA PUBLIC SCHOOLS.

29                  "MEDIAN HOUSEHOLD INCOME." THE MEDIAN HOUSEHOLD  
30                  INCOME FOR SCHOOL DISTRICTS AND THE STATE AS DETERMINED

1 BY THE MOST RECENT FIVE-YEAR ESTIMATE OF THE UNITED  
2 STATES CENSUS BUREAU'S AMERICAN COMMUNITY SURVEY.

3 "MEDIAN HOUSEHOLD INCOME INDEX." A NUMBER CALCULATED  
4 AS FOLLOWS:

5 (1) DIVIDE A SCHOOL DISTRICT'S MEDIAN HOUSEHOLD  
6 INCOME BY THE STATE MEDIAN HOUSEHOLD INCOME.

7 (2) DIVIDE ONE BY THE QUOTIENT IN PARAGRAPH (1).  
8 "POVERTY PERCENTAGE." THE NUMBER OF CHILDREN SIX TO  
9 SEVENTEEN YEARS OF AGE LIVING IN A HOUSEHOLD WHERE THE  
10 RATIO OF INCOME TO POVERTY IS BETWEEN 100% AND 184% OF  
11 THE FEDERAL POVERTY GUIDELINES DIVIDED BY THE TOTAL  
12 NUMBER OF CHILDREN SIX TO 17 YEARS OF AGE AS DETERMINED  
13 BY THE MOST RECENT FIVE-YEAR ESTIMATE OF THE UNITED  
14 STATES CENSUS BUREAU'S AMERICAN COMMUNITY SURVEY.

15 "SIZE RATIO." A NUMBER CALCULATED AS FOLLOWS:

16 (1) DIVIDE THE AVERAGE OF A SCHOOL DISTRICT'S  
17 THREE MOST RECENT YEARS' AVERAGE DAILY MEMBERSHIP BY  
18 THE STATEWIDE AVERAGE OF THE THREE MOST RECENT YEARS'  
19 AVERAGE DAILY MEMBERSHIP FOR ALL SCHOOL DISTRICTS.

20 (2) MULTIPLY THE AMOUNT IN PARAGRAPH (1) BY 0.5.

21 (3) SUBTRACT THE AMOUNT IN PARAGRAPH (2) FROM  
22 ONE.

23 "SPARSITY RATIO." A NUMBER CALCULATED AS FOLLOWS:

24 (1) DIVIDE THE AVERAGE OF A SCHOOL DISTRICT'S  
25 THREE MOST RECENT YEARS' AVERAGE DAILY MEMBERSHIP BY  
26 ITS TOTAL SQUARE MILES AS REPORTED IN THE LATEST  
27 DECENNIAL CENSUS AS REPORTED BY UNITED STATES CENSUS  
28 BUREAU.

29 (2) DIVIDE THE STATE TOTAL AVERAGE DAILY  
30 MEMBERSHIP BY THE STATE TOTAL SQUARE MILES.

1                   (3) DIVIDE THE QUOTIENT IN PARAGRAPH (1) BY THE  
2                   QUOTIENT IN PARAGRAPH (2).

3                   (4) MULTIPLY THE QUOTIENT IN PARAGRAPH (3) BY  
4                   0.5.

5                   (5) SUBTRACT THE PRODUCT IN PARAGRAPH (4) FROM  
6                   ONE.

7                   "SPARSITY/SIZE RATIO." A NUMBER CALCULATED BY ADDING  
8                   THE FOLLOWING AMOUNTS:

9                   (1) THE SPARSITY RATIO MULTIPLIED BY 0.4.

10                   (2) THE SIZE RATIO MULTIPLIED BY 0.6.

11                   (17.2) THE DEPARTMENT SHALL DEDUCT FROM PAYMENTS TO  
12                   SCHOOL DISTRICTS MADE UNDER PARAGRAPH (17.1) WHICH OCCUR  
13                   AFTER APRIL 15, 2016, THE DIFFERENCE BETWEEN THE FOLLOWING IF  
14                   THE DIFFERENCE AS CALCULATED IS A POSITIVE AMOUNT:

15                   (I) THE AMOUNT DISTRIBUTED TO SCHOOL DISTRICTS FROM  
16                   THE APPROPRIATION IN THE GENERAL APPROPRIATION ACT OF  
17                   2015 FOR READY-TO-LEARN BLOCK GRANTS.

18                   (II) THE AMOUNT TO BE DISTRIBUTED UNDER PARAGRAPH  
19                   (21).

20                   (17.3) NOTWITHSTANDING ANY PROVISION OF THE GENERAL  
21                   APPROPRIATION ACT OF 2015 AND THE ACT OF MARCH 28, 2016 (P.L.  
22                   , NO.1A), KNOWN AS THE SUPPLEMENT TO THE GENERAL  
23                   APPROPRIATION ACT OF 2015, TO THE CONTRARY, ANY AMOUNTS  
24                   DEDUCTED UNDER PARAGRAPH (17.2) FROM PAYMENTS TO SCHOOL  
25                   DISTRICTS MADE UNDER PARAGRAPH (17.1) SHALL BE USED TO MAKE  
26                   PAYMENTS UNDER PARAGRAPH (21) TO SCHOOL ENTITIES, IF THE  
27                   DIFFERENCE BETWEEN THE FOLLOWING IS CALCULATED AS A NEGATIVE  
28                   AMOUNT:

29                   (I) THE AMOUNT DISTRIBUTED TO SCHOOL ENTITIES FROM  
30                   THE APPROPRIATION IN THE GENERAL APPROPRIATION ACT OF

1           2015 FOR READY-TO-LEARN BLOCK GRANTS.

2           (II) THE AMOUNT TO BE DISTRIBUTED UNDER PARAGRAPH  
3           (21).

4           (18) Except as provided in paragraph (18.1) and  
5           notwithstanding any other provision of law, from the  
6           appropriation for payment of approved operating expenses for  
7           community colleges, each community college shall receive an  
8           amount equal to the amount paid during the 2014-2015 fiscal  
9           year under section 1722-J(17). If insufficient funds are  
10           appropriated pursuant to this paragraph, payments shall be  
11           made on a pro rata basis.

12           (18.1) If the amount appropriated for payment of  
13           approved operating expenses for community colleges for fiscal  
14           year 2015-2016 exceeds the amount appropriated in 2014-2015  
15           and notwithstanding any other provision of law, each  
16           community college shall receive the amount as determined  
17           under paragraph (18) plus an amount determined for each  
18           community college as follows:

19           (i) Multiply the audited full-time equivalent  
20           enrollment as verified under section 1913-A(k.1) of the  
21           Public School Code of 1949 for the most recent year  
22           available for the community college by the difference  
23           between the appropriation for payment of approved  
24           operating expenses of community colleges in fiscal year  
25           2015-2016 and fiscal year 2014-2015.

26           (ii) Divide the product in subparagraph (i) by the  
27           sum of the audited full-time equivalent enrollment as  
28           verified under section 1913-A(k.1) of the Public School  
29           Code of 1949 for the most recent year available for all  
30           community colleges.

1       (19) Notwithstanding any other provision of law to the  
2 contrary, each library subject to 24 Pa.C.S. Ch. 93 (relating  
3 to public library code), shall be eligible for State aid for  
4 fiscal year 2015-2016, as follows:

5           (i) Funds appropriated for libraries shall be  
6 distributed to each library under the following formula:

7                   (A) Divide the amount of funding that the  
8 library received in fiscal year 2014-2015 under  
9 section 1722-J(18) by the total State-aid subsidy for  
10 fiscal year 2014-2015.

11                   (B) Multiply the quotient under clause (A) by  
12 the total State-aid subsidy for fiscal year 2015-  
13 2016.

14           (ii) Following distribution of funds appropriated  
15 for State aid to libraries under subparagraph (i), any  
16 remaining funds may be distributed at the discretion of  
17 the State Librarian.

18           (iii) If funds appropriated for State aid to  
19 libraries in fiscal year 2015-2016 are less than funds  
20 appropriated in fiscal year 2002-2003, the State  
21 Librarian may waive standards as prescribed in 24 Pa.C.S.  
22 Ch. 93.

23           (iv) Each library system receiving State aid under  
24 this paragraph may distribute the local library share of  
25 that aid in a manner as determined by the board of  
26 directors of the library system.

27           (v) In the case of a library system that contains a  
28 library operating in a city of the second class, changes  
29 to the distribution of State aid to the library shall be  
30 made by mutual agreement between the library and the

1 library system.

2 (vi) In the event of a change in district library  
3 center population prior to the effective date of this  
4 paragraph as a result of:

5 (A) a city, borough, town, township, school  
6 district or county moving from one library center to  
7 another; or

8 (B) a transfer of district library center status  
9 to a county library system;  
10 funding of district library center aid shall be paid  
11 based on the population of the newly established or  
12 reconfigured district library center.

13 (vii) In the event of a change in direct service  
14 area from one library to another, the State Librarian,  
15 upon agreement of the affected libraries, may  
16 redistribute the local library share of aid to the  
17 library currently servicing the area.

18 (20) ~~The~~ IF PAYMENTS TO SCHOOL ENTITIES ARE MADE UNDER <--  
19 PARAGRAPHS (17.1) AND (21), THE department may utilize up to  
20 \$4,500,000 of undistributed funds not expended, encumbered or  
21 committed from appropriations for grants and subsidies made  
22 to the department to assist school districts declared to be  
23 in financial recovery status under section 621-A of the  
24 Public School Code of 1949 or identified for financial watch  
25 status under section 611-A of the Public School Code of 1949.  
26 The funds shall be transferred by the Secretary of the Budget  
27 to a restricted account as necessary to make payments under  
28 this paragraph and, when transferred, are hereby appropriated  
29 to carry out the provisions of this paragraph.

30 ~~(21) (Reserved).~~ <--

1 ~~(22) (Reserved).~~

2 (21) FROM THE APPROPRIATION FOR THE READY TO LEARN BLOCK <--  
3 GRANT, FUNDS SHALL BE DISTRIBUTED TO SCHOOL ENTITIES AS  
4 FOLLOWS:

5 (I) EACH SCHOOL ENTITY SHALL RECEIVE:

6 (A) AN AMOUNT EQUAL TO THE AMOUNT PAID DURING  
7 THE 2013-2014 SCHOOL YEAR UNDER SECTION 2599.2 OF THE  
8 PUBLIC SCHOOL CODE OF 1949.

9 (B) A READY TO LEARN BLOCK GRANT SUBSIDY EQUAL  
10 TO THE AMOUNT PAID DURING THE 2014-2015 SCHOOL YEAR  
11 UNDER SECTION 1722-J(21) (II).

12 (C) FOR EACH SCHOOL DISTRICT, AN AMOUNT  
13 DETERMINED AS FOLLOWS:

14 (I) MULTIPLY THE AMOUNT OF FUNDING THE  
15 SCHOOL DISTRICT RECEIVED UNDER SECTION 1722-J(21)

16 (II) BY THE DIFFERENCE BETWEEN THE AMOUNT OF THE  
17 APPROPRIATION FOR THE READY TO LEARN BLOCK GRANT  
18 IN FISCAL YEAR 2015-2016 AND FISCAL YEAR 2014-  
19 2015.

20 (II) DIVIDE THE PRODUCT IN SUBCLAUSE (I) BY  
21 THE SUM OF THE AMOUNTS UNDER SECTION 1722-J(21)  
22 (II) FOR ALL SCHOOL DISTRICTS.

23 (II) IF INSUFFICIENT FUNDS ARE APPROPRIATED PURSUANT  
24 TO SUBPARAGRAPH (I), PAYMENTS SHALL BE MADE ON A PRO RATA  
25 BASIS.

26 (III) FUNDING RECEIVED BY A SCHOOL ENTITY UNDER  
27 SUBPARAGRAPH (I) (A) SHALL BE USED IN ACCORDANCE WITH  
28 SECTION 2599.2 OF THE PUBLIC SCHOOL CODE OF 1949, OR AS  
29 ALLOWED UNDER SUBPARAGRAPH (V).

30 (IV) TO BE ELIGIBLE TO RECEIVE FUNDING UNDER



1 SUBPARAGRAPH (I) (B) AND (C), EACH SCHOOL ENTITY SHALL  
2 SUBMIT A PLAN FOR APPROVAL TO THE DEPARTMENT OF EDUCATION  
3 OUTLINING HOW THE FUNDING WILL BE USED TO MAINTAIN AND  
4 IMPROVE ACADEMIC PERFORMANCE.

5 (V) FUNDS DISTRIBUTED UNDER SUBPARAGRAPH (I) (B) AND  
6 (C) SHALL BE USED FOR THE PURPOSES DESCRIBED IN SECTION  
7 1722-J(21) (V) (A) THROUGH (L).

8 (VI) FOR THE PURPOSE OF THIS PARAGRAPH, A SCHOOL  
9 ENTITY SHALL BE A SCHOOL DISTRICT, CHARTER SCHOOL, CYBER  
10 CHARTER SCHOOL OR REGIONAL CHARTER SCHOOL.

11 (22) NOTWITHSTANDING ANY PROVISION OF LAW TO THE  
12 CONTRARY, THE REVENUES RECEIVED BY A SCHOOL DISTRICT UNDER  
13 PARAGRAPH (21) (I) (B) SHALL NOT BE INCLUDED IN THE SCHOOL  
14 DISTRICT'S BUDGETED TOTAL EXPENDITURE PER AVERAGE DAILY  
15 MEMBERSHIP USED TO CALCULATE THE AMOUNT TO BE PAID TO A  
16 CHARTER SCHOOL UNDER SECTION 1725-A(A) (2) AND (3) OF THE  
17 PUBLIC SCHOOL CODE OF 1949.

18 (23) (Reserved).

19 (24) Notwithstanding any provision of law, in order to  
20 supplement funds appropriated to the department for general  
21 government operations and to defray the costs of  
22 administration and oversight activities associated with  
23 alternative education programs:

24 (i) A school district, combination of school  
25 districts or charter school that makes an application to  
26 establish an alternative education program under Article  
27 XIX-C of the Public School Code of 1949 shall submit  
28 initial and renewal applications along with a fee of \$400  
29 as prescribed by the department.

30 (ii) A private alternative education institution

1 that makes an application for approval to operate under  
2 Article XIX-E of the Public School Code of 1949 shall  
3 submit initial and renewal applications along with a fee  
4 of \$1,000 as prescribed by the department.

5 (iii) The funds collected in subparagraphs (i) and  
6 (ii) shall be deposited into a restricted account in the  
7 General Fund to be known as the Alternative Education  
8 Program Account and are hereby appropriated to the  
9 department.

10 (25) From funds appropriated for career and technical  
11 education equipment grants, the following apply:

12 (i) The Department of Education shall establish a  
13 grant program to assist each area vocational-technical  
14 school and school district with an approved vocational  
15 program that applies for and is approved for funding by  
16 the Department of Education to purchase equipment that  
17 meets industry standards. Grants shall be distributed in  
18 an amount to be calculated as follows:

19 (A) A base amount of \$3,000.

20 (B) A per-student amount calculated as follows:

21 (I) Multiply the 2014-2015 average daily  
22 membership in approved vocational education  
23 programs for each area vocational-technical  
24 school or school district that has been approved  
25 for funding by the department by the difference  
26 between the amount appropriated for career and  
27 technical education equipment grants and the sum  
28 of the funding distributed under clause (A) to  
29 all area vocational-technical schools and school  
30 districts.

1                    (II) Divide the product from subclause (I)  
2                    by the sum of the 2014-2015 average daily  
3                    membership in approved vocational education  
4                    programs for all area vocational-technical  
5                    schools and school districts that have been  
6                    approved for funding by the department.

7                    (ii) The application to apply for funding under  
8                    subparagraph (i) shall be developed by the department  
9                    within thirty days of the effective date of this section  
10                   and only require the following, which may be collected  
11                   electronically:

12                   (A) Name, address, e-mail address and telephone  
13                   number of the area vocational-technical school or  
14                   school district.

15                   (B) Name, e-mail address and telephone number of  
16                   an employee of the area vocational-technical school  
17                   or school district who will be available to answer  
18                   questions regarding the funding application.

19                   (C) Description of the equipment for which the  
20                   requested funding will be used; the career and  
21                   technical education program in which the equipment  
22                   will be used; the date on which the occupational  
23                   advisory committee recommended the purchase of the  
24                   equipment; and verification that the equipment will  
25                   be used for technical classroom instruction.

26                   (iii) The department may not request and consider  
27                   any information other than the information provided in  
28                   the funding application.

29                   (iv) Each area vocational-technical school or school  
30                   district with an approved vocational program that submits

1 a completed funding application shall receive funding in  
2 the amount determined under subparagraph (i).

3 (v) If insufficient funds are appropriated to make  
4 payments under subparagraph (i), such payments shall be  
5 made on a pro rata basis.

6 (vi) For purposes of this paragraph, "occupational  
7 advisory committee" shall mean an occupational advisory  
8 committee established pursuant to 22 Pa. Code Ch. 339  
9 (relating to vocational education).

10 Section 1723-L. Department of Environmental Protection.

11 The following shall apply to appropriations for the  
12 Department of Environmental Protection:

13 (1) Notwithstanding section 502 of the act of July 9,  
14 2008 (1st Sp.Sess., P.L.1873, No.1), known as the Alternative  
15 Energy Investment Act, in fiscal year 2015-2016, no funds  
16 shall be appropriated from the General Fund to the department  
17 for the Consumer Energy Program. Any appropriation for fiscal  
18 year 2015-2016 is revoked.

19 (2) From funds appropriated for general government  
20 operations, 3% shall be used for a project to improve  
21 infrastructure to provide clean drinking water in a county of  
22 the fourth class with a population, based on the most recent  
23 Federal decennial census, of at least 150,000 but not more  
24 than 155,000.

25 (3) Not later than 60 days after the effective date of  
26 this section, the department shall pay or transfer \$6,810,223  
27 of the unexpended Alternative Energy Series 2010B proceeds  
28 allocated to the department under section 304(a) of the act  
29 of July 9, 2008 (1st Sp.Sess., P.L.1873, No.1), known as the  
30 Alternative Energy Investment Act, to the Commonwealth

1 Financing Authority for the payment of interest due during  
2 fiscal year 2015-2016 on the authority's alternative energy  
3 tax-exempt bond issues.

4 Section 1724-L. Department of General Services (Reserved).

5 Section 1725-L. Department of Health.

6 The following apply:

7 (1) From funds appropriated for general government  
8 operations, sufficient funds are included for the  
9 coordination of donated dental services and 0.45% is included  
10 for outreach for Charcot-Marie-Tooth syndrome.

11 (2) Funds appropriated for newborn screening shall  
12 include an allocation for the operation of a referral center  
13 for abnormal metabolic screenings at a children's hospital in  
14 a county of the eighth class. The allocation under this  
15 paragraph shall be no less than the amount allocated to the  
16 center in the 2014-2015 fiscal year. If the total amount  
17 appropriated for newborn screening is equal to or greater  
18 than \$5,327,000, the center shall receive an allocation of no  
19 less than \$100,000 greater than the amount allocated to the  
20 center in the 2014-2015 fiscal year.

21 (3) From funds appropriated for adult cystic fibrosis  
22 and other chronic respiratory illnesses, no less than the  
23 amount used in the 2014-2015 fiscal year shall be used for a  
24 program promoting cystic fibrosis research in a county of the  
25 second class, and no less than the amount used in the 2014-  
26 2015 fiscal year shall be used for research related to  
27 childhood cystic fibrosis in a city of the first class with a  
28 hospital that is nationally accredited as a cystic fibrosis  
29 treatment center and specializes in the treatment of  
30 children.

1           (4) Funds appropriated for lupus programs shall be  
2 distributed in the same proportion as distributed in fiscal  
3 year 2014-2015.

4           (5) Funds appropriated for biotechnology research shall  
5 be distributed in the same proportion as distributed in  
6 fiscal year 2014-2015.

7 Section 1726-L. Insurance Department (Reserved).

8 Section 1727-L. Department of Labor and Industry.

9           The following shall apply to appropriations for the  
10 Department of Labor and Industry:

11           (1) The appropriation for payment to the Vocational  
12 Rehabilitation Fund for work of the State Board of Vocational  
13 Rehabilitation Services includes allocations for a Statewide  
14 professional service provider association for the blind to  
15 provide specialized services and prevention of blindness  
16 services and for specialized services and prevention of  
17 blindness services in cities of the first class, in amounts  
18 used for those purposes in the 2014-2015 fiscal year.

19           (2) From funds appropriated to the department for  
20 transfer to the Vocational Rehabilitation Fund, the  
21 department shall allocate money to a program that provides  
22 for work-based learning experiences which take place in  
23 competitive integrated workplaces, as part of the  
24 preemployment transition services provided to high school  
25 students with disabilities.

26           (3) From funds appropriated for Industry Partnerships,  
27 no less than the amount allocated in the 2014-2015 fiscal  
28 year shall be allocated for a work force development program  
29 that links veterans with employment in a home rule county  
30 that was formerly a county of the second class A.

1 Section 1728-L. Department of Military and Veterans Affairs

2 (Reserved).

3 Section 1729-L. Department of Human Services.

4 The following shall apply to appropriations for the

5 Department of Human Services:

6 (1) The following shall apply:

7 (i) The department, upon approval of the secretary,

8 may transfer Federal funds appropriated for TANFBG Child

9 Care Assistance to the CCDFBG Child Care Services

10 appropriation to provide child-care services to

11 additional low-income families if the transfer of funds

12 will not result in a deficit in the appropriation. The

13 secretary shall provide notice 10 days prior to a

14 transfer under this subparagraph to the chairperson and

15 minority chairperson of the Appropriations Committee of

16 the Senate and the chairperson and minority chairperson

17 of the Appropriations Committee of the House of

18 Representatives.

19 (ii) The department, upon approval of the secretary,

20 may transfer Federal funds appropriated for CCDFBG Child

21 Care Assistance to the CCDFBG Child Care Services

22 appropriation to provide child-care services to

23 additional low-income families, provided that the

24 transfer of funds will not result in a deficit in the

25 appropriation. The secretary shall provide notice 10 days

26 prior to a transfer under this subparagraph to the

27 chairperson and minority chairperson of the

28 Appropriations Committee of the Senate and the

29 chairperson and minority chairperson of the

30 Appropriations Committee of the House of Representatives.

1           (2) The following shall apply:

2           (i) For fiscal year 2015-2016, payments to hospitals  
3 for Community Access Fund grants shall be distributed  
4 under the formulas utilized for these grants in fiscal  
5 year 2014-2015. If the total funding available under this  
6 subparagraph is less than that available in fiscal year  
7 2014-2015, payments shall be made on a pro rata basis.

8           (ii) Funds appropriated for medical assistance  
9 transportation shall only be utilized as a payment of  
10 last resort for transportation for eligible medical  
11 assistance recipients.

12           (iii) Amounts allocated from funds appropriated for  
13 fee-for-service used for the Select Plan for Women  
14 Preventative Health Services shall be used for women's  
15 medical services, including noninvasive contraception  
16 supplies.

17           (iv) Federal or State funds appropriated under the  
18 General Appropriation Act in accordance with Article  
19 VIII-H of the Human Services Code, not used to make  
20 payments to hospitals qualifying as Level III trauma  
21 centers or seeking accreditation as Level III trauma  
22 centers shall be used to make payments to hospitals  
23 qualifying as Levels I and II trauma centers.

24           (v) Qualifying university-affiliated physician  
25 practice plans which received funds for fiscal year 2014-  
26 2015 shall not receive any less than the State  
27 appropriation made available to those university-  
28 affiliated physician practice plans during fiscal year  
29 2014-2015. From funds appropriated for physician practice  
30 plans:



1           (A) \$1,500,000 shall be distributed to a  
2           physician practice plan serving a health system  
3           located in a city of the first class and a contiguous  
4           county of the second class A which did receive  
5           funding during fiscal year 2014-2015;

6           (B) at least \$500,000 shall be distributed to a  
7           physician practice plan serving a health system  
8           located in a city of the first class and two  
9           contiguous counties of the second class A that has an  
10           independent academic center which did receive funding  
11           during fiscal year 2014-2015; and

12           (C) \$1,000,000 shall be distributed to an acute  
13           care hospital affiliated with an academic medical  
14           center located in a city of the second class.

15           (vi) Qualifying academic medical centers which  
16           received funds for fiscal year 2014-2015 shall not  
17           receive any less than the State appropriation made  
18           available to those academic medical centers during fiscal  
19           year 2014-2015.

20           (vi.1) Notwithstanding any provision of law to the  
21           contrary and in order to maximize the availability of  
22           Federal matching funding for allocations made under  
23           subparagraphs (v) and (vi), if funds appropriated for  
24           medical assistance fee-for-service are available, the  
25           allocations under subparagraph (v) (A) and (C) may be  
26           funded from funds appropriated for medical assistance  
27           fee-for-service.

28           (vii) Notwithstanding any other law, funds  
29           appropriated for medical assistance payments for fee-for-  
30           service care, exclusive of inpatient services provided

1 through capitation plans, shall include sufficient funds  
2 for two separate All Patient Refined Diagnostic Related  
3 Group payments for inpatient acute care general hospital  
4 stays for:

5 (A) normal newborn care; and

6 (B) mothers' obstetrical delivery.

7 (viii) From funds appropriated for medical  
8 assistance payments for fee-for-service care, no less  
9 than the amount used in the 2014-2015 fiscal year shall  
10 be used for treatment of cleft palates and other  
11 craniofacial anomalies.

12 (ix) From funds appropriated for medical assistance  
13 fee-for-service care the following apply:

14 (A) At least \$800,000 shall be distributed to a  
15 health system for clinical ophthalmologic services  
16 located in a city of the first class.

17 (B) No less than the amount distributed in the  
18 2014-2015 fiscal year shall be distributed for  
19 improvements to an intensive care facility in an  
20 acute care hospital located in a city of the first  
21 class.

22 (C) At least \$5,000,000 shall be distributed to  
23 a hospital in a city of the third class in a home  
24 rule county that was formerly a county of the second  
25 class A.

26 (x) From funds appropriated for medical assistance  
27 capitation, no less than the amount used in the 2014-2015  
28 fiscal year shall be used for prevention and treatment of  
29 depression and its complications in older Pennsylvanians  
30 in a county of the second class, and sufficient funds are

1 provided for managed care organizations to provide a \$5-  
2 per-hour increase in the reimbursement rates for  
3 pediatric shift nursing services provided in a home care  
4 setting effective January 1, 2016.

5 (xi) From funds appropriated for medical assistance  
6 long-term care, no less than the amount distributed in  
7 the 2014-2015 fiscal year shall be distributed to a  
8 county nursing home located in a home rule county that  
9 was formerly a county of the second class A which has a  
10 medical assistance occupancy rate of at least 85%,  
11 \$2,000,000 shall be distributed to a nonpublic nursing  
12 home located in a county of the first class with more  
13 than 395 beds and a Medicaid acuity at 1.19 as of August  
14 1, 2015, to ensure access to necessary nursing care in  
15 that county and \$4,000,000 shall be distributed to a  
16 nonpublic nursing home located in a county of the eighth  
17 class with more than 119 beds and a Medicaid acuity of  
18 1.14 as of August 1, 2015, to ensure access to necessary  
19 nursing home care in that county.

20 (3) The following shall apply:

21 (i) Funds appropriated for breast cancer screening  
22 may be used for women's medical services, including  
23 noninvasive contraception supplies.

24 (ii) (Reserved).

25 (4) The following shall apply:

26 (i) Funds appropriated for women's service programs  
27 grants to nonprofit agencies whose primary function is to  
28 promote childbirth and provide alternatives to abortion  
29 shall be expended to provide services to women until  
30 childbirth and for up to 12 months thereafter, including

1 food, shelter, clothing, health care, counseling,  
2 adoption services, parenting classes, assistance for  
3 postdelivery stress and other supportive programs and  
4 services and for related outreach programs. Agencies may  
5 subcontract with other nonprofit entities which operate  
6 projects designed specifically to provide all or a  
7 portion of these services. Projects receiving funds  
8 referred to in this subparagraph shall not promote, refer  
9 for or perform abortions or engage in any counseling  
10 which is inconsistent with the appropriation referred to  
11 in this subparagraph and shall be physically and  
12 financially separate from any component of any legal  
13 entity engaging in such activities.

14 (ii) Federal funds appropriated for TANFBG  
15 Alternatives to Abortion shall be utilized solely for  
16 services to women whose gross family income is below 185%  
17 of the Federal poverty guidelines.

18 (5) The provisions of 8 U.S.C. §§ 1611 (relating to  
19 aliens who are not qualified aliens ineligible for Federal  
20 public benefits), 1612 (relating to limited eligibility of  
21 qualified aliens for certain Federal programs) and 1642  
22 (relating to verification of eligibility for Federal public  
23 benefits) shall apply to payments and providers.

24 (6) From funds appropriated for autism intervention and  
25 services, no less than the amount distributed in the 2014-  
26 2015 fiscal year shall be distributed to a behavioral health  
27 facility located in a fifth class county with a population  
28 between 130,000 and 135,000 under the 2010 Federal decennial  
29 census that operates a center for autism and developmental  
30 disabilities, an institution of higher education which

1 provides autism education and diagnostic curriculum located  
2 in a city of the first class that operates a center for  
3 autism in a county of the second class A, an institution of  
4 higher education which provides autism education and  
5 diagnostic curriculum and is located in a county of the  
6 second class, and programs to promote the health and fitness  
7 of persons with developmental disabilities located in a city  
8 of the first class.

9 (7) Funds appropriated for community-based family  
10 centers may not be considered as part of the base for  
11 calculation of the county child welfare needs-based budget  
12 for a fiscal year.

13 (8) From funds appropriated for mental health services  
14 or from Federal funds, 0.076% shall be used for the  
15 following:

16 (i) The operation and maintenance of a network of  
17 web portals that provide comprehensive referral services,  
18 support and information relating to early intervention,  
19 prevention and support for individuals with mental health  
20 or substance abuse issues, county mental health offices,  
21 providers and others that provide mental and behavioral  
22 health treatment and related services.

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

30 (9) To supplement the funds appropriated to the

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

11 Section 1730-L. Department of Revenue.

12 The following shall apply to appropriations for the  
13 Department of Revenue:

14 (1) The Enhanced Revenue Collection Account shall  
15 continue through fiscal year 2019-2020. Revenues collected  
16 and the amount of refunds avoided as a result of expanded tax  
17 return reviews and tax collection activities shall be  
18 deposited into the account. The following shall apply:

19 (i) Of the funds in the account, for each of the  
20 fiscal years 2015-2016 through 2019-2020, up to  
21 \$25,000,000 is appropriated to the department to fund the  
22 costs associated with increased tax collection  
23 enforcement and reduction in tax refund errors. The  
24 balance of the funds in the account on June 15, 2014, and  
25 each June 15 thereafter, shall be transferred to the  
26 General Fund.

27 (ii) The department shall issue a report to the  
28 Governor, the chairperson and the minority chairperson of  
29 the Appropriations Committee of the Senate and the  
30 chairperson and minority chairperson of the

1 Appropriations Committee of the House of Representatives  
2 by June 1, 2016, and by each June 1 thereafter, with the  
3 following information:

4 (A) A detailed breakdown of the department's  
5 administrative costs in implementing the activities  
6 described under this section.

7 (B) The amount of revenue collected and the  
8 amount of refunds avoided as a result of the  
9 activities under this paragraph, including the type  
10 of tax generating the revenue and avoided refunds.

11 (2) (Reserved).

12 Section 1731-L. Department of State (Reserved).

13 Section 1732-L. Department of Transportation.

14 The following shall apply to appropriations for the  
15 Department of Transportation:

16 (1) From amounts appropriated or any other funds used by  
17 the department during the 2015-2016 fiscal year, the  
18 department may not use direct mail inserts in mailings from  
19 the department. As used in this paragraph, the term "direct  
20 mail inserts" include coupons for commercial services,  
21 advertising materials for a private commercial entity and  
22 departmental documents which are sponsored by a private  
23 commercial entity.

24 (2) (Reserved).

25 Section 1733-L. Pennsylvania State Police (Reserved).

26 Section 1734-L. State Civil Service Commission (Reserved).

27 Section 1735-L. Pennsylvania Emergency Management Agency.

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

30 (1) Funds appropriated for local municipal emergency

1 relief shall be used for a State program to provide  
2 assistance to individuals and political subdivisions directly  
3 affected by natural and man-made disasters or public safety  
4 emergencies. State assistance will be limited to grants for  
5 projects that do not qualify for Federal assistance to help  
6 repair damages to primary residences, personal property and  
7 public facilities. Grants will be made available for  
8 reimbursement in a disaster emergency area only when a  
9 Presidential disaster declaration is not covering the area or  
10 when the agency determines that a public safety emergency has  
11 occurred.

12 (2) Funds appropriated for search and rescue programs  
13 shall be used to support programs related to training working  
14 service dogs focusing on rescue and public safety at a center  
15 located in a city of the first class.

16 Section 1736-L. Pennsylvania Fish and Boat Commission

17 (Reserved).

18 Section 1737-L. State System of Higher Education (Reserved).

19 Section 1737.1-L. State-related institutions (Reserved).

20 Section 1738-L. Pennsylvania Higher Education Assistance Agency

21 (Reserved).

22 Section 1739-L. Pennsylvania Historical and Museum Commission

23 (Reserved).

24 Section 1740-L. Pennsylvania Infrastructure Investment

25 Authority (Reserved).

26 Section 1741-L. Environmental Hearing Board (Reserved).

27 Section 1742-L. Pennsylvania Board of Probation and Parole

28 (Reserved).

29 Section 1743-L. (Reserved).

30 Section 1744-L. (Reserved).



1 Section 1745-L. (Reserved).  
2 Section 1746-L. (Reserved).  
3 Section 1747-L. (Reserved).  
4 Section 1748-L. Commonwealth Financing Authority (Reserved).  
5 Section 1749-L. Thaddeus Stevens College of Technology  
6 (Reserved).  
7 Section 1750-L. Pennsylvania Housing Finance Agency (Reserved).  
8 Section 1751-L. LIHEABG (Reserved).  
9 SUBARTICLE C  
10 STATE GOVERNMENT SUPPORT AGENCIES  
11 Section 1761-L. Health Care Cost Containment Council  
12 (Reserved).  
13 Section 1762-L. State Ethics Commission (Reserved).  
14 Section 1763-L. Legislative Reference Bureau (Reserved).  
15 Section 1764-L. Legislative Budget and Finance Committee  
16 (Reserved).  
17 Section 1765-L. Legislative Data Processing Committee  
18 (Reserved).  
19 Section 1766-L. Joint State Government Commission (Reserved).  
20 Section 1767-L. Joint Legislative Air and Water Pollution  
21 Control and Conservation Committee (Reserved).  
22 Section 1768-L. Legislative Audit Advisory Commission  
23 (Reserved).  
24 Section 1769-L. Independent Regulatory Review Commission  
25 (Reserved).  
26 Section 1770-L. Capitol Preservation Committee (Reserved).  
27 Section 1771-L. Pennsylvania Commission on Sentencing  
28 (Reserved).  
29 Section 1772-L. Center for Rural Pennsylvania (Reserved).  
30 Section 1773-L. Commonwealth Mail Processing Center (Reserved).

1 Section 1774-L. Transfers (Reserved).

2 SUBARTICLE D

3 JUDICIAL DEPARTMENT

4 Section 1781-L. Supreme Court (Reserved).

5 Section 1782-L. Superior Court (Reserved).

6 Section 1783-L. Commonwealth Court (Reserved).

7 Section 1784-L. Courts of common pleas (Reserved).

8 Section 1785-L. Community courts; magisterial district judges  
9 (Reserved).

10 Section 1786-L. Philadelphia Traffic Court (Reserved).

11 Section 1787-L. Philadelphia Municipal Court (Reserved).

12 Section 1788-L. Judicial Conduct Board (Reserved).

13 Section 1789-L. Court of Judicial Discipline (Reserved).

14 Section 1790-L. Juror cost reimbursement (Reserved).

15 Section 1791-L. County court reimbursement (Reserved).

16 Section 1792-L. Senior judges (Reserved).

17 Section 1793-L. Transfer of funds by Supreme Court (Reserved).

18 SUBARTICLE E

19 GENERAL ASSEMBLY

20 (Reserved)

21 ARTICLE XVII-M

22 2015-2016 RESTRICTIONS ON APPROPRIATIONS

23 FOR FUNDS AND ACCOUNTS

24 Section 1701-M. Applicability.

25 Except as specifically provided in this article, this article  
26 applies to the act of December 29, 2015 (P.L. \_\_\_\_\_, No.10A),  
27 known as the General Appropriation Act of 2015, the act of March  
28 28, 2016 (P.L. \_\_\_\_\_, No.1A), known as the Supplement to the  
29 General Appropriation Act of 2015, and all other appropriation  
30 acts of 2015.

1 Section 1702-M. State Lottery Fund.

2 The following apply:

3 (1) Funds appropriated for PENNCARE shall not be  
4 utilized for administrative costs by the Department of Aging.

5 (2) (Reserved).

6 Section 1703-M. Energy Conservation and Assistance Fund  
7 (Reserved).

8 Section 1704-M. Judicial Computer System Augmentation Account  
9 (Reserved).

10 Section 1704.1-M. Access to Justice Account (Reserved).

11 Section 1705-M. Emergency Medical Services Operating Fund  
12 (Reserved).

13 Section 1706-M. The State Stores Fund (Reserved).

14 Section 1707-M. Motor License Fund (Reserved).

15 Section 1708-M. Hazardous Material Response Fund (Reserved).

16 Section 1709-M. Milk Marketing Fund (Reserved).

17 Section 1710-M. HOME Investment Trust Fund (Reserved).

18 Section 1711-M. Tuition Payment Fund (Reserved).

19 Section 1712-M. Banking Fund (Reserved).

20 Section 1713-M. Firearm Records Check Fund (Reserved).

21 Section 1714-M. Ben Franklin Technology Development Authority  
22 Fund (Reserved).

23 Section 1715-M. Tobacco Settlement Fund (Reserved).

24 Section 1716-M. (Reserved).

25 Section 1717-M. Restricted receipt accounts.

26 (a) General provisions.--The secretary may create restricted  
27 receipt accounts for the purpose of administering Federal grants  
28 only for the purposes designated in this section.

29 (b) Department of Community and Economic Development.--The  
30 following restricted receipt accounts may be established for the

1 Department of Community and Economic Development:

2 (1) ARC Housing Revolving Loan Program.

3 (2) (Reserved).

4 (c) Department of Conservation and Natural Resources.--The  
5 following restricted receipt accounts may be established for the

6 Department of Conservation and Natural Resources:

7 (1) Federal Aid to Volunteer Fire Companies.

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

10 (3) National Forest Reserve Allotment.

11 (d) Department of Education.--The following restricted  
12 receipt accounts may be established for the Department of

13 Education:

14 (1) Education of the Disabled - Part C.

15 (2) LSTA - Library Grants.

16 (3) The Pennsylvania State University Federal Aid.

17 (4) Emergency Immigration Education Assistance.

18 (5) Education of the Disabled - Part D.

19 (6) Homeless Adult Assistance Program.

20 (7) Severely Handicapped.

21 (8) Medical Assistance Reimbursements to Local Education  
22 Agencies.

23 (e) Department of Environmental Protection.--The following  
24 restricted receipt accounts may be established for the

25 Department of Environmental Protection:

26 (1) Federal Water Resources Planning Act.

27 (2) Flood Control Payments.

28 (3) Soil and Water Conservation Act - Inventory of  
29 Programs.

30 (f) Department of Drug and Alcohol Programs.--The following

1 restricted receipt accounts may be established for the

2 Department of Drug and Alcohol Programs:

3 (1) Share Loan Program.

4 (2) (Reserved).

5 (g) Department of Transportation.--The following restricted

6 receipt accounts may be established for the Department of

7 Transportation:

8 (1) Capital Assistance Elderly and Handicapped Programs.

9 (2) Railroad Rehabilitation and Improvement Assistance.

10 (3) Ridesharing/Van Pool Program - Acquisition.

11 (h) Pennsylvania Emergency Management Agency.--The following

12 restricted receipt accounts may be established for the

13 Pennsylvania Emergency Management Agency:

14 (1) Receipts from Federal Government - Disaster Relief -

15 Disaster Relief Assistance to State and Political

16 Subdivisions.

17 (2) (Reserved).

18 (i) Pennsylvania Historical and Museum Commission.--The

19 following restricted receipt accounts may be established for the

20 Pennsylvania Historical and Museum Commission:

21 (1) Federal Grant - National Historic Preservation Act.

22 (2) (Reserved).

23 (j) Executive Offices.--The following restricted receipt

24 accounts may be established for the Executive Offices:

25 (1) Retired Employees Medicare Part D.

26 (2) Justice Assistance.

27 (3) Juvenile Accountability Incentive.

28 (4) Early Retiree Reinsurance Program.

29 Section 1718.1-M. Gaming Economic Development and Tourism Fund

30 (Reserved).

1 Section 1719-M. Veterans' Trust Fund (Reserved).

2 Section 1720-M. State Farm Products Show Fund (Reserved).

3 Section 1721-M. Pennsylvania Race Horse Development Fund  
4 (Reserved).

5 Section 18. Article XVIII of the act is renumbered to read:

6 ARTICLE [XVIII] C

7 INTERPRETATION, EFFECTIVE DATE, AND REPEALER

8 Section [1801] 10001. Constitutionality.--It is the  
9 intention of the General Assembly that if this act cannot take  
10 effect in its entirety, because of the judgment of any court of  
11 competent jurisdiction holding unconstitutional any part or  
12 parts thereof, the remaining provisions of the act shall be  
13 given full force and effect as completely as if the part or  
14 parts held unconstitutional had not been included herein.

15 It is the intention of the General Assembly that, if any  
16 court of competent jurisdiction shall hold unconstitutional any  
17 provisions of this act transferring to a department, board,  
18 commission, or officer, the powers and duties heretofore  
19 exercised and performed by another department, board,  
20 commission, or officer, the provisions transferring such powers  
21 and duties shall thereby become inoperative, and that, in such  
22 event, the department, board, commission, or officer, heretofore  
23 exercising such powers and performing such duties shall continue  
24 to exercise and perform them. The remaining provisions of this  
25 act shall, in any such case, be given full force and effect.

26 Section [1802] 10002. Continuance of Existing Laws.--The  
27 provisions of this act, as far as they are the same as those of  
28 existing laws, shall be construed as a continuation of such  
29 laws, and not as new enactments.

30 Section [1803] 10003. Enumeration of Powers of Departments,

1 Boards, and Commissions.--Whenever in this act the powers and  
2 duties of a department, board, commission, or officer are  
3 enumerated and defined, such enumeration and definition shall  
4 not be construed to be in derogation or limitation of the powers  
5 and duties heretofore exercised and performed by such  
6 department, board, commission, or officer unless,

7 (a) Any power or duty, as enumerated and defined, is clearly  
8 inconsistent with the exercise of a power or the performance of  
9 a duty heretofore exercised or performed; or

10 (b) There is a specific statement that a power or a duty  
11 heretofore exercised or performed shall be exercised or  
12 performed by another department, board, commission or officer,  
13 or that such power or duty shall be exercised or performed in a  
14 different manner.

15 Section [1804] 10004. Effective Date.--Article V of this act  
16 shall take effect on the first day of June, one thousand nine  
17 hundred and twenty-nine, but in all other respects this act  
18 shall become effective on the first day of July of said year,  
19 except that any licenses and tags or buttons issued prior to the  
20 effective date of this act shall remain in full force and effect  
21 for the period for which they shall have been issued, and any  
22 forms of license and tags or buttons prepared for issuance or  
23 for the preparation of which contracts shall have been executed  
24 prior to such effective date, may be used by the Department of  
25 Revenue during the remainder of the year one thousand nine  
26 hundred and twenty-nine, notwithstanding they bear the name of a  
27 department, board or commission other than the Department of  
28 Revenue.

29 Section [1805] 10005. Repealer.--

30 (a) All acts and parts of acts supplied by this act are

1 hereby repealed, but this act is not intended to repeal any act  
2 or part of an act relating to the settlement, assessment,  
3 collection, or lien of any State tax, bonus, or license fee, if  
4 the effect of such repeal would be to relieve any person,  
5 association, or corporation of any tax, bonus, or license fee  
6 now payable by such person, association, or corporation.

7 If any court of competent jurisdiction shall hold that any  
8 tax, bonus, license fee, or other money payable to the  
9 Commonwealth, or any officer or agency thereof, cannot be  
10 settled, assessed, or collected under the procedure provided by  
11 this act, such tax, bonus, license fee, or other money shall  
12 continue to be settled or assessed and collected under the laws  
13 in force prior to the passage of this act.

14 (b) The following acts and parts of acts are hereby  
15 specifically repealed:

16 Sections one, two, three, five, nine, eleven, twelve,  
17 thirteen, fourteen, sixteen, twenty-six, thirty-one, thirty-two,  
18 thirty-three, thirty-four, thirty-six, and fifty-one, of the  
19 act, approved the thirtieth day of March, one thousand eight  
20 hundred eleven (Pamphlet Laws, one hundred forty-five), entitled  
21 "An act to amend and consolidate the several acts relating to  
22 the settlement of the public accounts and the payment of the  
23 public monies and for other purposes."

24 Sections forty-nine and fifty-nine of the act, approved the  
25 fifteenth day of April, one thousand eight hundred thirty-four  
26 (Pamphlet Laws, five hundred thirty-seven), entitled "An act  
27 relating to counties and townships, and county and townships  
28 officers."

29 Section ten of the act, approved the twenty-first day of  
30 April, one thousand eight hundred forty-six (Pamphlet Laws, four



1 hundred thirteen), entitled "A supplement to the law relating to  
2 defaulting public officers."

3 The act approved the fifteenth day of March, one thousand  
4 eight hundred forty-seven (Pamphlet Laws, three hundred fifty-  
5 four), entitled "A further supplement to the law relating to  
6 defaulting public officers."

7 Section eight of the act, approved the tenth day of April,  
8 one thousand eight hundred forty-nine (Pamphlet Laws, six  
9 hundred thirty-one), entitled "An act to provide for the  
10 ordinary expenses of the government, the repair of the canals  
11 and railroads of the Commonwealth, and the payment of other  
12 claims due by the same."

13 In so far as inconsistent with the provisions of this act,  
14 requiring monthly reports and payments to the Department of  
15 Revenue by county officers, section three of the act, approved  
16 the second day of April, one thousand eight hundred thirty  
17 (Pamphlet Laws, one hundred forty-seven), entitled "An act for  
18 regulating hawkers and pedlars," and section nine of the act,  
19 approved the seventh day of April, one thousand eight hundred  
20 thirty (Pamphlet Laws, three hundred eighty-seven), entitled "An  
21 act graduating the duties upon wholesale dealers and retailers  
22 of merchandise, and prescribing the mode of issuing licenses and  
23 collecting said duties."

24 Section 19. This act shall apply as follows:

25 (1) The following provisions shall apply retroactively  
26 to July 1, 2015:

27 (i) The amendment or addition of the following  
28 provisions of the act:

29 (A) Section 1702-A(b) (1) (viii).

30 (B) Section 1733-E.

1 (C) Article XVII-L.

2 (D) Article XVII-M.

3 (ii) Section 16 of this act.

4 (2) The reenactment and amendment of Article XVII-A  
5 Subarticle D heading and sections 1731-A and 1732-A of the  
6 act shall apply retroactively to June 30, 2015.

7 Section 20. This act shall take effect immediately.