
 THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 118 Session of
2017

INTRODUCED BY KAUFER, READSHAW, FEE, DRISCOLL, TAYLOR, MURT,
MILLARD, RADER, DAVIS, MULLERY, BAKER, McNEILL, BOBACK,
D. MILLER, SIMMONS, SAYLOR, CUTLER, COOK, STAATS, WARD,
ROZZI, GALLOWAY, BARBIN, KORTZ, FARRY, MICCARELLI AND
McCLINTON, FEBRUARY 1, 2017

SENATOR CORMAN, RULES AND EXECUTIVE NOMINATIONS, IN SENATE, RE-
REPORTED AS AMENDED, JULY 26, 2017

AN ACT

1 ~~Amending the act of July 19, 1979 (P.L.130, No.48), entitled "An~~ <--
 2 ~~act relating to health care; prescribing the powers and~~
 3 ~~duties of the Department of Health; establishing and~~
 4 ~~providing the powers and duties of the State Health~~
 5 ~~Coordinating Council, health systems agencies and Health Care~~
 6 ~~Policy Board in the Department of Health, and State Health~~
 7 ~~Facility Hearing Board in the Department of Justice;~~
 8 ~~providing for certification of need of health care providers~~
 9 ~~and prescribing penalties," in licensing of health care~~
 10 ~~facilities, providing for Emergency Drug and Alcohol~~
 11 ~~Detoxification Program. AMENDING THE ACT OF APRIL 9, 1929~~ <--
 12 ~~(P.L.177, NO.175), ENTITLED, AS AMENDED, "AN ACT PROVIDING~~
 13 ~~FOR AND REORGANIZING THE CONDUCT OF THE EXECUTIVE AND~~
 14 ~~ADMINISTRATIVE WORK OF THE COMMONWEALTH BY THE EXECUTIVE~~
 15 ~~DEPARTMENT THEREOF AND THE ADMINISTRATIVE DEPARTMENTS,~~
 16 ~~BOARDS, COMMISSIONS, AND OFFICERS THEREOF, INCLUDING THE~~
 17 ~~BOARDS OF TRUSTEES OF STATE NORMAL SCHOOLS, OR TEACHERS~~
 18 ~~COLLEGES; ABOLISHING, CREATING, REORGANIZING OR AUTHORIZING~~
 19 ~~THE REORGANIZATION OF CERTAIN ADMINISTRATIVE DEPARTMENTS,~~
 20 ~~BOARDS, AND COMMISSIONS; DEFINING THE POWERS AND DUTIES OF~~
 21 ~~THE GOVERNOR AND OTHER EXECUTIVE AND ADMINISTRATIVE OFFICERS,~~
 22 ~~AND OF THE SEVERAL ADMINISTRATIVE DEPARTMENTS, BOARDS,~~
 23 ~~COMMISSIONS, AND OFFICERS; FIXING THE SALARIES OF THE~~
 24 ~~GOVERNOR, LIEUTENANT GOVERNOR, AND CERTAIN OTHER EXECUTIVE~~
 25 ~~AND ADMINISTRATIVE OFFICERS; PROVIDING FOR THE APPOINTMENT OF~~
 26 ~~CERTAIN ADMINISTRATIVE OFFICERS, AND OF ALL DEPUTIES AND~~
 27 ~~OTHER ASSISTANTS AND EMPLOYES IN CERTAIN DEPARTMENTS, BOARDS,~~
 28 ~~AND COMMISSIONS; PROVIDING FOR THE REGULATION OF PARI MUTUEL~~
 29 ~~THOROUGHbred HORSE RACING AND HARNESS HORSE RACING~~

1 ~~ACTIVITIES, IMPOSING CERTAIN TAXES AND PROVIDING FOR THE~~
2 ~~DISPOSITION OF FUNDS FROM PARI MUTUEL TICKETS; AND~~
3 ~~PRESCRIBING THE MANNER IN WHICH THE NUMBER AND COMPENSATION~~
4 ~~OF THE DEPUTIES AND ALL OTHER ASSISTANTS AND EMPLOYES OF~~
5 ~~CERTAIN DEPARTMENTS, BOARDS AND COMMISSIONS SHALL BE~~
6 ~~DETERMINED," IN POWERS AND DUTIES OF THE DEPARTMENT OF HEALTH~~
7 ~~AND ITS DEPARTMENTAL ADMINISTRATIVE AND ADVISORY BOARDS,~~
8 ~~PROVIDING FOR EMERGENCY DRUG AND ALCOHOL DETOXIFICATION~~
9 ~~PROGRAM.~~ AMENDING THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), <--
10 ENTITLED, AS AMENDED, "AN ACT PROVIDING FOR AND REORGANIZING
11 THE CONDUCT OF THE EXECUTIVE AND ADMINISTRATIVE WORK OF THE
12 COMMONWEALTH BY THE EXECUTIVE DEPARTMENT THEREOF AND THE
13 ADMINISTRATIVE DEPARTMENTS, BOARDS, COMMISSIONS, AND OFFICERS
14 THEREOF, INCLUDING THE BOARDS OF TRUSTEES OF STATE NORMAL
15 SCHOOLS, OR TEACHERS COLLEGES; ABOLISHING, CREATING,
16 REORGANIZING OR AUTHORIZING THE REORGANIZATION OF CERTAIN
17 ADMINISTRATIVE DEPARTMENTS, BOARDS, AND COMMISSIONS; DEFINING
18 THE POWERS AND DUTIES OF THE GOVERNOR AND OTHER EXECUTIVE AND
19 ADMINISTRATIVE OFFICERS, AND OF THE SEVERAL ADMINISTRATIVE
20 DEPARTMENTS, BOARDS, COMMISSIONS, AND OFFICERS; FIXING THE
21 SALARIES OF THE GOVERNOR, LIEUTENANT GOVERNOR, AND CERTAIN
22 OTHER EXECUTIVE AND ADMINISTRATIVE OFFICERS; PROVIDING FOR
23 THE APPOINTMENT OF CERTAIN ADMINISTRATIVE OFFICERS, AND OF
24 ALL DEPUTIES AND OTHER ASSISTANTS AND EMPLOYES IN CERTAIN
25 DEPARTMENTS, BOARDS, AND COMMISSIONS; PROVIDING FOR THE
26 REGULATION OF PARI-MUTUEL THOROUGHBRED HORSE RACING AND
27 HARNESS HORSE RACING ACTIVITIES, IMPOSING CERTAIN TAXES AND
28 PROVIDING FOR THE DISPOSITION OF FUNDS FROM PARI-MUTUEL
29 TICKETS; AND PRESCRIBING THE MANNER IN WHICH THE NUMBER AND
30 COMPENSATION OF THE DEPUTIES AND ALL OTHER ASSISTANTS AND
31 EMPLOYES OF CERTAIN DEPARTMENTS, BOARDS AND COMMISSIONS SHALL
32 BE DETERMINED," IMPLEMENTING THE 2017-2018 COMMONWEALTH
33 BUDGET AND INSTITUTING FUTURE BUDGET IMPLEMENTATION: FURTHER
34 PROVIDING FOR TITLE OF ACT; IN ADMINISTRATIVE ORGANIZATION,
35 PROVIDING FOR EMPLOYEES WITH ACCESS TO FEDERAL TAX
36 INFORMATION; IN ORGANIZATION OF INDEPENDENT ADMINISTRATIVE
37 BOARDS AND COMMISSIONS, PROVIDING FOR PENNSYLVANIA COMMISSION
38 ON CRIME AND DELINQUENCY; IN COMMONWEALTH AGENCY FEES,
39 FURTHER PROVIDING FOR DEPARTMENT OF HEALTH, FOR DEPARTMENT OF
40 LABOR AND INDUSTRY AND FOR PENNSYLVANIA STATE POLICE; IN
41 POWERS AND DUTIES OF THE DEPARTMENT OF JUSTICE AND ITS
42 DEPARTMENTAL ADMINISTRATIVE BOARDS, PROVIDING FOR COLLECTIONS
43 BY ATTORNEY GENERAL; IN POWERS AND DUTIES OF DEPARTMENT OF
44 CORRECTIONS, PROVIDING FOR NOTICE OF PUBLIC HEARING FOR STATE
45 CORRECTIONAL INSTITUTION CLOSURE; IN POWERS AND DUTIES OF
46 DEPARTMENT OF EDUCATION AND ITS DEPARTMENTAL ADMINISTRATIVE
47 BOARDS AND COMMISSIONS, PROVIDING FOR HIGHER EDUCATION
48 REGULATORY RESTRICTED ACCOUNT; PROVIDING FOR JOINT
49 UNDERWRITING ASSOCIATION; IN POWERS AND DUTIES OF DEPARTMENT
50 OF ENVIRONMENTAL PROTECTION, ITS OFFICERS AND DEPARTMENTAL
51 AND ADVISORY BOARDS AND COMMISSIONS, FURTHER PROVIDING FOR
52 ENVIRONMENTAL QUALITY BOARD AND FOR MUNICIPAL RECYCLING
53 GRANTS AND PROVIDING FOR WATER TREATMENT FACILITIES;
54 PROVIDING FOR POWERS AND DUTIES OF DEPARTMENT OF CONSERVATION
55 AND NATURAL RESOURCES; IN POWERS AND DUTIES OF DEPARTMENT OF
56 HEALTH AND ITS DEPARTMENTAL ADMINISTRATIVE AND ADVISORY
57 BOARDS, PROVIDING FOR EMERGENCY DRUG AND ALCOHOL
58 DETOXIFICATION PROGRAM; IN DEPARTMENT OF AGING, PROVIDING FOR
59 PACE AND PACENET PROGRAM PAYMENTS AND FOR OLDER ADULT DAILY
60 LIVING CENTERS; IN POWERS AND DUTIES OF DEPARTMENT OF HUMAN

1 SERVICES AND ITS DEPARTMENTAL ADMINISTRATIVE AND ADVISORY
2 BOARDS AND COMMISSIONS, PROVIDING FOR CHILD PROTECTIVE
3 SERVICES FEES; PROVIDING FOR JAIL FACILITIES; IN POWERS AND
4 DUTIES OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION,
5 PROVIDING FOR ALTERNATIVE ENERGY PORTFOLIO STANDARDS;
6 PROVIDING FOR JUDICIAL ADMINISTRATION; AND MAKING RELATED
7 REPEALS.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 ~~Section 1. The act of July 19, 1979 (P.L.130, No.48), known <--~~
11 ~~as the Health Care Facilities Act, is amended by adding a~~
12 ~~section to read:~~

13 ~~Section 822. Emergency Drug and Alcohol Detoxification Program.~~

14 ~~(a) Establishment. The Emergency Drug and Alcohol~~
15 ~~Detoxification Program is established in the department to~~
16 ~~provide for detoxification in licensed health care facilities~~
17 ~~and to establish detoxification facilities. The program shall be~~
18 ~~administered by the department.~~

19 ~~(b) Existing facilities. The Emergency Drug and Alcohol~~
20 ~~Detoxification Program shall, to the greatest extent possible,~~
21 ~~utilize existing beds in health care facilities.~~

22 ~~(c) Powers and duties of the department. In order to~~
23 ~~provide individuals seeking assistance with better and more~~
24 ~~timely access to drug and alcohol detoxification, the department~~
25 ~~shall provide special priority review for applications for~~
26 ~~licensure under this section.~~

27 ~~Section 2. This act shall take effect in 60 days.~~

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

31 ~~SECTION 2126. EMERGENCY DRUG AND ALCOHOL DETOXIFICATION~~
32 ~~PROGRAM. (A) THE EMERGENCY DRUG AND ALCOHOL DETOXIFICATION~~
33 ~~PROGRAM IS ESTABLISHED IN THE DEPARTMENT OF HEALTH TO PROVIDE~~

1 ~~FOR DETOXIFICATION IN LICENSED HEALTH CARE FACILITIES AND TO~~
2 ~~ESTABLISH DETOXIFICATION FACILITIES. THE PROGRAM SHALL BE~~
3 ~~ADMINISTERED BY THE DEPARTMENT OF HEALTH.~~

4 ~~(B) THE EMERGENCY DRUG AND ALCOHOL DETOXIFICATION PROGRAM~~
5 ~~SHALL, TO THE GREATEST EXTENT POSSIBLE, UTILIZE EXISTING BEDS IN~~
6 ~~HEALTH CARE FACILITIES.~~

7 ~~(C) IN ORDER TO PROVIDE INDIVIDUALS SEEKING ASSISTANCE WITH~~
8 ~~BETTER AND MORE TIMELY ACCESS TO DRUG AND ALCOHOL~~
9 ~~DETOXIFICATION, THE DEPARTMENT OF HEALTH SHALL PROVIDE SPECIAL~~
10 ~~PRIORITY REVIEW FOR APPLICATIONS FOR LICENSURE UNDER THIS~~
11 ~~SECTION.~~

12 ~~(D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES~~
13 ~~SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS~~
14 ~~THE CONTEXT CLEARLY INDICATES OTHERWISE:~~

15 ~~"LICENSED HEALTH CARE FACILITY" SHALL MEAN A HEALTH CARE~~
16 ~~FACILITY LICENSED UNDER CHAPTER 8 OF THE ACT OF JULY 19, 1979~~
17 ~~(P.L.130, NO.48), KNOWN AS THE HEALTH CARE FACILITIES ACT.~~

18 ~~"HEALTH CARE FACILITY" SHALL MEAN A HEALTH CARE FACILITY AS~~
19 ~~DEFINED IN SECTION 802.1 OF THE HEALTH CARE FACILITIES ACT.~~

20 ~~SECTION 2. THIS ACT SHALL TAKE EFFECT IN 60 DAYS.~~

21 SECTION 1. THE GENERAL ASSEMBLY FINDS AND DECLARES AS
22 FOLLOWS:

23 (1) THE INTENT OF THIS ACT IS TO PROVIDE FOR THE
24 ADMINISTRATION OF THE 2017-2018 COMMONWEALTH BUDGET.

25 (2) THE CONSTITUTION OF PENNSYLVANIA CONFERS NUMEROUS
26 EXPRESS DUTIES UPON THE GENERAL ASSEMBLY, INCLUDING THE
27 PASSAGE OF A BALANCED BUDGET FOR THE COMMONWEALTH.

28 (3) SECTION 24 OF ARTICLE III OF THE CONSTITUTION OF
29 PENNSYLVANIA REQUIRES THE GENERAL ASSEMBLY TO ADOPT ALL
30 APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT IN THE

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

7 (4) PURSUANT TO SECTION 13 OF ARTICLE VIII OF THE
8 CONSTITUTION OF PENNSYLVANIA, THE GENERAL ASSEMBLY IS
9 EXPLICITLY REQUIRED TO ADOPT A BALANCED COMMONWEALTH BUDGET.
10 GIVEN THE UNPREDICTABILITY AND POTENTIAL INSUFFICIENCY OF
11 REVENUE COLLECTIONS, VARIOUS CHANGES IN STATE LAW RELATING TO
12 THE 2017-2018 BUDGET IMPLEMENTATION AND THE ADMINISTRATION OF
13 STATE GOVERNMENT WHICH IMPACT REVENUE MAY BE REQUIRED TO
14 DISCHARGE THIS CONSTITUTIONAL OBLIGATION.

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

26 (6) AMONG THE MANY ADMINISTRATIVE CHALLENGES FACED BY
27 THE COMMONWEALTH IS USE OF FINANCIAL RESOURCES FOR HEALTH
28 CARE. CENTRAL TO THE HEALTH CARE CRISIS IN THIS COMMONWEALTH
29 IS SUBSTANCE DEPENDENCE.

30 (7) FOR THE REASONS SET FORTH IN PARAGRAPHS (1) THROUGH

1 (6), IT IS THE INTENT OF THE GENERAL ASSEMBLY THROUGH THIS
2 ACT TO PROVIDE FOR THE ADMINISTRATIVE IMPLEMENTATION OF THE
3 2017-2018 COMMONWEALTH BUDGET.

4 (8) EVERY PROVISION OF THIS ACT RELATES TO THE
5 ADMINISTRATIVE IMPLEMENTATION OF THE OPERATING BUDGET OF THE
6 COMMONWEALTH FOR THIS FISCAL YEAR, ADDRESSING IN VARIOUS WAYS
7 THE ADMINISTRATIVE OPERATIONS AND POTENTIAL LIABILITIES OF
8 THE COMMONWEALTH. TO THAT END, THIS ACT IS INTENDED TO
9 IMPLEMENT THE 2017-2018 COMMONWEALTH BUDGET WITHOUT
10 SPECIFICALLY APPROPRIATING PUBLIC MONEY FROM THE GENERAL
11 FUND. THIS ACT PROVIDES ADMINISTRATIVE ACCOUNTABILITY FOR
12 SPENDING AND MAKES OTHER CHANGES NECESSARY TO IMPACT THE
13 AVAILABILITY OF REVENUE IN ORDER TO MEET THE REQUIREMENTS OF
14 SECTION 13 OF ARTICLE VIII OF THE CONSTITUTION OF
15 PENNSYLVANIA AND TO IMPLEMENT THE ACT OF JULY 11, 2017 (P.L.
16 , NO.1A), KNOWN AS THE GENERAL APPROPRIATION ACT OF 2017.
17 SECTION 1.1. THE TITLE OF THE ACT OF APRIL 9, 1929 (P.L.177,
18 NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929, AMENDED
19 FEBRUARY 23, 2016 (P.L.15, NO.7), IS AMENDED TO READ:

20 AN ACT

21 PROVIDING FOR AND REORGANIZING THE CONDUCT OF THE EXECUTIVE AND
22 ADMINISTRATIVE WORK OF THE COMMONWEALTH BY THE EXECUTIVE
23 DEPARTMENT THEREOF AND THE ADMINISTRATIVE DEPARTMENTS,
24 BOARDS, COMMISSIONS, AND OFFICERS THEREOF, INCLUDING THE
25 BOARDS OF TRUSTEES OF STATE NORMAL SCHOOLS, OR TEACHERS
26 COLLEGES; ABOLISHING, CREATING, REORGANIZING OR AUTHORIZING
27 THE REORGANIZATION OF CERTAIN ADMINISTRATIVE DEPARTMENTS,
28 BOARDS, AND COMMISSIONS; DEFINING THE POWERS AND DUTIES OF
29 THE GOVERNOR AND OTHER EXECUTIVE AND ADMINISTRATIVE OFFICERS,
30 AND OF THE SEVERAL ADMINISTRATIVE DEPARTMENTS, BOARDS,

1 COMMISSIONS, AND OFFICERS; FIXING THE SALARIES OF THE
2 GOVERNOR, LIEUTENANT GOVERNOR, AND CERTAIN OTHER EXECUTIVE
3 AND ADMINISTRATIVE OFFICERS; PROVIDING FOR THE APPOINTMENT OF
4 CERTAIN ADMINISTRATIVE OFFICERS, AND OF ALL DEPUTIES AND
5 OTHER ASSISTANTS AND EMPLOYES IN CERTAIN DEPARTMENTS, BOARDS,
6 AND COMMISSIONS; [PROVIDING FOR THE REGULATION OF PARI-MUTUEL
7 THOROUGHBRED HORSE RACING AND HARNESS HORSE RACING
8 ACTIVITIES, IMPOSING CERTAIN TAXES AND PROVIDING FOR THE
9 DISPOSITION OF FUNDS FROM PARI-MUTUEL TICKETS;] PROVIDING FOR
10 JUDICIAL ADMINISTRATION; AND PRESCRIBING THE MANNER IN WHICH
11 THE NUMBER AND COMPENSATION OF THE DEPUTIES AND ALL OTHER
12 ASSISTANTS AND EMPLOYES OF CERTAIN DEPARTMENTS, BOARDS AND
13 COMMISSIONS SHALL BE DETERMINED."

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

15 SECTION 225. EMPLOYES WITH ACCESS TO FEDERAL TAX
16 INFORMATION.--(A) AS REQUIRED UNDER ANY FEDERAL LAW, REGULATION
17 OR PUBLISHED GUIDANCE FROM THE INTERNAL REVENUE SERVICE, AN
18 EMPLOYEE OR PROSPECTIVE EMPLOYEE WHOSE DUTIES AND RESPONSIBILITIES
19 REQUIRE OR WILL REQUIRE ACCESS TO FEDERAL TAX INFORMATION SHALL
20 SUBMIT ALL OF THE FOLLOWING TO THE EMPLOYEE'S OR PROSPECTIVE
21 EMPLOYEE'S EMPLOYER:

22 (1) A REPORT OF FEDERAL CRIMINAL HISTORY RECORD INFORMATION.

23 (2) A REPORT OF CRIMINAL HISTORY RECORD INFORMATION FROM THE
24 PENNSYLVANIA STATE POLICE AS PROVIDED UNDER 18 PA.C.S. CH. 91
25 (RELATING TO CRIMINAL HISTORY RECORD INFORMATION) OR A STATEMENT
26 FROM THE PENNSYLVANIA STATE POLICE THAT THE PENNSYLVANIA STATE
27 POLICE CENTRAL REPOSITORY CONTAINS NO INFORMATION RELATING TO
28 THE INDIVIDUAL. THE CRIMINAL HISTORY RECORD INFORMATION SHALL BE
29 LIMITED TO THAT WHICH IS DISSEMINATED UNDER 18 PA.C.S. § 9121(B)
30 (2) (RELATING TO GENERAL REGULATIONS).

1 (3) VALIDATION OF THE EMPLOYE'S OR PROSPECTIVE EMPLOYE'S
2 ELIGIBILITY TO LEGALLY WORK IN THE UNITED STATES.

3 (B) FOR THE PURPOSE OF COMPLYING WITH SUBSECTION (A) (1), AN
4 EMPLOYE OR PROSPECTIVE EMPLOYE SHALL PROVIDE FINGERPRINTS TO THE
5 PENNSYLVANIA STATE POLICE, ITS AGENT OR AN AGENT APPROVED FOR
6 FINGERPRINTING BY THE FEDERAL GOVERNMENT. THE FINGERPRINTS MAY
7 BE USED BY THE PENNSYLVANIA STATE POLICE TO CONDUCT A CRIMINAL
8 BACKGROUND CHECK AND SHALL BE FORWARDED TO THE FEDERAL BUREAU OF
9 INVESTIGATION FOR A NATIONAL CRIMINAL BACKGROUND CHECK.

10 (C) (1) EXCEPT AS PROVIDED UNDER PARAGRAPH (2), INFORMATION
11 RELATING TO AN EMPLOYE OR PROSPECTIVE EMPLOYE SUBMITTED TO OR
12 OBTAINED BY AN EMPLOYER OR PROSPECTIVE EMPLOYER UNDER THIS
13 SECTION SHALL BE INTERPRETED AND USED ONLY TO DETERMINE THE
14 EMPLOYE'S OR PROSPECTIVE EMPLOYE'S CHARACTER, FITNESS AND
15 SUITABILITY TO ACCESS FEDERAL TAX INFORMATION.

16 (2) AN EMPLOYER MAY UTILIZE INFORMATION OBTAINED UNDER THIS
17 SECTION FOR EMPLOYMENT DECISIONS, INCLUDING HIRING OF AN
18 APPLICANT, PROMOTION OF A CURRENT EMPLOYE OR DISCIPLINARY ACTION
19 AGAINST AN EMPLOYE REGARDING A POSITION THAT REQUIRES ACCESS TO
20 FEDERAL TAX INFORMATION.

21 (3) AN EMPLOYER MAY RECEIVE AND RETAIN INFORMATION
22 CONSISTENT WITH THIS SECTION THAT IS OTHERWISE PROTECTED UNDER
23 18 PA.C.S. CH. 91, SUBJECT TO ANY REQUIREMENTS RELATED TO
24 REDACTION AS SPECIFIED IN 18 PA.C.S. § 9121(B) (2).

25 (D) AN INDIVIDUAL WHO HAS BEEN CLEARED TO ACCESS FEDERAL TAX
26 INFORMATION UNDER THIS SECTION SHALL REAPPLY FOR CLEARANCE UNDER
27 SUBSECTIONS (A) AND (B) WITHIN TEN YEARS OF THE ISSUANCE OF THE
28 PRIOR CLEARANCE UNLESS THE EMPLOYER PARTICIPATES IN A PROGRAM
29 EXEMPTING EMPLOYEES FROM CLEARANCE.

30 (E) A COMMONWEALTH AGENCY RECEIVING FEDERAL TAX INFORMATION

1 THAT TRANSFERS THE FEDERAL TAX INFORMATION TO ANY OTHER ENTITY
2 EXCEPT AS IT INVOLVES A FEDERAL OR STATE COURT OR THE BOARD OF
3 FINANCE AND REVENUE AS PART OF A LEGAL PROCEEDING BEFORE THE
4 SAME MAY AUDIT THAT ENTITY TO DETERMINE COMPLIANCE WITH THIS
5 SECTION.

6 (F) THE DEPARTMENT OF REVENUE SHALL PUBLISH GUIDELINES TO
7 IMPLEMENT THIS SECTION.

8 (G) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
9 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
10 THE CONTEXT CLEARLY INDICATES OTHERWISE:

11 "EMPLOYER." ANY COMMONWEALTH AGENCY, OFFICE, DEPARTMENT,
12 AUTHORITY, BOARD, MULTISTATE AGENCY OR COMMISSION OF THE
13 EXECUTIVE BRANCH, AN INDEPENDENT AGENCY OR STATE-AFFILIATED
14 ENTITY, POLITICAL SUBDIVISION OR A CONTRACTOR THEREOF, RECEIVING
15 FEDERAL TAX INFORMATION, EVEN THOUGH THE FEDERAL TAX INFORMATION
16 MAY BE FORWARDED TO ANOTHER COMMONWEALTH AGENCY, POLITICAL
17 SUBDIVISION OR CONTRACTOR, FROM ANY OF THE FOLLOWING:

18 (1) THE INTERNAL REVENUE SERVICE.

19 (2) THE SOCIAL SECURITY ADMINISTRATION.

20 (3) UNDER SECTION 6103 OF THE INTERNAL REVENUE CODE OF 1986
21 (PUBLIC LAW 99-514, 26 U.S.C. § 6103).

22 (4) BY EXCHANGE AGREEMENT APPROVED BY THE INTERNAL REVENUE
23 SERVICE.

24 (5) ANY OTHER SECONDARY SOURCE.

25 "FEDERAL TAX INFORMATION." INCLUDES ANY "RETURN" OR "RETURN
26 INFORMATION" AS DEFINED IN SECTION 6103 OF THE INTERNAL REVENUE
27 CODE OF 1986.

28 SECTION 310. PENNSYLVANIA COMMISSION ON CRIME AND
29 DELINQUENCY.--THE FOLLOWING SHALL APPLY:

30 (1) NOTWITHSTANDING SECTION 2(B)(1) OF THE ACT OF NOVEMBER

1 22, 1978 (P.L.1166, NO.274), REFERRED TO AS THE PENNSYLVANIA
2 COMMISSION ON CRIME AND DELINQUENCY LAW, THE COMPOSITION OF THE
3 PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY SHALL CONSIST
4 OF THE ATTORNEY GENERAL OR A DESIGNEE.

5 (2) NOTWITHSTANDING SECTION 2(B)(6) OF THE PENNSYLVANIA
6 COMMISSION ON CRIME AND DELINQUENCY LAW, THE COMPOSITION OF THE
7 PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY SHALL CONSIST
8 OF THE CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE SENATE
9 AND THE CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE
10 OF REPRESENTATIVES OR THE CHAIRPERSONS' DESIGNATED LEGISLATIVE
11 STAFF.

12 (3) NOTWITHSTANDING SECTION 2(B)(8) OF THE PENNSYLVANIA
13 COMMISSION ON CRIME AND DELINQUENCY LAW, THE COMPOSITION OF THE
14 PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY SHALL CONSIST
15 OF FOUR MEMBERS OF THE GENERAL ASSEMBLY OR THE MEMBERS'
16 DESIGNATED LEGISLATIVE STAFF, OF WHOM ONE SHALL BE DESIGNATED
17 BY, AND SERVE AT THE PLEASURE OF, THE PRESIDENT PRO TEMPORE OF
18 THE SENATE, ONE BY THE MINORITY LEADER OF THE SENATE, ONE BY THE
19 SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE BY THE MINORITY
20 LEADER OF THE HOUSE OF REPRESENTATIVES.

21 SECTION 3. SECTIONS 609-A, 613-A AND 616-A OF THE ACT ARE
22 AMENDED TO READ:

23 SECTION 609-A. DEPARTMENT OF HEALTH.--(A) THE DEPARTMENT OF
24 HEALTH IS AUTHORIZED TO CHARGE FEES FOR THE FOLLOWING PURPOSES
25 AND IN THE FOLLOWING AMOUNTS:

26 (1) PERMIT FOR OPERATION OF CLINICAL
27 LABORATORY..... \$100.00

28 (2) PROVISIONAL APPROVAL ISSUED TO NURSING
29 HOMES:

30 (I) PROVISIONAL LICENSE:

1	(A) FIRST PROVISIONAL.....	100.00
2	EACH APPROVED NURSING HOME BED.....	2.00
3	(B) SECOND PROVISIONAL.....	200.00
4	EACH APPROVED NURSING HOME BED.....	2.00
5	(C) THIRD PROVISIONAL.....	300.00
6	EACH APPROVED NURSING HOME BED.....	2.00
7	(D) FOURTH PROVISIONAL.....	400.00
8	EACH APPROVED NURSING HOME BED.....	2.00
9	(4) NURSING HOMES:	
10	(I) REGULAR LICENSE.....	100.00
11	EACH INPATIENT BED.....	2.00
12	(II) RENEWAL OF REGULAR LICENSE.....	100.00
13	EACH INPATIENT BED.....	2.00
14	(5) HOME HEALTH CARE AGENCY:	
15	(I) LICENSE.....	200.00
16	(6) VITAL STATISTICS:	
17	(I) CERTIFIED COPY OF A BIRTH RECORD.....	20.00
18	(II) CERTIFIED COPY OF A DEATH RECORD.....	[9.00] <u>20.00</u>
19	<u>(B) WHEN THERE IS NO LOCAL REGISTRAR, UPON APPLICATION AND</u>	
20	<u>PAYMENT OF A FEE OF TWENTY DOLLARS, THE LOCAL DEPARTMENT OF</u>	
21	<u>HEALTH OFFICE SHALL ISSUE A CERTIFICATE OF DEATH. EACH FEE</u>	
22	<u>RECEIVED BY THE LOCAL DEPARTMENT OF HEALTH OFFICE SHALL BE</u>	
23	<u>DISTRIBUTED AS FOLLOWS:</u>	
24	<u>(1) ELEVEN DOLLARS SHALL BE RETAINED BY THE DEPARTMENT</u>	
25	<u>OF HEALTH.</u>	
26	<u>(2) EIGHT DOLLARS SHALL BE DEPOSITED IN THE GENERAL</u>	
27	<u>FUND.</u>	
28	<u>(3) ONE DOLLAR SHALL BE RETAINED BY THE DEPARTMENT OF</u>	
29	<u>HEALTH FOR DISTRIBUTION TO THE COUNTY CORONER OR MEDICAL</u>	
30	<u>EXAMINER AS PROVIDED FOR IN SECTION 206 OF THE ACT OF JUNE</u>	

1 29, 1953 (P.L.304, NO.66), KNOWN AS THE VITAL STATISTICS LAW
2 OF 1953.

3 SECTION 613-A. DEPARTMENT OF LABOR AND INDUSTRY TO COLLECT
4 FEES.-- [THE DEPARTMENT OF LABOR AND INDUSTRY IS AUTHORIZED TO
5 CHARGE FEES FOR THE FOLLOWING PURPOSES AND IN THE FOLLOWING
6 AMOUNTS:

7 (1) FEES FOR UNFIRED PRESSURE VESSELS AND
8 BOILERS:

9 (I) CERTIFICATE OF OPERATIONS:

10 (A) UNFIRED PRESSURE VESSELS..... \$44.00

11 (B) BOILERS..... 22.00

12 (II) FOR THE INTERNAL INSPECTION OF POWER
13 BOILERS, HIGH PRESSURE, HIGH TEMPERATURE
14 WATER BOILERS AND MINIATURE BOILERS, THE
15 FEES SHALL BE AS FOLLOWS:

16 (A) BOILERS OF 50 SQUARE FEET OF
17 HEATING SURFACE OR LESS..... 22.00

18 (B) BOILERS OVER 50 SQUARE FEET OF
19 HEATING SURFACE AND LESS THAN 4,000
20 SQUARE FEET OF HEATING SURFACE..... 36.00

21 (C) BOILERS OVER 4,000 SQUARE FEET OF
22 HEATING SURFACE OR MORE AND LESS THAN
23 10,000 SQUARE FEET OF HEATING SURFACE
24 51.00

25 (D) BOILERS OVER 10,000 SQUARE FEET OF
26 HEATING SURFACE OR MORE..... 58.00

27 (E) MINIATURE BOILERS..... 15.00

28 (III) FOR THE EXTERNAL INSPECTION OF POWER
29 BOILERS, HIGH PRESSURE AND HIGH
30 TEMPERATURE WATER BOILERS, THE FEES

1	SHALL BE AS FOLLOWS:	
2	(A) BOILERS OF 50 SQUARE FEET OF	
3	HEATING SURFACE OR LESS.....	15.00
4	(B) BOILERS OVER 50 SQUARE FEET OF	
5	HEATING SURFACE.....	22.00
6	(C) NOT MORE THAN \$50 PLUS THE ANNUAL	
7	CERTIFICATE FEE SHALL BE COLLECTED	
8	FOR ANY AND ALL INSPECTION ABOVE OF	
9	ANY BOILER IN ANY ONE YEAR.	
10	(IV) FOR THE INTERNAL OR EXTERNAL	
11	INSPECTION OF LOW PRESSURE BOILERS, THE	
12	FEEES SHALL BE AS FOLLOWS:	
13	(A) HEATING BOILERS WITHOUT A	
14	MANHOLE.....	18.00
15	(B) HEATING BOILERS WITH A MANHOLE....	22.00
16	(C) HOT WATER SUPPLY BOILERS.....	15.00
17	(D) NOT MORE THAN \$50 PLUS THE ANNUAL	
18	CERTIFICATE FEE SHALL BE COLLECTED	
19	FOR ANY AND ALL INSPECTIONS AS ABOVE	
20	OF ANY LOW PRESSURE BOILER IN ANY	
21	REQUIRED INSPECTION PERIOD.	
22	(V) FOR THE INTERNAL OR EXTERNAL INSPECTION	
23	OF PRESSURE VESSELS, THE FEES SHALL BE	
24	AS FOLLOWS:	
25	(A) EACH PRESSURE VESSEL SUBJECT TO	
26	INSPECTION HAVING A CROSS SECTIONAL	
27	AREA OF 50 SQUARE FEET OR LESS.....	15.00
28	(B) EACH ADDITIONAL 100 SQUARE FEET OF	
29	AREA IN EXCESS OF 50 SQUARE FEET....	15.00
30	(C) NOT MORE THAN \$75 SHALL BE PAID FOR	

1 EACH INSPECTION ON ANY ONE VESSEL.
 2 (D) A GROUP OF PRESSURE VESSELS, SUCH
 3 AS THE ROLLS OF A PAPER MACHINE FOR
 4 DRYER OPERATING AS A SINGLE MACHINE
 5 OR UNIT, SHALL BE CONSIDERED ONE
 6 PRESSURE VESSEL. NOT MORE THAN \$75
 7 PLUS ANNUAL CERTIFICATE FEE SHALL BE
 8 COLLECTED FOR ANY AND ALL INSPECTIONS
 9 AS ABOVE OF ANY PRESSURE VESSEL IN
 10 ANY REQUIRED INSPECTION PERIOD,
 11 EXCEPT IN SUCH CASES WHERE THE VESSEL
 12 IS MOVED.

13 (VI) APPROVAL OF PLANS:

14 (A) COMPLETE MECHANICAL ROOM DRAWINGS -	
15 BOILERS AND OTHER VESSELS.....	73.00
16 (B) HIGH PRESSURE BOILERS.....	29.00
17 (C) LOW PRESSURE BOILERS.....	29.00

18 (VII) BOILER INSPECTORS:

19 (A) INSPECTOR'S EXAMINATION FEE.....	44.00
20 (B) CERTIFICATE OF COMPETENCY AND	
21 COMMISSION FEE.....	22.00
22 (C) NEW CREDENTIAL CARD FEE (ANNUAL	
23 RENEWAL)	15.00

24 (VIII) HYDROSTATIC TEST (WITNESSED)..... 22.00

25 (IX) ONSITE CONSULTATION FEE (PER HOUR)... 29.00

26 (X) INSPECTION OF REPAIR FEE..... 15.00

27 (XI) ASME SHOP SURVEY FEE.....	
28 FULL DAY.....	726.00
29 HALF DAY.....	363.00

30 (XII) COPY OF DEPARTMENT BOILER REGULATIONS

1	7.00
2	(XIII) ACCEPTANCE OF BOILERS AND PRESSURE	
3	VESSELS NOT ORIGINALLY DESTINED FOR USE	
4	WITHIN THE COMMONWEALTH.....	726.00
5	(2) FEES FOR ELEVATORS:	
6	(I) INSPECTOR'S EXAMINATION FEE.....	73.00
7	(II) COMMISSION FEE AND INITIAL CREDENTIAL	
8	CARD.....	51.00
9	(III) RENEWAL CREDENTIAL CARD FEE.....	29.00
10	(IV) PLANS APPROVAL APPLICATION:	
11	(A) PASSENGER, FREIGHT AND COMBINATION	
12	PASSENGER/FREIGHT ELEVATORS EXCEPT	
13	HYDRAULIC ELEVATORS:	
14	(1) 1-7 FLOORS.....	363.00
15	(2) 8-20 FLOORS.....	436.00
16	(3) MORE THAN 20 FLOORS.....	508.00
17	(B) HYDRAULIC PASSENGER, FREIGHT AND	
18	COMBINATION PASSENGER/FREIGHT	
19	ELEVATORS AND OTHER LIFTING	
20	DEVICES.....	290.00
21	(C) SKI LIFTS.....	508.00
22	(D) ESCALATORS.....	290.00
23	(V) MAJOR REPAIRS.....	145.00
24	(VI) CERTIFICATE RENEWALS.....	36.00
25	(VII) ELEVATOR INSPECTIONS:	
26	(A) PASSENGER, FREIGHT AND COMBINATION	
27	PASSENGER/FREIGHT ELEVATORS EXCEPT	
28	HYDRAULIC ELEVATORS:	
29	(1) 1-7 FLOORS.....	94.00
30	(2) 8-20 FLOORS.....	116.00

1	(3) MORE THAN 20 FLOORS.....	145.00
2	(B) HYDRAULIC PASSENGER, FREIGHT AND	
3	COMBINATION PASSENGER/FREIGHT	
4	ELEVATORS AND OTHER LIFTING DEVICES..	73.00
5	(C) SKI LIFTS.....	145.00
6	(D) ESCALATORS.....	94.00
7	(VIII) SPECIAL APPROVAL.....	508.00
8	(IX) REINSPECTION FOLLOWING FAILED INITIAL	
9	ACCEPTANCE INSPECTION.....	145.00
10	(X) REINSPECTION FOLLOWING FAILURE TO	
11	CORRECT VIOLATIONS WITHIN ALLOTTED TIME	
12	PERIOD.....	73.00
13	(XI) COPY OF DEPARTMENT ELEVATOR	
14	REGULATIONS.....	7.00
15	(XII) DUPLICATE CERTIFICATE OF OPERATION..	15.00
16	(3) FEES FOR LIQUEFIED PETROLEUM GAS:	
17	(I) BULK PLANTS 30,000 GALLONS OR LESS....	90.00
18	(II) BULK PLANTS 30,001 - 90,000 GALLONS..	135.00
19	(III) BULK PLANTS 90,001 OR MORE GALLONS..	180.00
20	(IV) INDUSTRIAL/UTILITY USERS 2,001 -	
21	30,000 GALLONS.....	45.00
22	(V) INDUSTRIAL/UTILITY USERS 30,001 -	
23	180,000 GALLONS.....	90.00
24	(VI) INDUSTRIAL/UTILITY USERS 180,001 OR	
25	MORE GALLONS.....	180.00
26	(VII) DEALERS HAVING LESS THAN 1,000	
27	CUSTOMERS.....	112.50
28	(VIII) DEALERS HAVING 1,000 - 2,999	
29	CUSTOMERS.....	235.00
30	(IX) DEALERS HAVING 3,000 - 5,999 CUSTOMERS	

1	337.50
2	(X) DEALERS HAVING 6,000 OR MORE	
3	CUSTOMERS.....	450.00
4	(XI) LP GAS PLOT PLAN FEE.....	20.00
5	(XII) COPY OF DEPARTMENT LP GAS	
6	REGULATIONS.....	5.00
7	(4) FEES FOR BUILDING PLANS APPROVAL.....	ACTUAL COST
8		INCURRED IN
9		EXAMINATION
10	(5) FEES FOR DRY CLEANING AND DYEING APPROVAL.	75.00
11	(6) FEES FOR PROJECTIONIST LICENSING	
12	(I) APPRENTICE FEE.....	5.00
13	(II) EXAMINATION FEE.....	5.00
14	(III) RENEWAL FEE.....	10.00
15	(IV) PROJECTIONIST LICENSE.....	7.50
16	(V) NONTHEATRICAL RENEWAL.....	3.00
17	(VI) APPRENTICE RENEWAL.....	2.00
18	(7) FEES FOR BEDDING AND UPHOLSTERY:	
19	(I) SALE OF STAMPS.....	2 1/2 CENTS
20	(II) REGISTRATION.....	10.00
21	(III) MANUFACTURER'S LICENSE.....	50.00
22	(IV) STERILIZATION PERMIT.....	25.00
23	(V) STERILIZATION RENEWAL.....	10.00
24	(VI) AUCTIONEER PERMIT.....	25.00
25	(VII) AUCTIONEER RENEWAL.....	10.00
26	(VIII) QUARTERLY REPORTS.....	2 1/2 CENTS
27	(8) FEES FOR PRIVATE EMPLOYMENT AGENCY	
28	LICENSES:	
29	(I) AGENCY LICENSES.....	300.00
30	(II) COUNSELOR LICENSES.....	50.00

(A) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE DEPARTMENT IS AUTHORIZED TO CHARGE FEES FOR THE FOLLOWING PURPOSES AND IN THE FOLLOWING AMOUNTS:

(1) FEES FOR UNFIRED PRESSURE VESSELS AND BOILERS:

(I) CERTIFICATE OF OPERATIONS:

(A) UNFIRED PRESSURE VESSELS..... \$72

(B) BOILERS..... 44

(II) FOR THE INTERNAL INSPECTION OF POWER BOILERS, HIGH-PRESSURE, HIGH-TEMPERATURE WATER BOILERS AND MINIATURE BOILERS, THE FEES SHALL BE AS FOLLOWS:

(A) BOILERS OF 50 SQUARE FEET OR LESS OF HEATING SURFACE:

(I) STANDARD FEE..... 65

(II) FOR EXPEDITED INSPECTIONS..... 165

PLUS \$160

PER HOUR FOR

INSPECTIONS

THAT OCCUR

OUTSIDE OF

NORMAL

BUSINESS HOURS

(B) BOILERS WITH MORE THAN 50 SQUARE FEET OF HEATING SURFACE AND LESS THAN 4,000 SQUARE FEET OF HEATING SURFACE:

(I) STANDARD FEE..... 125

(II) FOR EXPEDITED INSPECTIONS..... 225

PLUS \$160

1 PER HOUR FOR
 2 INSPECTIONS
 3 THAT OCCUR
 4 OUTSIDE OF
 5 NORMAL
 6 BUSINESS HOURS

7 (C) BOILERS WITH MORE THAN 4,000 SQUARE FEET
 8 OF HEATING SURFACE AND LESS THAN 10,000 SQUARE
 9 FEET OF HEATING SURFACE:

10 (I) STANDARD FEE..... 175
 11 (II) FOR EXPEDITED INSPECTIONS..... 275
 12 PLUS \$160

13 PER HOUR FOR
 14 INSPECTIONS
 15 THAT OCCUR
 16 OUTSIDE OF
 17 NORMAL
 18 BUSINESS HOURS

19 (D) BOILERS WITH 10,000 OR MORE SQUARE FEET
 20 OF HEATING SURFACE:

21 (I) STANDARD FEE..... 210
 22 (II) FOR EXPEDITED INSPECTIONS..... 310
 23 PLUS \$160

24 PER HOUR FOR
 25 INSPECTIONS
 26 THAT OCCUR
 27 OUTSIDE OF
 28 NORMAL
 29 BUSINESS HOURS

30 (E) MINIATURE BOILERS:

1	<u>(I) STANDARD FEE.....</u>	<u>35</u>
2	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>135</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE OF</u>
8		<u>NORMAL</u>
9		<u>BUSINESS HOURS</u>
10	<u>(III) FOR THE EXTERNAL INSPECTION OF POWER</u>	
11	<u>BOILERS, HIGH-PRESSURE AND HIGH-TEMPERATURE WATER</u>	
12	<u>BOILERS, THE FEES SHALL BE AS FOLLOWS:</u>	
13	<u>(A) BOILERS WITH 50 SQUARE FEET OR LESS OF</u>	
14	<u>HEATING SURFACE:</u>	
15	<u>(I) STANDARD FEE.....</u>	<u>55</u>
16	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>155</u>
17		<u>PLUS \$160</u>
18		<u>PER HOUR FOR</u>
19		<u>INSPECTIONS</u>
20		<u>THAT OCCUR</u>
21		<u>OUTSIDE OF</u>
22		<u>NORMAL</u>
23		<u>BUSINESS HOURS</u>
24	<u>(B) BOILERS WITH MORE THAN 50 SQUARE FEET OF</u>	
25	<u>HEATING SURFACE:</u>	
26	<u>(I) STANDARD FEE.....</u>	<u>80</u>
27	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>180</u>
28		<u>PLUS \$160</u>
29		<u>PER HOUR FOR</u>
30		<u>INSPECTIONS</u>

THAT OCCUR
OUTSIDE OF
NORMAL
BUSINESS HOURS

(IV) FOR THE INTERNAL OR EXTERNAL INSPECTION
OF LOW-PRESSURE BOILERS, THE FEES SHALL BE AS
FOLLOWS:

(A) HEATING BOILERS WITHOUT A MANHOLE:

(I) STANDARD FEE..... 55
(II) FOR EXPEDITED INSPECTIONS..... 155

PLUS \$160
PER HOUR FOR
INSPECTIONS
THAT OCCUR
OUTSIDE OF
NORMAL
BUSINESS HOURS

(B) HEATING BOILERS WITH A MANHOLE:

(I) STANDARD FEE..... 100
(II) FOR EXPEDITED INSPECTIONS..... 200

PLUS \$160
PER HOUR FOR
INSPECTIONS
THAT OCCUR
OUTSIDE OF
NORMAL
BUSINESS HOURS

(C) HOT WATER SUPPLY BOILERS:

(I) STANDARD FEE..... 55
(II) FOR EXPEDITED INSPECTIONS..... 155

1 PLUS \$160
 2 PER HOUR FOR
 3 INSPECTIONS
 4 THAT OCCUR
 5 OUTSIDE OF
 6 NORMAL
 7 BUSINESS HOURS

8 (V) FOR THE INTERNAL OR EXTERNAL INSPECTION
 9 OF PRESSURE VESSELS, THE FEES SHALL BE AS
 10 FOLLOWS:

11 (A) PRESSURE VESSELS SUBJECT TO INSPECTION
 12 HAVING A CROSS-SECTIONAL AREA OF 50 SQUARE FEET
 13 OR LESS:

14 (I) STANDARD FEE..... 45

15 (II) FOR EXPEDITED INSPECTIONS..... 145

16 PLUS \$160
 17 PER HOUR FOR
 18 INSPECTIONS
 19 THAT OCCUR
 20 OUTSIDE OF
 21 NORMAL
 22 BUSINESS HOURS

23 (B) EACH ADDITIONAL 100 SQUARE FEET OF AREA
 24 IN EXCESS OF 50 SQUARE FEET:

25 (I) STANDARD FEE..... 45

26 (II) FOR EXPEDITED INSPECTIONS..... 145

27 PER EACH
 28 ADDITIONAL 100
 29 SQUARE FEET IN
 30 AREA IN EXCESS

OF 50 SQUARE
FEET PLUS \$160
PER HOUR FOR
INSPECTIONS
THAT OCCUR
OUTSIDE OF
NORMAL
BUSINESS HOURS

1
2
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9 (C) A GROUP OF PRESSURE VESSELS, SUCH AS THE
10 ROLLS OF A PAPER MACHINE FOR A DRYER OPERATING AS
11 A SINGLE MACHINE OR UNIT, SHALL BE CONSIDERED ONE
12 PRESSURE VESSEL.

13 (VI) INTENT TO INSTALL APPROVAL:

14 (A) COMPLETE MECHANICAL ROOM DRAWINGS -
15 BOILERS AND OTHER VESSELS:

16 (I) STANDARD FEE..... 165
17 (II) FOR EXPEDITED APPROVAL..... 1,165
18 PLUS \$160
19 PER HOUR FOR
20 INSPECTIONS
21 THAT OCCUR
22 OUTSIDE OF
23 NORMAL
24 BUSINESS HOURS

25 (B) HIGH-PRESSURE BOILERS:

26 (I) STANDARD FEE..... 100
27 (II) FOR EXPEDITED APPROVAL..... 1,100
28 PLUS \$160
29 PER HOUR FOR
30 INSPECTIONS

1		<u>THAT OCCUR</u>
2		<u>OUTSIDE OF</u>
3		<u>NORMAL</u>
4		<u>BUSINESS HOURS</u>
5	<u>(C) LOW-PRESSURE BOILERS:</u>	
6	<u>(I) STANDARD FEE.....</u>	<u>100</u>
7	<u>(II) FOR EXPEDITED APPROVAL.....</u>	<u>1,100</u>
8		<u>PLUS \$160</u>
9		<u>PER HOUR FOR</u>
10		<u>INSPECTIONS</u>
11		<u>THAT OCCUR</u>
12		<u>OUTSIDE OF</u>
13		<u>NORMAL</u>
14		<u>BUSINESS HOURS</u>
15	<u>(VII) BOILER INSPECTORS:</u>	
16	<u>(A) INSPECTOR'S EXAMINATION FEE.....</u>	<u>150</u>
17	<u>(B) NEW CREDENTIAL CARD (ANNUAL RENEWAL)....</u>	<u>25</u>
18	<u>(VIII) HYDROSTATIC TEST (WITNESSED):</u>	
19	<u>(A) STANDARD FEE.....</u>	<u>65</u>
20	<u>(B) FOR EXPEDITED ACTION.....</u>	<u>165</u>
21		<u>PLUS \$160</u>
22		<u>PER HOUR FOR</u>
23		<u>INSPECTIONS</u>
24		<u>THAT OCCUR</u>
25		<u>OUTSIDE OF</u>
26		<u>NORMAL</u>
27		<u>BUSINESS HOURS</u>
28	<u>(IX) INSPECTION OF REPAIR FEE:</u>	
29	<u>(A) STANDARD FEE.....</u>	<u>65</u>
30	<u>(B) FOR EXPEDITED INSPECTION.....</u>	<u>165</u>

1		<u>PLUS \$160</u>
2		<u>PER HOUR FOR</u>
3		<u>INSPECTIONS</u>
4		<u>THAT OCCUR</u>
5		<u>OUTSIDE OF</u>
6		<u>NORMAL</u>
7		<u>BUSINESS HOURS</u>
8	<u>(X) COPY OF DEPARTMENT BOILER REGULATIONS. . .</u>	<u>7</u>
9	<u>(XI) ACCEPTANCE OF BOILERS AND PRESSURE</u>	
10	<u>VESSELS NOT ORIGINALLY DESTINED FOR USE WITHIN</u>	
11	<u>THIS COMMONWEALTH:</u>	
12	<u>(A) STANDARD FEE.....</u>	<u>1,500</u>
13	<u>(B) FOR EXPEDITED ACTION.....</u>	<u>2,500</u>
14		<u>PLUS \$160</u>
15		<u>PER HOUR FOR</u>
16		<u>INSPECTIONS</u>
17		<u>THAT OCCUR</u>
18		<u>OUTSIDE OF</u>
19		<u>NORMAL</u>
20		<u>BUSINESS HOURS</u>
21	<u>(2) FEES FOR ELEVATORS:</u>	
22	<u>(I) PLANS APPROVAL APPLICATION:</u>	
23	<u>(A) PASSENGER, FREIGHT AND COMBINATION</u>	
24	<u>PASSENGER/FREIGHT ELEVATORS EXCEPT HYDRAULIC</u>	
25	<u>ELEVATORS:</u>	
26	<u>(I) 1-7 FLOORS:</u>	
27	<u>(A) STANDARD FEE.....</u>	<u>663</u>
28	<u>(B) FOR EXPEDITED PLAN REVIEWS, APPROVALS AND</u>	
29	<u>INSPECTIONS.....</u>	<u>1,663</u>
30		<u>PLUS \$160</u>

1		<u>PER HOUR FOR</u>
2		<u>INSPECTIONS</u>
3		<u>THAT OCCUR</u>
4		<u>OUTSIDE NORMAL</u>
5		<u>BUSINESS HOURS</u>
6		
7	<u>(II) 8-20 FLOORS:</u>	
8	<u>(A) STANDARD FEE.....</u>	<u>768</u>
9	<u>(B) FOR EXPEDITED PLAN REVIEWS, APPROVALS AND</u>	
10	<u>INSPECTIONS.....</u>	<u>1,768</u>
11		<u>PLUS \$160</u>
12		<u>PER HOUR FOR</u>
13		<u>INSPECTIONS</u>
14		<u>THAT OCCUR</u>
15		<u>OUTSIDE NORMAL</u>
16		<u>BUSINESS HOURS</u>
17	<u>(III) MORE THAN 20 FLOORS:</u>	
18	<u>(A) STANDARD FEE.....</u>	<u>950</u>
19	<u>(B) FOR EXPEDITED PLAN REVIEWS, APPROVALS AND</u>	
20	<u>INSPECTIONS.....</u>	<u>1,950</u>
21		<u>PLUS \$160</u>
22		<u>PER HOUR FOR</u>
23		<u>INSPECTIONS</u>
24		<u>THAT OCCUR</u>
25		<u>OUTSIDE NORMAL</u>
26		<u>BUSINESS HOURS</u>
27	<u>(B) HYDRAULIC PASSENGER, FREIGHT AND</u>	
28	<u>COMBINATION PASSENGER/FREIGHT ELEVATORS AND OTHER</u>	
29	<u>LIFTING DEVICES:</u>	
30	<u>(I) STANDARD FEE.....</u>	<u>581</u>

1	<u>(II) FOR EXPEDITED PLAN REVIEWS, PERMITS AND</u>	
2	<u>INSPECTIONS.....</u>	<u>1,581</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE NORMAL</u>
8		<u>BUSINESS HOURS</u>
9	<u>(C) SKI LIFTS (AERIAL PASSENGER ROPEWAYS):</u>	
10	<u>(I) STANDARD FEE.....</u>	<u>2,800</u>
11	<u>(II) FOR EXPEDITED PLAN REVIEWS, PERMITS AND</u>	
12	<u>INSPECTIONS.....</u>	<u>3,500</u>
13		<u>PLUS \$320</u>
14		<u>PER HOUR FOR</u>
15		<u>INSPECTIONS</u>
16		<u>THAT OCCUR</u>
17		<u>OUTSIDE NORMAL</u>
18		<u>BUSINESS HOURS</u>
19	<u>(D) SKI LIFTS NON-AERIAL (SURFACE LIFTS):</u>	
20	<u>(I) STANDARD FEE.....</u>	<u>600</u>
21	<u>(II) FOR EXPEDITED PLAN REVIEWS, PERMITS AND</u>	
22	<u>INSPECTIONS.....</u>	<u>1,600</u>
23		<u>PLUS \$320</u>
24		<u>PER HOUR FOR</u>
25		<u>INSPECTIONS</u>
26		<u>THAT OCCUR</u>
27		<u>OUTSIDE NORMAL</u>
28		<u>BUSINESS HOURS</u>
29	<u>(E) ESCALATORS AND MOVING WALKS:</u>	
30	<u>(I) STANDARD FEE.....</u>	<u>558</u>

1	<u>(II) FOR EXPEDITED PLAN REVIEWS, PERMITS AND</u>	
2	<u>INSPECTIONS.....</u>	<u>1,558</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE NORMAL</u>
8		<u>BUSINESS HOURS</u>
9	<u>(II) ALTERATIONS AND MAJOR REPAIRS:</u>	
10	<u>(A) STANDARD FEE.....</u>	<u>696</u>
11	<u>(B) FOR EXPEDITED PLAN REVIEW AND INSPECTIONS</u>	<u>1,696</u>
12		<u>PLUS \$160</u>
13		<u>PER HOUR FOR</u>
14		<u>INSPECTIONS</u>
15		<u>THAT OCCUR</u>
16		<u>OUTSIDE NORMAL</u>
17		<u>BUSINESS HOURS</u>
18	<u>(III) CERTIFICATE RENEWALS:</u>	
19	<u>(A) TWO-YEAR RENEWAL.....</u>	<u>72</u>
20	<u>(B) FOUR-YEAR RENEWAL.....</u>	<u>144</u>
21	<u>(IV) ELEVATOR INSPECTIONS:</u>	
22	<u>(A) PASSENGER, FREIGHT AND COMBINATION</u>	
23	<u>PASSENGER/FREIGHT ELEVATORS EXCEPT HYDRAULIC</u>	
24	<u>ELEVATORS:</u>	
25	<u>(I) 1-7 FLOORS:</u>	
26	<u>(A) STANDARD FEE.....</u>	<u>200</u>
27	<u>(B) FOR EXPEDITED INSPECTIONS.....</u>	<u>300</u>
28		<u>PLUS \$160</u>
29		<u>PER HOUR FOR</u>
30		<u>INSPECTIONS</u>

1		<u>THAT OCCUR</u>
2		<u>OUTSIDE NORMAL</u>
3		<u>BUSINESS HOURS</u>
4	<u>(II) 8-20 FLOORS:</u>	
5	<u>(A) STANDARD FEE.....</u>	<u>236</u>
6	<u>(B) FOR EXPEDITED INSPECTIONS.....</u>	<u>336</u>
7		<u>PLUS \$160</u>
8		<u>PER HOUR FOR</u>
9		<u>INSPECTIONS</u>
10		<u>THAT OCCUR</u>
11		<u>OUTSIDE NORMAL</u>
12		<u>BUSINESS HOURS</u>
13	<u>(III) MORE THAN 20 FLOORS:</u>	
14	<u>(A) STANDARD FEE.....</u>	<u>250</u>
15	<u>(B) FOR EXPEDITED INSPECTIONS.....</u>	<u>350</u>
16		<u>PLUS \$160</u>
17		<u>PER HOUR FOR</u>
18		<u>INSPECTIONS</u>
19		<u>THAT OCCUR</u>
20		<u>OUTSIDE NORMAL</u>
21		<u>BUSINESS HOURS</u>
22	<u>(B) HYDRAULIC PASSENGER, FREIGHT AND</u>	
23	<u>COMBINATION PASSENGER/FREIGHT ELEVATORS AND OTHER</u>	
24	<u>LIFTING DEVICES:</u>	
25	<u>(I) STANDARD FEE.....</u>	<u>207</u>
26	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>307</u>
27		<u>PLUS \$160</u>
28		<u>PER HOUR FOR</u>
29		<u>INSPECTIONS</u>
30		<u>THAT OCCUR</u>

1		<u>OUTSIDE NORMAL</u>
2		<u>BUSINESS HOURS</u>
3	<u>(C) SKI LIFTS (AERIAL PASSENGER ROPEWAYS):</u>	
4	<u>(I) STANDARD FEE.....</u>	<u>780</u>
5	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>880</u>
6		<u>PLUS \$160</u>
7		<u>PER HOUR FOR</u>
8		<u>INSPECTIONS</u>
9		<u>THAT OCCUR</u>
10		<u>OUTSIDE NORMAL</u>
11		<u>BUSINESS HOURS</u>
12	<u>(D) SKI LIFTS NON-AERIAL (SURFACE LIFTS):</u>	
13	<u>(I) STANDARD FEE.....</u>	<u>175</u>
14	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>275</u>
15		<u>PLUS \$160</u>
16		<u>PER HOUR FOR</u>
17		<u>INSPECTIONS</u>
18		<u>THAT OCCUR</u>
19		<u>OUTSIDE NORMAL</u>
20		<u>BUSINESS HOURS</u>
21	<u>(E) ESCALATORS AND MOVING WALKS:</u>	
22	<u>(I) STANDARD FEE.....</u>	<u>150</u>
23	<u>(II) FOR EXPEDITED INSPECTIONS.....</u>	<u>250</u>
24		<u>PLUS \$160</u>
25		<u>PER HOUR FOR</u>
26		<u>INSPECTIONS</u>
27		<u>THAT OCCUR</u>
28		<u>OUTSIDE NORMAL</u>
29		<u>BUSINESS HOURS</u>
30	<u>(V) FEES FOR WITNESSING PERIODIC TESTS:</u>	

1	<u>(A) ELECTRIC ELEVATORS WITH 1-10 OPENINGS:</u>	
2	<u>(I) STANDARD FEE.....</u>	<u>435</u>
3	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>635</u>
4		<u>PLUS \$160</u>
5		<u>PER HOUR FOR</u>
6		<u>INSPECTIONS</u>
7		<u>THAT OCCUR</u>
8		<u>OUTSIDE NORMAL</u>
9		<u>BUSINESS HOURS</u>
10	<u>(B) ELECTRIC ELEVATORS WITH 11-20 OPENINGS:</u>	
11	<u>(I) STANDARD FEE.....</u>	<u>475</u>
12	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>675</u>
13		<u>PLUS \$160</u>
14		<u>PER HOUR FOR</u>
15		<u>INSPECTIONS</u>
16		<u>THAT OCCUR</u>
17		<u>OUTSIDE NORMAL</u>
18		<u>BUSINESS HOURS</u>
19	<u>(C) ELECTRIC ELEVATORS WITH MORE THAN 20</u>	
20	<u>OPENINGS:</u>	
21	<u>(I) STANDARD FEE.....</u>	<u>530</u>
22	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>730</u>
23		<u>PLUS \$160</u>
24		<u>PER HOUR FOR</u>
25		<u>INSPECTIONS</u>
26		<u>THAT OCCUR</u>
27		<u>OUTSIDE NORMAL</u>
28		<u>BUSINESS HOURS</u>
29	<u>(D) ROPED HYDRAULIC ELEVATOR AND</u>	
30	<u>ROPED/CHAINED VERTICAL RECIPROCAL CONVEYOR:</u>	

1	<u>(I) STANDARD FEE.....</u>	<u>530</u>
2	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>730</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE NORMAL</u>
8		<u>BUSINESS HOURS</u>
9	<u>(E) HYDRAULIC ELEVATOR, LIMITED USE/LIMITED</u>	
10	<u>APPLICATION ELEVATOR AND DIRECT HYDRAULIC</u>	
11	<u>VERTICAL RECIPROCATING CONVEYOR:</u>	
12	<u>(I) STANDARD FEE.....</u>	<u>435</u>
13	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>635</u>
14		<u>PLUS \$160</u>
15		<u>PER HOUR FOR</u>
16		<u>INSPECTIONS</u>
17		<u>THAT OCCUR</u>
18		<u>OUTSIDE NORMAL</u>
19		<u>BUSINESS HOURS</u>
20	<u>(F) ESCALATOR AND MOVING WALK:</u>	
21	<u>(I) STANDARD FEE.....</u>	<u>435</u>
22	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>635</u>
23		<u>PLUS \$160</u>
24		<u>PER HOUR FOR</u>
25		<u>INSPECTIONS</u>
26		<u>THAT OCCUR</u>
27		<u>OUTSIDE NORMAL</u>
28		<u>BUSINESS HOURS</u>
29	<u>(G) WHEELCHAIR LIFT AND INCLINED STAIRWAY</u>	
30	<u>CHAIR LIFT:</u>	

1	<u>(I) STANDARD FEE.....</u>	<u>280</u>
2	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>480</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE NORMAL</u>
8		<u>BUSINESS HOURS</u>
9	<u>(H) ORCHESTRA LIFT, BELT LIFT, STATE LIFT AND</u>	
10	<u>ORGAN LIFT:</u>	
11	<u>(I) STANDARD FEE.....</u>	<u>530</u>
12	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>730</u>
13		<u>PLUS \$160</u>
14		<u>PER HOUR FOR</u>
15		<u>INSPECTIONS</u>
16		<u>THAT OCCUR</u>
17		<u>OUTSIDE NORMAL</u>
18		<u>BUSINESS HOURS</u>
19	<u>(I) OTHER EQUIPMENT:</u>	
20	<u>(I) STANDARD FEE.....</u>	<u>435</u>
21	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>635</u>
22		<u>PLUS \$160</u>
23		<u>PER HOUR FOR</u>
24		<u>INSPECTIONS</u>
25		<u>THAT OCCUR</u>
26		<u>OUTSIDE NORMAL</u>
27		<u>BUSINESS HOURS</u>
28	<u>(VI) FEES FOR WITNESSING PERIODIC DYNAMIC</u>	
29	<u>TESTING:</u>	
30	<u>(A) AERIAL TRAMWAYS AND DETACHABLE AERIAL</u>	

1	<u>GRIPS:</u>	
2	<u>(I) STANDARD FEE.....</u>	<u>2,400</u>
3	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>2,600</u>
4		<u>PLUS \$320</u>
5		<u>PER HOUR FOR</u>
6		<u>INSPECTIONS</u>
7		<u>THAT OCCUR</u>
8		<u>OUTSIDE NORMAL</u>
9		<u>BUSINESS HOURS</u>
10	<u>(B) FIXED GRIP LIFTS:</u>	
11	<u>(I) STANDARD FEE.....</u>	<u>2,400</u>
12	<u>(II) FOR EXPEDITED ACTION.....</u>	<u>2,600</u>
13		<u>PLUS \$320</u>
14		<u>PER HOUR FOR</u>
15		<u>INSPECTIONS</u>
16		<u>THAT OCCUR</u>
17		<u>OUTSIDE NORMAL</u>
18		<u>BUSINESS HOURS</u>
19	<u>(C) SPECIAL APPROVAL:</u>	
20	<u>(I) STANDARD FEE.....</u>	<u>1,000</u>
21		<u>PLUS \$115</u>
22		<u>PER HOUR</u>
23	<u>(II) FOR EXPEDITED SPECIAL APPROVAL AND</u>	
24	<u>INSPECTIONS.....</u>	<u>2,000</u>
25		<u>PLUS \$160</u>
26		<u>PER HOUR FOR</u>
27		<u>INSPECTIONS</u>
28		<u>THAT OCCUR</u>
29		<u>OUTSIDE NORMAL</u>
30		<u>BUSINESS HOURS</u>

1	<u>(D) REINSPECTION FOLLOWING FAILED PERMIT</u>	
2	<u>ACCEPTANCE INSPECTION:</u>	
3	<u>(I) STANDARD FEE.....</u>	<u>500</u>
4	<u>(II) FOR EXPEDITED APPROVAL AND INSPECTIONS.</u>	<u>1,500</u>
5		<u>PLUS \$160</u>
6		<u>PER HOUR FOR</u>
7		<u>INSPECTIONS</u>
8		<u>THAT OCCUR</u>
9		<u>OUTSIDE NORMAL</u>
10		<u>BUSINESS HOURS</u>
11	<u>(E) REINSPECTION FOLLOWING FAILURE TO CORRECT</u>	
12	<u>VIOLATIONS WITHIN ALLOTTED TIME PERIOD:</u>	
13	<u>(I) STANDARD FEE.....</u>	<u>200</u>
14	<u>(II) FOR EXPEDITED APPROVAL AND INSPECTIONS.</u>	<u>1,200</u>
15		<u>PLUS \$160</u>
16		<u>PER HOUR FOR</u>
17		<u>INSPECTIONS</u>
18		<u>THAT OCCUR</u>
19		<u>OUTSIDE NORMAL</u>
20		<u>BUSINESS HOURS</u>
21	<u>(F) COPY OF DEPARTMENT ELEVATOR REGULATIONS.</u>	<u>7</u>
22	<u>(G) DUPLICATE CERTIFICATE OF OPERATION.....</u>	<u>25</u>
23	<u>(3) FEES FOR LIQUEFIED PETROLEUM GAS:</u>	
24	<u>(I) NEW REGISTRATION AND PLAN APPROVAL FOR</u>	
25	<u>BULK PLANTS OF 30,000 GALLONS OR LESS:</u>	
26	<u>(A) STANDARD FEE.....</u>	<u>360</u>
27	<u>(B) FOR EXPEDITED REGISTRATION AND PLAN</u>	
28	<u>APPROVAL.....</u>	<u>1,360</u>
29		<u>PLUS \$160</u>
30		<u>PER HOUR FOR</u>

INSPECTIONS
THAT OCCUR
OUTSIDE NORMAL
BUSINESS HOURS

(II) NEW REGISTRATION AND PLAN APPROVAL FOR
BULK PLANTS OF 30,001-90,000 GALLONS:

(A) STANDARD FEE..... 430
(B) FOR EXPEDITED REGISTRATION AND PLAN
APPROVAL..... 1,430

PLUS \$160
PER HOUR FOR
INSPECTIONS
THAT OCCUR
OUTSIDE NORMAL
BUSINESS HOURS

(III) NEW REGISTRATION AND PLAN APPROVAL FOR
BULK PLANTS OF 90,001 GALLONS OR MORE:

(A) STANDARD FEE..... 475
(B) FOR EXPEDITED REGISTRATION AND PLAN
APPROVAL..... 1,475

PLUS \$160
PER HOUR FOR
INSPECTIONS
THAT OCCUR
OUTSIDE NORMAL
BUSINESS HOURS

(IV) NEW REGISTRATION AND PLAN APPROVAL FOR
INDUSTRIAL OR UTILITY USERS OF 2,001-30,000
GALLONS:

(A) STANDARD FEE..... 250

1	<u>(B) FOR EXPEDITED REGISTRATION AND PLAN</u>	
2	<u>APPROVAL.....</u>	<u>1,250</u>
3		<u>PLUS \$160</u>
4		<u>PER HOUR FOR</u>
5		<u>INSPECTIONS</u>
6		<u>THAT OCCUR</u>
7		<u>OUTSIDE NORMAL</u>
8		<u>BUSINESS HOURS</u>
9		
10	<u>(V) NEW REGISTRATION AND PLAN APPROVAL FOR</u>	
11	<u>INDUSTRIAL OR UTILITY USERS OF 30,001-180,000</u>	
12	<u>GALLONS:</u>	
13	<u>(A) STANDARD FEE.....</u>	<u>360</u>
14	<u>(B) FOR EXPEDITED REGISTRATION AND PLAN</u>	<u>1,360</u>
15	<u>APPROVAL.....</u>	<u>PLUS \$160</u>
16		<u>PER HOUR FOR</u>
17		<u>INSPECTIONS</u>
18		<u>THAT OCCUR</u>
19		<u>OUTSIDE NORMAL</u>
20		<u>BUSINESS HOURS</u>
21	<u>(VI) REGISTRATION AND PLAN APPROVAL FOR</u>	
22	<u>INDUSTRIAL OR UTILITY USERS OF 180,001 GALLONS OR</u>	
23	<u>MORE:</u>	
24	<u>(A) STANDARD FEE.....</u>	<u>475</u>
25	<u>(B) FOR EXPEDITED REGISTRATION AND PLAN</u>	
26	<u>APPROVAL.....</u>	<u>1,475</u>
27		<u>PLUS \$160</u>
28		<u>PER HOUR FOR</u>
29		<u>INSPECTIONS</u>
30		<u>THAT OCCUR</u>

OUTSIDE NORMAL

BUSINESS HOURS

(VII) REGISTRATION AND PLAN APPROVAL FOR

RETAIL CYLINDER OR EXCHANGE CABINETS:

(A) STANDARD FEE..... 150

(B) FOR EXPEDITED REGISTRATION AND PLAN
APPROVAL..... 1,150 PLUS

\$160 FOR

INSPECTIONS

THAT OCCUR

OUTSIDE NORMAL

BUSINESS HOURS

(VIII) DEALERS HAVING LESS THAN 1,000

CUSTOMERS..... 175

(IX) DEALERS HAVING 1,000-2,999 CUSTOMERS... 300

(X) DEALERS HAVING 3,000-5,999 CUSTOMERS... 375

(XI) DEALERS HAVING 6,000 OR MORE CUSTOMERS... 500

(XII) COPY OF DEPARTMENT LP GAS REGULATIONS... 5

(XIII) ANNUAL REGISTRATION RENEWAL FOR BULK
PLANTS AND INDUSTRIAL USERS..... 135

(XIV) ANNUAL REGISTRATION RENEWAL FOR
CYLINDER OR EXCHANGE CABINETS..... 75

(4) FEES FOR BEDDING AND UPHOLSTERY:

(I) MANUFACTURER'S LICENSE..... 150

(II) STERILIZATION PERMIT..... 75

(III) STERILIZATION RENEWAL..... 35

(IV) AUCTIONEER PERMIT..... 75

(V) AUCTIONEER RENEWAL..... 35

(VI) QUARTERLY REPORTS..... .05

1	<u>(VII) DUPLICATE LICENSE OR PERMIT.....</u>	<u>25</u>
2	<u>(VIII) SECONDHANDED INITIAL APPLICATION.....</u>	<u>100</u>
3	<u>(IX) SECONDHANDED RENEWAL.....</u>	<u>50</u>
4	<u>(5) FEES FOR COMBUSTIBLE AND FLAMMABLE</u>	
5	<u>LIQUIDS:</u>	
6	<u>(I) PERMITS FOR THE INSTALLATION OR</u>	
7	<u>REPLACEMENT OF TANKS:</u>	
8	<u>(A) STANDARD FEE.....</u>	<u>500</u>
9	<u>(B) FOR EXPEDITED PERMITS AND INSPECTIONS...</u>	<u>1,500</u>
10		<u>PLUS \$160</u>
11		<u>PER HOUR FOR</u>
12		<u>INSPECTIONS</u>
13		<u>THAT OCCUR</u>
14		<u>OUTSIDE NORMAL</u>
15		<u>BUSINESS HOURS</u>
16	<u>(II) PERMITS FOR THE INSTALLATION OR</u>	
17	<u>REPLACEMENT OF PUMPS OR DISPENSERS:</u>	
18	<u>(A) STANDARD FEE.....</u>	<u>200</u>
19	<u>(B) FOR EXPEDITED PERMITS AND INSPECTIONS...</u>	<u>1,200</u>
20		<u>PLUS \$160</u>
21		<u>PER HOUR FOR</u>
22		<u>INSPECTIONS</u>
23		<u>THAT OCCUR</u>
24		<u>OUTSIDE NORMAL</u>
25		<u>BUSINESS HOURS</u>
26	<u>(III) PERMITS FOR THE INSTALLATION AND</u>	
27	<u>REBUILD OF CONTAINERS FOR COMPRESSED NATURAL GAS:</u>	
28	<u>(A) STANDARD FEE.....</u>	<u>500</u>
29	<u>(B) FOR EXPEDITED PERMITS AND INSPECTIONS...</u>	<u>1,500</u>
30		<u>PLUS \$160</u>

1		<u>PER HOUR FOR</u>
2		<u>INSPECTIONS</u>
3		<u>THAT OCCUR</u>
4		<u>OUTSIDE NORMAL</u>
5		<u>BUSINESS HOURS</u>
6	<u>(IV) PERMITS FOR THE INSTALLATION OR</u>	
7	<u>REPLACEMENT OF COMPRESSED NATURAL GAS PUMPS AND</u>	
8	<u>DISPENSERS:</u>	
9	<u>(A) STANDARD FEE.....</u>	<u>200</u>
10	<u>(B) FOR EXPEDITED PERMITS AND INSPECTIONS...</u>	<u>1,200</u>
11		<u>PLUS \$160</u>
12		<u>PER HOUR FOR</u>
13		<u>INSPECTIONS</u>
14		<u>THAT OCCUR</u>
15		<u>OUTSIDE NORMAL</u>
16		<u>BUSINESS HOURS</u>
17	<u>(V) DUPLICATE PERMIT.....</u>	<u>75</u>
18	<u>(6) FEES FOR ASBESTOS OCCUPATIONS:</u>	
19	<u>(I) WORKER CERTIFICATION OF LESS THAN SIX</u>	
20	<u>MONTHS.....</u>	<u>30</u>
21	<u>(II) WORKER CERTIFICATION OF SIX MONTHS OR</u>	
22	<u>MORE.....</u>	<u>60</u>
23	<u>(III) SUPERVISOR CERTIFICATION OF LESS THAN</u>	
24	<u>SIX MONTHS.....</u>	<u>58</u>
25	<u>(IV) SUPERVISOR CERTIFICATION OF SIX MONTHS</u>	
26	<u>OR MORE.....</u>	<u>116</u>
27	<u>(V) PROJECT DESIGNER CERTIFICATION OF LESS</u>	
28	<u>THAN SIX MONTHS.....</u>	<u>175</u>
29	<u>(VI) PROJECT DESIGNER CERTIFICATION OF SIX</u>	
30	<u>MONTHS OR MORE.....</u>	<u>350</u>

1	<u>(VII) INSPECTOR CERTIFICATION OF LESS THAN</u>	
2	<u>SIX MONTHS.....</u>	<u>175</u>
3	<u>(VIII) INSPECTOR CERTIFICATION OF SIX MONTHS</u>	
4	<u>OF MORE.....</u>	<u>350</u>
5	<u>(IX) MANAGEMENT PLANNER CERTIFICATION OF LESS</u>	
6	<u>THAN SIX MONTHS.....</u>	<u>175</u>
7	<u>(X) MANAGEMENT PLANNER CERTIFICATION OF SIX</u>	
8	<u>MONTHS OF MORE.....</u>	<u>350</u>
9	<u>(XI) DUAL INSPECTOR OR MANAGEMENT PLANNER</u>	
10	<u>CERTIFICATION OF LESS THAN SIX MONTHS.....</u>	<u>175</u>
11	<u>(XII) DUAL INSPECTOR OR MANAGEMENT PLANNER</u>	
12	<u>CERTIFICATION OF SIX MONTHS OR MORE.....</u>	<u>350</u>
13	<u>(XIII) INDIVIDUAL CONTRACTOR CERTIFICATION OF</u>	
14	<u>LESS THAN SIX MONTHS.....</u>	<u>290</u>
15	<u>(XIV) INDIVIDUAL CONTRACTOR CERTIFICATION OF</u>	
16	<u>SIX MONTHS OR MORE.....</u>	<u>580</u>
17	<u>(XV) COMPANY CERTIFICATION.....</u>	<u>150</u>
18	<u>(XVI) TRAINING COURSE ACCREDITATION.....</u>	<u>2,000</u>
19	<u>(XVII) DUPLICATE CERTIFICATION.....</u>	<u>25</u>
20	<u>(7) FEES FOR LEAD-BASED PAINT OCCUPATIONS:</u>	
21	<u>(I) WORKER CERTIFICATION OF LESS THAN SIX</u>	
22	<u>MONTHS.....</u>	<u>30</u>
23	<u>(II) WORKER CERTIFICATION OF SIX MONTHS OR</u>	
24	<u>MORE.....</u>	<u>60</u>
25	<u>(III) SUPERVISOR CERTIFICATION OF LESS THAN</u>	
26	<u>SIX MONTHS.....</u>	<u>58</u>
27	<u>(IV) SUPERVISOR CERTIFICATION OF SIX MONTHS</u>	
28	<u>OR MORE.....</u>	<u>116</u>
29	<u>(V) PROJECT DESIGNER CERTIFICATION OF LESS</u>	
30	<u>THAN SIX MONTHS.....</u>	<u>175</u>

1	<u>(VI) PROJECT DESIGNER CERTIFICATION OF SIX</u>	
2	<u>MONTHS OR MORE.....</u>	<u>350</u>
3	<u>(VII) INSPECTOR CERTIFICATION OF LESS THAN</u>	
4	<u>SIX MONTHS.....</u>	<u>175</u>
5	<u>(VIII) INSPECTOR CERTIFICATION OF SIX MONTHS</u>	<u>350</u>
6	<u>OR MORE.....</u>	
7	<u>(IX) RISK ASSESSOR CERTIFICATION OF LESS THAN</u>	
8	<u>SIX MONTHS.....</u>	<u>175</u>
9	<u>(X) RISK ASSESSOR CERTIFICATION OF SIX MONTHS</u>	
10	<u>OR MORE.....</u>	<u>350</u>
11	<u>(XI) DUAL INSPECTOR AND RISK ASSESSOR</u>	
12	<u>CERTIFICATION OF LESS THAN SIX MONTHS.....</u>	<u>175</u>
13	<u>(XII) DUAL INSPECTOR AND RISK ASSESSOR</u>	
14	<u>CERTIFICATION OF SIX MONTHS OR MORE.....</u>	<u>350</u>
15	<u>(XIII) THIRD-PARTY EXAMINATION.....</u>	<u>50</u>
16	<u>(XIV) INITIAL TRAINING COURSE ACCREDITATION.</u>	<u>2,000</u>
17	<u>(XV) RENEWAL TRAINING COURSE ACCREDITATION. .</u>	<u>1,500</u>
18	<u>(XVI) REFRESHER OF INITIAL OR RENEWAL</u>	
19	<u>TRAINING COURSE ACCREDITATION.....</u>	<u>1,500</u>
20	<u>(XVII) DUPLICATE CERTIFICATION.....</u>	<u>25</u>
21	<u>(XVIII) LEAD COMPANIES.....</u>	<u>500</u>
22	<u>(8) FEES FOR STUFFED TOYS:</u>	
23	<u>(I) INITIAL REGISTRATION AND RENEWALS.....</u>	<u>75</u>
24	<u>(II) DUPLICATE.....</u>	<u>25</u>
25	<u>(9) FEES FOR UNIFORM CONSTRUCTION CODE</u>	
26	<u>CERTIFICATIONS:</u>	
27	<u>(I) INITIAL CODE OFFICIAL CERTIFICATION AND</u>	
28	<u>RENEWAL.....</u>	<u>100</u>
29	<u>(II) INITIAL THIRD-PARTY AGENCY CERTIFICATION</u>	
30	<u>AND RENEWAL.....</u>	<u>300</u>

1	<u>(III) DUPLICATE.....</u>	<u>25</u>
2	<u>(10) FEES FOR UNIFORM CONSTRUCTION CODE</u>	
3	<u>PERMITS:</u>	
4	<u>(I) PERMIT FOR NEW BUILDINGS AND ADDITIONS:</u>	
5	<u>(A) STANDARD FEE.....</u>	<u>321</u>
6		<u>PLUS \$0.65</u>
7		<u>PER SQUARE</u>
8		<u>FOOT OF FLOOR</u>
9		<u>AREA OR EACH</u>
10		<u>FRACTION OF</u>
11		<u>FLOOR AREA</u>
12	<u>(B) FOR EXPEDITED PERMITS.....</u>	<u>1,321</u>
13		<u>PLUS \$0.65</u>
14		<u>PER SQUARE</u>
15		<u>FOOT OF FLOOR</u>
16		<u>AREA OR EACH</u>
17		<u>FRACTION OF</u>
18		<u>FLOOR AREA</u>
19		<u>PLUS \$160 PER</u>
20		<u>HOOR FOR</u>
21		<u>INSPECTIONS</u>
22		<u>THAT OCCUR</u>
23		<u>OUTSIDE NORMAL</u>
24		<u>BUSINESS HOURS</u>
25	<u>(II) PERMIT FOR NEW STRUCTURES AND FACILITIES</u>	
26	<u>OTHER THAN BUILDINGS:</u>	
27	<u>(A) STANDARD FEE.....</u>	<u>965</u>
28	<u>(B) FOR EXPEDITED PERMITS.....</u>	<u>1,965</u>
29		<u>PLUS \$160</u>
30		<u>PER HOOR FOR</u>

INSPECTIONS
THAT OCCUR
OUTSIDE NORMAL
BUSINESS HOURS

(III) PERMIT FOR ALTERATIONS, RENOVATIONS OR
MODIFICATIONS TO EXISTING BUILDING STRUCTURES:

<u>(A) STANDARD FEE.....</u>	<u>321</u>
	<u>PLUS 6.5%</u>
	<u>FOR EACH</u>
	<u>\$1,000 OF</u>
	<u>ESTIMATED COST</u>
	<u>FOR</u>
	<u>ALTERATIONS,</u>
	<u>RENOVATIONS OR</u>
	<u>MODIFICATION</u>
	<u>AS CERTIFIED</u>
	<u>BY THE</u>
	<u>APPLICANT</u>
<u>(B) FOR EXPEDITED PERMITS.....</u>	<u>1,321</u>
	<u>PLUS 6.5%</u>
	<u>FOR EACH</u>
	<u>\$1,000 OF</u>
	<u>ESTIMATED COST</u>
	<u>FOR</u>
	<u>ALTERATIONS,</u>
	<u>RENOVATIONS OR</u>
	<u>MODIFICATION</u>
	<u>AS CERTIFIED</u>
	<u>BY THE</u>

1 APPLICANT PLUS
 2 \$160 PER HOUR
 3 FOR
 4 INSPECTIONS
 5 THAT OCCUR
 6 OUTSIDE NORMAL
 7 BUSINESS HOURS

8 (IV) ACCESSIBILITY PLAN REVIEW AND
 9 INSPECTION:

10 (A) STANDARD FEE..... 645
 11 (B) FOR EXPEDITED PLAN REVIEW..... 1,645
 12 PLUS \$160
 13 PER HOUR FOR
 14 INSPECTIONS
 15 THAT OCCUR
 16 OUTSIDE NORMAL
 17 BUSINESS HOURS

18 (V) PERMIT FOR BUILDING OR STRUCTURE

19 DEMOLITION:

20 (A) STANDARD FEE..... 321
 21 (B) FOR EXPEDITED PERMITS..... 1,321
 22 PLUS \$160
 23 PER HOUR FOR
 24 INSPECTIONS
 25 THAT OCCUR
 26 OUTSIDE NORMAL
 27 BUSINESS HOURS

28 (VI) ANNUAL PERMIT:

29 (A) STANDARD FEE..... 321
 30 (B) FOR EXPEDITED PERMITS..... 1,321

1 PLUS \$160
 2 PER HOUR FOR
 3 INSPECTIONS
 4 THAT OCCUR
 5 OUTSIDE NORMAL
 6 BUSINESS HOURS

7 (VII) REVISION OF APPROVED PLANS:
 8 (A) STANDARD FEE..... 500
 9 (B) FOR EXPEDITED APPROVAL..... 1,500

10 PLUS \$160
 11 PER HOUR FOR
 12 INSPECTIONS
 13 THAT OCCUR
 14 OUTSIDE NORMAL
 15 BUSINESS HOURS

16 (11) FEES FOR VARIANCE REQUESTS:
 17 (I) INDUSTRIAL BOARD VARIANCE, APPEAL AND
 18 REQUEST FOR EXTENSION OF TIME:
 19 (A) STANDARD FEE..... 321
 20 (B) FOR EXPEDITED ACTION ON VARIANCES,
 21 APPEALS OR REQUESTS FOR EXTENSIONS OF TIME..... 1,321

22 (II) ACCESSIBILITY ADVISORY BOARD VARIANCE,
 23 APPEAL OR REQUEST FOR EXTENSION OF TIME:
 24 (A) STANDARD FEE..... 321
 25 (B) FOR EXPEDITED ACTION ON VARIANCES,
 26 APPEALS OR REQUESTS FOR EXTENSIONS OF TIME..... 1,321

27 (B) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY,
 28 FROM THE FEES COLLECTED UNDER SUBSECTION (A), AN AMOUNT EQUAL TO
 29 THE FEES COLLECTED BY THE DEPARTMENT IN FISCAL YEAR 2016-2017
 30 SHALL BE DEPOSITED INTO THE GENERAL FUND EACH FISCAL YEAR. ALL

1 MONEYS COLLECTED UNDER SUBSECTION (A) BY THE DEPARTMENT IN ANY
2 FISCAL YEAR THAT EXCEEDS THE AMOUNT COLLECTED BY THE DEPARTMENT
3 IN FISCAL YEAR 2016-2017 SHALL AUGMENT THE APPROPRIATION MADE TO
4 THE DEPARTMENT FOR THE BUREAU OF OCCUPATIONAL AND INDUSTRIAL
5 SAFETY IN THE GENERAL APPROPRIATION ACT FOR THE FISCAL YEAR IN
6 WHICH THE DEPARTMENT RECEIVES PAYMENT OF THE FEES.

7 (C) BEGINNING ONE YEAR AFTER THE EFFECTIVE DATE OF THIS
8 SECTION, AND ANNUALLY THEREAFTER, ALL FEES LISTED IN THIS
9 SECTION SHALL INCREASE AT THE RATE OF INFLATION AS OUTLINED IN
10 THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS IN THE
11 NORTHEAST REGION FOR THE MOST RECENT 12-MONTH PERIOD FOR WHICH
12 THE FIGURES HAVE BEEN REPORTED BY THE UNITED STATES DEPARTMENT
13 OF LABOR, BUREAU OF LABOR STATISTICS. IF THE RATE OF INFLATION
14 DOES NOT INCREASE, ALL FEES SHALL REMAIN THE SAME AS THEY WERE
15 FOR THE PREVIOUS YEAR. THE DEPARTMENT SHALL PUBLISH FEE
16 INCREASES IN THE PENNSYLVANIA BULLETIN.

17 (D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
18 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
19 THE CONTEXT CLEARLY INDICATES OTHERWISE:

20 "DEPARTMENT." THE DEPARTMENT OF LABOR AND INDUSTRY OF THE
21 COMMONWEALTH.

22 "EXPEDITED." ANY TASK, EXCLUDING INSPECTIONS, TO BE
23 PERFORMED WITHIN SEVEN DAYS OF THE DEPARTMENT OF LABOR AND
24 INDUSTRY, BUREAU OF OCCUPATIONAL AND INDUSTRIAL SAFETY'S RECEIPT
25 OF A WRITTEN REQUEST TO PERFORM THAT TASK. FOR INSPECTIONS, THE
26 TERM MEANS A TASK TO BE PERFORMED WITHIN THREE DAYS OF RECEIPT
27 BY THE DEPARTMENT OF LABOR AND INDUSTRY, BUREAU OF OCCUPATIONAL
28 AND INDUSTRIAL SAFETY OF A WRITTEN REQUEST TO PERFORM THAT
29 INSPECTION.

30 "NORMAL BUSINESS HOURS." MONDAY THROUGH FRIDAY FROM 8:00

1 A.M. UNTIL 5:00 P.M. WITH THE EXCEPTION OF ANY DAY WHEN THE
2 DEPARTMENT OF LABOR AND INDUSTRY IS NOT OPEN FOR BUSINESS.

3 SECTION 616-A. PENNSYLVANIA STATE POLICE.--(A) THE
4 PENNSYLVANIA STATE POLICE ARE AUTHORIZED TO CHARGE FEES FOR THE
5 FOLLOWING PURPOSES AND IN THE FOLLOWING AMOUNTS:

6 (1) ACCIDENT REPORTS:

7 (I) CERTIFIED COPY OF RECORD OF
8 INVESTIGATION OF A VEHICLE ACCIDENT.... \$8.00

9 (2) PRIVATE SECURITY AGENT LETHAL WEAPON:

10 (I) APPLICATION..... 50.00

11 (II) CERTIFICATION..... 30.00

12 (III) RENEWAL..... 30.00

13 (4) BANK ALARM PANEL:

14 (I) BANK ALARM CONNECTION RATE..... 300.00
15 PER YEAR

16 (5) FINGERPRINT RECORDS CHECK:

17 (I) PRIVATE DETECTIVE LICENSING -
18 FINGERPRINT RECORDS CHECK REQUEST FROM
19 CLERK OF COURTS..... 17.50

20 (6) FIREARM AND NAME CHECK:

21 (I) NONCRIMINAL JUSTICE AGENCIES AND
22 INDIVIDUALS..... 10.00

23 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
24 PENNSYLVANIA STATE POLICE MAY INCREASE THE FEES FOR CRIMINAL
25 HISTORY RECORD INFORMATION UNDER 18 PA.C.S. CH. 91 (RELATING TO
26 CRIMINAL HISTORY RECORD INFORMATION) BY PUBLISHING A NOTICE IN
27 THE PENNSYLVANIA BULLETIN.

28 SECTION 4. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

29 SECTION 922.1. COLLECTIONS BY ATTORNEY GENERAL.--(A)

30 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, WHENEVER THE

1 ATTORNEY GENERAL EXERCISES THE ATTORNEY GENERAL'S POWERS UNDER
2 SECTION 204(C) OF THE ACT OF OCTOBER 15, 1980 (P.L.950, NO.164),
3 KNOWN AS THE COMMONWEALTH ATTORNEYS ACT, TO COLLECT, BY SUIT OR
4 OTHERWISE, THE DEBTS, TAXES AND ACCOUNTS DUE THE COMMONWEALTH
5 THAT ARE REFERRED TO AND PLACED WITH THE ATTORNEY GENERAL FOR
6 COLLECTION BY ANY COMMONWEALTH AGENCY, NO MORE THAN TWENTY-FIVE
7 PER CENTUM (25%) OF EACH AMOUNT COLLECTED SHALL BE DEPOSITED IN
8 A RESTRICTED ACCOUNT WITHIN THE GENERAL FUND KNOWN AS THE
9 COLLECTION ADMINISTRATION ACCOUNT. NO MORE THAN TWO MILLION FIVE
10 HUNDRED THOUSAND DOLLARS (\$2,500,000) PER FISCAL YEAR MAY BE
11 DEPOSITED INTO THE RESTRICTED ACCOUNT UNDER THIS SECTION.

12 (B) MONEY IN THE COLLECTION ADMINISTRATION ACCOUNT IS
13 APPROPRIATED TO THE OFFICE OF ATTORNEY GENERAL. THE ATTORNEY
14 GENERAL SHALL SUBMIT TO THE GOVERNOR AN ESTIMATE OF THE AMOUNT
15 OF MONEY TO BE EXPENDED FROM THE COLLECTION ADMINISTRATION
16 ACCOUNT DURING THE NEXT FISCAL YEAR AS PART OF THE ATTORNEY
17 GENERAL'S ANNUAL BUDGET REQUEST TO THE GOVERNOR.

18 SECTION 915-B. NOTICE OF PUBLIC HEARING FOR STATE
19 CORRECTIONAL INSTITUTION CLOSURE.--DURING THE FISCAL YEAR 2017-
20 2018, THE DEPARTMENT OF CORRECTIONS MAY NOT CLOSE A STATE
21 CORRECTIONAL INSTITUTION AS DEFINED IN 61 PA.C.S. § 102
22 (RELATING TO DEFINITIONS), UNLESS THE DEPARTMENT OF CORRECTIONS
23 CONDUCTS A PUBLIC HEARING IN THE COUNTY IN WHICH THE STATE
24 CORRECTIONAL INSTITUTION IS LOCATED. THE DEPARTMENT OF
25 CORRECTIONS SHALL PROVIDE NOTICE THIRTY (30) DAYS BEFORE THE
26 PUBLIC HEARING IN THE PENNSYLVANIA BULLETIN AND IN AT LEAST TWO
27 LOCAL NEWSPAPERS.

28 SECTION 1322. HIGHER EDUCATION REGULATORY RESTRICTED
29 ACCOUNT.--(A) THE HIGHER EDUCATION REGULATORY RESTRICTED
30 ACCOUNT IS ESTABLISHED AS A RESTRICTED ACCOUNT WITHIN THE

1 GENERAL FUND OF THE STATE TREASURY FROM WHICH THE DEPARTMENT OF
2 EDUCATION MAY EXPEND MONEY FOR THE PURPOSE OF THE COSTS OF
3 ADMINISTERING AND IMPLEMENTING 24 PA.C.S. CH. 65 (RELATING TO
4 PRIVATE COLLEGES, UNIVERSITIES AND SEMINARIES) AND ALL OTHER
5 COSTS ASSOCIATED WITH THE ACTIVITIES OF THE DEPARTMENT RELATED
6 TO THE MANDATED SERVICES AND REGULATION OF DEGREE-GRANTING
7 INSTITUTIONS. THE ACCOUNT SHALL CONSIST OF THE FEES DEPOSITED
8 UNDER SUBSECTION (B) AND STATE FUNDS APPROPRIATED FOR USE UNDER
9 THIS SECTION. THE RESTRICTED ACCOUNT SHALL BE SUBJECT TO AUDIT
10 BY THE AUDITOR GENERAL.

11 (B) THE DEPARTMENT OF EDUCATION SHALL COLLECT A FEE FOR
12 SERVICES PROVIDED TO DEGREE-GRANTING INSTITUTIONS UNDER THIS
13 ACT. THE FEES ARE AS FOLLOWS:

14	<u>(1) FOR AN APPLICATION FOR APPROVAL OF A</u>	
15	<u>SPECIALIZED ASSOCIATE DEGREE PROGRAM.....</u>	<u>\$1,000</u>
16	<u>(2) FOR AN APPLICATION FOR APPROVAL OF A NEW</u>	
17	<u>DEGREE OR PROGRAM AT AN INSTITUTION OF</u>	
18	<u>HIGHER EDUCATION.....</u>	<u>1,400</u>
19	<u>(3) FOR AN APPLICATION FOR A NEW DEGREE-</u>	
20	<u>GRANTING INSTITUTION OR A CHANGE FROM</u>	
21	<u>PRIVATE LICENSED SCHOOL TO COLLEGE OR</u>	<u>5,000</u>
22	<u>UNIVERSITY.....</u>	
23	<u>(4) FOR AN APPLICATION TO CHANGE STATUS FROM</u>	
24	<u>COLLEGE OR SEMINARY TO UNIVERSITY.....</u>	<u>1,000</u>
25	<u>(5) FOR AN APPLICATION FOR EDUCATION</u>	
26	<u>ENTERPRISE STATUS.....</u>	<u>10,000</u>
27	<u>(6) TO RENEW STATUS AS AN EDUCATION</u>	
28	<u>ENTERPRISE.....</u>	<u>2,000</u>
29	<u>(7) FOR REGISTRATION OF AN OUT-OF-STATE</u>	
30	<u>DISTANCE EDUCATION PROVIDER THAT IS NOT A</u>	

1 (2) FUNDS UNDER THE CONTROL OF THE JOINT UNDERWRITING
2 ASSOCIATION CONSIST OF PREMIUMS PAID ON THE POLICIES ISSUED
3 UNDER SUBCHAPTER B OF CHAPTER 7 OF THE MEDICAL CARE
4 AVAILABILITY AND REDUCTION OF ERROR (MCARE) ACT AND INCOME
5 FROM INVESTMENT. THE FUNDS DO NOT BELONG TO ANY OF THE
6 MEMBERS OF THE JOINT UNDERWRITING ASSOCIATION NOR ANY OF THE
7 INSUREDS COVERED BY THE POLICIES ISSUED.

8 (3) THE JOINT UNDERWRITING ASSOCIATION IS AN
9 INSTRUMENTALITY OF THE COMMONWEALTH. MONEY UNDER THE CONTROL
10 OF THE JOINT UNDERWRITING ASSOCIATION BELONGS TO THE
11 COMMONWEALTH.

12 (4) AT A TIME WHEN REVENUE RECEIPTS ARE DOWN AND THE
13 ECONOMY IS STILL RECOVERING, THE COMMONWEALTH IS IN NEED OF
14 REVENUE FROM ALL POSSIBLE SOURCES IN ORDER TO CONTINUE TO
15 BALANCE ITS BUDGET AND PROVIDE FOR THE HEALTH, WELFARE AND
16 SAFETY OF THE RESIDENTS OF THIS COMMONWEALTH.

17 (5) THE PAYMENT OF MONEY TO THE COMMONWEALTH REQUIRED
18 UNDER THIS ARTICLE IS IN THE BEST INTEREST OF THE RESIDENTS
19 OF THIS COMMONWEALTH.

20 SECTION 1502-A. DEFINITIONS.

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

24 "COMMISSIONER." THE INSURANCE COMMISSIONER OF THE
25 COMMONWEALTH.

26 "DEPARTMENT." THE INSURANCE DEPARTMENT OF THE COMMONWEALTH.

27 "JOINT UNDERWRITING ASSOCIATION." THE PENNSYLVANIA
28 PROFESSIONAL LIABILITY JOINT UNDERWRITING ASSOCIATION
29 ESTABLISHED UNDER SECTION 731 OF THE MCARE ACT.

30 "MCARE ACT." THE ACT OF MARCH 20, 2002 (P.L.154, NO.13),

1 KNOWN AS THE MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR
2 (MCARE) ACT.

3 SECTION 1503-A. PAYMENT.

4 ON OR BEFORE NOVEMBER 1, 2017, THE JOINT UNDERWRITING
5 ASSOCIATION SHALL PAY THE SUM OF \$200,000,000 TO THE STATE
6 TREASURER FOR DEPOSIT INTO THE GENERAL FUND.

7 SECTION 1504-A. NO LIABILITY.

8 THE JOINT UNDERWRITING ASSOCIATION AND ITS OFFICERS, BOARD
9 MEMBERS AND EMPLOYEES SHALL NOT BE LIABLE NOR SUBJECT TO SUIT
10 FOR COMPLYING WITH THE PROVISIONS OF THIS ARTICLE AND MAKING THE
11 REQUIRED PAYMENT OF MONEY TO THE STATE TREASURER.

12 SECTION 1505-A. EXCLUSIVE JURISDICTION.

13 THE SUPREME COURT SHALL HAVE EXCLUSIVE JURISDICTION TO HEAR
14 ANY CHALLENGE TO OR TO RENDER A DECLARATORY JUDGMENT CONCERNING
15 THE CONSTITUTIONALITY OF THIS ARTICLE OR TO ENFORCE THE
16 PROVISIONS OF THIS ARTICLE.

17 SECTION 1506-A. SUNSET.

18 IN THE EVENT THE PAYMENT REQUIRED UNDER SECTION 1503-A IS NOT
19 MADE BY NOVEMBER 1, 2017, THE PROVISIONS OF SUBCHAPTER C OF
20 CHAPTER 7 OF THE MCARE ACT SHALL EXPIRE ON DECEMBER 1, 2017. IN
21 THAT EVENT, THE FOLLOWING SHALL APPLY:

22 (1) THE JOINT UNDERWRITING ASSOCIATION SHALL BE
23 ABOLISHED AND THE MONEY IN THE POSSESSION OR CONTROL OF THE
24 JOINT UNDERWRITING ASSOCIATION SHALL BE TRANSFERRED TO THE
25 COMMISSIONER WHO SHALL DEPOSIT IT IN A SPECIAL ACCOUNT WITHIN
26 THE DEPARTMENT TO BE USED AND ADMINISTERED BY THE DEPARTMENT
27 IN THE SAME MANNER AS THE JOINT UNDERWRITING ASSOCIATION WAS
28 AUTHORIZED OR REQUIRED TO USE AND ADMINISTER IT PRIOR TO THE
29 EXPIRATION OF SUBCHAPTER C OF CHAPTER 7 OF THE MCARE ACT.

30 (2) NOTWITHSTANDING PARAGRAPH (1), THE COMMISSIONER

1 SHALL TRANSFER \$200,000,000 OF THE MONEY RECEIVED UNDER
2 PARAGRAPH (1) TO THE STATE TREASURER FOR DEPOSIT INTO THE
3 GENERAL FUND AS SOON AS PRACTICABLE AFTER RECEIPT.
4 THEREAFTER, THE COMMISSIONER SHALL ANNUALLY TRANSFER FROM THE
5 SPECIAL ACCOUNT ESTABLISHED UNDER PARAGRAPH (1) TO THE
6 GENERAL FUND ANY MONEY THE COMMISSIONER DETERMINES IS IN
7 EXCESS OF THE MONEY NEEDED TO ADMINISTER THE FUNDS AS
8 REQUIRED UNDER SUBCHAPTER C OF CHAPTER 7 OF THE MCARE ACT.

9 SECTION 6. SECTION 1920-A OF THE ACT IS AMENDED BY ADDING A
10 SUBSECTION TO READ:

11 SECTION 1920-A. ENVIRONMENTAL QUALITY BOARD.--* * *

12 (J) THE BOARD SHALL PROMULGATE REGULATIONS UNDER THE ACT OF
13 JUNE 22, 1937 (P.L.1987, NO.394), KNOWN AS "THE CLEAN STREAMS
14 LAW," OR OTHER LAWS OF THIS COMMONWEALTH THAT REQUIRE THAT THE
15 WATER QUALITY CRITERIA FOR MANGANESE ESTABLISHED UNDER 25 PA.
16 CODE CH. 93 (RELATING TO WATER QUALITY STANDARDS) SHALL BE MET,
17 CONSISTENT WITH THE EXCEPTION IN 25 PA. CODE § 96.3(D) (RELATING
18 TO WATER QUALITY PROTECTION REQUIREMENTS). WITHIN NINETY (90)
19 DAYS OF THE EFFECTIVE DATE OF THIS SUBSECTION, THE BOARD SHALL
20 PROMULGATE PROPOSED REGULATIONS.

21 SECTION 7. SECTION 1937-A(C) OF THE ACT IS AMENDED AND THE
22 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

23 SECTION 1937-A. MUNICIPAL RECYCLING GRANTS.--* * *

24 (C) (1) [THIS SECTION] SUBSECTIONS (A) AND (B) SHALL NOT
25 APPLY IF THE RECYCLING NEEDS OF ALL THE CITIZENS OF THE COUNTY
26 CANNOT BE MET.

27 (2) [THIS SECTION] SUBSECTIONS (A) AND (B) SHALL NOT APPLY
28 TO ANY MUNICIPALITY THAT HAS RECEIVED ANY GRANT UNDER SECTION
29 902 OF THE "MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE
30 REDUCTION ACT" PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

1 (D) THE FEE IMPOSED UNDER SECTION 701 OF THE ACT OF JULY 28,
2 1988 (P.L.556, NO.101), KNOWN AS THE "MUNICIPAL WASTE PLANNING,
3 RECYCLING AND WASTE REDUCTION ACT," SHALL CONTINUE TO BE IMPOSED
4 ON AND AFTER JANUARY 1, 2020.

5 (E) THE MONEY IN THE RECYCLING FUND ESTABLISHED UNDER
6 SECTION 706 OF THE "MUNICIPAL WASTE PLANNING, RECYCLING AND
7 WASTE REDUCTION ACT" SHALL NOT BE TRANSFERRED TO THE SOLID WASTE
8 ABATEMENT FUND AND SHALL REMAIN IN THE RECYCLING FUND FOR THE
9 PURPOSES SET FORTH UNDER THE "MUNICIPAL WASTE PLANNING,
10 RECYCLING AND WASTE REDUCTION ACT."

11 SECTION 8. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

12 SECTION 1938-A. WATER TREATMENT FACILITIES.--THE WATER
13 TREATMENT FACILITIES PROVIDING WATER DISPOSAL SERVICES
14 EXCLUSIVELY RELATING TO CONVENTIONAL OIL AND GAS WELLS AND
15 OPERATING UNDER NATIONAL POLLUTANT DISCHARGE AND ELIMINATION
16 SYSTEM AND OTHER PERMITS ISSUED BY THE DEPARTMENT OF
17 ENVIRONMENTAL PROTECTION, SHALL BE ALLOWED TO OPERATE UNDER
18 EXISTING PERMITS AS OF THE EFFECTIVE DATE OF THIS SUBSECTION,
19 THROUGH DECEMBER 31, 2019. FOR THE PURPOSE OF THIS SUBSECTION,
20 THE TERM "CONVENTIONAL OIL AND GAS WELL" SHALL HAVE THE SAME
21 MEANING AS PROVIDED IN SECTION 2 OF THE ACT OF JUNE 23, 2016
22 (P.L.375, NO.52), KNOWN AS THE "PENNSYLVANIA GRADE CRUDE
23 DEVELOPMENT ACT."

24 SECTION 9. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

25 ARTICLE XIX-B
26 POWERS AND DUTIES OF DEPARTMENT OF
27 CONSERVATION AND NATURAL RESOURCES

28 SECTION 1901-B. (RESERVED).

29 SECTION 1902-B. STATE PARK FEASIBILITY STUDY.

30 THE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES SHALL

1 CONDUCT A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF A STATE
2 PARK IN WYOMING COUNTY, AND SHALL REPORT THE RESULTS OF THE
3 STUDY TO THE GENERAL ASSEMBLY WITHIN ONE YEAR OF THE EFFECTIVE
4 DATE OF THIS SECTION. THE STUDY SHALL INCLUDE AN APPRAISAL OF
5 THE FAIR MARKET VALUE OF THE REAL PROPERTY PROPOSED FOR THE
6 STATE PARK.

7 SECTION 10. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

8 SECTION 2126. EMERGENCY DRUG AND ALCOHOL DETOXIFICATION

9 PROGRAM.-- (A) THE EMERGENCY DRUG AND ALCOHOL DETOXIFICATION

10 PROGRAM IS ESTABLISHED IN THE DEPARTMENT OF HEALTH TO PROVIDE

11 FOR DETOXIFICATION IN LICENSED HEALTH CARE FACILITIES AND TO

12 ESTABLISH DETOXIFICATION FACILITIES. THE PROGRAM SHALL BE

13 ADMINISTERED BY THE DEPARTMENT OF HEALTH.

14 (B) THE EMERGENCY DRUG AND ALCOHOL DETOXIFICATION PROGRAM

15 SHALL, TO THE GREATEST EXTENT POSSIBLE, UTILIZE EXISTING BEDS IN

16 HEALTH CARE FACILITIES.

17 (C) IN ORDER TO PROVIDE INDIVIDUALS SEEKING ASSISTANCE WITH

18 BETTER AND MORE TIMELY ACCESS TO DRUG AND ALCOHOL

19 DETOXIFICATION, THE DEPARTMENT OF HEALTH SHALL PROVIDE SPECIAL

20 PRIORITY REVIEW FOR APPLICATIONS FOR LICENSURE UNDER THIS

21 SECTION.

22 (D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES

23 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS

24 THE CONTEXT CLEARLY INDICATES OTHERWISE:

25 "LICENSED HEALTH CARE FACILITY" SHALL MEAN A HEALTH CARE

26 FACILITY LICENSED UNDER CHAPTER 8 OF THE ACT OF JULY 19, 1979

27 (P.L.130, NO.48), KNOWN AS THE HEALTH CARE FACILITIES ACT.

28 "HEALTH CARE FACILITY" SHALL MEAN A HEALTH CARE FACILITY AS

29 DEFINED IN SECTION 802.1 OF THE HEALTH CARE FACILITIES ACT.

30 SECTION 2214-A. PACE AND PACENET PROGRAM PAYMENTS.-- (A) IN

1 ADDITION TO THE REQUIREMENTS UNDER SECTION 509 OF THE ACT OF
2 AUGUST 26, 1971 (P.L.351, NO.91), KNOWN AS THE STATE LOTTERY
3 LAW, THE DEPARTMENT SHALL ADMINISTER THE PROGRAM IN ACCORDANCE
4 WITH THE FOLLOWING:

5 (1) IF THE NADAC PER UNIT IS AVAILABLE, THE PROGRAM PAYMENT
6 SHALL BE THE LOWER OF THE FOLLOWING AMOUNTS:

7 (I) THE NADAC PER UNIT:

8 (A) WITH THE ADDITION OF A PROFESSIONAL DISPENSING FEE OF
9 TEN DOLLARS AND FORTY-NINE CENTS (\$10.49) PER PRESCRIPTION; AND

10 (B) THE SUBTRACTION OF THE COPAYMENT; OR

11 (II) THE PHARMACY'S USUAL AND CUSTOMARY CHARGE FOR THE DRUG
12 DISPENSED WITH THE SUBTRACTION OF THE COPAYMENT.

13 (2) IF THE NADAC PER UNIT IS UNAVAILABLE, THE PROGRAM
14 PAYMENT SHALL BE THE LOWER OF THE FOLLOWING AMOUNTS:

15 (I) THE WHOLESALE ACQUISITION COST PLUS THREE AND TWO-TENTHS
16 PER CENTUM (3.2%):

17 (A) WITH THE ADDITION OF A PROFESSIONAL DISPENSING FEE OF
18 TEN DOLLARS AND FORTY-NINE CENTS (\$10.49) PER PRESCRIPTION; AND

19 (B) THE SUBTRACTION OF THE COPAYMENT; OR

20 (II) THE PHARMACY'S USUAL AND CUSTOMARY CHARGE FOR THE DRUG
21 DISPENSED WITH THE SUBTRACTION OF THE COPAYMENT.

22 (B) NOTWITHSTANDING ANY OTHER STATUTE OR REGULATION, A BRAND
23 NAME PRODUCT SHALL BE DISPENSED AND NOT SUBSTITUTED WITH AN A-
24 RATED GENERIC THERAPEUTICALLY EQUIVALENT DRUG IF IT IS LESS
25 EXPENSIVE TO THE PROGRAM. IF A LESS EXPENSIVE A-RATED GENERIC
26 THERAPEUTICALLY EQUIVALENT DRUG IS AVAILABLE FOR DISPENSING TO A
27 CLAIMANT, THE PROVIDER SHALL DISPENSE THE A-RATED GENERIC
28 THERAPEUTICALLY EQUIVALENT DRUG TO THE CLAIMANT. THE DEPARTMENT
29 SHALL REIMBURSE PROVIDERS BASED UPON THE MOST CURRENT LISTING OF
30 THE NADAC PER UNIT PLUS A PROFESSIONAL DISPENSING FEE OF TEN

1 DOLLARS AND FORTY-NINE CENTS (\$10.49) PER PRESCRIPTION. THE
2 DEPARTMENT SHALL NOT REIMBURSE PROVIDERS FOR BRAND NAME PRODUCTS
3 EXCEPT IN THE FOLLOWING CIRCUMSTANCES:

4 (1) THERE IS NO A-RATED GENERIC THERAPEUTICALLY EQUIVALENT
5 DRUG AVAILABLE ON THE MARKET. THIS PARAGRAPH DOES NOT APPLY TO
6 THE LACK OF AVAILABILITY OF AN A-RATED GENERIC THERAPEUTICALLY
7 EQUIVALENT DRUG IN THE PROVIDING PHARMACY UNLESS IT CAN BE SHOWN
8 TO THE DEPARTMENT THAT THE PROVIDER MADE REASONABLE ATTEMPTS TO
9 OBTAIN THE A-RATED GENERIC THERAPEUTICALLY EQUIVALENT DRUG OR
10 THAT THERE WAS AN UNFORESEEABLE DEMAND AND DEPLETION OF THE
11 SUPPLY OF THE A-RATED GENERIC THERAPEUTICALLY EQUIVALENT DRUG.
12 IN EITHER CASE, THE DEPARTMENT SHALL REIMBURSE THE PROVIDER FOR
13 THE NADAC PER UNIT PLUS A PROFESSIONAL DISPENSING FEE OF TEN
14 DOLLARS AND FORTY-NINE CENTS (\$10.49) PER PRESCRIPTION.

15 (2) AN A-RATED GENERIC THERAPEUTICALLY EQUIVALENT DRUG IS
16 DEEMED BY THE DEPARTMENT, IN CONSULTATION WITH A UTILIZATION
17 REVIEW COMMITTEE, TO HAVE TOO NARROW A THERAPEUTIC INDEX FOR
18 SAFE AND EFFECTIVE DISPENSING IN THE COMMUNITY SETTING. THE
19 DEPARTMENT SHALL NOTIFY PROVIDING PHARMACIES OF A-RATED GENERIC
20 THERAPEUTICALLY EQUIVALENT DRUGS THAT ARE IDENTIFIED PURSUANT TO
21 THIS PARAGRAPH ON A REGULAR BASIS.

22 (3) THE DEPARTMENT OF HEALTH HAS DETERMINED THAT A DRUG
23 SHALL NOT BE RECOGNIZED AS AN A-RATED GENERIC THERAPEUTICALLY
24 EQUIVALENT DRUG FOR PURPOSES OF SUBSTITUTION UNDER SECTION 5(B)
25 OF THE ACT OF NOVEMBER 24, 1976 (P.L.1163, NO.259), REFERRED TO
26 AS THE GENERIC EQUIVALENT DRUG LAW.

27 (4) AT THE TIME OF DISPENSING, THE PROVIDER HAS A
28 PRESCRIPTION ON WHICH THE BRAND NAME DRUG DISPENSED IS BILLED TO
29 THE PROGRAM BY THE PROVIDER AT A USUAL AND CUSTOMARY CHARGE
30 WHICH IS EQUAL TO OR LESS THAN THE LEAST EXPENSIVE USUAL AND

1 CUSTOMARY CHARGE OF AN A-RATED GENERIC THERAPEUTICALLY
2 EQUIVALENT DRUG REASONABLY AVAILABLE ON THE MARKET TO THE
3 PROVIDER.

4 (5) THE BRAND NAME DRUG IS LESS EXPENSIVE TO THE PROGRAM.

5 (C) IF A CLAIMANT CHOOSES NOT TO ACCEPT THE A-RATED GENERIC
6 THERAPEUTICALLY EQUIVALENT DRUG REQUIRED UNDER SUBSECTION (B),
7 THE CLAIMANT SHALL BE LIABLE FOR THE COPAYMENT AND THE NADAC PER
8 UNIT.

9 (D) THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS
10 SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION
11 UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

12 "A-RATED GENERIC THERAPEUTICALLY EQUIVALENT DRUG." A DRUG
13 PRODUCT THAT THE COMMISSIONER OF FOOD AND DRUGS OF THE UNITED
14 STATES FOOD AND DRUG ADMINISTRATION HAS APPROVED AS SAFE AND
15 EFFECTIVE AND HAS DETERMINED TO BE THERAPEUTICALLY EQUIVALENT,
16 AS LISTED IN "THE APPROVED DRUG PRODUCTS WITH THERAPEUTIC
17 EQUIVALENCE EVALUATIONS" (FOOD AND DRUG ADMINISTRATION "ORANGE
18 BOOK"), WITH A SPECIFIC "A" CODE DESIGNATION ONLY.

19 "CLAIMANT." AN ELIGIBLE PERSON WHO IS ENROLLED IN THE
20 PROGRAM.

21 "DEPARTMENT." THE DEPARTMENT OF AGING OF THE COMMONWEALTH.

22 "LESS EXPENSIVE." THE LOWEST NET COST TO THE PROGRAM. THE
23 NET COST SHALL INCLUDE THE AMOUNT PAID BY THE COMMONWEALTH TO A
24 PHARMACY FOR A DRUG UNDER A CURRENT RETAIL PHARMACY
25 REIMBURSEMENT FORMULA LESS ANY DISCOUNT OR REBATES, INCLUDING
26 THOSE PAID DURING THE PREVIOUS CALENDAR QUARTER AND INCLUSIVE OF
27 ALL DISPENSING FEES.

28 "NADAC PER UNIT." THE CURRENT NATIONAL AVERAGE DRUG
29 ACQUISITION COST PER UNIT.

30 "PRESCRIPTION DRUG." ALL DRUGS REQUIRING A PRESCRIPTION IN

1 THIS COMMONWEALTH, INSULIN, INSULIN SYRINGES AND INSULIN
2 NEEDLES. EXPERIMENTAL DRUGS OR DRUGS PRESCRIBED FOR WRINKLE
3 REMOVAL OR HAIR GROWTH ARE PROHIBITED.

4 "PROGRAM." THE PHARMACEUTICAL ASSISTANCE CONTRACT FOR THE
5 ELDERLY (PACE) AND THE PHARMACEUTICAL ASSISTANCE CONTRACT FOR
6 THE ELDERLY NEEDS ENHANCEMENT TIER (PACENET) AS ESTABLISHED BY
7 THE STATE LOTTERY LAW.

8 "PROVIDER." A PHARMACY, DISPENSING PHYSICIAN OR CERTIFIED
9 REGISTERED NURSE PRACTITIONER ENROLLED AS A PROVIDER IN THE
10 PROGRAM.

11 "WHOLESALE ACQUISITION COST." THE COST OF A DISPENSED DRUG
12 BASED UPON THE PRICE PUBLISHED IN A NATIONAL DRUG PRICING SYSTEM
13 IN CURRENT USE BY THE DEPARTMENT OF AGING AS THE WHOLESALE
14 ACQUISITION COST OF A PRESCRIPTION DRUG IN THE MOST COMMON
15 PACKAGE SIZE.

16 SECTION 2215-A. OLDER ADULT DAILY LIVING CENTERS.--

17 A FACILITY THAT PROVIDES SERVICES ONLY TO INDIVIDUALS
18 ENROLLED IN A PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY
19 OPERATED IN ACCORDANCE WITH AN AGREEMENT BETWEEN THE PROGRAM
20 PROVIDER, THE DEPARTMENT OF HUMAN SERVICES AND THE CENTERS FOR
21 MEDICARE AND MEDICAID SERVICES SHALL NOT BE SUBJECT TO THE
22 PROVISIONS OF THE ACT OF JULY 11, 1990 (P.L.499, NO.118), KNOWN
23 AS THE OLDER ADULT DAILY LIVING CENTERS LICENSING ACT.

24 SECTION 2336. CHILD PROTECTIVE SERVICES FEES.--THE
25 DEPARTMENT OF HUMAN SERVICES MAY CHARGE A FEE NOT TO EXCEED
26 THIRTEEN DOLLARS (\$13) IN ORDER TO CONDUCT THE CERTIFICATION AS
27 REQUIRED UNDER 23 PA.C.S. § 6344(B)(2) (RELATING TO EMPLOYEES
28 HAVING CONTACT WITH CHILDREN; ADOPTIVE AND FOSTER PARENTS),
29 EXCEPT THAT NO FEE SHALL BE CHARGED TO AN INDIVIDUAL WHO MAKES
30 THE REQUEST IN ORDER TO APPLY TO BECOME A VOLUNTEER WITH AN

1 AFFILIATE OF BIG BROTHERS OF AMERICA OR BIG SISTERS OF AMERICA
2 OR WITH A RAPE CRISIS CENTER OR DOMESTIC VIOLENCE SHELTER.

3 SECTION 11. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

4 ARTICLE XXIV-B

5 JAIL FACILITIES

6 SECTION 2401-B. SCOPE OF ARTICLE.

7 THIS ARTICLE RELATES TO NEW AND FORMER JAIL FACILITIES.

8 SECTION 2402-B. DEFINITIONS.

9 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
10 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
11 CONTEXT CLEARLY INDICATES OTHERWISE:

12 "ADAPTIVE REUSE." THE ALTERATION, RENOVATION, REMODELING,
13 MODIFICATION OR RECONSTRUCTION OF FORMER JAIL FACILITIES FOR
14 REUSE AS COURTROOMS, OFFICE SPACE OR OTHER FACILITIES AND USES
15 AS THE BOARD OF COMMISSIONERS SHALL FROM TIME TO TIME DEEM
16 NECESSARY AND APPROPRIATE.

17 "ALTERNATIVE CONTRACTING PROCEDURE." A PROCEDURE UNDER WHICH
18 A PROPOSER WOULD BE RESPONSIBLE FOR ALL ASPECTS OR PHASES
19 NECESSARY TO ACHIEVE THE DEVELOPMENT OF A PARCEL OF PROPERTY.
20 THE ASPECTS OR PHASES OF DEVELOPMENT SHALL INCLUDE, BUT NOT BE
21 LIMITED TO, THE PLANNING, DESIGN, FINANCE, CONSTRUCTION AND
22 MANAGEMENT OF PROPERTY.

23 "BOARD OF COMMISSIONERS." THE GOVERNING BODY OF A COUNTY OF
24 THE THIRD CLASS WITH A POPULATION BETWEEN 280,000 AND 298,000 AS
25 OF THE 2010 CENSUS.

26 "FORMER JAIL FACILITY." A BUILDING OR GROUP OF BUILDINGS
27 WITH RELATED FACILITIES OWNED BY A COUNTY OF THE THIRD CLASS
28 WHICH IS MORE THAN 100 YEARS OLD AND WHICH WAS PREVIOUSLY USED
29 AS A JAIL FACILITY.

30 "NEW JAIL FACILITY." A BUILDING OR GROUP OF BUILDINGS WITH

1 RELATED FACILITIES TO BE OWNED OR LEASED BY A COUNTY OF THE
2 THIRD CLASS.

3 "PROPOSER." A FIRM, ORGANIZATION OR COMPANY OR A COMBINATION
4 OF FIRMS, ORGANIZATIONS OR COMPANIES ACTING AS A PARTNERSHIP,
5 JOINT VENTURE, CONSORTIUM OR SIMILAR JOINT RELATIONSHIP WITH
6 SUFFICIENT KNOWLEDGE, EXPERTISE AND EXPERIENCE IN THE AREAS OF
7 ARCHITECTURAL DESIGN, CONSTRUCTION, FINANCING OF REAL ESTATE
8 DEVELOPMENT OR CONSTRUCTION AND REAL ESTATE MANAGEMENT.

9 SECTION 2403-B. ALTERNATIVE CONTRACTING PROCEDURE.

10 (A) GENERAL RULE.--NOTWITHSTANDING SECTION 1801 OF THE ACT
11 OF AUGUST 9, 1955 (P.L.323, NO.130), KNOWN AS THE COUNTY CODE,
12 THE BOARD OF COMMISSIONERS MAY, IN ITS SOLE DISCRETION, ELECT TO
13 USE AN ALTERNATIVE CONTRACTING PROCEDURE TO ACHIEVE THE ADAPTIVE
14 REUSE OF FORMER JAIL FACILITIES OR CONSTRUCTION OF NEW JAIL
15 FACILITIES.

16 (B) RESOLUTION REQUIRED.--IF THE BOARD OF COMMISSIONERS
17 ELECTS TO UTILIZE AN ALTERNATIVE CONTRACTING PROCEDURE, THE
18 BOARD OF COMMISSIONERS SHALL ADOPT A RESOLUTION STATING THAT THE
19 USE OF AN ALTERNATIVE CONTRACTING PROCEDURE IS THE MOST
20 EFFICIENT, ECONOMICAL AND TIMELY METHOD TO SECURE AN ADAPTIVE
21 REUSE OF FORMER JAIL FACILITIES OR CONSTRUCTION OF NEW JAIL
22 FACILITIES.

23 (C) WRITTEN PROPOSALS.--UPON ADOPTION OF A RESOLUTION, THE
24 BOARD OF COMMISSIONERS SHALL REQUEST WRITTEN PROPOSALS FROM
25 PROPOSERS FOR THE ADAPTIVE REUSE OF A FORMER JAIL FACILITY OR
26 CONSTRUCTION OF A NEW JAIL FACILITY UNDER AN ALTERNATIVE
27 CONTRACTING METHOD. IN ITS REQUEST FOR PROPOSALS, THE BOARD OF
28 COMMISSIONERS SHALL INCLUDE THE TERMS, CONDITIONS AND
29 REQUIREMENTS WHICH THE BOARD OF COMMISSIONERS DEEMS NECESSARY TO
30 PROTECT THE INTERESTS OF THE COUNTY.

1 SECTION 2404-B. EVALUATION CRITERIA.

2 (A) CRITERIA.--THE BOARD OF COMMISSIONERS SHALL, IN ADDITION
3 TO COMPLIANCE WITH THE TERMS, CONDITIONS AND REQUIREMENTS SET
4 FORTH IN THE REQUEST FOR PROPOSALS, CONSIDER THE FOLLOWING
5 CRITERIA IN EVALUATING PROPOSALS FOR THE ADAPTIVE REUSE OF
6 FORMER JAIL FACILITIES OR CONSTRUCTION OF NEW JAIL FACILITIES:

7 (1) THE COST OF THE PROPOSER'S ADAPTIVE REUSE OR NEW
8 CONSTRUCTION PROPOSAL.

9 (2) EXPERIENCE OF THE PROPOSER.

10 (3) PRESERVATION OF THE DISTINCT ARCHITECTURAL DESIGN
11 AND INTEGRITY OF THE FORMER JAIL FACILITIES.

12 (4) ADHERENCE TO PREVAILING WAGE LAWS AND OTHER WORK
13 FORCE STANDARDS.

14 (5) COMMITMENT TO ENTER INTO VOLUNTARY CONTRACTS WITH
15 DISADVANTAGED BUSINESS ENTERPRISES.

16 (B) SELECTION OF PROPOSAL.--AFTER DUE CONSIDERATION OF
17 PROPOSALS IN ACCORDANCE WITH THE CRITERIA UNDER SUBSECTION (A),
18 THE BOARD OF COMMISSIONERS MAY SELECT A PROPOSAL AND AWARD A
19 CONTRACT TO A RESPONSIBLE PROPOSER FOR THE ADAPTIVE REUSE OF A
20 FORMER JAIL FACILITY OR CONSTRUCTION OF A NEW JAIL FACILITY
21 UNDER AN ALTERNATIVE CONTRACTING PROCEDURE.

22 SECTION 11.1. THE ACT IS AMENDED BY ADDING A SECTION TO
23 READ:

24 SECTION 2804. ALTERNATIVE ENERGY PORTFOLIO STANDARDS.--THE
25 FOLLOWING SHALL APPLY:

26 (1) NOTWITHSTANDING SECTION 4 OF THE ACT OF NOVEMBER 30,
27 2004 (P.L.1672, NO.213), KNOWN AS THE "ALTERNATIVE ENERGY
28 PORTFOLIO STANDARDS ACT," IN ORDER TO QUALIFY AS AN ALTERNATIVE
29 ENERGY SOURCE ELIGIBLE TO MEET THE PHOTOVOLTAIC SHARE OF THIS
30 COMMONWEALTH'S COMPLIANCE REQUIREMENTS UNDER THE "ALTERNATIVE

1 ENERGY PORTFOLIO STANDARDS ACT" AND TO QUALIFY FOR SOLAR
2 RENEWABLE ALTERNATIVE ENERGY PORTFOLIO CREDITS, EACH SOLAR
3 PHOTOVOLTAIC SYSTEM MUST DO ONE OF THE FOLLOWING:

4 (I) DIRECTLY DELIVER THE ELECTRICITY IT GENERATES TO A
5 RETAIL CUSTOMER OF AN ELECTRIC DISTRIBUTION COMPANY OR TO THE
6 DISTRIBUTION SYSTEM OPERATED BY AN ELECTRIC DISTRIBUTION COMPANY
7 OPERATING WITHIN THIS COMMONWEALTH AND CURRENTLY OBLIGATED TO
8 MEET THE COMPLIANCE REQUIREMENTS CONTAINED UNDER THE
9 "ALTERNATIVE ENERGY PORTFOLIO STANDARDS ACT."

10 (II) BE DIRECTLY CONNECTED TO THE ELECTRIC SYSTEM OF AN
11 ELECTRIC COOPERATIVE OR MUNICIPAL ELECTRIC SYSTEM OPERATING
12 WITHIN THIS COMMONWEALTH.

13 (III) CONNECT DIRECTLY TO THE ELECTRIC TRANSMISSION SYSTEM
14 AT A LOCATION THAT IS WITHIN THE SERVICE TERRITORY OF AN
15 ELECTRIC DISTRIBUTION COMPANY OPERATING WITHIN THIS
16 COMMONWEALTH.

17 (2) NOTHING UNDER THIS SECTION OR SECTION 4 OF THE
18 "ALTERNATIVE ENERGY PORTFOLIO STANDARDS ACT" SHALL AFFECT ANY OF
19 THE FOLLOWING:

20 (I) A CERTIFICATION ORIGINATING WITHIN THE GEOGRAPHICAL
21 BOUNDARIES OF THIS COMMONWEALTH GRANTED PRIOR TO THE EFFECTIVE
22 DATE OF THIS SECTION OF A SOLAR PHOTOVOLTAIC ENERGY GENERATOR AS
23 A QUALIFYING ALTERNATIVE ENERGY SOURCE ELIGIBLE TO MEET THE
24 SOLAR PHOTOVOLTAIC SHARE OF THIS COMMONWEALTH'S ALTERNATIVE
25 ENERGY PORTFOLIO COMPLIANCE REQUIREMENTS UNDER THE "ALTERNATIVE
26 ENERGY PORTFOLIO STANDARDS ACT."

27 (II) CERTIFICATION OF A SOLAR PHOTOVOLTAIC SYSTEM WITH A
28 BINDING WRITTEN CONTRACT FOR THE SALE AND PURCHASE OF
29 ALTERNATIVE ENERGY CREDITS DERIVED FROM SOLAR PHOTOVOLTAIC
30 ENERGY SOURCES ENTERED INTO PRIOR TO THE EFFECTIVE DATE OF THIS

1 SECTION.

2 (3) THIS SECTION SHALL APPLY TO CONTRACTS ENTERED INTO OR
3 RENEWED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION.

4 (4) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
6 CONTEXT CLEARLY INDICATES OTHERWISE:

7 "ALTERNATIVE ENERGY SOURCE." AS THE TERM "ALTERNATIVE ENERGY
8 SOURCES" IS DEFINED IN SECTION 2 OF THE "ALTERNATIVE ENERGY
9 PORTFOLIO STANDARDS ACT."

10 "ELECTRIC DISTRIBUTION COMPANY." AS DEFINED IN SECTION 2 OF
11 THE "ALTERNATIVE ENERGY PORTFOLIO STANDARDS ACT."

12 SECTION 11.2. THE ACT IS AMENDED BY ADDING AN ARTICLE TO
13 READ:

14 ARTICLE XXVIII-E

15 JUDICIAL ADMINISTRATION

16 SECTION 2801-E. SENIOR JUDGE OPERATIONAL SUPPORT GRANTS.

17 THE COURT ADMINISTRATOR OF PENNSYLVANIA SHALL CONTINUE THE
18 PROGRAM CREATED UNDER 42 PA.C.S. § 1906 (RELATING TO SENIOR
19 JUDGE OPERATIONAL SUPPORT GRANTS) TO DEFRAY THE COSTS IMPOSED ON
20 COUNTIES BY THE RULES OF JUDICIAL ADMINISTRATION FOR FACILITIES
21 AND STAFF FOR SENIOR JUDGES ASSIGNED TO THE COURTS OF COMMON
22 PLEAS. THE FOLLOWING SHALL APPLY:

23 (1) GRANTS SHALL BE MADE AVAILABLE TO COUNTIES BASED ON
24 THE LEVEL OF OPERATIONAL SUPPORT PROVIDED BY A COUNTY TO ALL
25 OF THE FOLLOWING:

26 (I) SENIOR JUDGES FORMERLY OF THE JUDICIAL DISTRICT
27 IN WHICH THE COUNTY IS SITUATED WHO ARE REGULARLY OR
28 PERIODICALLY ASSIGNED IN THAT COUNTY OR WHO ARE ASSIGNED
29 UNDER 42 PA.C.S. § 4544 (RELATING TO CONVENING
30 MULTICOUNTY INVESTIGATING GRAND JURY).

1 (II) VISITING SENIOR JUDGES.

2 (2) GRANTS SHALL BE MADE AVAILABLE TO COUNTIES TO
3 REIMBURSE THE COUNTIES FOR OPERATIONAL SUPPORT PROVIDED BY
4 THE COUNTY DURING THE PRECEDING CALENDAR YEAR. GRANTS SHALL
5 BE CALCULATED BASED ON USE OF JUDICIAL CHAMBERS, UTILIZATION
6 OF THE SERVICES OF A LAW CLERK AND UTILIZATION OF THE
7 SERVICES OF A SECRETARY, AS THE CHAMBERS OR SERVICES ARE
8 DEEMED ADEQUATE AND APPROPRIATE BY THE ADMINISTRATIVE OFFICE
9 OF PENNSYLVANIA COURTS AS FOLLOWS:

10 (I) USE OF JUDICIAL CHAMBERS SHALL BE REIMBURSED AT
11 THE RATE OF \$60 PER DAY, BILLABLE IN ONE-HALF-DAY
12 INCREMENTS.

13 (II) UTILIZATION OF SERVICES OF A LAW CLERK SHALL BE
14 REIMBURSED AT \$20 PER HOUR.

15 (III) UTILIZATION OF SERVICES OF A SECRETARY SHALL
16 BE REIMBURSED AT \$12 PER HOUR.

17 (3) COUNTIES SHALL BE REIMBURSED UPON TIMELY APPLICATION
18 BY THE BOARD OF COMMISSIONERS OR, IN THE ABSENCE OF A BOARD
19 OF COMMISSIONERS, THE EXECUTIVE AUTHORITY OF THE COUNTY OR,
20 IN THE CASE OF A COUNTY WHICH IS COTERMINOUS WITH A CITY OF
21 THE FIRST CLASS, THE MAYOR OF THE CITY OF THE FIRST CLASS.
22 THE APPLICATION MUST BE CERTIFIED BY THE PRESIDENT JUDGE OF
23 THE JUDICIAL DISTRICT IN WHICH THE COUNTY IS SITUATED AND
24 SHALL INCLUDE DOCUMENTATION AS MAY BE REQUIRED BY THE
25 ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS. THE DUE DATES
26 FOR APPLICATIONS FOR OPERATIONAL SUPPORT SHALL BE ESTABLISHED
27 BY THE COURT ADMINISTRATOR OF PENNSYLVANIA.

28 (4) THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS
29 SHALL SET FORTH MINIMUM STANDARDS REGARDING ADEQUACY,
30 APPROPRIATENESS AND QUALITY OF JUDICIAL CHAMBERS AND SERVICES

1 REQUIRED TO QUALIFY FOR REIMBURSEMENT.

2 (5) IF THE TOTAL REIMBURSEMENT QUALIFYING FOR PAYMENT
3 FOR ANY CALENDAR YEAR EXCEEDS THE AMOUNT APPROPRIATED BY THE
4 GENERAL ASSEMBLY FOR THAT PURPOSE, THE COURT ADMINISTRATOR OF
5 PENNSYLVANIA SHALL PROPORTIONALLY REDUCE THE GRANT FOR EACH
6 COUNTY SO THAT THE TOTAL OF ALL GRANTS DOES NOT EXCEED THE
7 AMOUNT APPROPRIATED.

8 (6) A COUNTY MAY NOT RECEIVE MORE THAN 20% OF THE AMOUNT
9 APPROPRIATED FOR SENIOR JUDGE OPERATIONAL SUPPORT GRANTS IN
10 ANY FISCAL YEAR.

11 (7) NOT LATER THAN 60 DAYS FOLLOWING THE PAYMENT OF
12 GRANTS, THE COURT ADMINISTRATOR OF PENNSYLVANIA SHALL MAKE A
13 REPORT TO THE APPROPRIATIONS COMMITTEE OF THE SENATE AND THE
14 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES
15 SETTING FORTH THE PAYMENTS MADE TO COUNTIES AND THE SERVICES
16 PROVIDED.

17 SECTION 2802-E. SURCHARGE AND FEES.

18 (A) IMPOSITION OF SURCHARGE AND FEES.--IN ADDITION TO THE
19 FEES IMPOSED UNDER 42 PA.C.S. §§ 3733(A.1) (RELATING TO DEPOSITS
20 INTO ACCOUNT) AND 3733.1 (RELATING TO SURCHARGE), EXCEPT AS SET
21 FORTH IN SUBSECTION (B), THE FOLLOWING APPLY:

22 (1) A SURCHARGE OF \$11.25 SHALL BE CHARGED AND
23 COLLECTED. THIS PARAGRAPH SHALL EXPIRE DECEMBER 31, 2020.

24 (2) A PERMANENT FEE OF \$2.50 SHALL BE CHARGED AND
25 COLLECTED.

26 (3) A PERMANENT FEE OF \$2.50 SHALL BE CHARGED AND
27 COLLECTED.

28 (B) EXCEPTIONS.--SUBSECTION (A) DOES NOT APPLY TO A
29 CONVICTION OR GUILTY PLEA BASED ON THE FILING OF A TRAFFIC
30 CITATION CHARGING AN OFFENSE UNDER 75 PA.C.S. (RELATING TO

1 VEHICLES) WHICH IS CLASSIFIED AS SUMMARY UNDER A STATE STATUTE
2 OR LOCAL ORDINANCE AS PROVIDED IN THE PENNSYLVANIA RULES OF
3 CRIMINAL PROCEDURE.

4 (C) ALLOCATION AND APPROPRIATION.--

5 (1) THE SEPARATE RESERVE ACCOUNT WITHIN THE JUDICIAL
6 COMPUTER SYSTEM AUGMENTATION ACCOUNT ESTABLISHED UNDER 42
7 PA.C.S. § 3733.1(C) (1) IS CONTINUED, AND THE SURCHARGE UNDER
8 SUBSECTION (A) (1) SHALL BE DEPOSITED INTO THE SEPARATE
9 RESERVE ACCOUNT. NOTWITHSTANDING 42 PA.C.S. § 3732 (RELATING
10 TO UTILIZATION OF FUNDS IN ACCOUNT), MONEY DEPOSITED UNDER
11 THIS PARAGRAPH IS APPROPRIATED TO THE SUPREME COURT, UPON
12 COMPLIANCE WITH ARTICLE XV OF THE ACT OF APRIL 9, 1929
13 (P.L.343, NO.176), KNOWN AS THE FISCAL CODE, FOR THE
14 OPERATION OF THE JUDICIAL DEPARTMENT.

15 (2) THE FEE UNDER SUBSECTION (A) (2) SHALL BE DEPOSITED
16 INTO THE CRIMINAL JUSTICE ENHANCEMENT ACCOUNT.

17 (3) THE FEE UNDER SUBSECTION (A) (3) SHALL BE DEPOSITED
18 IN A RESTRICTED ACCOUNT ESTABLISHED IN THE GENERAL FUND.
19 MONEY IN THE RESTRICTED ACCOUNT IS APPROPRIATED TO THE OFFICE
20 OF ATTORNEY GENERAL ON A CONTINUING BASIS TO SUPPLEMENT
21 GENERAL GOVERNMENT OPERATIONS.

22 SECTION 12. THE ADDITION OF SECTION 2801-E OF THE ACT SHALL
23 APPLY RETROACTIVELY TO JUNE 30, 2017.

24 SECTION 13. REPEALS ARE AS FOLLOWS:

25 (1) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
26 PARAGRAPH (2) IS NECESSARY TO EFFECTUATE THE AMENDMENT OF
27 SECTION 609-A OF THE ACT.

28 (2) SECTION 804.1 OF THE ACT OF JUNE 29, 1953 (P.L.304,
29 NO.66), KNOWN AS THE VITAL STATISTICS LAW OF 1953, IS
30 REPEALED.

1 (3) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
2 PARAGRAPH (4) IS NECESSARY TO EFFECTUATE THE AMENDMENT OF
3 SECTION 613-A OF THE ACT.

4 (4) THE FOLLOWING PROVISIONS ARE REPEALED:

5 (I) SECTION 6(B), 8(C) AND 10 OF THE ACT OF MAY 27,
6 1937 (P.L.926, NO.249), REFERRED TO AS THE BEDDING AND
7 UPHOLSTERY LAW.

8 (II) SECTION 7(E) OF THE ACT OF DECEMBER 19, 1990
9 (P.L.805, NO.194), KNOWN AS THE ASBESTOS OCCUPATIONS
10 ACCREDITATION AND CERTIFICATION ACT.

11 (III) SECTION 6 OF THE ACT OF FEBRUARY 11, 1998
12 (P.L.58, NO.15), KNOWN AS THE COMBUSTIBLE AND FLAMMABLE
13 LIQUIDS ACT.

14 (IV) SECTION 5 OF THE ACT OF JUNE 19, 2002 (P.L.421,
15 NO.61), KNOWN AS THE PROPANE AND LIQUEFIED PETROLEUM GAS
16 ACT.

17 (5) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
18 PARAGRAPH (6) IS NECESSARY TO EFFECTUATE THE ADDITION OF
19 SECTION 1937-A(D) AND (E) OF THE ACT.

20 (6) SECTIONS 701(D) AND 706(D) OF THE ACT OF JULY 28,
21 1988 (P.L.556, NO.101), KNOWN AS THE MUNICIPAL WASTE
22 PLANNING, RECYCLING AND WASTE REDUCTION ACT, ARE REPEALED.

23 (7) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
24 PARAGRAPH (8) IS NECESSARY TO EFFECTUATE THE ADDITION OF
25 SECTION 2336 OF THE ACT.

26 (8) 23 PA.C.S. § 6344(H) IS REPEALED.

27 (9) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
28 PARAGRAPH (10) IS NECESSARY TO EFFECTUATE THE ADDITION OF
29 SECTION 2802-E OF THE ACT.

30 (10) 42 PA.C.S. § 3733.1(A)(1) AND (2) AND (C)(1) AND

1 (2) ARE REPEALED.

2 (11) ALL ACTS AND PARTS OF ACTS INsofar AS THEY ARE
3 INCONSISTENT WITH THE ACT ARE REPEALED.

4 SECTION 14. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

5 (1) THE FOLLOWING PROVISIONS OF THE ACT SHALL TAKE
6 EFFECT IN 60 DAYS:

7 (I) THE ADDITION OF ARTICLE XIX-B.

8 (II) THE ADDITION OF SECTION 2126.

9 (III) THE ADDITION OF ARTICLE XXIV-B.

10 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
11 IMMEDIATELY.