

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 255 Session of 2021

INTRODUCED BY GROVE, RYAN, PICKETT, KAUFFMAN, DUNBAR, KEEFER,
SAYLOR, ROWE, MENTZER, MOUL, GLEIM AND STAMBAUGH,
JANUARY 26, 2021

REFERRED TO COMMITTEE ON APPROPRIATIONS, JANUARY 26, 2021

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; providing for judicial administration; and
18 prescribing the manner in which the number and compensation
19 of the deputies and all other assistants and employes of
20 certain departments, boards and commissions shall be
21 determined," providing for COVID-19 emergency liquidity.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
25 as The Administrative Code of 1929, is amended by adding an
26 article to read:

27 ARTICLE XXVIII-I

1 COVID-19 EMERGENCY LIQUIDITY

2 Section 2801-I. Definitions.

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

6 "Anticipation note." Any of the following issued by the
7 Commonwealth:

8 (1) Tax anticipation note.

9 (2) Tax and revenue anticipation note.

10 (3) Bond anticipation note.

11 "Commonwealth agency." An agency or commission of the
12 executive branch under the policy direction or supervision of
13 the Governor.

14 "COVID-19 pandemic." The novel coronavirus as identified in
15 the proclamation of disaster emergency issued by the Governor on
16 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and
17 any renewal of the state of disaster emergency.

18 "Program." The Municipal Liquidity Facility Program
19 established by the United States Federal Reserve under the
20 Coronavirus Aid, Relief, and Economic Security Act (Public Law
21 116-136, 134 Stat 281).

22 "Restricted account." An account within the General Fund for
23 designated purposes or programs created by the General Assembly.
24 Section 2802-I. Transfer of certain special funds into the
25 General Fund.

26 (a) Transfers.--Money in the following special funds and
27 accounts within the State Treasury shall be transferred by the
28 State Treasurer into restricted accounts under the same name
29 within the General Fund:

30 (1) Agricultural Conservation Easement Purchase Fund.

- 1 (2) Conservation District Fund.
- 2 (3) Environmental Education Fund.
- 3 (4) Environmental Stewardship Fund.
- 4 (5) Hazardous Sites Cleanup Fund.
- 5 (6) Historical Preservation Fund.
- 6 (7) Industrial Sites Cleanup Fund.
- 7 (8) Multimodal Transportation Fund.
- 8 (9) Job Training Fund.
- 9 (10) Keystone Recreation, Park and Conservation Fund.
- 10 (11) Minority Business Development Fund.
- 11 (12) Property Tax Relief Fund.
- 12 (13) Recycling Fund.
- 13 (14) Small Business First Fund.
- 14 (15) Housing Affordability and Rehabilitation
- 15 Enhancement Fund.
- 16 (16) State Treasury Armory Fund.
- 17 (17) Substance Abuse Education and Demand Reduction
- 18 Fund.
- 19 (18) Assessments under section 712 of the act of March
- 20 20, 2002 (P.L.154, No.13), known as the Medical Care
- 21 Availability and Reduction of Error (Mcare) Act.
- 22 (19) Dog Law Restricted Account.
- 23 (20) Emergency Medical Services Operating Fund.
- 24 (21) The fund created under Chapter 7 of the act of
- 25 December 18, 1984 (P.L.1005, No.205), known as the Municipal
- 26 Pension Plan Funding Standard and Recovery Act.
- 27 (22) Highway Beautification Fund.
- 28 (23) Medical Marijuana Program Fund.
- 29 (24) Video Gaming Fund.
- 30 (25) 911 Fund.

- 1 (26) Unconventional Gas Well Fund.
- 2 (27) Education Assistance Program Fund.
- 3 (28) Tobacco Settlement Fund.
- 4 (29) Marcellus Legacy Fund.
- 5 (30) DNA Detection Fund.
- 6 (31) Coal Lands Improvement Fund.
- 7 (32) City Revitalization and Improvement Zone Fund.
- 8 (33) Surface Mining Conservation and Reclamation Fund.
- 9 (34) The State Stores Fund.
- 10 (35) State Gaming Fund.
- 11 (36) School Safety and Security Fund.
- 12 (37) State Racing Fund.
- 13 (38) State Lottery Fund.
- 14 (39) Pennsylvania Race Horse Development Restricted
- 15 Receipts Account.
- 16 (40) Pennsylvania Gaming, Economic Development and
- 17 Tourism Fund.
- 18 (41) Machinery and Equipment Loan Fund.
- 19 (42) Noncoal Surface Mining Conservation and Reclamation
- 20 Fund.
- 21 (43) Neighborhood Improvement Zone Fund.
- 22 (44) State Farm Products Show Fund.
- 23 (45) Fantasy Contest Fund.
- 24 (46) Ben Franklin Technology Development Authority Fund.
- 25 (b) Additional transfers.--The following shall apply:
- 26 (1) The portion of the tax collected by the Commonwealth
- 27 under Article II of the act of March 4, 1971 (P.L.6, No.2),
- 28 known as the Tax Reform Code of 1971, and transferred to the
- 29 Public Transportation Trust Fund established under 74 Pa.C.S.
- 30 § 1506 (relating to fund) shall be transferred by the State

1 Treasurer into a restricted account within the General Fund
2 under the same name as the fund.

3 (2) In order to transfer the portion of the money from
4 the Public Transportation Trust Fund under paragraph (1), the
5 Department of Revenue shall provide the State Treasurer with
6 the information of the amount to transfer from the tax
7 collected by the Commonwealth under Article II of the Tax
8 Reform Code of 1971 each month.

9 (c) Construction.--Nothing in this section shall be
10 construed to:

11 (1) Impact or prevent current disbursements from the
12 funds enumerated under this section by a Commonwealth agency
13 as provided by law.

14 (2) Impact or prevent disbursements contractually agreed
15 to by a Commonwealth agency under a program created through
16 the funds enumerated under this section.

17 (d) Reference.--A reference to a fund enumerated under this
18 section under prior law shall be deemed a reference to the
19 corresponding restricted account established by this section.

20 Section 2. This act shall take effect in 10 days.