

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 287 Session of 2019

INTRODUCED BY ARGALL, PHILLIPS-HILL, VOGEL AND STEFANO,
FEBRUARY 14, 2019

REFERRED TO STATE GOVERNMENT, FEBRUARY 14, 2019

AN ACT

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

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

27 Section 1. Section 2402(d) of the act of April 9, 1929
28 (P.L.177, No.175), known as The Administrative Code of 1929, is
29 amended and the section is amended by adding a subsection to

1 read:

2 Section 2402. Grounds, Buildings and Monuments in General.--
3 The Department of General Services shall have the power, and its
4 duty shall be:

5 * * *

6 (d) To contract in writing for and rent proper and adequate
7 offices, rooms, or other accommodations, outside of the Capitol
8 buildings, for any department, board, or commission, which
9 cannot be properly and adequately accommodated with offices,
10 rooms, and accommodations in the Capitol buildings; and, in all
11 cases in which the head of a department, for such department or
12 for a departmental administrative board or commission within
13 such department, or an independent administrative board or
14 commission, with the approval of the Executive Board, has
15 established or is about to establish a branch office in any city
16 or place outside of the capital city, with the approval of the
17 Board of Commissioners of Public Grounds and Buildings, to
18 contract in writing for and rent such offices, rooms, and other
19 accommodations, as shall be proper and adequate for such
20 department, board, or commission. The department shall rent such
21 garages or contract for such garage space as may be necessary
22 for the accommodation of State-owned automobiles, either in or
23 outside of the capital city, at such rentals or rates as it
24 shall deem reasonable. The department may also, if the General
25 Assembly shall have appropriated funds therefor, lease any lands
26 which may be necessary for use by any department, board, or
27 commission in the exercise of its powers or the performance of
28 its duties. It shall be unlawful for any other department,
29 board, commission, or agency of the State Government to enter
30 into any leases, but the Department of General Services shall

1 act only as agent in executing leases for departments, boards,
2 and commissions, the expenses of which are paid wholly or mainly
3 out of special funds, and, in such cases, the rentals shall be
4 paid out of such special funds. Any nonprofit corporation which
5 leases lands, offices or accommodations to the Commonwealth for
6 any department, board, commission or agency with a rental amount
7 in excess of one million five hundred thousand dollars
8 (\$1,500,000) per year shall be deemed an agency as defined by
9 [the act of July 3, 1986 (P.L.388, No.84), known as the
10 "Sunshine Act,"] 65 Pa.C.S. Ch. 7 (relating to open meetings)
11 and the act of [June 21, 1957 (P.L.390, No.212), referred to]
12 February 14, 2008 (P.L.6, No.3), known as the Right-To-Know Law,
13 and any such nonprofit corporation shall be subject to and
14 governed by the provisions of [the "Sunshine Act" and the Right-
15 To-Know Law] those laws.

16 * * *

17 (p) To sell through a competitive procedure authorized under
18 62 Pa.C.S. Pt. I (relating to Commonwealth Procurement Code),
19 the naming rights of State-owned buildings and facilities. The
20 proceeds of such sale shall be deposited into a restricted
21 account within the General Fund, the purpose of which shall be
22 to rehabilitate State-owned buildings and facilities. The
23 Department of General Services shall prepare and submit an
24 annual report to the chairpersons of the State Government
25 Committee of the Senate and the State Government Committee of
26 the House of Representatives. The report shall include detailed
27 information relating to the proceeds deposited into and payments
28 made from the restricted account during the previous year. The
29 sale of naming rights under this subsection does not apply to
30 the State Capitol Building and the public grounds and buildings

1 connected with the State Capitol, the Executive Mansion, the
2 Mansion of the Lieutenant Governor and the State System of
3 Higher Education.

4 Section 2. This act shall take effect in 60 days.