

No. 1990-43

AN ACT

SB 848

Amending the act of December 15, 1988 (P.L.1235, No.151), entitled "An act providing for the establishment of the Children's Trust Fund, for a governing board and for the powers and duties of the board; and prescribing the powers and duties of certain State agencies," providing for a surcharge on divorce complaints rather than divorce decrees; and authorizing the use of guidelines for grant criteria on an interim basis.

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

Section 1. Section 8 of the act of December 15, 1988 (P.L.1235, No.151), known as the Children's Trust Fund Act, is amended to read:

Section 8. Children's Trust Fund created[; powers and duties of the Department of Health].

There is hereby imposed a \$10 surcharge on all applications for marriage licenses and on all divorce [decrees] complaints. These surcharges shall be paid into a special nonlapsing Children's Trust Fund, which is established for the purposes described in this act. Funding for existing or ongoing services of State or local agencies shall not be replaced by the trust fund.

Section 2. (a) In order to carry out the provisions of section 5(3) of the act of December 15, 1988 (P.L.1235, No.151), known as the Children's Trust Fund Act, the Children's Trust Fund Board shall have the power and authority to promulgate, adopt, publish and use guidelines providing the criteria for the granting of trust fund money to eligible programs for a period of six months immediately following the effective date of this amendatory act.

(b) Guidelines proposed under the authority of this amendatory act shall be subject to review by the Attorney General in the manner provided for the review of proposed rules and regulations pursuant to the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, but shall not be subject to review pursuant to the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act.

Section 3. This act shall take effect immediately.

APPROVED—The 31st day of May, A. D. 1990.

ROBERT P. CASEY