

No. 1981-48

AN ACT

SB 425

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing for the fixing of fees charged by administrative agencies; further providing for public relations and budgets; further providing for the purchases of handicapped-made products and services; providing for the disposition and legislative review relating to Commonwealth surplus land and making repeals.

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

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

ARTICLE VI-A
COMMONWEALTH AGENCY FEES

Section 601-A. Definitions.—As used in this article:

"Agency" means any department, board or commission subject to the provisions of this act.

"Fee" means any money payable to the Commonwealth for goods, services, certifications, permits, inspection licenses or the filing of any legal paper, except for money paid for the purchase of surplus property.

Section 602-A. Department of Agriculture.—The Department of Agriculture is authorized to charge fees for the following purposes and in the following amounts:

- (1) Commercial feed:
 - (i) Annual registration of manufacturer..... \$25.00
 - (ii) Feed inspection fee determined on a per ton basis but under no circumstances less than \$1.00 per inspection..... .13
- (2) Domestic animal dealer and market license:
 - (i) Agent of a dealer..... 3.00
 - (ii) Dealer..... 10.00

(3) Commercial fertilizer inspection:	
(i) Fertilizer inspection fee determined on a per ton basis.....	.13
(4) Garbage feeders license.....	35.00
(5) Interstate milk shippers rating:	
(i) Milk supply consisting of:	
Less than 10 farms.....	100.00
11 to 50 farms.....	200.00
51 to 100 farms.....	300.00
101 to 300 farms.....	400.00
more than 300 farms.....	500.00
(ii) Milk plant processing daily:	
less than 20,000 lbs.....	100.00
20,000 to 200,000 lbs.....	150.00
more than 200,001 lbs.....	200.00
(iii) Manufacturers of single service containers.....	100.00
(6) Approved milk inspector:	
(i) Initial certificate.....	50.00
(ii) Renewal certificate.....	20.00
(7) Poultry technician license:	
(i) Initial license.....	10.00
(ii) Annual renewal of license.....	10.00
(8) Public weighmaster:	
(i) Initial license.....	30.00
(ii) Annual renewal of license.....	30.00
(iii) Annual remittance to city or county.....	5.00
(9) Solid fuel weighmaster:	
(i) Initial license.....	30.00
(ii) Annual renewal of license.....	30.00
(iii) Annual remittance to city or county.....	5.00
(10) Rendering plants:	
(i) Initial license.....	25.00
(ii) Annual renewal of license.....	25.00

Section 603-A. Department of Banking.—The Department of Banking is authorized to charge fees for the following purposes and in the following amounts:

(1) Consumer discount companies:	
(i) Initial license.....	\$250.00
(ii) Annual license renewal.....	250.00
(iii) Additional licenses for each business location.....	250.00
(2) Motor vehicle sales finance:	
(i) License for an installment seller of motor vehicles.....	50.00
(ii) License for a sales finance company.....	200.00
(iii) License for a collector-repossessor.....	200.00

Section 604-A. Department of Commerce.—The Department of Commerce is authorized to charge fees for the following purposes and in the following amounts:

Delaware River pilots' license..... \$50.00

Section 605-A. Department of Community Affairs.—The Department of Community Affairs is authorized to charge fees for the following purposes and in the following amounts:

(1) Land office fees:

- (i) Certified copy of a warrant..... \$5.00**
- (ii) Certified copy of a survey..... 5.00**
- (iii) Certified copy of a patent..... 5.00**
- (iv) Certified copy of a connected draft..... 10.00**
- (v) Certified photocopy of any document or record not covered by the fees prescribed herein..... 5.00**
- (vi) Issue warrant..... 100.00**
- (vii) Issue patent..... 150.00**
- (viii) Record search..... 5.00**
- (ix) Filing of caveat..... 5.00**

(2) Municipal indebtedness:

- (i) Filing fee for each filing..... 50.00**
In addition the filing shall be accompanied by an additional fee of 1/32 mill on each dollar of the aggregate principal amount of the debt relating to such filing.

Section 606-A. Department of Education.—The Department of Education is authorized to charge fees for the following purposes and in the following amounts:

(1) Private academic school fees:

- (i) Initial license..... \$200.00**
- (ii) License renewals..... 50.00**
- (iii) Certification of teachers and assistant teachers..... 15.00**
- (iv) Approval of education directors..... 15.00**

(2) Private business school fees:

- (i) Initial operating license..... 200.00**
- (ii) Initial approval of an out-of-state school soliciting in Pennsylvania..... 200.00**
- (iii) Annual license renewal..... 150.00**
- (iv) Annual renewal of out-of-state approval... 150.00**
- (v) Initial and annual license of agents in-State and out-of-state..... 15.00**

(3) Private correspondence school fees:

- (i) Initial license for the operation of schools in Pennsylvania..... 200.00**
- (ii) Initial approval for an out-of-state school soliciting in Pennsylvania..... 200.00**

(iii)	<i>Annual renewal of schools operating in Pennsylvania.....</i>	150.00
(iv)	<i>Annual renewal of approval of out-of-state school to solicit in Pennsylvania.....</i>	150.00
(v)	<i>Initial and annual fee for all agents employed by schools in-State and out-of-state.....</i>	15.00
(4)	<i>Private driver training school fees:</i>	
(i)	<i>Initial license.....</i>	100.00
(ii)	<i>License renewals.....</i>	100.00
(5)	<i>Private trade school fees:</i>	
(i)	<i>Initial operating license.....</i>	200.00
(ii)	<i>Initial approval of out-of-state schools soliciting in Pennsylvania.....</i>	200.00
(iii)	<i>Annual license renewal.....</i>	150.00
(iv)	<i>Annual renewal of out-of-state approval...</i>	150.00
(v)	<i>Initial and annual license of agents in-State and out-of-state.....</i>	15.00

Section 607-A. Department of Environmental Resources.—The Department of Environmental Resources is authorized to charge fees for the following purposes and in the following amounts:

(1)	<i>Eating and drinking places:</i>	
(i)	<i>New establishments</i>	
(A)	<i>New establishments that are owner operated with a seating capacity of less than 50.....</i>	\$ 30.00
(B)	<i>All other new establishments.....</i>	100.00
(ii)	<i>Renewal or change of ownership.....</i>	30.00
(iii)	<i>Duplicate license for each additional business location.....</i>	5.00
(iv)	<i>Temporary license.....</i>	1.00
(2)	<i>Certification of sewage and water treatment plant operators:</i>	
(i)	<i>Initial license.....</i>	20.00
(ii)	<i>Annual license renewal.....</i>	3.00
(3)	<i>Mines, anthracite:</i>	
(i)	<i>Examination fee for mine foreman, assistant mine foreman and mine examiner.....</i>	25.00
(ii)	<i>Certification fee for mine foreman, assistant mine foreman and mine examiner.....</i>	25.00
(iii)	<i>Duplicate certificate.....</i>	1.00
(iv)	<i>Miner's certificate.....</i>	5.00
(4)	<i>Mines, bituminous:</i>	
(i)	<i>Examination fee for mine foreman, assistant mine foreman and mine examiner.....</i>	25.00
(ii)	<i>Certification fee for mine foreman, assistant mine foreman and mine examiner.....</i>	25.00
(iii)	<i>Examination fee for mine electrician....</i>	15.00

- (iv) Certification fee for mine electrician..... 15.00
- (v) Miner's certificate..... 5.00
- (5) Water and related matters:
 - (i) Public water supply surface water allocation permit. Fee to be set by regulation of department to reimburse costs of administering the act of June 24, 1939 (P.L.842, No. 365)
 - (ii) Water sample bacteriological examination/per sample..... 10.00
(homeowner water bottle program)
 - (iii) Water well driller's license..... 60.00
 - (iv) Water well driller rig fee on a per rig basis. 20.00

Section 608-A. Harness Racing Commission.—*The Harness Racing Commission is authorized to charge fees for the following purposes and in the following amounts:*

- (1) Occupational and participation licenses..... Fee to be set by the commission - not to exceed a maximum of \$100.00

Section 609-A. Department of Health.—*The Department of Health is authorized to charge fees for the following purposes and in the following amounts:*

- (1) Permit for operation of clinical laboratory... \$100.00
- (2) Provisional approval issued to nursing homes:
 - (i) Provisional license:
 - (A) First provisional..... 100.00
Each approved nursing home bed. 2.00
 - (B) Second provisional..... 200.00
Each approved nursing home bed. 2.00
 - (C) Third provisional..... 300.00
Each approved nursing home bed. 2.00
 - (D) Fourth provisional..... 400.00
Each approved nursing home bed. 2.00
 - (3) Miniature certificate of birth..... 5.00
 - (4) Nursing homes:
 - (i) Regular license..... 100.00
Each inpatient bed..... 2.00
 - (ii) Renewal of regular license..... 100.00
Each inpatient bed..... 2.00

Section 610-A. Health Care Providers.—*The administrator of the act of October 15, 1975 (P.L.390, No.111), known as the "Health Care*

Services Malpractice Act,” is authorized to charge fees for the following purposes and in the following amounts:

- (1) *Medical malpractice arbitration annual fees.....* *Fee will be set by administrator based on the costs incurred in the arbitration process for each filing*

Section 611-A. Horse Racing Commission.—*The Horse Racing Commission is authorized to charge fees for the following purposes and in the following amounts:*

- (1) *Occupational and participation licenses.....* *To be set by the commission not to exceed a maximum fee of \$100.00*

Section 612-A. Insurance Department.—*The Insurance Department is authorized to charge fees for the following purposes and in the following amounts:*

- (1) *Insurance companies, associations or exchanges:*
 - (i) *Valuation of life insurance policies based on a per thousand dollar value of such insurance.....* *\$.01 with a minimum charge of \$10.00*
 - (ii) *Filing copy of charter of a domestic, foreign or alien company, association or exchange.....* *35.00*
 - (iii) *Filing annual statement or other statement of a domestic, foreign or alien company, association or exchange.....* *50.00*
 - (iv) *License fee for a domestic, foreign or alien company, association or exchange or any duplicate license.....* *15.00*
 - (v) *License for a rating organization.....* *25.00*
 - (vi) *Examination of a domestic, foreign and alien company.....* *Expense of examination*
 - (vii) *Filing and review of merger agreements of domestic, foreign and alien companies..* *200.00*
 - (viii) *Filing and review of conversion plan from mutual company to stock company.* *200.00*

(ix)	<i>Filing and review of conversion plan from stock company to mutual company.....</i>	<i>200.00</i>
(x)	<i>Filing and review of proposed exchange of shares of stock.....</i>	<i>300.00</i>
(xi)	<i>Filing and review of material in connection with a proposed acquisition or offer to acquire capital stock of a domestic insurance company or insurance holding company.....</i>	<i>300.00</i>
(xii)	<i>Filing and review of registration statement by an insurance member of an insurance holding company.....</i>	<i>200.00</i>
(xiii)	<i>For each amendment to such registration statement.....</i>	<i>50.00</i>
(xiv)	<i>Issuance of a certificate of compliance, deposit or surety.....</i>	<i>10.00</i>
(xv)	<i>Any other certificate issued by the department.....</i>	<i>10.00</i>
(xvi)	<i>Filing and review of qualifications of an insurer to issue variable annuities.....</i>	<i>100.00</i>
(xvii)	<i>Certification of each copy of any paper filed with department.....</i>	<i>10.00</i>
(xviii)	<i>Copy of any paper filed with department on a per/page basis.....</i>	<i>.25</i>
(2)	<i>Agents and brokers:</i>	
(i)	<i>Each listing for written examination of applicants for licenses as agents, brokers, public adjusters or public adjuster solicitors.....</i>	<i>10.00</i>
(ii)	<i>For license of an applicant qualified through prior examination.....</i>	<i>5.00</i>
(iii)	<i>For agent's license.....</i>	<i>10.00</i>
(iv)	<i>For annual renewal of agent's license or for a replacement or duplicate of such license.....</i>	<i>10.00</i>
(v)	<i>For each additional variable annuity power in an agent's license on a per annuity basis.....</i>	<i>5.00</i>
(vi)	<i>Individual insurance broker license.....</i>	<i>20.00</i>
(vii)	<i>Insurance broker license in the name of a corporation or copartnership.....</i>	<i>25.00</i>
(viii)	<i>For each broker's license issued in the name of qualified individual active members or officers of a copartnership or corporation on a per license basis.....</i>	<i>25.00</i>
(ix)	<i>For certification of an agent or broker license.....</i>	<i>10.00</i>
(x)	<i>Surplus line agent:</i>	
(A)	<i>Initial license.....</i>	<i>100.00</i>

	(B) Annual renewal.....	100.00
	(C) Annual certificate of eligibility...	10.00
	(D) Examination fee.....	10.00
(3)	Fraternal benefit societies:	
	(i) Filing copy of charter of a domestic, foreign or alien society, in addition to any fee for filing such charter with the Department of State.....	35.00
	(ii) The filing of an annual or other statement.	50.00
	(iii) License to society or certified copy or duplicate thereof.....	15.00
	(iv) Each listing for written examination of an applicant for license as an agent.....	10.00
	(v) Each applicant for such licenses for which an examination is not required.....	5.00
	(vi) Agent's license for each domestic or foreign society, for life or accident and health lines, or any combination thereof, regardless of the number of powers, excepting variable annuities, for which licensed.....	10.00
	(vii) Copy of any paper filed in the department.....	10.00
	department, per page.....	.25
	(viii) Any certificate required.....	10.00
	(ix) Making examinations.....	Expense of examination
	(x) Filing and reviewing agreements of merger of domestic, foreign and alien societies.....	200.00
	(xi) Filing and review of a plan of conversion from a fraternal benefit society to a mutual company and for filing each amendment to registration statement.....	200.00
	(xii) For issuing a certificate of compliance, deposit or surety or any other certificate required to be issued by the department...	10.00
	(xiii) Filing and review of qualification of a society to issue variable annuities.....	100.00
	(xiv) Certificate of an agent's license or for duplicate or replacement licenses.....	10.00
	(xv) Any other certificate issued by the division of agents.....	10.00
	(xvi) Each renewal of license as an individual agent.....	10.00
	(xvii) Each additional variable annuity power in such license.....	5.00

(4) License and annual renewal for manager or exclusive general agent for domestic insurance company.....	200.00
(5) Motor vehicle physical damage appraiser:	
(i) Initial license.....	20.00
(ii) Annual renewal.....	10.00
(6) Professional bondsman license:	
(i) Initial license.....	100.00
(ii) Annual renewal.....	50.00
(7) Public adjustors and solicitors for companies:	
(i) Public adjustor:	
(A) Initial license.....	100.00
(B) Annual renewal.....	100.00
(ii) Public adjustor solicitor:	
(A) Initial license.....	50.00
(B) Annual renewal.....	50.00
(8) Workmen's Compensation Security Fund assessment:	
(i) Stock company, mutual carrier and reciprocal exchange.....	1% of annual net written premiums

Section 613-A. Department of Labor and Industry.—The Department of Labor and Industry is authorized to charge fees for the following purposes and in the following amounts:

(1) Fees for boilers:	
(i) Certificate of operations:	
(A) Unfired pressure vessels by insurance inspectors, two-year fee.....	\$10.00
(B) Unfired pressure vessels by State inspectors.....	5.00
(C) All other boilers.....	5.00
(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 of heating surface or less.....	7.50
(B) Boilers over 50 square feet of heating surface and less than 4,000 square feet of heating surface.....	15.00
(C) Boilers over 4,000 square feet of heating surface or more and less than 10,000 square feet of heating surface..	20.00
(D) Boilers over 10,000 square feet of heating surface or more.....	25.00
(E) Miniature boilers.....	5.00

- (iii) *For the external inspection of power boilers, high pressure and high temperature water boilers, the fees shall be as follows:*
- | | |
|--|-------------|
| (A) <i>Boilers of 50 square feet of heating surface or less.....</i> | <i>5.00</i> |
| (B) <i>Boilers over 50 square feet of heating surface.....</i> | <i>7.00</i> |
| (C) <i>Not more than \$32 plus the annual certificate fee shall be collected for any and all inspection above of any boiler in any one year.</i> | |
- (iv) *For the internal or external inspection of low pressure boilers, the fees shall be as follows:*
- | | |
|---|--------------|
| (A) <i>Heating boilers without a manhole....</i> | <i>7.00</i> |
| (B) <i>Heating boilers with a manhole.....</i> | <i>12.00</i> |
| (C) <i>Hot water supply boilers.....</i> | <i>5.00</i> |
| (D) <i>Not more than \$24 plus the annual certificate fee shall be collected for any and all inspections as above of any low pressure boiler in any required inspection period.</i> | |
- (v) *For the internal or external inspection of pressure vessels, the fees shall be as follows:*
- | | |
|---|-------------|
| (A) <i>Each pressure vessel subject to inspection having a cross sectional area of 50 square feet or less.....</i> | <i>5.00</i> |
| (B) <i>Each additional 100 square feet of area in excess of 50 square feet.....</i> | <i>5.00</i> |
| (C) <i>Not more than \$50 shall be paid for each inspection on any one vessel.</i> | |
| (D) <i>A group of pressure vessels, such as the rolls of a paper machine for dryer operating as a single machine or unit, shall be considered one pressure vessel. Not more than \$50 plus annual certificate fee shall be collected for any and all inspections as above of any pressure vessel in any required inspection period, except in such cases where the vessel is moved.</i> | |
- (vi) *Approval of plans:*
- | | |
|---|--------------|
| (A) <i>Complete mechanical room drawings - boilers and other vessels.....</i> | <i>25.00</i> |
| (B) <i>High pressure boilers.....</i> | <i>10.00</i> |
| (C) <i>Low pressure boilers.....</i> | <i>10.00</i> |

(D) Liquefied petroleum plot plans.....	10.00
(vii) Boiler inspectors:	
(A) Inspector's examination fee.....	20.00
(B) Certificate of competency and commission fee.....	9.50
(C) New credential card fee (annual renewal).....	5.00
(viii) Hydrostatic test (witnessed).....	10.00
(2) Fees for elevators:	
(i) Inspector's examination fee.....	50.00
(ii) Commission fee and initial credential card	35.00
(iii) Renewal credential card fee.....	20.00
(iv) Elevator plans approval application:	
(A) Passenger elevator.....	80.00
(B) Freight elevator.....	80.00
(C) Dumbwaiters.....	80.00
(v) Renovation plans:	
(A) All elevators.....	50.00
(vi) Elevator and all other certificate renewals.	15.00
(vii) Elevator inspections:	
(A) Passenger per annum.....	140.00
(B) Freight per annum.....	70.00
(C) Dumbwaiters, ski lifts, hoists.....	35.00
(D) Building hoists.....	35.00
(3) Fees for liquefied petroleum gas:	
(i) Bulk plants 30,000 gallons or less.....	60.00
(ii) Bulk plants 30,001 - 90,000 gallons.....	90.00
(iii) Bulk plants 90,001 or more gallons.....	120.00
(iv) Industrial/utility users 2,001 - 30,000 gallons.....	30.00
(v) Industrial/utility users 30,001 - 180,000 gallons.....	60.00
(vi) Industrial/utility users 180,001 or more gallons.....	120.00
(vii) Dealers having less than 1,000 customers.	75.00
(viii) Dealers having 1,000 - 2,999 customers..	150.00
(ix) Dealers having 3,000 - 5,999 customers.....	225.00
(x) Dealers having 6,000 or more customers...	300.00
(4) Fees for building plans approval.....	actual cost incurred in examination

Section 614-A. Liquor Control Board.—The Pennsylvania Liquor Control Board is authorized to charge fees for the following purposes and in the following amounts:

(1) Applications for hotel, restaurant liquor licenses:	
(i) Application filing fee.....	\$ 30.00
(ii) Renewal filing fee.....	30.00

(iii)	<i>License fee:</i>	
	(A) <i>Municipalities, population less than 1,500.....</i>	225.00
	(B) <i>Municipalities, except townships, population 1,500 - 9,999.....</i>	275.00
	(C) <i>Municipalities, townships, population 1,500 - 11,999.....</i>	275.00
	(D) <i>Municipalities, except townships, population 10,000 - 49,999.....</i>	375.00
	(E) <i>Municipalities, townships, population 12,000 - 49,999.....</i>	375.00
	(F) <i>Municipalities, population 50,000 - 99,999.....</i>	475.00
	(G) <i>Municipalities, population 100,000 - 149,999.....</i>	575.00
	(H) <i>Municipalities, population 150,000 or more.....</i>	675.00
	(iv) <i>Transfer fee.....</i>	45.00
(2)	<i>Malt or brewed beverages:</i>	
	(i) <i>Application filing fee.....</i>	30.00
	(ii) <i>Renewal filing fee.....</i>	30.00
	(iii) <i>License fee:</i>	
	(A) <i>Municipalities, population less than 10,000.....</i>	175.00
	(B) <i>Municipalities, population 10,000 - 49,999.....</i>	225.00
	(C) <i>Municipalities, population 50,000 - 99,999.....</i>	275.00
	(D) <i>Municipalities, population 100,000 - 149,999.....</i>	325.00
	(E) <i>Municipalities, population 150,000 or more.....</i>	375.00
	(iv) <i>Transfer fee.....</i>	45.00
(3)	<i>Applications for clubs (except catering) liquor:</i>	
	(i) <i>Application filing fee.....</i>	30.00
	(ii) <i>Renewal filing fee.....</i>	30.00
	(iii) <i>License fee.....</i>	125.00
	(iv) <i>Transfer fee.....</i>	45.00
(4)	<i>Malt beverage:</i>	
	(i) <i>Application filing fee.....</i>	30.00
	(ii) <i>Renewal filing fee.....</i>	30.00
	(iii) <i>License fee.....</i>	100.00
	(iv) <i>Transfer fee.....</i>	45.00
(5)	<i>Registration of agents; distillery certificate broker:</i>	
	(i) <i>Application filing fee.....</i>	30.00
	(ii) <i>Renewal filing fee.....</i>	30.00
(6)	<i>Amusement permit liquor:</i>	

(i) Permit fee.....	1/5 annual liquor license fee, 40.00 minimum
(7) Amusement permit malt beverage:	
(i) Permit fee.....	1/5 annual liquor license fee, 40.00 minimum
(8) Bailee for hire:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee (prorated quarterly).....	125.00
(9) Bonded warehouse:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee (prorated quarterly).....	125.00
(10) Brewery license:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee (prorated quarterly).....	1,025.00
(iv) Transfer fee.....	45.00
(11) Distillery license:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee (prorated quarterly on volume).....	2,525.00
(12) Distillery certificate broker permit:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) Permit fee.....	125.00
(13) Distillery of historical significance:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee (prorated quarterly).....	2,525.00
(14) Importer's liquor license:	
(i) Application filing fee.....	30.00
(ii) Renewal filing fee.....	30.00
(iii) License fee.....	125.00
(iv) Transfer fee.....	45.00
(15) Importer's warehouse license:	
(i) Application filing fee, each warehouse.....	30.00
(ii) Renewal filing fee, each warehouse.....	30.00
(iii) License fee, each warehouse.....	30.00
(16) Limited winery:	
(i) Application filing fee.....	30.00

	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee (prorated quarterly)</i>	275.00
(17)	<i>Malt beverage distributor:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee</i>	425.00
	(iv) <i>Transfer fee</i>	45.00
(18)	<i>Malt beverage importing distributor:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee</i>	925.00
	(iv) <i>Transfer fee</i>	45.00
(19)	<i>Performing arts facility license:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee</i>	675.00
	(iv) <i>Transfer fee</i>	45.00
(20)	<i>Public service license liquor:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee, railroad cars, per car</i>	30.00
	(iv) <i>License fee, steamship or vessel, per vessel</i>	125.00
	(v) <i>License fee, per air carrier</i>	125.00
	(vi) <i>Transfer fee, railroad car, steamship or vessel or per air carrier</i>	45.00
(21)	<i>Public service license malt beverage:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee, railroad cars, per car</i>	20.00
	(iv) <i>License fee, steamship or vessel, per vessel</i>	75.00
	(v) <i>License fee, per air carrier</i>	25.00
	(vi) <i>Transfer fee, railroad cars, steamship or vessel or per air carrier</i>	45.00
(22)	<i>Sacramental wine license:</i>	
	(i) <i>Application filing fee</i>	30.00
	(ii) <i>Renewal filing fee</i>	30.00
	(iii) <i>License fee</i>	125.00
	(iv) <i>Transfer fee</i>	45.00
(23)	<i>Sales permit; reciprocal:</i>	
	(i) <i>Permit fee</i>	To be set by board not to exceed 5,000.00
(24)	<i>Special occasion permit:</i>	
	(i) <i>Permit fee, liquor or malt or brewed beverages, per day</i>	15.00
(25)	<i>Stadium restaurant liquor license:</i>	
	(i) <i>Application filing fee</i>	30.00

(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee</i>	675.00
(26) <i>Stadium and arena malt beverage license:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee</i>	125.00
(27) <i>Sunday sales liquor:</i>	
(i) <i>Permit fee</i>	200.00
(28) <i>Sunday sales malt beverage:</i>	
(i) <i>Permit fee</i>	200.00
(29) <i>Trade show and convention liquor license:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee</i>	675.00
(iv) <i>Transfer fee</i>	45.00
(30) <i>Transporter for hire; Class A:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee</i>	125.00
(31) <i>Transporter for hire; Class B:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee</i>	75.00
(32) <i>Vendor's permit:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>Permit fee</i>	125.00
(33) <i>Winery:</i>	
(i) <i>Application filing fee</i>	30.00
(ii) <i>Renewal filing fee</i>	30.00
(iii) <i>License fee (prorated quarterly)</i>	275.00
(34) <i>To be credited to the State Store Fund from each of the fees collected for hotel, restaurant and club liquor licenses and retail dispensers' licenses both malt and brewed beverages.....</i>	75.00

Section 615-A. Pennsylvania Securities Commission.—The Pennsylvania Securities Commission is authorized to charge fees for the following purposes and in the following amounts:

(1) <i>Filing fees for sales of securities:</i>	
(i) <i>Exemption filings under section 203(i) of the act of December 5, 1972 (P.L. 1280, No.284), known as the "Pennsylvania Securities Act of 1972," except as provided for in subparagraph (iv).....</i>	\$100.00
(ii) <i>Registration statement filings under section 205 of the "Pennsylvania Securities Act of 1972," except as provided in subparagraph (iv).....</i>	500.00

- (iii) *Registration statement filings under section 206 of the "Pennsylvania Securities Act of 1972".....* **350.00**

Plus 1/20 of 1% of the maximum aggregate offering price at which such securities are offered in this State, up to a maximum filing fee of 2,150.00
- (iv) *In the case of an offering of securities by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such terms are defined in the Investment Company Act of 1940, the filing fee shall be* **1/10 of 1% of the maximum aggregate offering price at which such securities are offered in this State**
- (v) *Exemption filings under section 203(o)(ii) of the "Pennsylvania Securities Act of 1972," shall be.....* **250.00**
- (vi) *When a registration statement is withdrawn before the effective date of a pre-effective stop order is entered under section 208 of the "Pennsylvania Securities Act of 1972," the amount that the commission shall retain from the filing fee shall be:*

 - (A) *Under section 205 of such act.....* **250.00**
 - (B) *Under section 206 of such act.....* **175.00**
- (2) **Registration and exemption:**

 - (i) *A registrant, applicant for registration, issuer or other person upon whom the commission has conducted an examination, audit, investigation or prosecution and who has been found guilty of a violation of the*

provisions of this act shall pay for all the costs incurred in the conduct of such examination, audit, investigation or prosecution. These costs shall include, but are not limited to, the salaries and other compensation paid to clerical, administrative, investigative and legal personnel, plus the actual amount of expenses reasonably incurred by such personnel or the commission in the conduct of such examination, audit, investigation or prosecution.

- (ii) *Filing an application for exemption from registration under section 202(g) of the "Pennsylvania Securities Act of 1972".....* **25.00**
- (iii) *Filing an application for exemption from registration for an offering of securities to be sold under section 203(d) of the "Pennsylvania Securities Act of 1972":*
 - (A) *Where the maximum aggregate offering price at which such securities are offered in this State is less than \$100,000.....* **25.00**
 - (B) *Where the maximum aggregate offering price at which such securities are offered in this State is greater than \$100,000 but less than \$1,000,000.....* **100.00**
 - (C) *Where the maximum aggregate offering price at which such securities are being offered in this State is greater than \$1,000,000.....* **400.00**
- (iv) *Filing an application for exemption from registration under section 203(n) of the "Pennsylvania Securities Act of 1972".....* **25.00**
- (v) *Filing an application for exemption from registration under section 203(p) of the "Pennsylvania Securities Act of 1972".....* **100.00**
- (vi) *The fee for filing with the commission any amendment to a registration under section 205, 206 or 304 of the "Pennsylvania Securities Act of 1972" unless a fee is otherwise required for such filing under this section.....* **10.00**
- (3) *Takeover Disclosure Law:*
 - (i) *For an offer valued at less than \$5,000,000* **1,500.00**
 - (ii) *For an offer valued at \$5,000,000 or more, but less than \$10,000,000.....* **2,000.00**

(iii)	<i>For an offer valued at \$10,000,000 or more, but less than \$25,000,000.....</i>	<i>3,000.00</i>
(iv)	<i>For an offer valued at \$25,000,000 or more.....</i>	<i>5,000.00</i>
(v)	<i>The fee for filing a notice under section 8(a) of the act of March 3, 1976 (P.L.42, No.19), known as the "Takeover Disclosure Law".....</i>	<i>100.00</i>
(vi)	<i>Any target company making any filing pursuant to section 6, of the "Takeover Disclosure Law," payable at the time of the initial filing.....</i>	<i>500.00</i>
(vii)	<i>A registrant, applicant for registration, issuer or other person upon whom the commission has conducted an examination, audit, investigation or prosecution and who has been found guilty of a violation of the provisions of this act shall pay for all the costs incurred in the conduct of such examination, audit, investigation or prosecution. These costs shall include, but are not limited to, the salaries and other compensation paid to clerical, administrative, investigative and legal personnel, plus the actual amount of expenses reasonably incurred by such personnel or the commission in the conduct of such examination, audit, investigation or prosecution</i>	
(viii)	<i>The fee for requesting an order issued by the commission under section 8(b) of the "Takeover Disclosure Law".....</i>	<i>100.00</i>

Section 616-A. Pennsylvania State Police.—The Pennsylvania State Police are authorized to charge fees for the following purposes and in the following amounts:

- (1) Accident Reports:**
 - (i) *Certified copy of record of investigation of a vehicle accident.....* **\$ 8.00**
- (2) Private security agent lethal weapon:**
 - (i) *Application.....* **45.00**
 - (ii) *Certification.....* **25.00**
 - (iii) *Renewal.....* **25.00**

Section 2. Section 613 of the act is amended by adding a clause to read:

Section 613. Submission of Budget to General Assembly.—As soon as possible after the organization of the General Assembly, but not later than the first full week in February of each year, except in the case where

a Governor has been elected for his first term of office and then no later than the first full week in March, the Governor shall submit to the General Assembly copies of agency budget requests and a State budget and program and financial plan embracing:

* * *

(4) The budget shall list as a single, separate line item for each administrative department, board, and commission the amount which the Governor recommends to be appropriated for the ensuing fiscal year for public relations. For the purposes of this clause, "public relations" shall include the preparation, presentation and distribution of advertising, publications, radio tapes, television films and tapes, and media releases. The separate line item shall include all compensation, including fringe benefits; all travel, meal, lodging, and similar expenses; the cost of purchasing new equipment and supplies; the cost of leasing offices and equipment; the cost of purchasing material, including newspapers, magazines, movies, films and tapes; the cost of using wire service equipment; and all other similar public relations expenditures.

Section 3. Clause (3) of section 1918-A of the act, added December 3, 1970 (P.L.834, No.275), is amended to read:

Section 1918-A. Water Supply.—The Department of Environmental Resources shall have the power and its duty shall be:

* * *

(3) To make a bacteriological examination and report of any sample of water sent by any person to the department's laboratory at Philadelphia or Pittsburgh. **[A fee of one dollar (\$1) shall be charged for the service rendered in making the examination and report.]**

Section 4. Section 2409.1 of the act, amended December 14, 1967 (P.L.723, No.333), is amended to read:

Section 2409.1. Handicapped-Made Products and Services.—

(a) Notwithstanding other provisions of this act, handicapped-made products and services shall be purchased by the Commonwealth in accordance with the provisions of this section.

(b) The Secretary of **[Property and Supplies] General Services** shall have the power, and it shall be his duty, to determine the fair market price on **[all brooms and mops and other suitable products manufactured by the handicapped and services rendered by the handicapped and] any product or service, the practice of which is not licensed under the laws of this Commonwealth, which handicapped persons can manufacture or perform and which has been** offered for sale to the Commonwealth or any of its agencies by any charitable nonprofit-making agency for the handicapped, incorporated under the laws of this Commonwealth, and manufacturing merchandise *within this Commonwealth* and providing services within this Commonwealth, and approved for such purpose by the Department of **[Property and Supplies] General Services**, to revise such prices from time to time, in accordance with changing market conditions, and to make such rules and regulations regarding specifications, time of delivery and other relevant matters as are necessary to

carry out the provisions of this section. At the request of the Secretary of **[Property and Supplies] General Services** and with the approval of the Secretary of Public Welfare, the Department of Public Welfare or other nonprofit-making agency shall facilitate the distribution of orders and services among agencies for the handicapped.

(c) Except as hereinafter provided, all **[brooms, mops and other suitable products and services,]** *products manufactured within this Commonwealth and services rendered within this Commonwealth by the handicapped*, hereafter procured by or for the Commonwealth or any of its agencies, shall be procured, in accordance with applicable specifications of the Department of **[Property and Supplies] General Services or other agencies of the Commonwealth**, from charitable nonprofit-making agencies for the handicapped, organized under the laws of this Commonwealth, and manufacturing such products *within this Commonwealth* and offering services within this Commonwealth, with the approval of the Department of **[Property and Supplies] General Services**, whenever such products and services are available at a price determined to be the fair market price for the product, products or services so manufactured or offered, as hereinbefore provided. *The Department of General Services shall annually discuss their needs for products and services, not on contract with any department or agency of the Commonwealth with the agency representing the handicapped.*

(d) In the event **[brooms, mops and other suitable products or services are]** *any product or service offered for sale by the handicapped* is available for procurement from any department or agency of the Commonwealth, and procurement therefrom is required by the provisions of any other section of this act or of any other law of this Commonwealth, procurement of such products shall be made in accordance with such other provisions of law.

(e) As used in this section:

“Blind individual” means an individual whose (1) central visual acuity does not exceed 20/200 in the better eye with correcting lenses, or (2) widest diameter of the visual field subtends an angle no greater than twenty degrees.

“Handicapped-made” means products made or services rendered by persons who are blind, mentally retarded or physically handicapped.

“Mentally retarded” means subaverage general intellectual functioning which originates during the developmental period and is associated with impairment of one or more of the following: (1) maturation, (2) learning or (3) social adjustment.

“Physically handicapped” means a person who is limited in most activities and functioning by virtue of a severe impairment or impairments of the various bodily systems which cannot be eliminated, modified or substantially reduced by the usual rehabilitation services and which preclude competitive employment.

Section 5. The act is amended by adding an article to read:

ARTICLE XXIV-A
DISPOSITION OF COMMONWEALTH SURPLUS LAND

Section 2401-A. Limited Definitions. *The following words and phrases when used in this article shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:*

“Agency.” *Any department, departmental administrative board or commission, independent board or commission, agency or other authority of this Commonwealth now existing or hereafter created, but shall not include any court, political subdivision, municipal or local authority.*

“Department.” *The Department of General Services.*

“Surplus property.” *Any buildings, land or other real estate owned by the Commonwealth that has been deemed surplus to the needs of the administering agency which last had use of the property and which has been turned over to the jurisdiction of the Department of General Services for final verification and declaration of its surplus status. The definition of and the designation of surplus property shall not apply to any lands designated as State parks or State forests or any lands acquired by the Pennsylvania Fish Commission or the Pennsylvania Game Commission.*

Section 2402-A. Annual Property Survey.—(a) *The department shall distribute to all agencies, not later than 30 days after the effective date of this article and not later than May 1 of each year thereafter, a request to compile information on all State-owned real property. The survey shall require the agency, for each parcel of real property, within its jurisdiction, to identify its location, size, current use, the presence of any buildings or other improvements, the condition of all buildings and improvements and other relevant property attribute data. The survey shall require the agency to identify any property currently surplus to the needs of the agency.*

(b) *Agencies shall send to the department, not later than 60 days after the effective date of this article and not later than July 1 of each year thereafter, completed annual property surveys. The department shall compile and consolidate the agency surveys and send a copy of the compilation to the Chairmen and Minority Chairmen of the House and Senate State Government Committees or their successor committees.*

(c) *For all real property identified as surplus by an agency, the department shall determine whether any other agencies have an appropriate use for the property. If it is desirable and appropriate to transfer to another agency property that has been deemed surplus by the administering agency currently using the property, the department shall prepare a plan for transfer of the property. Upon approval of the transfer plan by the General Counsel and the Secretary of Budget and Administration, use of the property shall be transferred to the agency that can make the best use of the property.*

Section 2403-A. Property Disposition Plan.—(a) *The department shall annually develop a plan for the orderly disposition of all real property deemed surplus by the agency currently in possession of the property, which property is not suitable for use by another agency.*

(b) *The plan shall consider the following factors in proposing the manner and schedule for property disposition:*

(1) *Whether the property should be leased, transferred in fee simple, or transferred with a restriction as to use, right of reversion, or other special deed provisions.*

(2) *Whether the land should be retained in agricultural use or as open space for recreation or conservation. A determination whether land should be preserved as open space or in agricultural use shall be made in consultation with the Department of Agriculture, the Department of Environmental Resources and the Department of Community Affairs.*

(3) *Likely cost savings and expenses to the Commonwealth arising from the proposed property disposition.*

(4) *The needs of local governments, charitable institutions, and local volunteer fire and rescue squads.*

(5) *The likely revenue to be generated by the sale of the property and the needs of the Commonwealth for those revenues.*

(c) *The plan for the disposition of surplus property shall, for each parcel, identify the proposed manner of disposition, when the property will be disposed of, likely revenues and costs, the assessed market value of the property, and the Commonwealth's acquisition cost for the property.*

(d) *Any Commonwealth lands acquired by condemnation which is later determined to be surplus land shall be disposed pursuant to and consistent with the provisions of section 2003(e) and the provisions of the act of June 22, 1964 (Sp.Sess., P.L.84, No.6), known as the "Eminent Domain Code."*

Section 2404-A. Legislative Oversight and Public Review.—

(a) *The property disposition plan shall be transmitted to the Chairmen and Minority Chairmen of the House and Senate State Government Committees or their successor committees not later than 90 days after the effective date of this article and not later than September 1 for each year thereafter. The House and Senate Committees shall conduct public hearings which may be joint hearings to review the plan and shall advise the department of any suggested modifications in the plan not later than 120 days after the effective date of this article and not later than October 1 for each year thereafter.*

(b) *The department shall publish its proposed property disposition plan in the Pennsylvania Bulletin not later than 90 days after the effective date of this article and not later than September 1 for each year thereafter and invite public comments on the plan during the following 30-day period. The proposed plan shall not require review by the Attorney General for form and legality prior to publication, but during the 30-day comment period the department shall request that the Attorney General*

review the plan for form and legality. The Attorney General shall communicate his evaluation of the plan, in writing, to the department and to the Chairmen and Minority Chairmen of the House and Senate State Government Committees or their successor committees.

(c) Whenever the department deems that there is significant public interest in the plan proposed for disposition of a parcel of real property, the department shall, in the vicinity of the site, hold public hearings on the proposed property disposition plan for the parcel.

(d) (1) Not later than 150 days following the effective date of this article and no later than October 15 of each year thereafter, the department shall transmit the plan to the Governor for his approval and the Governor shall transmit the plan to the Chief Clerk of the House of Representatives and the Secretary of the Senate for consideration by the General Assembly in the manner specified by the act of April 7, 1955 (P.L.23, No.8), known as the "Reorganization Act of 1955," except that either House of the General Assembly may reject a plan for the disposition of a specific parcel while approving the balance of the surplus property disposition plan.

(2) If no action is taken on the plan within 20 calendar days after submission of the plan to the General Assembly, any five members of the Senate or 25 members of the House may petition their respective presiding officer to schedule a vote on the plan. This vote shall be scheduled to occur within five calendar days of the presentation of the petition.

(3) If the General Assembly disapproves any plan in whole or in part, the department may submit to the Governor for transmittal to the General Assembly an amended plan designed to resolve the General Assembly's objections to the disapproved plan.

Section 2405-A. Conditions Upon Conveyances.—Any proposed disposition of property shall be subject to the following conditions and limitations:

(1) The department may sell real estate to an individual, an organization, a firm or corporation, a political subdivision of the Commonwealth, or to the Government of the United States or a branch or agency thereof.

(2) Following approval of the property disposition plan, information regarding the availability and sale of each parcel of surplus property shall be provided through the publication of legal notice in the Pennsylvania Bulletin and such State newspapers as the department shall direct.

(3) The remuneration for a conveyance of surplus property shall be based on fair consideration. Fair consideration requires either the payment of the current fair market value of the property or the demonstration of equivalent or greater return to the Commonwealth within five years due to the proposed use of the property by the entity receiving the conveyance.

(4) After appropriate public notice, the sale of declared surplus property by the department shall be open to public review and inspection. Acceptance of an offer shall be subject to a minimum price requirement as established by the department, which shall not be less than the fair market value. Prospective buyers shall submit sealed offers to purchase declared surplus property through the mail. Except as provided in clause (3), sale of the declared surplus property shall be to the highest bidder, provided that no offer may be accepted which is below the fair market value, established through independent appraisal.

(5) The disposition of property shall be made upon such terms and conditions of sale as the department may prescribe. The sale of such real estate may be in the form of a lump sum purchase, installment purchase or lease purchase and may include use restrictions and reverter clauses. The term and conditions of sale and the form of purchase shall reflect current market conditions, shall afford maximum protection of Commonwealth assets and shall prescribe procedures to be utilized in the event of default. In the case of the sale of authority properties, the sale of such property shall be in accordance to the applicable bond indentures.

Section 2406-A. Allocation of Sale Proceeds.—The proceeds of the sale of real estate under the provisions of section 2405-A shall be paid into the State Treasury, through the Department of Revenue and deposited in the Capital Facilities Redemption Fund, or if the land was acquired by moneys wholly or mainly out of a special fund, such proceeds shall be credited to the proper special fund, and all proceeds of the sale of authority properties shall be paid to the respective fiscal agent of the authority in accordance with the bond resolution. The costs and fees incurred by the Department of General Services, including but not limited to costs of title searches, notice, surveys and appraisals, shall be deducted from the purchase price and that amount shall be an executive authorized augmentation to the appropriation from which the costs and fees were paid by the department.

Section 2407-A. Construction of Article in Relation to Contrary Provisions of this Act.—Except for sections 1902-A and 2003 of this act, the provisions of this article shall be construed to prevail over any other provision of this act in the event of any inconsistency.

Section 2408-A. General Assembly Not Limited.—Nothing in this article shall be construed as limiting the power of the General Assembly to otherwise enact legislation providing for the conveyance of real property owned by the Commonwealth.

Section 6. (a) The following acts or parts of acts are repealed insofar as they establish a set fee for any activity inconsistent with the fees set forth in this act:

Section 26, act of March 29, 1803 (P.L.542, No.156), entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned."

Section 3, act of April 25, 1921 (P.L.276, No.136), entitled, as amended, "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; requiring persons, partnerships, associations, or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; providing for the filing of bonds by public adjusters and public adjuster solicitors, and for recovery thereon by parties in interest; and providing penalties."

Sections 211 and 651, act of May 17, 1921 (P.L.789, No.285), known as "The Insurance Department Act of one thousand nine hundred and twenty-one."

Section 8, act of April 27, 1927 (P.L.465, No.299), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists, except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts."

Sections 4.1, 5, 11 and 18.1, act of May 2, 1929 (P.L.1513, No.451), entitled, as amended, "An act regulating the construction, equipment, maintenance, operation and inspection of boilers and unfired pressure vessels; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act."

Sections 4, 5, 10 and 11, act of May 2, 1929 (P.L.1518, No.452), entitled, as reenacted and amended, "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act."

Section 3, act of June 22, 1931 (P.L.650, No.225), entitled "An act requiring persons, associations, partnerships, and corporations, and their agents, herein defined as dealers and brokers, engaging in the business of buying, receiving, selling, exchanging, negotiating, or soliciting

the sale, resale, exchange, or transfer of certain domestic animals, to be licensed by the Department of Agriculture; providing for the revocation of such licenses; imposing certain duties on such dealers and brokers, and their agents; conferring powers on said department; and providing penalties.”

Sections 1 and 6.1, act of July 2, 1935 (P.L.589, No.210), entitled, as amended, “An act to safeguard human health and life by providing for the issuance of permits to, and regulation of persons and entities selling milk and milk products; conferring powers, and imposing duties on the Secretary of Agriculture; and otherwise providing for the administration of the act; and imposing penalties.”

Subsection (1) of section 6, act of July 19, 1935 (P.L.1356, No.427), entitled, as amended, “An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Justice; and providing penalties.”

Section 6, act of April 8, 1937 (P.L.262, No.66), known as the “Consumer Discount Company Act.”

Sections 5 and 8, act of July 1, 1937 (P.L.2532, No.470), known as the “Workmen’s Compensation Security Fund Act.”

Section 11, act of June 24, 1939 (P.L.842, No.365), entitled “An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds, or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937.”

Section 7, act of May 2, 1945 (P.L.401, No.165), entitled, as amended, “An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties.”

Section 4, act of May 18, 1945 (P.L.796, No.317), entitled “An act relating to and regulating the business of the use and disposition of the bodies of dead animals; providing for the licensing of such business and the cancellation of such licenses; authorizing the Department of Agricul-

ture to promulgate rules and regulations therefor; and imposing certain duties upon said department; and providing penalties.”

Sections 2 and 4, act of May 23, 1945 (P.L.926, No.369), entitled “An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties.”

Section 9, act of June 25, 1947 (P.L.951, No.401), entitled, as amended, “An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the State Board of Private Academic Schools; and imposing penalties.”

Subsection A of section 7, act of June 28, 1947 (P.L.1110, No.476), known as the “Motor Vehicle Sales Finance Act.”

Subsection (a) of section 6, act of July 8, 1947 (P.L.1428, No.552), entitled “An act defining and providing for the licensing and regulation of private business schools and classes and agents thereof; conferring powers and imposing duties upon the State Board of Private Business Schools; and prescribing penalties.”

Sections 7 and 10, act of July 8, 1947 (P.L.1433, No.553), entitled, as amended, “An act defining and providing for the licensing of private correspondence schools and the registration of agents of such schools; providing for contractual liability; conferring powers and imposing duties on the State Board of Private Correspondence Schools; and prescribing penalties.”

Subsections (b) and (h) of section 207, subsection (j) of section 208, subsection (a) of section 403, subsections (a) and (b) of section 405, section 406, subsection (c) of section 408, subsections (b) and (e) of section 408.1, subsections (b) and (e) of section 408.2, subsections (b) and (e) of section 408.3, subsection (a) of section 408.4, subsection (b) of section 409, subsections (b) and (c) of section 410, subsection (b) of section 433.1, section 435, subsections (a), (b), (c), (d), (e), (f), (g) and (h) of section 439, subsection (a) of section 444, section 469, clause (5) of section 492, clause (8) of section 492, clause (10) of section 493, subsection (a) of section 504, sections 505.3, 508, 704, 707, 723 and subsection (a) of section 801, act of April 12, 1951 (P.L.90, No.21), known as the “Liquor Code.”

Section 4, act of September 26, 1951 (P.L.1539, No.389), known as “The Clinical Laboratory Act.”

Section 3.2, act of December 27, 1951 (P.L.1793, No.475), entitled “An act providing for the marking of liquefied petroleum gas containers and prohibiting the refilling or use of such containers without authorization by the owner thereof; authorizing the Department of Labor and Industry, after public hearing, to prescribe uniform regulations for safety in the design, construction, location, installation and operation of equipment for storing, handling, transporting by tank truck or tank

trailer and utilizing liquefied petroleum gases for fuel purposes and for the odorization of said gases used therewith; prohibiting the adoption by municipalities or other political subdivisions of ordinances or regulations in conflict with this act; providing for prosecutions for violations of this act by summary proceedings, and prescribing the penalty therefor."

Section 10, act of January 18, 1952 (1951 P.L.2128, No.605), entitled "An act defining and providing for the licensing and regulation of private driver education or training schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties."

Section 4, act of June 19, 1953 (P.L.279, No.55), entitled "An act to protect the public health as well as the livestock industry of the Commonwealth of Pennsylvania by regulating the business of collecting, transporting, cooking and feeding garbage to swine; providing for renegotiating contracts or parts of such contracts made with persons engaged in such business; providing for the licensing of such business and cancellation of such licensing; authorizing the Department of Agriculture to promulgate rules and regulations therefor; imposing certain duties upon said department; and providing penalties."

Section 4, act of April 6, 1956 (1955 P.L.1429, No.466), entitled "An act providing for and regulating the licensing of poultry technicians by the Secretary of Agriculture for the drawing of blood from poultry to be used in pullorum testing programs."

Section 5, act of May 29, 1956 (1955 P.L.1795, No.598), known as the "Pennsylvania Fertilizer, Soil Conditioner and Plant Growth Substance Law."

Subsections (b) and (d) of section 6 and section 13, act of May 29, 1956 (1955 P.L.1840, No.610), known as the "Water Well Drillers License Act."

Section 1, act of June 30, 1959 (P.L.492, No.117), entitled "An act fixing the fees to be charged by the Department of Community Affairs."

Subsection (a) of section 9, act of December 22, 1959 (P.L.1978, No.728), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations."

Section 7, act of April 28, 1961 (P.L.135, No.64), known as the "Public Weighmaster's Act."

Sections 207 and 213, act of July 17, 1961 (P.L.659, No.339), known as the "Pennsylvania Bituminous Coal Mine Act."

Subsection (a) of section 4 and section 6, act of September 1, 1965 (P.L.436, No.221), known as the "Pennsylvania Commercial Feed Law of 1966."

Sections 205 and 213, act of November 10, 1965 (P.L.721, No.346), known as the "Pennsylvania Anthracite Coal Mine Act."

Subsection (f) of section 8, act of January 24, 1966 (1965 P.L.1509, No.531), entitled "An act relating to, regulating, taxing, supervising and controlling the placing of insurance on risks located in the Commonwealth of Pennsylvania with insurers not licensed to transact insurance business in Pennsylvania, permitting licensed insurers to afford coverage which may be placed with unlicensed insurers, providing fees and penalties, and repealing certain existing laws."

Subsection (a) of section 11, act of December 11, 1967 (P.L.707, No.331), entitled "An act providing for and regulating thoroughbred horse racing with pari-mutuel wagering on the results thereof, creating the State Horse Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of thoroughbred horse racing plants; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations."

Section 12, act of November 18, 1968 (P.L.1052, No.322), known as the "Sewage Treatment Plant and Waterworks Operators' Certification Act."

Section 803, act of July 12, 1972 (P.L.781, No.185), known as the "Local Government Unit Debt Act."

Section 602, act of December 5, 1972 (P.L.1280, No.284), known as the "Pennsylvania Securities Act of 1972."

Subsection (e) of section 3, act of December 29, 1972 (P.L.1713, No.367), known as the "Motor Vehicle Physical Damage Appraiser Act."

Subsection (c) of section 6 and subsections (a) and (e) of section 7, act of October 10, 1974 (P.L.705, No.235), known as the "Lethal Weapons Training Act."

Section 304, act of October 15, 1975 (P.L.390, No.111), known as the "Health Care Services Malpractice Act."

Section 10, act of March 3, 1976 (P.L.42, No.19), known as the "Takeover Disclosure Law."

Section 602, act of July 29, 1977 (P.L.105, No.38), known as the "Fraternal Benefit Society Code."

Subsection (b) of section 807, act of July 19, 1979 (P.L.130, No.48), known as the "Health Care Facilities Act."

42 Pa.C.S. § 5743(a)(2) (relating to issuance of license).

75 Pa.C.S. § 1956(b) (relating to certified copies of records).

(b) All other acts or parts of acts inconsistent with this act are hereby repealed to the extent of the inconsistency.

Section 7. (a) Sections 1, 3, 5¹ and 6² of this act shall take effect immediately.

(b) Sections 2 and 4³ of this act shall take effect in 60 days.⁴

APPROVED—The 1st day of July, A. D. 1981.

DICK THORNBURGH

¹“2” in original.

²“4” in original.

³“Section 3” in original.

⁴“Section 8” in original.