**THE GENERAL ASSEMBLY OF PENNSYLVANIA**

# HOUSE BILL

No. 993　Session of 2021

INTRODUCED BY ROAE, BOBACK, HENNESSEY, HILL-EVANS, MOUL, KNOWLES, KEEFER, ZIMMERMAN, ROWE, WHEELAND, GILLEN AND RAPP, MARCH 23, 2021

AS REPORTED FROM COMMITTEE ON LABOR AND INDUSTRY, HOUSE OF REPRESENTATIVES, AS AMENDED, MAY 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," in Commonwealth agency fees, further providing
22　　for Department of Labor and Industry to collect fees.

23　　The General Assembly of the Commonwealth of Pennsylvania

24　hereby enacts as follows:

25　　Section 1.　Section 613-A of the act of April 9, 1929

26　(P.L.177, No.175), known as The Administrative Code of 1929, is

27　amended by adding a subsection to read:

1     Section 613-A.  Department of Labor and Industry to Collect

2  Fees.--* * *

3     (c.1)  The following apply:

4        (1)  The department shall waive the fees listed in this     **<--**

5  section for an applicant that is a school district. The

6  department shall provide a refund to an applicant that paid a

7  fee subject to this subsection after June 30, 2020.

8        (1)  THE DEPARTMENT SHALL WAIVE THE FEES LISTED IN THIS     **<--**

9  SECTION FOR AN APPLICANT THAT IS A SCHOOL ENTITY. THE

10  DEPARTMENT, UPON APPROVAL BY THE GOVERNOR, SHALL ISSUE A

11  REFUND TO AN APPLICANT THAT PAID A FEE SUBJECT TO THIS

12  SUBSECTION AFTER JUNE 30, 2020, AND REQUESTS A REFUND. A

13  REFUND REQUIRED UNDER THIS SUBSECTION SHALL NOT BE PAID FROM

14  THE APPROPRIATIONS TO THE DEPARTMENT FOR GENERAL GOVERNMENT

15  OPERATIONS OR FOR OCCUPATIONAL AND INDUSTRIAL SAFETY BUT

16  SHALL BE DEEMED A REFUND OF A CHARGE COLLECTED, BUT NOT

17  LEGALLY DUE, AND SHALL BE PAID OTHERWISE FROM THE GENERAL

18  FUND.

19        (2)  No later than September 1, 2021, and September 1 of

20  each year thereafter, the department shall submit a report to

21  the chair and minority chair of the Appropriations Committee

22  of the Senate, the chair and minority chair of the Labor and

23  Industry Committee of the Senate, the chair and minority

24  chair of the Appropriations Committee of the House of

25  Representatives and the chair and minority chair of the Labor

26  and Industry Committee of the House of Representatives. The

27  report shall include all of the following information:

28        (i)  The number of applicants that received a waiver

29     of the fees listed in this section during the fiscal year

30     which ended before June 30.

1              (ii)   The total amount of fees listed in this section

2         waived by the department during the fiscal year which

3         ended before June 30.

4         (3)   AS USED IN THIS SUBSECTION, THE TERM "SCHOOL ENTITY" <--

5    SHALL HAVE THE SAME MEANING AS PROVIDED IN SECTION 1101-A OF

6    THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE

7    "PUBLIC SCHOOL CODE OF 1949."

8    * * *

9    Section 2.  The addition of section 613-A(c.1) of the act

10   shall be retroactive to July 1, 2020.

11   Section 3.  This act shall take effect immediately.