
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1701 Session of
2011

INTRODUCED BY CUTLER, BRIGGS, CREIGHTON, FLECK, GRELL,
HENNESSEY, KORTZ, MILLER AND ROSS, JUNE 21, 2011

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS, JUNE 21, 2011

AN ACT

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~~employees 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 State Geospatial ~~Coordinating~~Coordinating Board~~Council~~.

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 a section to read:

Section 432.1. State Geospatial Coordinating

~~Council Board~~.--(a) The State Geospatial Coordinating ~~Council Board~~ shall be an advisory board within the Governor's Office with the same status under this act as that of advisory boards. The ~~council Board~~ is established to provide advice and recommendations to the Governor and the citizens of this Commonwealth on geospatial issues, providing for uniformity, data standards, coordination and the efficiency of geospatial policy and technology issues among Federal, State and local government agencies, academic institutions and the private sector.

(b) The State Geospatial Coordinating ~~Council Board~~ shall consist of the following members:

~~(1) Nine members designated by the Governor from among the citizens of this Commonwealth who shall include:~~

~~(i) One member shall be a representative of the judicial branch.~~

~~(ii) One member shall be a county commissioner at the time of appointment.~~

~~(iii) One member shall be a local elected official representing an urban or suburban Pennsylvania community.~~

~~(iv) One member shall be a local elected official representing a rural Pennsylvania community.~~

~~(v) One member shall be from an accredited institution of higher education in this Commonwealth.~~

~~(vi) One member shall be a member of the Pennsylvania Society of Land Surveyors.~~

~~(vii) One member shall be a member of the Pennsylvania Municipal Authorities Association.~~

~~(viii) Two members shall derive part of their livelihood from geospatial-related activities or otherwise be actively~~

~~involved in geospatial activities in the private sector.~~

~~1) The Secretary of Administration or a designee~~

~~2) The Secretary of Environmental Protection or a designee~~

~~3) The Secretary of Conservation and Natural Resources or a designee~~

~~4) The Director of the Pennsylvania Emergency Management Agency or successor agency or a designee~~

~~5) The Secretary of Transportation or a designee~~

~~6) The Secretary of General Services or a designee~~

~~7) The Chairman of the Public Utilities Commission or a designee~~

~~(82) One member designated by the President pro tempore of the Senate.~~

~~(93) One member designated by the Minority Leader of the Senate.~~

~~(104) One member designated by the Speaker of the House of Representatives.~~

~~(115) One member designated by the Minority Leader of the House of Representatives.~~

~~(6) One member designated by the Pennsylvania One Call System.~~

~~(7) One member designated by the Pennsylvania chapter of the Management Association for Private Photogrammetric Surveyors.~~

~~(8) One member designated by the County GIS Professional Association.~~

~~(9) One member designated by the Pennsylvania Mapping and Geographic Consortium.~~

~~(10) One member designated by the County Commissioners Association of Pennsylvania.~~

~~(11) One member designated by the County Planning Directors~~

~~Association of Pennsylvania.~~

The voting members of the ~~council-Board~~ shall include persons knowledgeable in the fields related to geographic information systems, such as geospatial technology, data development, architecture standards, data sharing, county government, local government, municipal planning and municipal authorities. The appointees shall serve at the pleasure of the appointing authority. ~~The members appointed by the Governor shall not hold any other office in the executive branch for which a salary is paid.~~

(c) The ~~council-Board~~ shall also include the following nonvoting ex officio members or their designees:

(1) Nine members designated by the Governor from among the citizens of the Commonwealth who shall include:

(i) One representative of the judicial branch

(ii) One county commissioner at the time of appointment

(iii) One local elected official representing an urban or suburban Pennsylvania Community

(iv) One local elected official representing a rural Pennsylvania Community

(v) One representative from an accredited institution of higher education in the Commonwealth

(vi) One member of the Pennsylvania Society of Land Surveyors

(vii) One member of the Pennsylvania Municipal Authorities Association

(vii) Two members who derive part of their livelihood from geo-spatial related activities or otherwise are actively involved in geospatial activities in the private sector.

(2) One member designated by the Pennsylvania One Call System.

(3) One member designated by the Pennsylvania chapter of the Management Association for Private Photogrammetric Surveyors.

(4) One member designated by the County GIS Professional Association.

(5) One member designated by the Pennsylvania Mapping and Geographic Consortium.

(6) One member designated by the County Commissioners Association of Pennsylvania.

(7) One member designated by the County Planning Directors Association of Pennsylvania.

~~(1) The Secretary of Administration.~~

~~(2) The Secretary of Environmental Protection.~~

~~(3) The Secretary of Conservation and Natural Resources.~~

~~(4) The Director of the Pennsylvania Emergency Management Agency or a successor agency.~~

~~(5) The Secretary of Transportation.~~

(68) The Commonwealth's representative from the United States Geological Survey.

(79) The executive director of Pennsylvania Spatial Data Access.

(d) The terms of office of those members appointed by the Governor shall be for four years and until their successors are appointed and have qualified. In case of a vacancy, the Governor shall make an appointment for the unexpired portion of the term. An organizational designee shall serve a term of three years. In the case of a vacancy, the appropriate organization shall provide a designee for the unexpired portion of the term.

(e) The Governor shall designate the chairperson and vice-chairperson of the ~~council~~ Board from among the ~~voting~~ members of the ~~council~~ Board, other than the ex officio and legislative

members. The ~~eouncil-Board~~ shall meet not less than four times yearly. Additional meetings shall be at the discretion of the chairperson. ~~Eleven-Seven~~ members of the ~~eouncil-Board~~ shall constitute a quorum.

(f) The members of the ~~eouncil-Board~~ shall serve without compensation but shall be entitled to receive travel and other reasonable expenses incurred in the discharge of their duties.

~~The council may, with the approval of the Governor, appoint and fix the compensation of an executive director who shall be technically qualified for the duties of the office and who shall act as secretary of the council and conduct the work of the council under its supervision.~~

(g) The ~~eouncil-Board~~ shall have the power to employ and fix the compensation of such experts, stenographers and assistants as may be deemed necessary to carry out the work ~~on-of~~ the ~~eouncilBoard~~, but due diligence shall be exercised by the council to enlist such voluntary assistance as may be available from citizens, research organizations and other agencies in this Commonwealth or elsewhere, generally recognized as qualified to aid the ~~eouncilBoard~~.

(h) The ~~eouncil-Board~~ shall have the following powers and duties:

~~(1) Recommend data development priorities and interoperability standards for data sharing across agencies and different units of government across this Commonwealth.~~

~~(2) Monitor national and State trends, identify issues of potential interest and concern to the Commonwealth and prepare for the Governor and the General Assembly on an annual basis, or more often if necessary, reports detailing the findings of the council.~~

~~(3) Develop strategic plans and programs to promote and enhance the development and deployment of geographic information systems and geospatial technology investments in this Commonwealth and make such recommendations to the Governor as the council deems proper and advisable.~~

~~(4) Develop task forces by issue to formulate recommended positions or actions. The task force membership may be comprised of council members or designees appointed by the council. The council shall consider any task force recommendations at its next meeting.~~

~~(5) Gather information and input from Federal, State and local government officials, private business and citizens in this Commonwealth as part of the process of developing strategic plans and programs.~~

~~(i) The Pennsylvania Mapping and Geospatial Technologies Fund is established in the State Treasury.~~

~~(1) Define and prioritize government opportunities where maps and spatial analysis activities could enhance the business of government and provide more cost effective services to citizens.~~

~~(2) Create action items the mapping community should undertake in order to support government business, such as public safety and the protection of citizens.~~

~~(3) Identify mapping related issues of potential interest and concern to government business and prepare reports containing recommendations for overcoming the issues.~~

~~(i) Board members are public officials subject to 65 Pa.C.S Ch. 11 (relating to ethics standards and financial disclosure).~~

~~(j)~~

(1) Moneys from the fund shall be used for administrative and personnel costs of the ~~council~~Board and its staff as expressed in the general and discretionary powers of the ~~council~~Board.

~~(2) The fund shall consist of public and private grants, donations, State appropriations and contributions from members of the council and from foundations, and other private and governmental entities.~~

~~(3) The fund shall receive and accept grants, appropriations aid or contributions, from any source, of money, property or labor or other things of value to be held, used and applied to carry out the purposes of this act, subject to the conditions upon which grants and contributions may be made under section 513, including, but not limited to, gifts or grants from any department or agency of the United States or the Commonwealth.~~

(2) Moneys deposited into the fund may consist of federal and State appropriations and contributions from other governmental entities.

(34) The State Treasurer shall invest the moneys in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(45) Money remaining in the fund at the end of each fiscal year shall remain in the fund and shall not lapse to the General Fund.

(k) Commonwealth agencies may provide assistance to the board upon request of the chairperson when the Commonwealth resources allow for it.

(l) This section shall expire December 31, 2019.

~~(j) The Office of Administration shall provide assistance to~~

~~the council as requested by the chairperson of the council.~~

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