

No. 1986-153

AN ACT

SB 776

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," further providing for the powers and duties of the Department of Public Welfare; providing for the transfer of control of the Eastern Pennsylvania Psychiatric Institute to The Medical College of Pennsylvania; further providing for compensation to nonresident victims; and providing for the continuation of the Crime Victim's Compensation Board.

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 477.1a. Expiration.—The board, together with its statutory functions, shall terminate on the thirty-first day of December 1991, unless reestablished or continued as provided by law. The evaluation and review, termination, reestablishment or continuation of the board shall be conducted under the act of December 22, 1981 (P.L.508, No.142), known as the "Sunset Act."

Section 2. Section 477.3(c) of the act, amended June 30, 1984 (P.L.458, No.96), is amended to read:

Section 477.3. Persons Eligible for Compensation.— * **

(c) A person who is not a resident of Pennsylvania at the time of occurrence of the crime upon which the claim is based, shall be eligible for compensation only if the law of the state of which he is a resident at the time of occurrence of the crime upon which the claim is based provides for compensation to Pennsylvania residents who are victims of crime in such state *or enacts such legislation within the same fiscal year of this Commonwealth in which the injury occurred.*

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Section 3. The act is amended by adding sections to read:

Section 2313.4. Operation of Eastern Pennsylvania Psychiatric Institute.—The Department of Public Welfare is hereby authorized to relinquish

the entire government, management, operation and control of the Eastern Pennsylvania Psychiatric Institute to The Medical College of Pennsylvania upon the effective date of a lease entered pursuant to section 2418.

(1) Upon the execution of the lease permitted pursuant to section 2418, the Eastern Pennsylvania Psychiatric Institute shall be operated under the management of the Board of Corporators of The Medical College of Pennsylvania, which shall be responsible for the management and operation of the institute.

(2) The Medical College of Pennsylvania shall conduct research into the causes, prevention, treatment and cure of mental, neurological and related disorders and shall provide consultation, education, training and treatment at the Eastern Pennsylvania Psychiatric Institute responsive to the mental health needs of the public. Provision of these services and the conduct of research shall be limited only by funds available for these purposes. In addition to requesting appropriations from the General Assembly to fund these functions, the Board of Corporators of The Medical College of Pennsylvania shall make good faith efforts to obtain funding from third party sources.

(3) The Medical College of Pennsylvania shall utilize all space in the buildings known as the Eastern Pennsylvania Psychiatric Institute consistent with the functions described in this section. If The Medical College of Pennsylvania uses space in the Eastern Pennsylvania Psychiatric Institute for functions other than those described, it shall provide the Department of Public Welfare with written documentation that an equivalent amount of space is used in other facilities of The Medical College of Pennsylvania for those functions.

(4) The Medical College of Pennsylvania may construct buildings on vacant land of the leased premises if the buildings are consistent with the academic health mission of The Medical College of Pennsylvania.

Section 2418. Lease of Eastern Pennsylvania Psychiatric Institute.—The Department of General Services, with the approval of the Governor and the Department of Public Welfare, is authorized to lease or sublease, for the rental of one dollar (\$1) per annum, all of the land and buildings in the city and county of Philadelphia known as the Eastern Pennsylvania Psychiatric Institute, and all improvements, fixtures, equipment and furnishings located there, to The Medical College of Pennsylvania upon such terms and conditions as The Medical College of Pennsylvania and the Department of Public Welfare shall agree. The provisions of section 2402(i) shall not apply to a lease entered into pursuant to this section.

Section 4. As much of the last sentence of section 9 of the act of June 30, 1984 (P.L.458, No.96), entitled "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 Gov-

error 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,' changing provisions relating to crime victim's compensation; reestablishing and continuing the Crime Victim's Compensation Board; further providing for the Crime Victim's Compensation Fund; changing provisions relating to the rights of victims of crime; making an editorial change; and making an appropriation," as reads, "and continued until December 31, 1986," is repealed.

Section 5. Section 2 (Section 477.3(c)) shall be retroactive to July 1, 1985.

Section 6. This act shall take effect immediately.

APPROVED—The 11th day of December, A. D. 1986.

DICK THORNBURGH