
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1937

Session of
1985

INTRODUCED BY E. Z. TAYLOR, COWELL, WASS, NOYE, BURD, COLE,
FARGO, TRUMAN, HALUSKA, HERSHEY, DISTLER, FLICK, LINTON,
FATTAH, ARTY, COY AND STEIGHNER, NOVEMBER 26, 1985

AS AMENDED ON THIRD CONSIDERATION, IN SENATE,
NOVEMBER 20, 1986

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," PROVIDING FOR THE IMPOSITION OF TAXES <—
6 ON EARNED INCOME BY SCHOOL DISTRICTS WHICH ELIMINATE CERTAIN
7 OTHER TAXES; PROVIDING FOR THE IMPOSITION OF TAXES ON EARNED
8 INCOME BY SCHOOL DISTRICTS WHICH ELIMINATE REAL PROPERTY
9 TAXES; authorizing the State System of Higher Education to
10 enter into contracts for the repair of MAINTENANCE PROJECTS <—
11 TO REPAIR buildings and other facilities; INCREASING <—
12 REIMBURSEMENT FOR SCHOOL BUILDING CONSTRUCTION; AND MAKING
13 EDITORIAL CHANGES.

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

16 ~~Section 1. The act of March 10, 1949 (P.L.30, No.14), known <—~~
17 ~~as the Public School Code of 1949, is amended by adding a~~
18 ~~section to read:~~

19 ~~Section 2003 A.1. Contracts for Building Repairs. (a) The~~
20 ~~State System of Higher Education is hereby authorized to enter~~
21 ~~into contracts necessary for the repair of buildings and other~~

1 ~~facilities to the extent that each contract does not exceed two~~
2 ~~hundred fifty thousand dollars (\$250,000). This limit shall be~~
3 ~~altered annually in accordance with the Composite Construction~~
4 ~~Cost Index established by the Federal Department of Commerce.~~
5 ~~Prior to execution, a contract which exceeds twenty five~~
6 ~~thousand dollars (\$25,000) shall be presented to the Department~~
7 ~~of General Services for thirty (30) days for review and comment~~
8 ~~with respect to architectural and engineering considerations and~~
9 ~~other matters as the Department of General Services deems~~
10 ~~appropriate. Upon the request of the State System of Higher~~
11 ~~Education, the Department of General Services shall execute and~~
12 ~~administer, without charge, contracts for repair projects.~~

13 ~~(b) Contracts for the repair of buildings and other~~
14 ~~facilities undertaken solely with private contributions shall be~~
15 ~~exempt from the provisions of subsection (a) unless the project~~
16 ~~includes major architectural and engineering changes. If such~~
17 ~~changes are proposed, the contract shall be presented to the~~
18 ~~Department of General Services for thirty (30) days for review~~
19 ~~and comment with respect to these considerations, as well as~~
20 ~~other matters the Department of General Services deems~~
21 ~~appropriate.~~

22 ~~Section 2. This act shall take effect July 1, 1986.~~

23 SECTION 1. THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN <—
24 AS THE PUBLIC SCHOOL CODE OF 1949, IS AMENDED BY ADDING SECTIONS
25 TO READ:

26 SECTION 680.1. SCHOOL DISTRICT OPTION.--(A) ANY SCHOOL
27 DISTRICT SUBJECT TO THE PROVISIONS OF THE ACT OF DECEMBER 31,
28 1965 (P.L.1257, NO.511), KNOWN AS "THE LOCAL TAX ENABLING ACT,"
29 WHICH HAS LEVIED ANY OCCUPATION TAX USING A MILLAGE OR
30 PERCENTAGE AS A BASE DURING THE 1986-1987 FISCAL YEAR, AFTER THE

1 WILL OF THE ELECTORS OF THE SCHOOL DISTRICT IS DETERMINED IN THE
2 AFFIRMATIVE BY REFERENDUM, SHALL REPEAL ANY SUCH OCCUPATION TAX
3 AND MAY IN LIEU THEREOF LEVY, ASSESS AND COLLECT AN ADDITIONAL
4 TAX ON WAGES, SALARIES, COMMISSIONS AND OTHER EARNED INCOME OF
5 INDIVIDUALS AT A RATE NOT TO EXCEED ONE AND ONE-HALF PER CENTUM.
6 SUCH TAX ON EARNED INCOME SHALL BE IN ADDITION TO ANY OTHER TAX
7 ON EARNED INCOME AUTHORIZED BY ANY OTHER ACT. THE LEVY,
8 ASSESSMENT AND COLLECTION OF SUCH ADDITIONAL TAX ON EARNED
9 INCOME SHALL BE DONE IN ACCORDANCE WITH THE PROVISIONS OF "THE
10 LOCAL TAX ENABLING ACT" WHICH ARE INCORPORATED HEREIN BY
11 REFERENCE. ANY SCHOOL DISTRICT WHICH LEVIES SUCH ADDITIONAL TAX
12 ON EARNED INCOME SHALL PERMANENTLY LOSE THE AUTHORITY TO LEVY
13 AND COLLECT ANY OCCUPATION TAX USING A MILLAGE OR PERCENTAGE AS
14 A BASE. REVENUES DERIVED FROM THE TAX AUTHORIZED BY THIS SECTION
15 SHALL BE FOR THE SOLE USE OF THE SCHOOL DISTRICT.

16 (B) WHENEVER ELECTORS EQUAL TO AT LEAST FIVE PER CENTUM OF
17 THE HIGHEST VOTE CAST FOR ANY SCHOOL DIRECTOR AT THE LAST
18 PRECEDING MUNICIPAL ELECTION IN ANY SCHOOL DISTRICT DESCRIBED IN
19 SUBSECTION (A), OR THE SCHOOL BOARD OF ANY SUCH DISTRICT, FILES
20 A PETITION WITH THE COUNTY BOARD OF ELECTIONS OF THE COUNTY FOR
21 A REFERENDUM ON THE QUESTION OF THE WILL OF THE ELECTORS WITH
22 RESPECT TO THE LEVY, ASSESSMENT AND COLLECTION FOR THE SOLE USE
23 OF THE SCHOOL DISTRICT, OF AN ADDITIONAL TAX UPON EARNED INCOME
24 AT A RATE NOT TO EXCEED ONE AND ONE-HALF PER CENTUM, IN LIEU OF
25 AN OCCUPATION TAX USING A MILLAGE OR PERCENTAGE AS A BASE, BUT
26 NOT OFTENER THAN ONCE EVERY FIVE YEARS, THE COUNTY BOARD OF
27 ELECTIONS SHALL CAUSE THE QUESTION TO BE PLACED ON THE BALLOT
28 AND SUBMITTED AT THE NEXT MUNICIPAL PRIMARY ELECTION MORE THAN
29 SIXTY (60) DAYS AFTER THE PETITION IS FILED. THESE PROCEEDINGS
30 SHALL BE IN THE SAME MANNER AND SUBJECT TO THE PROVISIONS OF THE

1 ELECTION LAWS INsofar AS SUCH PROVISIONS ARE APPLICABLE.

2 (C) THE QUESTION SHALL BE IN THE FOLLOWING FORM:

3 DO YOU FAVOR THE IMPOSITION OF AN ADDITIONAL SCHOOL TAX
4 UPON EARNED INCOME, NOT TO EXCEED ONE AND ONE-HALF PER
5 CENTUM, IN LIEU OF AN OCCUPATION TAX USING A MILLAGE OR
6 PERCENTAGE AS A BASE?

7 (D) IF A MAJORITY OF THE VOTING ELECTORS VOTE "YES," THEN
8 THE SCHOOL DISTRICT MAY LEVY THE TAX AUTHORIZED BY SUBSECTION
9 (A).

10 (E) IN THE FIRST FISCAL YEAR THE ADDITIONAL TAX AUTHORIZED
11 BY THIS SECTION IS COLLECTED, THE YIELD FROM SAID ADDITIONAL TAX
12 SHALL NOT BE GREATER THAN ONE HUNDRED FIVE PER CENTUM OF THE
13 AMOUNT COLLECTED THE PREVIOUS FISCAL YEAR FROM THE OCCUPATION
14 TAX WHICH IS REPEALED IN ACCORDANCE WITH THE PROVISIONS OF THIS
15 SECTION.

16 SECTION 680.2. SCHOOL DISTRICT OPTION.--(A) ANY SCHOOL
17 DISTRICT SUBJECT TO THE PROVISIONS OF THE ACT OF DECEMBER 31,
18 1965 (P.L.1257, NO.511), KNOWN AS "THE LOCAL TAX ENABLING ACT,"
19 WHICH HAS LEVIED ANY REAL PROPERTY TAX UNDER THIS ACT DURING THE
20 1986-1987 FISCAL YEAR, AFTER THE WILL OF THE ELECTORS OF THE
21 SCHOOL DISTRICT IS DETERMINED IN THE AFFIRMATIVE BY REFERENDUM,
22 SHALL REPEAL ANY SUCH REAL PROPERTY TAX AND MAY IN LIEU THEREOF
23 LEVY, ASSESS AND COLLECT AN ADDITIONAL TAX ON WAGES, SALARIES,
24 COMMISSIONS AND OTHER EARNED INCOME OF INDIVIDUALS. SUCH TAX ON
25 EARNED INCOME SHALL BE IN ADDITION TO ANY OTHER TAX ON EARNED
26 INCOME AUTHORIZED BY ANY OTHER ACT. THE LEVY, ASSESSMENT AND
27 COLLECTION OF SUCH ADDITIONAL TAX ON EARNED INCOME SHALL BE DONE
28 IN ACCORDANCE WITH THE PROVISIONS OF "THE LOCAL TAX ENABLING
29 ACT" WHICH ARE INCORPORATED HEREIN BY REFERENCE. REVENUES
30 DERIVED FROM THE TAX AUTHORIZED BY THIS SECTION SHALL BE FOR THE

1 SOLE USE OF THE SCHOOL DISTRICT.

2 (B) WHENEVER ELECTORS EQUAL TO AT LEAST FIVE PER CENTUM OF
3 THE HIGHEST VOTE CAST FOR ANY SCHOOL DIRECTOR AT THE LAST
4 PRECEDING MUNICIPAL ELECTION IN ANY SCHOOL DISTRICT DESCRIBED IN
5 SUBSECTION (A), OR THE SCHOOL BOARD OF ANY SUCH DISTRICT, FILES
6 A PETITION WITH THE COUNTY BOARD OF ELECTIONS OF THE COUNTY FOR
7 A REFERENDUM ON THE QUESTION OF THE WILL OF THE ELECTORS WITH
8 RESPECT TO THE LEVY, ASSESSMENT AND COLLECTION FOR THE SOLE USE
9 OF THE SCHOOL DISTRICT, OF AN ADDITIONAL TAX UPON EARNED INCOME
10 IN LIEU OF A REAL PROPERTY TAX, BUT NOT OFTENER THAN ONCE EVERY
11 FIVE YEARS, THE COUNTY BOARD OF ELECTIONS SHALL CAUSE THE
12 QUESTION TO BE PLACED ON THE BALLOT AND SUBMITTED AT THE NEXT
13 MUNICIPAL PRIMARY ELECTION MORE THAN SIXTY (60) DAYS AFTER THE
14 PETITION IS FILED. THESE PROCEEDINGS SHALL BE IN THE SAME MANNER
15 AND SUBJECT TO THE PROVISIONS OF THE ELECTION LAWS INSOFAR AS
16 SUCH PROVISIONS ARE APPLICABLE.

17 (C) THE QUESTION SHALL BE IN THE FOLLOWING FORM:

18 DO YOU FAVOR THE IMPOSITION OF AN ADDITIONAL SCHOOL TAX
19 UPON EARNED INCOME, IN LIEU OF A REAL PROPERTY TAX?

20 (D) IF A MAJORITY OF THE VOTING ELECTORS VOTE "YES," THEN
21 THE SCHOOL DISTRICT MAY LEVY THE TAX AUTHORIZED BY SUBSECTION
22 (A).

23 SECTION 4 2. SECTION 2001-A OF THE ACT OF MARCH 10, 1949 <—
24 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, IS
25 AMENDED BY ADDING A CLAUSE TO READ:

26 SECTION 2001-A. DEFINITIONS.--THE FOLLOWING WORDS AND
27 PHRASES WHEN USED IN THIS ARTICLE SHALL, FOR THE PURPOSE OF THIS
28 ARTICLE, HAVE THE FOLLOWING MEANINGS, RESPECTIVELY, EXCEPT IN
29 THOSE INSTANCES WHERE THE CONTEXT CLEARLY INDICATES A DIFFERENT
30 MEANING:

1 * * *

2 (19) "MAINTENANCE PROJECTS" SHALL MEAN THOSE ACTIVITIES,
3 MATERIALS, LABOR AND CONTRACTS NECESSARY TO REPLACE, RESTORE,
4 REFURBISH OR ENHANCE REAL PROPERTY (EXCEPT FOR ARCHITECTURAL OR
5 ENGINEERING CONSIDERATIONS) TO INCLUDE THE FOLLOWING: PAINTING;
6 WINDOW REPAIR AND REPLACEMENT; ROOF REPAIR AND REPLACEMENT;
7 REPOINTING AND MASONRY REPAIR; DOWNSPOUT AND GUTTERS;
8 LANDSCAPING; ROADWAYS, PARKING FACILITIES, TRACK AND ATHLETIC
9 COURT RESURFACING AND RECONSTRUCTION; SIDEWALK AND CURBING
10 RECONSTRUCTION AND REPLACEMENT; ASBESTOS ABATEMENT (IN
11 ACCORDANCE WITH ALL STATE AND FEDERAL STATUTES AND REGULATIONS);
12 CAULKING AND INSULATION; AND REPLACEMENT, RECONSTRUCTION AND
13 CONSTRUCTION OF NON-LOAD BEARING WALLS. THE DEPARTMENT OF
14 GENERAL SERVICES MAY DEFINE ADDITIONAL MAINTENANCE PROJECTS ON A
15 CASE-BY-CASE BASIS. NO SUCH PROJECT SHALL AFFECT THE STRUCTURAL
16 INTEGRITY OF ANY EXISTING FACILITY OR UTILITY SYSTEM.

17 SECTION ~~2~~ 3. THE ACT IS AMENDED BY ADDING A SECTION TO READ: <—

18 SECTION 2003-A.1. CONTRACTS FOR MAINTENANCE PROJECTS.--(A)
19 THE STATE SYSTEM OF HIGHER EDUCATION IS HEREBY AUTHORIZED TO
20 EXECUTE CONTRACTS WITHOUT REGARD TO THE SOURCE OF FUNDS
21 NECESSARY FOR THE PERFORMANCE OF MAINTENANCE PROJECTS TO THE
22 EXTENT THAT EACH CONTRACT DOES NOT EXCEED ONE HUNDRED THOUSAND
23 DOLLARS (\$100,000). THIS LIMIT SHALL BE ADJUSTED ANNUALLY IN
24 ACCORDANCE WITH THE COMPOSITE CONSTRUCTION COST INDEX
25 ESTABLISHED BY THE FEDERAL DEPARTMENT OF COMMERCE. PRIOR TO
26 BIDDING, A CONTRACT WHICH EXCEEDS THE AMOUNT ANNUALLY AUTHORIZED
27 BY THIS SECTION SHALL BE PRESENTED TO THE DEPARTMENT OF GENERAL
28 SERVICES FOR NINETY (90) DAYS FOR REVIEW AND APPROVAL OR
29 DISAPPROVAL. ALL CONTRACTS, REGARDLESS OF THEIR AMOUNT, SHALL BE
30 RECORDED WITH THE DEPARTMENT OF GENERAL SERVICES.

1 (B) UPON THE REQUEST OF THE DEPARTMENT OF GENERAL SERVICES,
2 THE STATE SYSTEM OF HIGHER EDUCATION SHALL PROVIDE UPDATED
3 PLANS, DRAWINGS AND SPECIFICATIONS FOR ANY CONTRACTED WORK.

4 (C) FOR MAINTENANCE PROJECTS NOT AUTHORIZED BY THIS ACT AND
5 FOR ANY CONTRACTS INVOLVING ARCHITECTURAL OR ENGINEERING
6 CONSIDERATIONS, CONTRACT SPECIFICATIONS MUST BE REVIEWED AND
7 APPROVED BY THE DEPARTMENT OF GENERAL SERVICES.

8 (D) UPON THE REQUEST OF THE STATE SYSTEM OF HIGHER
9 EDUCATION, THE DEPARTMENT OF GENERAL SERVICES SHALL EXECUTE AND
10 ADMINISTER, WITHOUT CHARGE, CONTRACTS FOR MAINTENANCE PROJECTS.

11 ~~SECTION 3. THIS ACT SHALL TAKE EFFECT JANUARY 1, 1987.~~ <—

12 SECTION 4. SECTION 2574(E) OF THE ACT, AMENDED JUNE 12, 1968 <—
13 (P.L.192, NO.96), IS AMENDED AND SUBSECTIONS (B) AND (C) ARE
14 AMENDED BY ADDING CLAUSES TO READ:

15 SECTION 2574. APPROVED REIMBURSABLE RENTAL FOR LEASES
16 HEREAFTER APPROVED AND APPROVED REIMBURSABLE SINKING FUND
17 CHARGES ON INDEBTEDNESS.--* * *

18 (B) FOR NEW SCHOOL BUILDINGS THE APPROVED BUILDING
19 CONSTRUCTION COST SHALL BE THE LESSER OF

20 * * *

21 (3.1) FOR SCHOOL BUILDINGS FOR WHICH THE GENERAL
22 CONSTRUCTION CONTRACT IS AWARDED SUBSEQUENT TO JULY 1, 1984, AND
23 FOR APPROVED SCHOOL BUILDING PROJECTS FOR WHICH THE GENERAL
24 CONSTRUCTION CONTRACT WAS AWARDED BUT FOR WHICH A LEASE OR
25 GENERAL OBLIGATION BOND RESOLUTION WAS NOT APPROVED BY THE
26 DEPARTMENT OF EDUCATION PRIOR TO JULY 1, 1984, THE PRODUCT OF
27 THE RATED PUPIL CAPACITY AS DETERMINED BY THE DEPARTMENT OF
28 EDUCATION AT THE TIME THE PROJECT IS APPROVED AND (I) THREE
29 THOUSAND NINE HUNDRED DOLLARS (\$3,900) IN THE CASE OF ELEMENTARY
30 SCHOOLS, (II) FIVE THOUSAND ONE HUNDRED DOLLARS (\$5,100) IN THE

1 CASE OF SECONDARY SCHOOLS, (III) AN AMOUNT IN THE CASE OF
2 COMBINED ELEMENTARY-SECONDARY SCHOOLS OBTAINED BY MULTIPLYING
3 THE RATED ELEMENTARY PUPIL CAPACITY BY THREE THOUSAND NINE
4 HUNDRED DOLLARS (\$3,900) AND THE RATED SECONDARY PUPIL CAPACITY
5 BY FIVE THOUSAND ONE HUNDRED DOLLARS (\$5,100) AND DIVIDING THE
6 SUM BY THE TOTAL RATED PUPIL CAPACITY.

7 (C) FOR ADDITIONS OR ALTERATIONS TO EXISTING BUILDINGS
8 APPROVED BUILDING CONSTRUCTION COST SHALL BE THE LESSER OF

9 * * *

10 (3.1) FOR SCHOOL BUILDINGS FOR WHICH THE GENERAL
11 CONSTRUCTION CONTRACT IS AWARDED SUBSEQUENT TO JULY 1, 1984, AND
12 FOR APPROVED SCHOOL BUILDING PROJECTS FOR WHICH THE GENERAL
13 CONSTRUCTION CONTRACT WAS AWARDED BUT FOR WHICH A LEASE OR
14 GENERAL OBLIGATION BOND RESOLUTION WAS NOT APPROVED BY THE
15 DEPARTMENT OF EDUCATION PRIOR TO JULY 1, 1984, THE DIFFERENCE
16 OBTAINED BY SUBTRACTING THE APPRAISAL VALUE OF THE EXISTING
17 BUILDING FROM THE PRODUCT OF THE RATED PUPIL CAPACITY OF THE
18 ALTERED OR EXPANDED BUILDING AS DETERMINED BY THE DEPARTMENT OF
19 EDUCATION AT THE TIME THE PROJECT IS APPROVED AND (I) THREE
20 THOUSAND NINE HUNDRED DOLLARS (\$3,900) IN THE CASE OF ELEMENTARY
21 SCHOOLS, (II) FIVE THOUSAND ONE HUNDRED DOLLARS (\$5,100) IN THE
22 CASE OF SECONDARY SCHOOLS, (III) AN AMOUNT IN THE CASE OF
23 COMBINED ELEMENTARY-SECONDARY SCHOOLS OBTAINED BY MULTIPLYING
24 THE RATED ELEMENTARY PUPIL CAPACITY BY THREE THOUSAND NINE
25 HUNDRED DOLLARS (\$3,900) AND THE RATED SECONDARY PUPIL CAPACITY
26 BY FIVE THOUSAND ONE HUNDRED DOLLARS (\$5,100) AND DIVIDING THE
27 SUM BY THE TOTAL RATED PUPIL CAPACITY OF THE ALTERED OR EXPANDED
28 BUILDING.

29 * * *

30 (E) FOR AREA VOCATIONAL-TECHNICAL SCHOOL AND TECHNICAL

1 INSTITUTE PROJECTS LEASED SUBSEQUENT TO JULY 1, 1964, BY OR FOR
2 LEASE TO A BOARD OF SCHOOL DIRECTORS AUTHORIZED TO OPERATE SUCH
3 A SCHOOL, THE DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION SHALL
4 CALCULATE AN APPROVED REIMBURSABLE RENTAL CHARGE.

5 FOR AREA VOCATIONAL-TECHNICAL SCHOOL AND TECHNICAL INSTITUTE
6 PROJECTS CONSTRUCTED OR PURCHASED SUBSEQUENT TO JULY 1, 1964, BY
7 A BOARD OF SCHOOL DIRECTORS AUTHORIZED TO OPERATE SUCH A SCHOOL,
8 THE DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION MAY CALCULATE
9 AN APPROVED REIMBURSABLE SINKING FUND CHARGE.

10 APPROVED REIMBURSABLE RENTAL OR SINKING FUND CHARGE SHALL
11 CONSIST OF THAT PART OF THE ANNUAL RENTAL OR SINKING FUND
12 ATTRIBUTABLE TO:

13 (1) COST OF ACQUIRING LAND AND PREPARING IT FOR USE TO THE
14 EXTENT THAT SUCH COSTS ARE DEEMED REASONABLE BY THE DEPARTMENT
15 OF [PUBLIC INSTRUCTION] EDUCATION AND THE INTEREST ON SUCH COST
16 OF ACQUISITION, COST OF PREPARATION AND THE COST OF SEWAGE
17 TREATMENT AND THE INTEREST ON SUCH COSTS.

18 (2) MACHINERY, APPARATUS, FURNITURE AND EQUIPMENT AND ALL
19 OTHER NECESSARY EXPENSES AND INTEREST CHARGES, BUT EXCLUDING
20 ARCHITECTS' FEES IN EXCESS OF SIX PERCENT OF THE CONSTRUCTION
21 COST.

22 THE APPROVED BUILDING CONSTRUCTION COST AND THE INTEREST ON
23 SUCH CONSTRUCTION COST SHALL NOT EXCEED THE PRODUCT OF THE RATED
24 FULL-TIME PUPIL CAPACITY, AS DETERMINED BY THE DEPARTMENT OF
25 [PUBLIC INSTRUCTION] EDUCATION AT THE TIME THE PROJECT IS
26 APPROVED AND TWO THOUSAND TWO HUNDRED DOLLARS (\$2,200).

27 THE PROVISIONS OF THE FOREGOING PARAGRAPH SHALL APPLY TO ALL
28 SCHOOL BUILDING PROJECTS FOR WHICH THE GENERAL CONSTRUCTION
29 CONTRACT IS AWARDED PRIOR TO JULY 1, 1966, AND FOR APPROVED
30 SCHOOL BUILDING PROJECTS FOR WHICH A LEASE WAS APPROVED BY THE

1 DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION PRIOR TO JULY 1,
2 1966. FOR SCHOOL BUILDINGS FOR WHICH THE GENERAL CONSTRUCTION
3 CONTRACT IS AWARDED SUBSEQUENT TO JULY 1, 1966, AND FOR APPROVED
4 SCHOOL BUILDING PROJECTS FOR WHICH THE GENERAL CONSTRUCTION
5 CONTRACT WAS AWARDED BUT FOR WHICH A LEASE WAS NOT APPROVED BY
6 THE DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION PRIOR TO JULY
7 1, 1966, THE APPROVED BUILDING CONSTRUCTION COST AND THE
8 INTEREST ON SUCH CONSTRUCTION COST SHALL NOT EXCEED THE PRODUCT
9 OF THE RATED FULL-TIME PUPIL CAPACITY, AS DETERMINED BY THE
10 DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION AT THE TIME THE
11 PROJECT IS APPROVED, AND THREE THOUSAND SEVEN HUNDRED DOLLARS
12 (\$3700).

13 FOR SCHOOL BUILDINGS FOR WHICH THE GENERAL CONSTRUCTION
14 CONTRACT IS AWARDED SUBSEQUENT TO JULY 1, 1984, AND FOR APPROVED
15 SCHOOL BUILDING PROJECTS FOR WHICH THE GENERAL CONSTRUCTION
16 CONTRACT WAS AWARDED BUT FOR WHICH A LEASE OR GENERAL OBLIGATION
17 BOND RESOLUTION WAS NOT APPROVED BY THE DEPARTMENT OF EDUCATION
18 PRIOR TO JULY 1, 1984, THE APPROVED BUILDING CONSTRUCTION COST
19 AND THE INTEREST ON SUCH CONSTRUCTION COST SHALL NOT EXCEED THE
20 PRODUCT OF THE RATED FULL-TIME PUPIL CAPACITY, AS DETERMINED BY
21 THE DEPARTMENT OF EDUCATION AT THE TIME THE PROJECT IS APPROVED,
22 AND SIX THOUSAND THREE HUNDRED DOLLARS (\$6,300).

23 THE DEPARTMENT OF [PUBLIC INSTRUCTION] EDUCATION SHALL NOT
24 APPROVE THE EXPENDITURE OF ANY FUNDS BORROWED OR OBTAINED BY THE
25 SALE OF BONDS BY ANY AUTHORITY, NONPROFIT CORPORATION, PROFIT
26 CORPORATION, COMPANY OR INDIVIDUAL FOR CONSTRUCTION OF AREA
27 VOCATIONAL-TECHNICAL SCHOOLS OR TECHNICAL INSTITUTES FOR
28 BLEACHERS, ATHLETIC FIELD, LIGHTING EQUIPMENT OR APPARATUS USED
29 TO PROMOTE AND CONDUCT INTERSCHOLASTIC ATHLETICS.

30 * * *

1 SECTION 5. (A) SECTIONS 1, 2 AND 3 OF THIS ACT SHALL TAKE
2 EFFECT JANUARY 1, 1987.
3 (B) SECTION 4 SHALL TAKE EFFECT JULY 1, 1987.