

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 5

Session of  
1987

INTRODUCED BY LLOYD, PIEVSKY, IRVIS, MANDERINO, O'DONNELL,  
F. TAYLOR, D. R. WRIGHT, ITKIN, DOMBROWSKI, PETRARCA,  
LIVENGOOD, BELFANTI, DeWEESE, STABACK, HALUSKA, HERMAN,  
PISTELLA, VEON, CAPPABIANCA, MORRIS, PRESTON, BALDWIN,  
KOSINSKI, COY, STAIRS, TRELLO, McCALL, STEVENS, LUCYK,  
SERAFINI, SWEET, CAWLEY, DeLUCA, TELEK, WASS, KASUNIC AND  
OLASZ, MARCH 18, 1987

REFERRED TO COMMITTEE ON BUSINESS AND COMMERCE, MARCH 18, 1987

AN ACT

1 Amending the act of May 17, 1956 (1955 P.L.1609, No.537),  
2 entitled "An act to promote the welfare of the people of the  
3 Commonwealth by the reduction of unemployment in certain  
4 areas of the Commonwealth determined to be critical economic  
5 areas; providing for the establishment of industrial  
6 development projects in such areas; creating The Pennsylvania  
7 Industrial Development Authority as a body corporate and  
8 politic with power to allocate funds for and make secured  
9 loans to industrial development agencies for the payment of a  
10 part of the cost of industrial development projects in  
11 critical economic areas; authorizing the Authority to enter  
12 into agreements with the Government of the United States or  
13 any Federal agency or industrial development agency;  
14 empowering the Authority to take title to, sell, convey and  
15 lease industrial development projects where necessary to  
16 protect loans made by the Pennsylvania Industrial Development  
17 Authority on industrial development projects; providing that  
18 no debt of the Commonwealth, its municipalities or political  
19 subdivisions shall be incurred in the exercise of any powers  
20 granted by this act; and providing for the examination of the  
21 accounts and affairs of the Authority; and making an  
22 appropriation," providing preferential Pennsylvania  
23 Industrial Development Authority loans for the use of coal  
24 produced in Pennsylvania.

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

1       Section 1. The act of May 17, 1956 (1955 P.L.1609, No.537),  
2 known as the Pennsylvania Industrial Development Authority Act,  
3 is amended by adding a section to read:

4       Section 6.1. Powers of the Authority; Encouragement of Use  
5 of Pennsylvania Produced Coal.--(a) Whenever the board of the  
6 Authority grants a loan for an industrial development project  
7 involving:

8       (1) the construction of a facility which would burn coal  
9 either to heat the facility or as part of the industrial process  
10 carried out in the facility;

11       (2) the expansion of a facility which would burn coal either  
12 to heat the expanded portion of the facility or as part of the  
13 industrial process carried out in the expanded portion of the  
14 facility; or

15       (3) the renovation of a facility which, because of the  
16 renovation, would burn coal either to heat the renovated  
17 facility or as part of the industrial process carried out in the  
18 renovated facility, the interest rate on such loan shall not  
19 exceed the lowest interest rate established by the board for any  
20 other loans, applicants or industrial development projects.

21       (b) For the purpose of this section "coal" means coal  
22 produced from mines in Pennsylvania or any mixture or synthetic  
23 derived in whole or in part from coal produced from mines in  
24 Pennsylvania.

25       (c) For the purposes of this section, the phrase "mixture  
26 derived in whole or in part from coal" includes, but is not  
27 limited to, both the intermittent and the simultaneous burning  
28 of natural gas with coal or a coal derivative if the  
29 intermittent or simultaneous burning of natural gas would:

30       (1) lower the cost of using coal or a coal derivative

1 produced from mines in Pennsylvania; or  
2 (2) enable coal or a coal derivative produced from mines in  
3 Pennsylvania to be burned in compliance with present and  
4 reasonably anticipated environmental laws and regulations.

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