

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2759 Session of  
1998

INTRODUCED BY HANNA, BELARDI, FAIRCHILD, HENNESSEY, BOSCOLA,  
HALUSKA, CARONE, WOJNAROSKI, DALEY, TRELLO, WAUGH, TRAVAGLIO,  
SCRIMENTI, BELFANTI, PETRONE, TIGUE, GEORGE, HARHAI, BUNT,  
BATTISTO, McNAUGHTON AND RAMOS, AUGUST 18, 1998

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, AUGUST 18, 1998

AN ACT

1 Amending the act of October 11, 1984 (P.L.906, No.179), entitled  
2 "An act providing for the administration and allocation of  
3 certain Federal Block Grants," further providing for use of  
4 funds.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 8 of the act of October 11, 1984  
8 (P.L.906, No.179), known as the Community Development Block  
9 Grant Entitlement Program for Nonurban Counties and Certain  
10 Other Municipalities, is amended to read:

11 Section 8. Use of funds for 1985 and thereafter.

12 (a) Eligible activities.--The funds which are allocated to  
13 eligible entitlement entities by the department in accordance  
14 with this act shall be used only for:

15 (1) eligible activities which are permitted in  
16 accordance with the Housing and Community Development Act;  
17 and

18 (2) engineering, legal and administrative costs

1 associated with eligible activities for which grants are  
2 made.

3 (b) Use.--Those funds which are allocated to counties  
4 pursuant to sections 5 and 6(a) must be used by the county to  
5 benefit boroughs and townships, which are not entitlement  
6 entities pursuant to this act nor considered a metropolitan  
7 city.

8 (c) Countywide projects.--If a countywide or an areawide  
9 project benefits an eligible entitlement entity or metropolitan  
10 city, the proportional cost of the project benefiting the  
11 eligible entitlement entity or metropolitan city shall be met by  
12 funds not allocated to the county under sections 5 and 6.

13 (d) Authority.--

14 (1) Funds allocated to an eligible entitlement borough,  
15 incorporated town or township, and which are added on to the  
16 county's annual grant pursuant to section 6(b), shall be  
17 spent, less the county's proportionate share of  
18 environmental, administrative, monitoring and audit costs,  
19 solely for eligible projects specifically designated by  
20 resolution by the eligible borough, incorporated town or  
21 township.

22 (2) Further, if an eligible borough, incorporated town  
23 or township wishes to undertake an eligible project at a cost  
24 which exceeds the amount of the annual allocation grant, or  
25 if the department determines that the scope of the proposed  
26 project exceeds the amount of the annual allocation grant,  
27 the eligible borough, incorporated town or township may  
28 temporarily waive, in whole or in part, its annual allocation  
29 in order to aggregate a larger amount by combining the amount  
30 of the temporarily waived grant with a grant anticipated for

1 receipt in the second and/or third year of any three-year  
2 cycle. Temporary waiver of an annual allocation grant shall  
3 be accomplished by resolution by the eligible borough,  
4 incorporated town or township.

5 (3) In the event of a temporary waiver the amount of the  
6 waived grant shall be considered a county grant for said year  
7 or years and expended by the county in accordance with  
8 subsections (b) and (c).

9 (4) The county in the subsequent year or years shall  
10 first use the funds allocated to it for nonentitlement  
11 entities to reimburse the temporarily waived grant or grants  
12 of the eligible borough, incorporated town or township to be  
13 used for the purposes designated by said eligible entity.

14 (5) If the total amount of the temporarily waived grants  
15 in any year is adequate to fund any of the anticipated  
16 projects, then the county shall immediately fund those  
17 projects for which sufficient funding is available. Any  
18 eligible borough, incorporated town or township which  
19 receives a grant pursuant to this paragraph shall forego  
20 future funding, in whole or in part, until the amount of the  
21 advanced grant, in excess of the community's entitlement, is  
22 returned to the county.

23 Section 2. The amendment of section 8 of the act shall apply  
24 to applications made on or after the effective date of this act.

25 Section 3. This act shall take effect in 60 days.