

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 793 Session of
2001

INTRODUCED BY WENGER, WAUGH AND MADIGAN, APRIL 17, 2001

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
JUNE 20, 2001

AN ACT

1 Amending the act of December 13, 1999 (P.L.905, No.57), entitled
2 "An act providing for emergency drought relief, for
3 commercial orchard and fruit tree nursery indemnity, for
4 grants for flood damage and for powers and duties of the
5 Department of Agriculture; establishing the Supplemental
6 Individual Assistance Program; providing for payment of the
7 Commonwealth's share to secure individual assistance from the
8 Federal Government; and making appropriations," PROVIDING FOR <—
9 LOANS AND GRANTS TO VICTIMS OF SMALL DISASTERS; AND further
10 providing for appropriations.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 ~~Section 1. Section 5102(a), (b) and (c) of the act of~~ <—
14 ~~December 13, 1999 (P.L.905, No.57), known as the Drought,~~
15 ~~Orchard and Nursery Indemnity and Flood Relief Act, amended June~~
16 ~~22, 2000 (P.L.475, No.65), are amended to read:~~

17 SECTION 1. THE ACT OF DECEMBER 13, 1999 (P.L.905, NO.57), <—
18 KNOWN AS THE DROUGHT, ORCHARD AND NURSERY INDEMNITY AND FLOOD
19 RELIEF ACT, IS AMENDED BY ADDING A CHAPTER TO READ:

20 CHAPTER 9

PENNCRISIS FUND

SECTION 901. LEGISLATIVE FINDINGS.

THE GENERAL ASSEMBLY FINDS THAT MANY COMMUNITIES IN THIS COMMONWEALTH FREQUENTLY ARE SUBJECT TO NATURAL AND MANMADE DISASTERS WHICH CAUSE SIGNIFICANT DAMAGE AND DISRUPTION IN THE LIFE OF THE COMMUNITY BUT WHICH ARE NOT OF SUFFICIENT MAGNITUDE TO QUALIFY FOR FEDERAL DISASTER ASSISTANCE PROGRAMS. NEVERTHELESS, THESE LOSSES ARE OF CONSIDERABLE IMPORTANCE TO THOSE DIRECTLY AFFECTED AND THEIR COMMUNITIES AND TO THE HEALTH AND WELFARE OF THE CITIZENS OF THIS COMMONWEALTH'S MANY SMALL COMMUNITIES.

SECTION 902. DEFINITIONS.

THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

"AGENCY." THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

"FUND." THE SMALL DISASTER ASSISTANCE FUND CREATED UNDER THIS CHAPTER.

"SMALL DISASTER." AN EVENT WHICH RESULTS IN TOTAL UNINSURED LOSSES, FOR ALL INDIVIDUALS, BUSINESSES AND MUNICIPALITIES, OF NOT MORE THAN \$2,000,000 AND WHICH OCCURRED AFTER JUNE 30, 1999, AND FALLS BELOW THE CURRENT FEDERAL GUIDELINES FOR FEDERAL DISASTER ASSISTANCE BUT WHICH INVOLVES:

(1) DAMAGE EXCEEDING 40% OF THE VALUE OF A STRUCTURE AND CONTENTS OF AT LEAST FIVE HOMES OR TWO BUSINESSES;

(2) LOSS OF LIFE; OR

(3) TOTAL ESTIMATED DAMAGES OF AT LEAST \$250,000 TO PUBLIC FACILITIES.

SECTION 903. SMALL DISASTER ASSISTANCE FUND.

(A) FUND CREATED.--THERE IS CREATED WITHIN THE PENNCRISIS

PROGRAM A SMALL DISASTER ASSISTANCE FUND TO ASSIST THE VICTIMS OF NATURAL AND MANMADE DISASTERS WITH LOW-INTEREST LOANS AND GRANTS. ASSISTANCE SHALL NOT BE AVAILABLE TO A PERSON THAT OWNS PROPERTY WITHIN A 100-YEAR FLOOD PLAIN AND THAT DOES NOT HAVE FLOOD INSURANCE. ALL LOAN REPAYMENTS SHALL BE PLACED IN THE FUND TO BE USED FOR THE PURPOSES OF THIS ACT.

(B) COORDINATION AND ADMINISTRATION OF FUND.--ALL FIELD AND OTHER ACTIVITIES OF THE FUND SHALL BE COORDINATED BY THE AGENCY, INCLUDING BUDGETARY ALLOCATIONS FROM THE PENNCRISIS FUND TO THE VARIOUS OBJECTS OF PENNCRISIS AND REPORTS TO THE GENERAL ASSEMBLY ON PROGRAM PERFORMANCE AND NEEDS. FINAL AUTHORITY ON ALL INDIVIDUAL REQUESTS FOR ASSISTANCE FROM THE FUND SHALL REST WITH THE ADMINISTERING AGENCIES. PROGRAM ELEMENTS OF THE FUND SHALL BE ADMINISTERED AS FOLLOWS:

(1) FOR RESIDENTIAL HOUSING NEEDS, THE PENNSYLVANIA HOUSING FINANCE AGENCY.

(2) FOR RESIDENTIAL CONTENTS AND VEHICLES, THE DEPARTMENT OF PUBLIC WELFARE.

(3) FOR BUSINESS AND MUNICIPAL PROGRAMS, THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

(C) SMALL DISASTER DECLARATIONS.--A COUNTY EMERGENCY MANAGEMENT DIRECTOR MAY PETITION THE AGENCY FOR A DECLARATION OF A SMALL DISASTER. THE AGENCY'S DETERMINATION ON THE PETITION SHALL BE DEEMED A FINAL ORDER, SUBJECT TO REVIEW UNDER 2 PA.C.S. CH. 7 SUBCH. A (RELATING TO JUDICIAL REVIEW OF COMMONWEALTH AGENCY ACTION).

SECTION 904. LOW-INTEREST LOANS TO SMALL DISASTER VICTIMS.

ALL LOANS SHALL BEAR INTEREST FOR THE ENTIRE TERM AT A RATE NO GREATER THAN THE ANNUAL COST OF LIVING IN THE YEAR IN WHICH THE LOAN IS GRANTED. INTEREST RATES SHALL BE REVIEWED BY THE

1 ADMINISTERING AGENCY AT THE BEGINNING OF EACH FISCAL YEAR BASED
2 ON GUIDANCE FROM THE OFFICE OF THE BUDGET AND ADJUSTED IN
3 ACCORDANCE WITH THE PRIOR YEAR'S COST OF LIVING. ALL LOANS SHALL
4 COVER ONLY THAT PORTION OF LOSS NOT COVERED BY INSURANCE. LOANS
5 TO BUSINESSES AND RESIDENTIAL LOANS SHALL BE EXTENDED TO
6 INCORPORATE EXISTING DEBT ON THE REAL PROPERTY AND CONTENTS.
7 SECTION 905. BUSINESS AND MUNICIPAL LOANS.

8 (A) BUSINESS LOANS.--

9 (1) LOANS TO BUSINESSES AND MUNICIPALITIES SHALL BE FOR
10 A TERM OF NO MORE THAN 15 YEARS, EXCEPT WHERE THE TERM IS
11 EXTENDED BY HARDSHIP SUSPENSIONS OF PAYMENTS. BUSINESS LOANS
12 SHALL BE SECURED BY A MORTGAGE ON REAL PROPERTY OF THE
13 BUSINESS OR OTHER SUITABLE COLLATERAL.

14 (2) BUSINESS LOANS MAY BE USED TO REPAIR OR REPLACE ALL
15 OF THE FOLLOWING WHEN LOST OR SERIOUSLY DAMAGED DUE TO A
16 SMALL DISASTER:

17 (I) FIXED EQUIPMENT.

18 (II) MAJOR MOVEABLE EQUIPMENT.

19 (III) FURNISHINGS.

20 (IV) REAL PROPERTY.

21 (V) LEASEHOLD IMPROVEMENTS.

22 (VI) INVENTORY, IF IT CAN BE SHOWN THAT AN INSURANCE
23 POLICY AT A REASONABLE PREMIUM IN RELATION TO VALUE WAS
24 NOT AVAILABLE TO REPLACE THE INVENTORY.

25 (3) AT THE DISCRETION OF THE DEPARTMENT OF COMMUNITY AND
26 ECONOMIC DEVELOPMENT, INDIVIDUAL BUSINESS LOANS MAY BE
27 INCREASED UP TO 150% OF ELIGIBLE REPAIR OR REPLACEMENT COSTS
28 TO ASSIST IN BUSINESS RETENTION AND RECOVERY. THE SUM OF ALL
29 BUSINESS LOANS MAY NOT EXCEED MORE THAN ONE-HALF OF ALL FUNDS
30 AVAILABLE FOR EXPENDITURE IN THE PENNCRISIS FUND IN ANY

FISCAL YEAR.

(B) MUNICIPAL LOANS.--MUNICIPAL AND COUNTY LOANS MAY BE USED FOR REPAIRING OR REPLACING ALL OF THE FOLLOWING WHEN LOST OR SERIOUSLY DAMAGED DUE TO A SMALL DISASTER:

(1) BUILDINGS.

(2) MAJOR EQUIPMENT OTHER THAN VEHICLES, PLOWS, BACKHOES AND SIMILAR GASOLINE OR DIESEL POWERED MOBILE MACHINERY.

(3) OFFICE MACHINES.

(4) STREETS.

(5) WATER AND SEWER LINES.

(6) RECREATIONAL FACILITIES.

SECTION 906. RESIDENTIAL LOANS.

(A) GENERAL RULE.--RESIDENTIAL LOANS MAY BE MADE ONLY FOR THE REPLACEMENT OR REPAIR OF THE STRUCTURE OF A PRIMARY RESIDENCE AND MUST BE SECURED BY A MORTGAGE ON THE REAL PROPERTY THAT IS THE SUBJECT OF THE LOAN. TENANTS WHO HAVE BEEN FORCED FROM A PRIMARY RENTAL RESIDENCE BY A SMALL DISASTER ARE ELIGIBLE FOR LOANS TO PURCHASE A HOME APPROXIMATELY EQUIVALENT TO THEIR PRIOR RESIDENCE IN SIZE BUT NO SMALLER THAN 400 SQUARE FEET PER INDIVIDUAL OF INTERIOR LIVING SPACE.

(B) EXCEPTION.--REPAIRS TO LANDSCAPING, PONDS, POOLS AND OUTBUILDINGS ARE NOT ELIGIBLE FOR PENNCRISIS FUNDING, EXCEPT TO RESPOND TO SERIOUS HAZARDS RESULTING FROM SMALL DISASTER DAMAGE.

SECTION 907. GRANTS TO SMALL DISASTER VICTIMS.

(A) RESIDENTIAL LOANS.--PERSONS, INCLUDING TENANTS, WHO HAVE LOST CLOTHING, FURNITURE, APPLIANCES, FURNACES, HOT WATER HEATERS OR OTHER CONTENTS OF THEIR PRIMARY RESIDENCES AS THE RESULT OF A SMALL DISASTER SHALL BE ELIGIBLE FOR LOW-INTEREST LOANS NOT TO EXCEED \$7,500 PER PERSON IN MULTIPERSON HOUSEHOLDS AND NOT TO EXCEED \$15,000 IN SINGLE PERSON HOUSEHOLDS. THE TOTAL

1 AMOUNT PER HOUSEHOLD SHALL NOT EXCEED \$25,000. THE INTEREST RATE
2 FOR SUCH LOANS SHALL BE THE CURRENT COST OF LIVING IN THE YEAR
3 OF THE EVENT.

4 (B) RESIDENTIAL GRANTS.--IN THE EVENT THAT INDIVIDUAL
5 FINANCIAL CIRCUMSTANCES INDICATE THAT A PERSON INCURRING LOSSES
6 DESCRIBED IN SUBSECTION (A) DOES NOT REASONABLY HAVE THE ABILITY
7 TO REPAY SUCH ADDITIONAL INDEBTEDNESS, THE ADMINISTERING AGENCY
8 MAY CONVERT SOME OR ALL OF THE AMOUNTS PERMITTED BY SUBSECTION
9 (A) TO GRANTS.

10 (C) EXCESS LOANS.--FOR DOCUMENTABLE LOSSES EXCEEDING THE
11 AMOUNTS SPECIFIED IN SUBSECTION (A), THE ADMINISTERING AGENCY
12 MAY MAKE LOANS TO INDIVIDUALS AT AN INTEREST RATE TWICE THE
13 CURRENT COST OF LIVING.

14 (D) CONTENTS LIMITATIONS.--LOANS AND GRANTS FOR CONTENTS
15 UNDER THIS SECTION SHALL NOT EXCEED ONE-THIRD OF ESTIMATED
16 MARKET VALUE OF THE RESIDENCE PRIOR TO THE SMALL DISASTER.

17 (E) EXCLUSIONS.--PERSONAL ITEMS ELIGIBLE FOR RESIDENTIAL
18 GRANTS AND LOANS SHALL NOT INCLUDE JEWELRY OR OTHER LUXURY ITEMS
19 AND SPORTING EQUIPMENT.

20 SECTION 908. SMALL DISASTER MITIGATION LOANS AND GRANTS.

21 (A) GENERAL RULE.--MUNICIPALITIES AFFECTED BY A SMALL
22 DISASTER MAY APPLY FOR LOANS AND GRANTS TO RECTIFY CONDITIONS OR
23 INADEQUATE PUBLIC FACILITIES THAT LED DIRECTLY TO THE SMALL
24 DISASTER OR CONTRIBUTED SUBSTANTIALLY TO ITS OCCURRENCE OR THE
25 INABILITY OF LOCAL OFFICIALS TO BRING THE DAMAGE UNDER CONTROL.
26 SUBJECTS OF SUCH ASSISTANCE SHALL INCLUDE, BUT ARE NOT LIMITED
27 TO, THE FOLLOWING:

28 (1) MISSING OR INADEQUATE STORM SEWERS OR OTHER WATER
29 MANAGEMENT STRUCTURES, INCLUDING WORK WITHIN STREAM CHANNELS.

30 (2) INADEQUATE FIRE HYDRANTS OR RELATED WATER LINES.

1 (3) WATERSHED PLANS.

2 (4) ENGINEERING STUDIES AND DESIGNS NECESSARY TO EFFECT
3 MITIGATION IMPROVEMENTS.

4 (B) LIMITATION.--SMALL DISASTER MITIGATION ASSISTANCE MAY BE
5 USED ONLY FOR MUNICIPALLY OWNED OR CONTROLLED IMPROVEMENTS.
6 FIREFIGHTING APPARATUS AND OTHER EMERGENCY SERVICES EQUIPMENT
7 AND VEHICLES, INCLUDING TRUCKS, TANKERS AND OTHER VEHICLES, ARE
8 NOT ELIGIBLE FOR MITIGATION ASSISTANCE.

9 (C) CHRONIC FLOODING.--THE COORDINATING AGENCY MAY CONSULT
10 WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO IDENTIFY
11 AREAS OF CHRONIC FLOODING THAT RESULT IN FREQUENT DAMAGE TO
12 COMMUNITIES BUT WHICH DO NOT RISE TO THE LEVEL OF A SMALL
13 DISASTER. THE COORDINATING AGENCY, IN CONJUNCTION WITH THE
14 DEPARTMENT OF ENVIRONMENTAL PROTECTION, MAY USE UP TO 25% OF THE
15 PENNCRISIS FUND ANNUAL REVENUE, EXCLUSIVE OF CARRYOVER RESERVES,
16 TO PROVIDE GRANTS AND LOANS TO MUNICIPALITIES TO CORRECT SUCH
17 CONDITIONS. ASSISTANCE SHALL FOLLOW THE FORMULA SET FORTH IN
18 SUBSECTION (E).

19 (D) HAZARD MITIGATION.--HAZARD MITIGATION LOANS AND GRANTS
20 SHALL BE SUBJECT TO THE FOLLOWING:

21 (1) GRANTS FOR HAZARD MITIGATION WORK SHALL BE NO MORE
22 THAN \$5,000,000 PER EVENT.

23 (2) LOW-INTEREST LOANS SHALL BE AVAILABLE FOR THE
24 BALANCE OF PROJECT WORK NOT COVERED BY A MITIGATION GRANT.

25 (3) HAZARD MITIGATION LOANS SHALL BEAR INTEREST AT A
26 RATE FIXED AT THE CURRENT YEAR'S COST OF LIVING AND SHALL BE
27 FOR A TERM OF 20 YEARS.

28 (E) FORMULA.--GRANTS AND LOANS SHALL BE AWARDED ON THE
29 FOLLOWING FORMULA:

30 (1) MUNICIPALITIES WITH MEDIAN PER CAPITA PERSONAL

1 INCOME GREATER THAN 20% ABOVE THE STATE MEDIAN PER CAPITA
2 PERSONAL INCOME FOR THE PRECEDING YEAR SHALL BE ELIGIBLE FOR
3 A MITIGATION GRANT OF 50% OF TOTAL PROJECT COSTS.

4 (2) MUNICIPALITIES WITH MEDIAN PER CAPITA PERSONAL
5 INCOME OF BETWEEN 20% LESS THAN AND 20% GREATER THAN THE
6 STATE MEDIAN PER CAPITA PERSONAL INCOME FOR THE PRECEDING
7 YEAR SHALL BE ELIGIBLE FOR A MITIGATION GRANT OF 60% OF TOTAL
8 PROJECT COST.

9 (3) MUNICIPALITIES WITH MEDIAN PER CAPITA PERSONAL
10 INCOME MORE THAN 20% LESS THAN THE STATE MEDIAN PER CAPITA
11 PERSONAL INCOME FOR THE PRECEDING YEAR SHALL BE ELIGIBLE FOR
12 A MITIGATION GRANT OF 70% OF TOTAL PROJECT COST.

13 SECTION 909. THE PENNCRISIS FUND.

14 THERE IS ESTABLISHED UNDER THE JURISDICTION OF THE AGENCY A
15 FUND TO BE CALLED THE PENNCRISIS FUND.

16 (1) BEGINNING WITH SURPLUS REVENUES RECEIVED DURING THE
17 2001-2002 FISCAL YEAR, REVENUE FOR THE PENNCRISIS FUND SHALL
18 BE GENERATED BY RESERVING 20% OF EACH YEAR'S SURPLUS REVENUES
19 TO THE COMMONWEALTH GENERATED BY ALL TAXES AND FEES DEPOSITED
20 INTO THE GENERAL FUND.

21 (2) IN A FISCAL YEAR, NEITHER THE BALANCE NOR THE
22 REVENUES OF THE PENNCRISIS FUND SHALL EXCEED \$100,000,000;
23 AND THE SUM AVAILABLE FOR EXPENDITURE SHALL NOT EXCEED
24 \$50,000,000.

25 (3) REVENUE SHALL BE PLACED INTO A DEDICATED FUND
26 RESERVED FOR THE PROGRAMS AUTHORIZED UNDER THE PENNCRISIS
27 FUND. DEPOSITS INTO THE FUND SHALL NOT LAPSE BUT BE CARRIED
28 FORWARD FROM YEAR TO YEAR. UP TO ONE-HALF OF FUNDS ON RESERVE
29 AND TO BE EARNED BY THE END OF ANY FISCAL YEAR MAY BE USED TO
30 PAY THE COMMONWEALTH'S MATCHING SHARE FOR ANY MAJOR DISASTER

1 DECLARED ELIGIBLE FOR FEDERAL ASSISTANCE BY THE PRESIDENT OF
2 THE UNITED STATES. THE NEED FOR FEDERAL MATCHING FUNDS FOR
3 ANY SPECIFIC MAJOR DISASTER EVENT MAY NOT ENCUMBER PENNCRISIS
4 REVENUES IN YEARS BEYOND THE YEAR OF THE MAJOR EVENT.

5 SECTION 910. TRAINING, ADMINISTRATION AND OPERATIONS.

6 (A) SPECIALIZED STAFF.--THE AGENCY AND EACH ADMINISTERING
7 AGENCY UNDER SECTION 903 SHALL RECRUIT, TRAIN AND DEVELOP STAFF
8 SPECIALIZING IN SMALL DISASTER ASSISTANCE IN THEIR RESPECTIVE
9 PROGRAM AREAS. THE STAFF SECTIONS SHALL BE DEPLOYED BY EACH
10 ADMINISTERING AGENCY IN RESPONSE TO A DECLARED SMALL DISASTER,
11 AS DIRECTED BY THE AGENCY. THESE PERSONNEL SHALL ALSO BE
12 AVAILABLE TO THE AGENCY AT THE DIRECTION OF THE GOVERNOR TO
13 RESPOND TO ANY MAJOR DISASTER IN THIS COMMONWEALTH.

14 (B) FUNDING FOR STAFF.--THE AGENCY AND EACH ADMINISTERING
15 AGENCY SHALL RECEIVE \$1,000,000 ANNUALLY, OR AS MUCH THEREOF AS
16 IS NECESSARY, FROM THE PENNCRISIS FUND TO CREATE A PERMANENTLY
17 STAFFED SMALL DISASTER RESPONSE TEAM. WHEN EACH AGENCY'S SMALL
18 DISASTER RESPONSE TEAM IS DEPLOYED ON ASSIGNMENT, THE
19 COORDINATING AGENCY SHALL REIMBURSE THE AGENCY FROM THE
20 PENNCRISIS FUND FOR STANDARD AND NECESSARY TRAVEL AND LIVING
21 COSTS FOR EACH TEAM DEPLOYED TO THE SMALL DISASTER. EXPENDITURES
22 UNDER THIS CATEGORY SHALL NOT EXCEED 10% OF THE REVENUE RECEIVED
23 BY THE PENNCRISIS FUND IN A FISCAL YEAR.

24 (C) AUTHORITY TO APPROVE EXPENDITURES.--IN RESPONSE TO ANY
25 SMALL DISASTER, THE AGENCY SHALL HAVE FINAL AUTHORITY TO APPROVE
26 EXPENDITURES OF PENNCRISIS FUNDS FOR ANY ADDITIONAL PURPOSES IT
27 DEEMS NECESSARY TO SMALL DISASTER RECOVERY UNLESS THE USES ARE
28 NOT SPECIFICALLY PROHIBITED BY THIS CHAPTER.

29 SECTION 911. INSURANCE COVERAGE.

30 ALL LOAN RECIPIENTS SHALL MAINTAIN ADEQUATE PROPERTY

1 INSURANCE COVERAGE FOR THE FULL VALUE OF THE SUBJECT PROPERTY
2 FOR THE TERM OF THE DISASTER ASSISTANCE LOAN AND SHALL INCLUDE
3 FLOOD INSURANCE COVERAGE IF THE PROPERTY IS LOCATED WITHIN A
4 100-YEAR FLOOD PLAIN.

5 SECTION 2. SECTION 5102 OF THE ACT, AMENDED JUNE 22, 2000
6 (P.L.475, NO.65), IS AMENDED TO READ:

7 Section 5102. Appropriations.

8 (a) Drought relief.--

9 (1) The sum of \$60,000,000, or as much thereof as may be
10 necessary, is hereby appropriated to the Department of
11 Agriculture to carry out the provisions of Chapter 3.

12 (2) Any funds not [needed] encumbered for the purposes
13 of Chapter 3 shall lapse to the General Fund on December 31,
14 2000.

15 (3) Any funds encumbered but not allocated under Chapter
16 3 shall be transferred to the department for use under
17 subsection (b).

18 (b) Crop insurance.--

19 (1) The sum of \$5,600,000, or as much as may be
20 necessary, is hereby appropriated to the Department of
21 Agriculture to provide payment for crop insurance in an
22 amount up to 10% of the cost of the insurance premiums and
23 the total amount of all related fees for producers of
24 agricultural commodities [during calendar] in years [2000 and
25 2001] in which funds are appropriated or made available to
26 the department. If sufficient funds are not available to
27 provide for up to 10% of the cost of the insurance premiums
28 and the total amount of all related fees, the [Department of
29 Agriculture] department shall prorate the available funds
30 among all the producers of agricultural commodities who

1 applied[. Any unused funds] for and received Federal crop
2 insurance for that crop year.

3 (2) Money under this subsection and subsection (a)(3) is
4 continuously appropriated to the department, and the
5 appropriation shall not lapse [into the General Fund on June
6 30, 2001] at the end of any fiscal year.

7 (c) Orchard and nursery indemnity.--The sum of \$2,000,000,
8 or as much thereof as may be necessary, is hereby appropriated
9 to the Department of Agriculture to carry out the provisions of
10 Chapter 5. Any funds not needed for the purposes of Chapter 5
11 shall lapse to the General Fund on June 30, [2001] 2002.

12 * * *

13 (D) PUBLIC ASSISTANCE AND HAZARD MITIGATION.--THE SUM OF
14 \$10,000,000, OR AS MUCH THEREOF AS MAY BE NECESSARY, IS HEREBY
15 APPROPRIATED TO THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY FOR
16 THE MATCH REQUIRED FOR FEDERAL DISASTER FUNDS FOR THE AUGUST AND
17 SEPTEMBER 1999 DISASTERS FOR PUBLIC ASSISTANCE AND HAZARD
18 MITIGATION TO BE ALLOCATED BY THE OFFICE OF THE BUDGET AMONG
19 THESE DISASTERS AND PROGRAMS. THIS APPROPRIATION SHALL BE A
20 CONTINUING APPROPRIATION.

21 (E) SUPPLEMENTAL INDIVIDUAL ASSISTANCE PROGRAM.--THE SUM OF
22 \$5,000,000 IS HEREBY APPROPRIATED FROM THE GENERAL FUND FOR
23 ALLOCATION BY THE GOVERNOR FOR PAYMENT OF THE COMMONWEALTH'S
24 SHARE NECESSARY TO SECURE INDIVIDUAL AND FAMILY ASSISTANCE FROM
25 THE FEDERAL GOVERNMENT UNDER THE PROVISIONS OF THE ROBERT T.
26 STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT (PUBLIC
27 LAW 93-288, 88 STAT. 143) AND FOR PAYMENT OF SUPPLEMENTAL
28 INDIVIDUAL ASSISTANCE PROGRAM GRANTS AUTHORIZED PURSUANT TO
29 CHAPTER 7. THIS SUBSECTION SHALL BE CONSTRUED IN A MANNER WHICH
30 SECURES THE MAXIMUM AVAILABLE FEDERAL FUNDING FOR INDIVIDUAL AND

1 FAMILY ASSISTANCE. ANY UNUSED FUNDS NOT NEEDED FOR PURPOSES OF
2 THIS APPROPRIATION SHALL LAPSE TO THE GENERAL FUND ON JUNE 30,
3 2000.

4 (F) OTHER FEDERAL FUNDING.--NOTHING IN THIS ACT SHALL
5 SUPPLANT OR REPLACE ANY FUNDS OTHERWISE AVAILABLE FROM THE
6 FEDERAL GOVERNMENT.

7 Section ~~2~~ 3. This act shall take effect immediately.

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