
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL
No. 1640 Session of
1988

INTRODUCED BY ZEMPRELLI, BELL, TILGHMAN, REGOLI, HESS AND
PECORA, OCTOBER 18, 1988

AS REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, NOVEMBER 22, 1988

AN ACT

1 Appropriating money from the Sunny Day Fund to the Department of
2 Commerce for various projects throughout this Commonwealth
3 for fiscal year 1988-1989.

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

6 Section 1. The sums set forth in this act, or as much
7 thereof as may be necessary, are hereby specifically
8 appropriated from the Sunny Day Fund to the Department of
9 Commerce for the fiscal year July 1, 1988, to June 30, 1989, for
10 the projects listed to enhance economic development and the
11 creation of jobs in this Commonwealth in accordance with the
12 provisions of Chapter 1 of the act of July 1, 1985 (P.L.120,
13 No.32), known as the Sunny Day Fund Act.

14 Section 2. The following amounts are appropriated to the
15 Department of Commerce to induce companies to locate large
16 industrial, manufacturing or research and development
17 enterprises within this Commonwealth:

(1) For the purpose of making a loan to Epsilon Products, Incorporated, to locate a manufacturing facility in Marcus Hook, Delaware County. It is estimated that this project will create 200 new jobs within three years of operation.

State appropriation..... \$3,000,000

(2) For the purpose of providing interest and/or principal guarantee to induce Shea Communications, Incorporated, or its affiliate to locate a printing facility in York County. It is estimated that this project will create 500 new jobs within three years of operation.

State appropriation..... 7,500,000

(3) For the purpose of making a loan to Allegheny Ludlum, Incorporated, to assist in its acquisition of the USX Vandergrift facility in Westmoreland County. It is estimated that this project will create approximately 300 jobs within three years of operation.

State appropriation..... 3,750,000

(4) For the purpose of making a loan to Glass Adventures, Incorporated, or its affiliate, to locate a glass manufacturing facility in Washington County. It is estimated that this project will create approximately 500 new jobs within three years of operation.

State appropriation..... 6,000,000

(5) For the purpose of making a loan to Alugas of Pennsylvania, Incorporated, to

1 locate a manufacturing facility in Allegheny
2 County. It is estimated that this project will
3 create 367 jobs within three years of
4 operation.

5 State appropriation..... 5,500,000

6 (6) For the purpose of making a loan to
7 UNISYS to locate its corporate training
8 facility in Montgomery County. It is expected
9 that this project will create ~~400~~ 300 new jobs
10 within three years of operation.

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11 State appropriation..... 3,500,000

12 (7) For the purpose of making a loan to
13 PPG Industries, Inc., to locate its Chemical
14 Division Research and Development Group to
15 Monroeville, Allegheny County. It is expected
16 that this project will create 250 new jobs
17 within three years of operation.

18 State appropriation..... 3,750,000

19 Section 3. It is the intent of the General Assembly that the
20 appropriations in section 2 shall be loaned at an annual
21 interest rate that in no case shall be less than the
22 Pennsylvania Industrial Development Authority's rate for the
23 area in which the project is located and for a term that shall
24 be the same as the term for an equivalent Pennsylvania
25 Industrial Development Authority project. Private companies
26 which receive Sunny Day Fund assistance but fail to make the
27 investment in the enterprise development as specified in section
28 2 shall be liable for the repayment of all Sunny Day Fund
29 moneys, including any accrued interest thereon and any penalties
30 set by the Secretary of Commerce. Private companies which

1 receive Sunny Day Fund assistance but fail to create the number
2 of jobs specified in the approved loan or other agreements with
3 the Commonwealth shall be liable for a penalty equal to an
4 increase in the interest charged to 2% greater than the current
5 prime interest rate for the remainder of the loan, unless the
6 penalty is waived by the Secretary of Commerce because the
7 failure is due to circumstances outside the control of the
8 private company. The Secretary of Commerce shall consult with
9 the chairmen of the Appropriations Committees of the Senate and
10 the House of Representatives prior to the establishment of
11 waiver of penalties.

12 Section 4. For a period equal to the term of assistance
13 provided each project approved under this act, the Department of
14 Commerce shall provide a written report on the status of each
15 project to the Secretary of the Senate and the Chief Clerk of
16 the House of Representatives by June 30 of each year. This
17 report shall contain, at a minimum, information pertaining to
18 the specific use of the Sunny Day Fund money, the interest rate
19 and term of the Sunny Day Fund loan, the amount of principal
20 outstanding and interest due on the loan, and the number of jobs
21 created by the project. All recipients of funds under this act
22 shall be required to provide any and all information requested
23 by the Department of Commerce for the purpose of this act.

24 Section 5. No funds under this act shall be awarded by the
25 Department of Commerce after June 30, 1989. Any funds from this
26 appropriation remaining unexpended or unencumbered on June 30,
27 1990, shall automatically lapse into the Sunny Day Fund.

28 Section 6. This act shall take effect immediately.