

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 693 Session of
1993

INTRODUCED BY FUMO, MARCH 23, 1993

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, NOVEMBER 16, 1994

AN ACT

~~Making appropriations from a restricted revenue account within
the General Fund and from Federal augmentation funds to the
Pennsylvania Public Utility Commission, the Office of
Consumer Advocate in the Office of the Attorney General and
the Office of Small Business Advocate in the Department of
Commerce.~~

AMENDING THE ACT OF JULY 8, 1994 (P.L.444, NO.74), ENTITLED "A
SUPPLEMENT TO THE ACT OF JUNE 16, 1994 (P.L.344, NO.50),
ENTITLED 'AN ACT PROVIDING FOR THE CAPITAL BUDGET FOR THE
FISCAL YEAR 1994-1995,' ITEMIZING PUBLIC IMPROVEMENT
PROJECTS, FURNITURE AND EQUIPMENT PROJECTS, TRANSPORTATION
ASSISTANCE PROJECTS, REDEVELOPMENT ASSISTANCE AND
REDEVELOPMENT ASSISTANCE CAPITAL PROJECTS, FLOOD CONTROL
PROJECTS AND KEYSTONE RECREATION, PARK AND CONSERVATION
PROJECTS TO BE CONSTRUCTED OR ACQUIRED OR ASSISTED BY THE
DEPARTMENT OF GENERAL SERVICES, THE DEPARTMENT OF
ENVIRONMENTAL RESOURCES, THE DEPARTMENT OF COMMUNITY AFFAIRS,
THE DEPARTMENT OF TRANSPORTATION, THE PENNSYLVANIA FISH AND
BOAT COMMISSION OR THE PENNSYLVANIA GAME COMMISSION, TOGETHER
WITH THEIR ESTIMATED FINANCIAL COSTS; AUTHORIZING THE
INCURRING OF DEBT WITHOUT THE APPROVAL OF THE ELECTORS FOR
THE PURPOSE OF FINANCING THE PROJECTS TO BE CONSTRUCTED OR
ACQUIRED OR ASSISTED BY THE DEPARTMENT OF GENERAL SERVICES,
THE DEPARTMENT OF ENVIRONMENTAL RESOURCES, THE DEPARTMENT OF
COMMUNITY AFFAIRS OR THE DEPARTMENT OF TRANSPORTATION;
STATING THE ESTIMATED USEFUL LIFE OF THE PROJECTS;
AUTHORIZING CERTAIN WAIVERS; MAKING APPROPRIATIONS; AND
MAKING REPEALS," FURTHER PROVIDING FOR CERTAIN PUBLIC
IMPROVEMENT AND FLOOD CONTROL PROJECTS; AND ADDING A
REDEVELOPMENT ASSISTANCE PROJECT.

The General Assembly of the Commonwealth of Pennsylvania

1 hereby enacts as follows:

2 ~~Section 1. The following sums, or as much thereof as may be~~ <—
3 ~~necessary, are specifically appropriated from the restricted~~
4 ~~revenue account within the General Fund and from Federal~~
5 ~~augmentation funds to the Pennsylvania Public Utility Commission~~
6 ~~to provide for the operation of the commission for the fiscal~~
7 ~~year July 1, 1993, to June 30, 1994, for the purposes and in the~~
8 ~~amounts shown:~~

9 _____Federal_____State

10 ~~(1) For the salaries, wages~~
11 ~~and all necessary expenses for the~~
12 ~~proper operation and administration~~
13 ~~of the Pennsylvania Public Utility~~
14 ~~Commission, including the chairman~~
15 ~~and commissioners and the Bureau of~~
16 ~~Safety and Enforcement.~~

17 ~~State appropriation.....~~ \$34,486,000

18 ~~(i) The following Federal~~
19 ~~augmentation amounts, or as~~
20 ~~much thereof as may be~~
21 ~~necessary, are specifically~~
22 ~~appropriated to supplement the~~
23 ~~sum authorized to be billed to~~
24 ~~utilities for the operation of~~
25 ~~the commission:~~

26 ~~(A) "Natural Gas~~
27 ~~Pipeline Safety" To~~
28 ~~enforce the regulations of~~
29 ~~the Natural Gas Pipeline~~
30 ~~Safety Act.~~

1 Federal appropriation..... 140,000-----

2 ~~Any Federal funds which the~~
3 ~~Pennsylvania Public Utility Commission~~
4 ~~receives pursuant to these~~
5 ~~appropriations shall not be credited~~
6 ~~to any utility nor used to lower the~~
7 ~~annual assessment of any utility.~~

8 ~~Section 2. The sum of \$3,730,000 is hereby appropriated from~~
9 ~~the restricted revenue account within the General Fund to the~~
10 ~~Office of Consumer Advocate in the Office of the Attorney~~
11 ~~General to provide for the operation of that office for the~~
12 ~~fiscal year July 1, 1993, to June 30, 1994.~~

13 ~~Section 3. The sum of \$739,000 is hereby appropriated from~~
14 ~~the restricted revenue account within the General Fund to the~~
15 ~~Office of Small Business Advocate in the Department of Commerce~~
16 ~~to provide for the operation of that office for the fiscal year~~
17 ~~July 1, 1993, to June 30, 1994.~~

18 ~~Section 4. This act shall take effect July 1, 1993, or~~
19 ~~immediately, whichever is later.~~

20 SECTION 1. SECTIONS 2(A) AND (E), 3(3) HEADING AND (XIX), <—
21 7(1) HEADING AND (VIII) AND 13(A) AND (E) OF THE ACT OF JULY 8,
22 1994 (P.L.444, NO.74), KNOWN AS THE CAPITAL BUDGET PROJECT
23 ITEMIZATION ACT FOR 1994-1995, ARE AMENDED TO READ:

24 SECTION 2. TOTAL AUTHORIZATIONS.

25 (A) PUBLIC IMPROVEMENTS.--THE TOTAL AUTHORIZATION FOR THE
26 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC
27 IMPROVEMENT PROJECTS ITEMIZED IN SECTION 3 AND TO BE ACQUIRED OR
28 CONSTRUCTED BY THE DEPARTMENT OF GENERAL SERVICES, ITS
29 SUCCESSORS OR ASSIGNS, AND TO BE FINANCED BY THE INCURRING OF
30 DEBT SHALL BE [\$1,345,046,000] \$1,348,646,000.

1 * * *

2 (E) FLOOD CONTROL.--THE TOTAL AUTHORIZATION FOR THE CAPITAL
3 PROJECTS IN THE CATEGORY OF FLOOD CONTROL PROJECTS ITEMIZED IN
4 SECTION 7 AND TO BE CONSTRUCTED BY THE DEPARTMENT OF
5 ENVIRONMENTAL RESOURCES, ITS SUCCESSORS OR ASSIGNS, AND TO BE
6 FINANCED BY THE INCURRING OF DEBT SHALL BE [\$28,032,000]
7 \$24,432,000.

8 * * *

9 SECTION 3. ITEMIZATION OF PUBLIC IMPROVEMENT PROJECTS.

10 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC
11 IMPROVEMENT PROJECTS TO BE CONSTRUCTED OR ACQUIRED BY THE
12 DEPARTMENT OF GENERAL SERVICES, ITS SUCCESSORS OR ASSIGNS, AND
13 TO BE FINANCED BY THE INCURRING OF DEBT, ARE HEREBY ITEMIZED,
14 TOGETHER WITH THEIR RESPECTIVE ESTIMATED FINANCIAL COSTS, AS
15 FOLLOWS:

16		TOTAL
17		PROJECT
18	PROJECT	ALLOCATION
19	* * *	
20	[(3) DEPARTMENT OF ENVIRONMENTAL RESOURCES	\$55,585,000]
21	<u>(3) DEPARTMENT OF ENVIRONMENTAL RESOURCES</u>	<u>\$59,185,000</u>

22 * * *

23 (XIX) MONTGOMERY COUNTY

24	(A) ABINGTON AND UPPER DUBLIN TOWNSHIPS -	
25	SANDY RUN FLOOD PROTECTION PROJECT	720,000
26	(BASE PROJECT ALLOCATION - \$600,000)	
27	(DESIGN AND CONTINGENCIES - \$120,000)	
28	<u>(B) GLENSIDE AREA, CHELTENHAM TOWNSHIP -</u>	
29	<u>RAISING LEVEL OF LEVEES ALONG TACONY</u>	
30	<u>CREEK, CONSTRUCTION OF A CONCRETE</u>	

1	<u>CHANNEL, EXTENSION OF CULVERT BOX AND</u>	
2	<u>CONSTRUCTION OF A NEW SEPTA RAILROAD</u>	
3	<u>BRIDGE FOR STREAM FLOW IMPROVEMENT</u>	<u>3,600,000</u>

4 * * *

5 SECTION 7. ITEMIZATION OF FLOOD CONTROL PROJECTS.

6 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF FLOOD CONTROL
7 PROJECTS TO BE CONSTRUCTED BY THE DEPARTMENT OF ENVIRONMENTAL
8 RESOURCES, ITS SUCCESSORS OR ASSIGNS, AND TO BE FINANCED BY THE
9 INCURRING OF DEBT ARE HEREBY ITEMIZED, TOGETHER WITH THEIR
10 RESPECTIVE ESTIMATED COSTS, AS FOLLOWS:

11		TOTAL
12		PROJECT
13	PROJECT	ALLOCATION
14	[(1) DEPARTMENT OF ENVIRONMENTAL RESOURCES	\$28,032,000]
15	<u>(1) DEPARTMENT OF ENVIRONMENTAL RESOURCES</u>	<u>\$24,432,000</u>

16 * * *

17 [(VIII) MONTGOMERY COUNTY

18 (A) GLENSIDE AREA, CHELTENHAM TOWNSHIP -

19 RAISING LEVEL OF LEVEES ALONG TACONY

20 CREEK, CONSTRUCTION OF A CONCRETE

21 CHANNEL, EXTENSION OF CULVERT BOX AND

22 CONSTRUCTION OF A NEW SEPTA RAILROAD

23 BRIDGE FOR STREAM FLOW IMPROVEMENT 3,600,000]

24 * * *

25 SECTION 13. DEBT AUTHORIZATION.

26 (A) PUBLIC IMPROVEMENTS.--THE GOVERNOR, THE AUDITOR GENERAL
27 AND THE STATE TREASURER ARE HEREBY AUTHORIZED AND DIRECTED TO
28 BORROW, FROM TIME TO TIME, IN ADDITION TO ANY AUTHORIZATION
29 HERETOFORE OR HEREAFTER ENACTED, ON THE CREDIT OF THE
30 COMMONWEALTH, SUBJECT TO THE LIMITATIONS PROVIDED IN THE CURRENT

1 CAPITAL BUDGET, MONEY NOT EXCEEDING IN THE AGGREGATE THE SUM OF
2 [\$1,345,046,000] \$1,348,646,000 AS MAY BE FOUND NECESSARY TO
3 CARRY OUT THE ACQUISITION AND CONSTRUCTION OF THE PUBLIC
4 IMPROVEMENT PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET.

5 * * *

6 (E) FLOOD CONTROL.--THE GOVERNOR, AUDITOR GENERAL AND STATE
7 TREASURER ARE HEREBY AUTHORIZED AND DIRECTED TO BORROW, FROM
8 TIME TO TIME, IN ADDITION TO ANY AUTHORIZATION HERETOFORE OR
9 HEREAFTER ENACTED, ON THE CREDIT OF THE COMMONWEALTH, SUBJECT TO
10 THE LIMITATIONS PROVIDED IN THE CURRENT CAPITAL BUDGET, MONEY
11 NOT EXCEEDING IN THE AGGREGATE THE SUM OF [\$28,032,000]
12 \$24,432,000 AS MAY BE FOUND NECESSARY TO CARRY OUT THE
13 ACQUISITION AND CONSTRUCTION OF THE FLOOD CONTROL PROJECTS
14 SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET.

15 SECTION 2. SECTION 16(A) AND (E) OF THE ACT, AMOUNTS VETOED
16 IN PART, ARE AMENDED TO READ:
17 SECTION 16. APPROPRIATIONS.

18 (A) PUBLIC IMPROVEMENTS.--THE NET PROCEEDS OF THE SALE OF
19 THE OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY APPROPRIATED
20 FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT OF GENERAL
21 SERVICES IN THE MAXIMUM AMOUNT OF [\$424,757,000] \$428,357,000 TO
22 BE USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL COST OF THE
23 PUBLIC IMPROVEMENT PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL
24 BUDGET. AFTER RESERVING OR PAYING THE EXPENSES OF THE SALE OF
25 THE OBLIGATION, THE STATE TREASURER SHALL PAY TO THE DEPARTMENT
26 OF GENERAL SERVICES THE MONEYS AS REQUIRED AND CERTIFIED BY IT
27 TO BE LEGALLY DUE AND PAYABLE.

28 * * *

29 (E) FLOOD CONTROL.--THE NET PROCEEDS OF THE SALE OF THE
30 OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY APPROPRIATED FROM

1 THE CAPITAL FACILITIES FUND TO THE DEPARTMENT OF ENVIRONMENTAL
2 RESOURCES IN THE MAXIMUM AMOUNT OF [\$27,032,000] 23,432,000 TO
3 BE USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL COST OF THE
4 FLOOD CONTROL PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL
5 BUDGET. AFTER RESERVING OR PAYING THE EXPENSE OF THE SALE OF THE
6 OBLIGATION, THE STATE TREASURER SHALL PAY TO THE DEPARTMENT OF
7 ENVIRONMENTAL RESOURCES THE MONEYS AS REQUIRED AND CERTIFIED BY
8 IT TO BE LEGALLY DUE AND PAYABLE.

9 SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.