

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1418 Session of
2009

INTRODUCED BY D. EVANS, MAY 4, 2009

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, AUGUST 3, 2009

AN ACT

1 Providing for the capital budget for the fiscal year 2009-2010; ←
2 ITEMIZING TRANSPORTATION ASSISTANCE PROJECTS TO BE
3 CONSTRUCTED OR ACQUIRED OR ASSISTED BY THE DEPARTMENT OF
4 GENERAL SERVICES OR THE DEPARTMENT OF TRANSPORTATION,
5 TOGETHER WITH THEIR ESTIMATED FINANCIAL COSTS; AUTHORIZING
6 THE INCURRING OF DEBT WITHOUT THE APPROVAL OF THE ELECTORS
7 FOR THE PURPOSE OF FINANCING THE PROJECTS TO BE CONSTRUCTED,
8 ACQUIRED OR ASSISTED BY THE DEPARTMENT OF GENERAL SERVICES OR
9 THE DEPARTMENT OF TRANSPORTATION; STATING THE ESTIMATED
10 USEFUL LIFE OF THE PROJECTS; AND MAKING APPROPRIATIONS.

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

13 Section 1. Short title and construction.

14 (a) Short title.--This act shall be known and may be cited
15 as the Capital Budget AND PROJECT ITEMIZATION Act of 2009-2010. ←

16 (b) Supplements.--A reference to this act shall be deemed to
17 include a reference to the supplements to this act.

18 (c) Capital Facilities Debt Enabling Act.--The provisions
19 and definitions of Chapter 3 of the act of February 9, 1999
20 (P.L.1, No.1), known as The Capital Facilities Debt Enabling
21 Act, shall apply to this act to the extent they are not
22 inconsistent with this act.

1 Section 2. Overall limitations on debt to be incurred for
2 capital projects.

3 The maximum principal amount of additional debt to be
4 incurred during the 2009-2010 fiscal year, and thereafter until
5 the enactment of the 2010-2011 capital budget specifying the
6 maximum debt for the 2010-2011 fiscal year, for capital projects
7 specifically itemized in a capital budget pursuant to section
8 7(a)(4) of Article VIII of the Constitution of Pennsylvania, and
9 the fund to be charged with the repayment of such debt, shall,
10 with respect to each category of capital projects, be as
11 follows:

12	Category	Amount	Fund
13	(1) Public Improvement		
14	Projects:		
15	(i) Buildings and		General Fund or
16	structures	\$920,000,000	Special Fund as
17			applicable
18	(2) Furniture and		General Fund or
19	equipment	15,000,000	Special Fund as
20			applicable
21	(3) Transportation		
22	assistance projects	175,000,000	General Fund
23	(3) TRANSPORTATION		
24	ASSISTANCE PROJECTS	192,000,000	GENERAL FUND
25	(4) Redevelopment		
26	assistance projects	325,000,000	General Fund
27	(5) Flood control		
28	projects	30,000,000	General Fund
29	(6) Bridge projects	200,000,000	General Fund or
30			Motor License Fund

1 ~~TOTAL~~ ~~\$1,665,000,000~~

←

2 TOTAL \$1,682,000,000

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3 ~~Section 3. Effective date.~~

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4 ~~This act shall take effect July 1, 2009, or immediately,~~

5 ~~whichever is later.~~

6 SECTION 3. TOTAL AUTHORIZATIONS.

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7 THE TOTAL AUTHORIZATION FOR THE CAPITAL PROJECTS IN THE
8 CATEGORY OF TRANSPORTATION ASSISTANCE PROJECTS ITEMIZED IN
9 SECTION 4 WITH RESPECT TO WHICH AN INTEREST IS TO BE ACQUIRED IN
10 OR CONSTRUCTED BY THE DEPARTMENT OF TRANSPORTATION, ITS
11 SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE INCURRING OF
12 DEBT SHALL BE \$143,000,000.

13 SECTION 4. ITEMIZATION OF TRANSPORTATION ASSISTANCE PROJECTS.

14 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF TRANSPORTATION
15 ASSISTANCE PROJECTS FOR RURAL AND INTERCITY RAIL SERVICE
16 PROJECTS TO BE CONSTRUCTED OR WITH RESPECT TO WHICH AN INTEREST
17 IS TO BE ACQUIRED BY THE DEPARTMENT OF TRANSPORTATION, ITS
18 SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE INCURRING OF
19 DEBT ARE HEREBY ITEMIZED, TOGETHER WITH THEIR RESPECTIVE
20 ESTIMATED FINANCIAL COSTS, AS FOLLOWS:

21		TOTAL PROJECT
22	PROJECT	ALLOCATION
23	(1) CUMBERLAND COUNTY	
24	(I) NORFOLK SOUTHERN CORPORATION	
25	(A) CRESCENT CORRIDOR PROJECT; EXTEND	
26	SECOND MAIN TRACK IN MT. HOLLY SPRINGS,	
27	FROM MP LG15.6 TO MP LG15.0, IN	
28	CUMBERLAND COUNTY	
29	PROJECT ALLOCATION	17,500,000
30	(BASE PROJECT ALLOCATION - \$16,100,000)	

1	(DESIGN AND CONTINGENCIES - \$1,400,000)	
2	(2) DAUPHIN COUNTY	
3	(I) NORFOLK SOUTHERN CORPORATION	
4	(A) CRESCENT CORRIDOR PROJECT; CONSTRUCT	
5	SECOND MAIN TRACK IN HARRISBURG WYE,	
6	FROM MP HP111.4 TO MP LG0.5, IN DAUPHIN	
7	COUNTY	
8	PROJECT ALLOCATION	7,000,000
9	(BASE PROJECT ALLOCATION - \$6,440,000)	
10	(DESIGN AND CONTINGENCIES - \$560,000)	
11	(3) FRANKLIN COUNTY	
12	(I) NORFOLK SOUTHERN CORPORATION	
13	(A) CRESCENT CORRIDOR PROJECT; EXTEND	
14	SECOND MAIN TRACK IN GREENCASTLE, FROM MP	
15	HW60 TO MP HW68, IN FRANKLIN COUNTY	
16	PROJECT ALLOCATION	15,500,000
17	(BASE PROJECT ALLOCATION - \$14,260,000)	
18	(DESIGN AND CONTINGENCIES - \$1,240,000)	
19	(B) CRESCENT CORRIDOR PROJECT; CONSTRUCT	
20	NEW INTERMODAL TERMINAL YARD IN	
21	GREENCASTLE, FRANKLIN COUNTY	
22	PROJECT ALLOCATION	98,000,000
23	(BASE PROJECT ALLOCATION - \$90,160,000)	
24	(DESIGN AND CONTINGENCIES - \$7,840,000)	
25	(4) PHILADELPHIA COUNTY	
26	(I) NORFOLK SOUTHERN CORPORATION	
27	(A) CRESCENT CORRIDOR PROJECT; CONSTRUCT	
28	ADDITION TO INTERMODAL TERMINAL AT NAVY	
29	YARD IN PHILADELPHIA COUNTY	
30	PROJECT ALLOCATION	5,000,000

1 (BASE PROJECT ALLOCATION - \$4,600,000)

2 (DESIGN AND CONTINGENCIES - \$400,000)

3 SECTION 5. DEBT AUTHORIZATION.

4 THE GOVERNOR, AUDITOR GENERAL AND STATE TREASURER ARE HEREBY
5 AUTHORIZED AND DIRECTED TO BORROW FROM TIME TO TIME IN ADDITION
6 TO ANY AUTHORIZATION HERETOFORE OR HEREAFTER ENACTED, ON THE
7 CREDIT OF THE COMMONWEALTH, SUBJECT TO THE LIMITATIONS PROVIDED
8 IN THE CURRENT CAPITAL BUDGET, MONEY NOT EXCEEDING IN THE
9 AGGREGATE THE SUM OF \$143,000,000 AS MAY BE FOUND NECESSARY TO
10 CARRY OUT THE ACQUISITION AND CONSTRUCTION OF THE TRANSPORTATION
11 ASSISTANCE PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET.

12 SECTION 6. ISSUE OF BONDS.

13 THE INDEBTEDNESS AUTHORIZED IN THIS ACT SHALL BE INCURRED
14 FROM TIME TO TIME AND SHALL BE EVIDENCED BY ONE OR MORE SERIES
15 OF GENERAL OBLIGATION BONDS OF THE COMMONWEALTH IN SUCH
16 AGGREGATE PRINCIPAL AMOUNT FOR EACH SERIES AS THE GOVERNOR, THE
17 AUDITOR GENERAL AND THE STATE TREASURER SHALL DETERMINE, BUT THE
18 LATEST STATED MATURITY DATE SHALL NOT EXCEED THE ESTIMATED
19 USEFUL LIFE OF THE PROJECTS BEING FINANCED AS STATED IN SECTION
20 7.

21 SECTION 7. ESTIMATED USEFUL LIFE AND TERM OF DEBT.

22 (A) ESTIMATED USEFUL LIFE.--THE GENERAL ASSEMBLY STATES THAT
23 THE ESTIMATED USEFUL LIFE OF THE PUBLIC IMPROVEMENT PROJECTS
24 ITEMIZED IN THIS ACT IS AS FOLLOWS:

25 (1) TRANSPORTATION ASSISTANCE PROJECTS:

26 (I) ROLLING STOCK, 15 YEARS.

27 (II) PASSENGER BUSES, 12 YEARS.

28 (III) FURNITURE AND EQUIPMENT, 10 YEARS.

29 (IV) ALL OTHERS, 30 YEARS.

30 (B) TERM OF DEBT.--THE MAXIMUM TERM OF THE DEBT AUTHORIZED

1 TO BE INCURRED UNDER THIS ACT IS 30 YEARS.

2 SECTION 8. APPROPRIATIONS.

3 THE NET PROCEEDS OF THE SALE OF THE OBLIGATIONS AUTHORIZED IN
4 THIS ACT ARE HEREBY APPROPRIATED FROM THE CAPITAL FACILITIES
5 FUND TO THE DEPARTMENT OF TRANSPORTATION IN THE MAXIMUM AMOUNT
6 OF \$143,000,000 TO BE USED BY IT EXCLUSIVELY TO DEFRAY THE
7 FINANCIAL COST OF THE TRANSPORTATION ASSISTANCE PROJECTS
8 SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET. AFTER RESERVING OR
9 PAYING THE EXPENSES OF THE SALE OF THE OBLIGATION, THE STATE
10 TREASURER SHALL PAY TO THE DEPARTMENT OF TRANSPORTATION THE
11 MONEYS AS REQUIRED AND CERTIFIED BY IT TO BE LEGALLY DUE AND
12 PAYABLE.

13 SECTION 9. FEDERAL FUNDS.

14 IN ADDITION TO THOSE FUNDS APPROPRIATED IN SECTION 8, ALL
15 MONEYS RECEIVED FROM THE FEDERAL GOVERNMENT FOR THE PROJECTS
16 SPECIFICALLY ITEMIZED IN THIS ACT ARE ALSO HEREBY APPROPRIATED
17 FOR THOSE PROJECTS.

18 SECTION 10. EDITORIAL CHANGES.

19 IN EDITING AND PREPARING THIS ACT FOR PRINTING FOLLOWING THE
20 FINAL ENACTMENT, THE LEGISLATIVE REFERENCE BUREAU SHALL INSERT
21 OR REVISE LETTERS OR NUMBERS FOR PROJECTS WHERE THE LETTERS OR
22 NUMBERS ARE MISSING OR REQUIRE REVISION. THE BUREAU SHALL ALSO
23 REVISE THE TOTAL MONETARY AMOUNTS FOR THE TOTAL AUTHORIZATION,
24 DEBT AUTHORIZATION, APPROPRIATIONS AND DEPARTMENTAL TOTALS AS
25 NECESSARY TO AGREE WITH THE TOTAL MONETARY AMOUNTS OF THE
26 PROJECTS.

27 SECTION 11. EFFECTIVE DATE.

28 THIS ACT SHALL TAKE EFFECT IMMEDIATELY.