



HOUSE COMMITTEE ON APPROPRIATIONS

2009-10 Legislative Session

FISCAL NOTE

HOUSE BILL: 1890

PRINTER'S NO: 3954

PRIME SPONSOR: Hanna

FISCAL IMPACT SUMMARY	FY 2009/10	FY 2010/11
Expenditure Increase/(Decrease):		
General Fund	\$0	\$0
Revenue Increase/(Decrease):		
General Fund	\$0	See Analysis

OVERVIEW:

House Bill 1890 authorizes the Department of General Services (DGS), with the approval of the Governor, to grant and convey separately, to the Pennsylvania State University, Benner Township, Pennsylvania Fish and Boat Commission, and the Pennsylvania Game Commission certain lands located in Benner Township, Centre County.

This act shall take effect immediately.

ANALYSIS:

HB 1890 authorizes DGS, with the approval of the Governor, to grant and convey state-owned land on the grounds of the State Correction Institution at Rockview in Benner Township, Centre County to the following entities:

- 451.8505-acres to the Pennsylvania State University, for \$407,570. An appraisal dated June 30, 2006 was performed on the property and determined fair market value to be \$1,243,000. However, the deed of conveyance shall contain a restrictive covenant requiring the university to use the property solely for the purposes of furthering their mission of education related to agriculture. If the property were used for any other purposes, the property would revert to the Commonwealth. The university is also required to convey and record a conservation easement to the Clearwater Conservancy and the Department of Conservation and Natural Resources. The bill also prohibits any use of the properties for a licensed gaming facility. In the event that this conveyance is not executed within two years, the authority to convey the property shall expire. The bill provides that all costs and fees incidental to this conveyance shall be borne by the grantee.
- 24.8813-acres to Benner Township for \$1. An appraisal dated June 30, 2006 was performed on the property and determined fair market value to be \$68,750. However, the deed of conveyance shall contain a restrictive covenant requiring the township to use the property solely for the purposes of recreational open space for the benefit of the public at large. If the property were used for any other purposes, the property would revert to the Commonwealth. The township is also required to convey and record a conservation easement to the Clearwater Conservancy and the Department of Conservation and Natural Resources. The bill also prohibits any use of the properties for a licensed gaming facility. In the event that this conveyance is not executed within two years, the authority to convey the property shall expire. The bill provides that all costs and fees incidental to this conveyance shall be borne by the grantee.

- 141.3022 acres to the Pennsylvania Fish and Boat Commission for \$19,000. An appraisal dated June 30, 2006 was performed on the property and determined fair market value to be \$1,113,900. However, the deed of conveyance shall contain a restrictive covenant requiring the Commission to use the property solely for the purposes of carrying out the Commission's legislatively mandated functions. If the property were used for any other purposes, the property would revert to the Commonwealth. In the event that this conveyance is not executed within two years, the authority to convey the property shall expire. The bill provides that all costs and fees incidental to this conveyance shall be borne by the grantee. The conveyance is contingent upon a cooperative agreement between Benner Township and the Fish and Boat Commission.
- 1,211.199-acres to the Pennsylvania Game Commission for \$1,092,501. An appraisal dated June 30, 2006 was performed on the property and determined fair market value to be \$3,330,250. However, the deed of conveyance shall contain a restrictive covenant requiring the Commission to use the property solely for the purposes of carrying out the Commission's legislatively mandated functions. If the property were used for any other purposes, the property would revert to the Commonwealth. In the event that this conveyance is not executed within two years, the authority to convey the property shall expire. The bill provides that all costs and fees incidental to this conveyance shall be borne by the grantee. The conveyance is contingent upon a cooperative agreement between Benner Township and the Game Commission. The source of all or a portion of the funds being utilized by the Game Commission to purchase the property is a grant from the Fish and Wildlife Service.

The bill also allows the four parties involved (Pennsylvania State University, Benner Township, Pennsylvania Fish and Boat Commission, and the Pennsylvania Game Commission) to exchange parcels among themselves to solidify contiguous management parcels and promote overall management goals and objectives.

The amount of all costs and fees incurred by DGS in preparing the property contained in this act for sale shall be deducted from proceeds of the sale and transferred to the appropriation from which the costs and fees were paid by DGS. The balance of the proceeds of the sale shall be deposited in the General Fund.

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House Appropriations Committee, (D)

DATE: June 28, 2010

General Note and Disclaimer: *This Fiscal Note was prepared pursuant to House Rule 19(a), and the elements considered and reported above are required by Section 5 of the rule. Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*