

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 542

Session of  
1985

INTRODUCED BY MOORE, BELL, SHUMAKER, JUBELIRER, O'CONNELL,  
STAUFFER, LOEPER, HOLL, BRIGHTBILL, STAPLETON, HESS,  
TILGHMAN, GREENLEAF, CORMAN, KELLEY, KRATZER, EARLY,  
HELFRICK, PECORA, FISHER, HOWARD, RHOADES, SHAFFER, WILT,  
O'PAKE, HOPPER, SINGEL, LINCOLN, LEWIS, WENGER, ZEMPRELLI,  
REIBMAN, FUMO, ARMSTRONG, PETERSON, MADIGAN AND MELLOW,  
MARCH 12, 1985

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JUNE 30, 1986

AN ACT

1 ~~Authorizing the indebtedness, with the approval of the electors, <—~~  
2 ~~of \$10,000,000 for loans to volunteer fire companies,~~  
3 ~~volunteer ambulance services and volunteer rescue squads for~~  
4 ~~the purpose of establishing or modernizing facilities to~~  
5 ~~house firefighting apparatus equipment, ambulances and rescue~~  
6 ~~vehicles, and for purchasing firefighting apparatus~~  
7 ~~equipment, ambulances and rescue vehicles, protective and~~  
8 ~~communications equipment, and any other accessory equipment~~  
9 ~~necessary for the proper performance of such organizations'~~  
10 ~~duties.~~

11 AMENDING THE ACT OF JULY 11, 1985 (P.L.209, NO.54), ENTITLED "AN <—  
12 ACT AUTHORIZING THE INCURRING OF DEBT FOR THE PURPOSE OF  
13 FINANCING THE FEDERAL SHARE OF CONSTRUCTION OF INTERSTATE  
14 HIGHWAYS," INCREASING THE DEBT AUTHORIZATION AND  
15 APPROPRIATION; FURTHER PROVIDING FOR THE USE OF CERTAIN  
16 FEDERAL FUNDS; AND LIMITING THE POWER TO INCUR DEBT.

17 The General Assembly of the Commonwealth of Pennsylvania  
18 hereby enacts as follows:

19 ~~Section 1. The question of incurring indebtedness of <—~~  
20 ~~\$10,000,000 for loans to volunteer fire companies, volunteer~~  
21 ~~ambulance services and volunteer rescue squads for the purpose~~

1 ~~of establishing or modernizing facilities to house firefighting~~  
2 ~~apparatus equipment, ambulances and rescue vehicles, and for~~  
3 ~~purchasing firefighting apparatus equipment, ambulances and~~  
4 ~~rescue vehicles, protective and communications equipment, and~~  
5 ~~any other accessory equipment necessary for the proper~~  
6 ~~performance of such organizations' duties, shall be submitted to~~  
7 ~~the electors at the next primary, municipal or general election~~  
8 ~~following enactment of this act.~~

9 ~~Section 2. The Secretary of the Commonwealth shall forthwith~~  
10 ~~certify the question to the county boards of election.~~

11 ~~Section 3. The question shall be in substantially the~~  
12 ~~following form:~~

13 ~~Do you favor the incurring of indebtedness of \$10,000,000~~  
14 ~~for loans to volunteer fire companies, volunteer~~  
15 ~~ambulance services and volunteer rescue squads for the~~  
16 ~~purpose of establishing or modernizing facilities to~~  
17 ~~house firefighting apparatus equipment, ambulances and~~  
18 ~~rescue vehicles, and for purchasing firefighting~~  
19 ~~apparatus equipment, ambulances and rescue vehicles,~~  
20 ~~protective and communications equipment, and any other~~  
21 ~~accessory equipment necessary for the proper performance~~  
22 ~~of such organizations' duties?~~

23 ~~Section 4. The election shall be conducted in accordance~~  
24 ~~with the act of June 3, 1937 (P.L.1333, No.320), known as the~~  
25 ~~Pennsylvania Election Code, except that the time limits for~~  
26 ~~advertisement of notice of the election may be waived as to the~~  
27 ~~question.~~

28 ~~Section 5. Proceeds of borrowing shall be used through loans~~  
29 ~~to volunteer fire companies, volunteer ambulance services and~~  
30 ~~volunteer rescue squads pursuant to and for any purpose~~

1 ~~established by the act of July 15, 1976 (P.L.1036, No.208),~~  
2 ~~known as the Volunteer Fire Company, Ambulance Service and~~  
3 ~~Rescue Squad Assistance Act.~~

4 ~~Section 6. This act shall take effect immediately.~~

5 SECTION 1. SECTION 1 OF THE ACT OF JULY 11, 1985 (P.L.209, <—  
6 NO.54), ENTITLED "AN ACT AUTHORIZING THE INCURRING OF DEBT FOR  
7 THE PURPOSE OF FINANCING THE FEDERAL SHARE OF CONSTRUCTION OF  
8 INTERSTATE HIGHWAYS," IS AMENDED TO READ:

9 SECTION 1. AUTHORIZATION TO BORROW FUNDS FOR INTERSTATE HIGHWAY  
10 SYSTEM.

11 (A) DEBT AUTHORIZATION.--THE GOVERNOR, AUDITOR GENERAL AND  
12 STATE TREASURER ARE HEREBY AUTHORIZED AND DIRECTED TO BORROW,  
13 FROM TIME TO TIME, IN ADDITION TO ANY AUTHORIZATION HERETOFORE  
14 OR HEREAFTER ENACTED, ON THE CREDIT OF THE COMMONWEALTH, MONEY  
15 NOT EXCEEDING IN THE AGGREGATE THE SUM OF [\$29,500,000]  
16 \$350,000,000, AS MAY BE FOUND NECESSARY TO FINANCE THE FEDERAL  
17 SHARE OF CONSTRUCTION OF INTERSTATE HIGHWAY SYSTEM PROJECTS AS  
18 HERETOFORE SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET. NOTES OR  
19 REPLACEMENT NOTES SHALL BE EVIDENCED BY ONE OR MORE SERIES OF  
20 OBLIGATIONS OF THE COMMONWEALTH, AND MAY NOT EXCEED THREE YEARS  
21 FROM THE DATE OF THE OBLIGATION FIRST ISSUED TO EVIDENCE THE  
22 DEBT.

23 (B) APPROPRIATION.--THE NET PROCEEDS OF THE SALE OF THE  
24 OBLIGATIONS AUTHORIZED IN SUBSECTION (A) ARE HEREBY APPROPRIATED  
25 FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT OF  
26 TRANSPORTATION TO BE USED BY IT EXCLUSIVELY TO DEFRAY THE  
27 FEDERAL SHARE OF THE COSTS OF CONSTRUCTION OF INTERSTATE HIGHWAY  
28 SYSTEM PROJECTS AS HERETOFORE SPECIFICALLY ITEMIZED IN A CAPITAL  
29 BUDGET. AFTER RESERVING OR PAYING THE EXPENSES OF THE SALE OF  
30 THE OBLIGATIONS, THE STATE TREASURER SHALL PAY OUT TO THE

1 DEPARTMENT OF TRANSPORTATION THE MONEYS AS REQUIRED AND  
2 CERTIFIED BY IT TO BE LEGALLY DUE AND PAYABLE.

3 (C) FEDERAL FUNDING.--THE SECRETARY OF TRANSPORTATION SHALL  
4 CERTIFY THAT THE PROJECTS ARE ELIGIBLE FOR FUNDING UNDER 23  
5 U.S.C. § 115(6) (RELATING TO CONSTRUCTION BY STATES IN ADVANCE  
6 OF APPORTIONMENT). SUCH FEDERAL FUNDS AS ARE NECESSARY TO REPAY  
7 THE COSTS INCURRED IN BORROWING THE FEDERAL SHARE OF THE  
8 PROJECTS ARE HEREBY APPROPRIATED [EXCLUSIVELY TO REPAY THE COSTS  
9 INCURRED IN BORROWING THE FEDERAL SHARE OF THE PROJECTS].  
10 FEDERAL FUNDS RECEIVED UNDER 23 U.S.C § 115(6) ARE TO BE USED  
11 EXCLUSIVELY FOR THIS PROGRAM.

12 (D) AUTHORITY TO INCUR DEBT.--

13 (1) IN ADDITION TO THE AUTHORITY GRANTED IN THE CAPITAL  
14 BUDGET ACT OF 1985-1986, AND SUBJECT TO THE PROVISIONS AND  
15 DEFINITIONS OF ARTICLE XVI-B OF THE ACT OF APRIL 9, 1929  
16 (P.L.343, NO.176), KNOWN AS THE FISCAL CODE, THE PRINCIPAL  
17 AMOUNT OF ADDITIONAL DEBT TO BE INCURRED DURING THE 1985-1986  
18 FISCAL YEAR IN THE CATEGORY OF HIGHWAY PROJECTS FOR CAPITAL  
19 PROJECTS HERETOFORE SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET  
20 PURSUANT TO SECTION 7(A)(4) OF ARTICLE VIII OF THE  
21 CONSTITUTION OF PENNSYLVANIA AND TO BE REPAID FROM THE MOTOR  
22 LICENSE FUND SHOULD BE \$29,500,000.

23 (2) SUBJECT TO THE OVERALL DEBT LIMITATION IN SUBSECTION  
24 (A), THE ANNUAL AMOUNT OF DEBT AUTHORIZATION FOR EACH OF THE  
25 FISCAL YEARS 1986-1987, 1987-1988 AND 1988-1989 SHALL BE  
26 FIXED IN THE CAPITAL BUDGET ACT ENACTED FOR THE SPECIFIC  
27 FISCAL YEAR. THE ANNUAL AMOUNT OF AUTHORITY TO INCUR DEBT  
28 SHALL BE FIXED IN LEGISLATION WHICH SPECIFICALLY ITEMIZES THE  
29 CONSTRUCTION OF INTERSTATE HIGHWAY SYSTEM PROJECTS IN A  
30 CAPITAL BUDGET PURSUANT TO SECTION 7(A)(4) OF ARTICLE VIII OF

1     THE CONSTITUTION OF PENNSYLVANIA AND SPECIFICALLY REQUIRES  
2     REPAYMENT FROM THE MOTOR LICENSE FUND.

3     (E)   APPROPRIATION FROM THE MOTOR LICENSE FUND.--FUNDS ARE  
4   HEREBY APPROPRIATED FROM THE MOTOR LICENSE FUND TO MEET THE  
5   REQUIREMENTS OF THIS ACT. THE GOVERNOR SHALL ISSUE EXECUTIVE  
6   AUTHORIZATIONS AS REQUIRED TO PAY PROJECT, PRINCIPAL AND  
7   INTEREST COSTS.

8     SECTION 2.   THIS ACT SHALL TAKE EFFECT IMMEDIATELY.