

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 164

Session of  
1981

INTRODUCED BY WASS, LIVENGOD, L. E. SMITH AND D. R. WRIGHT,  
JANUARY 26, 1981

REFERRED TO COMMITTEE ON CONSERVATION, JANUARY 26, 1981

AN ACT

1 Amending the act of July 20, 1968 (P.L.652, No.220), entitled  
2 "An act amending the act of March 31, 1949 (P.L.372, No.34),  
3 entitled 'An act to promote the welfare of the people of the  
4 Commonwealth; creating The General State Authority as a body  
5 corporate and politic with power to construct, improve,  
6 equip, furnish, and operate projects, and to lease the same,  
7 and to fix fees, rentals, and charges for the use thereof;  
8 authorizing and regulating the issuance of bonds for said  
9 Authority, and providing for the payment of such bonds, and  
10 the rights of the holders thereof; and to enter into  
11 agreements with the Government of the United States or any  
12 Federal agency; and authorizing the Department of Property  
13 and Supplies to grant, assign, convey, or lease to the  
14 Authority lands of the Commonwealth and interests therein,  
15 and to acquire lands therefor; granting the right of eminent  
16 domain; empowering The General State Authority to sell and  
17 convey projects and property to the Commonwealth; and  
18 providing that no debt of the Commonwealth shall be incurred  
19 in the exercise of any of the powers granted by this act,'  
20 empowering the Authority to construct and acquire projects  
21 for certain State-related universities; providing for the  
22 disposition of unused borrowing capacity which may become  
23 available through the operation of the Higher Education  
24 Facilities Act of 1963 or other Federal grants; harmonizing  
25 the language of certain existing amendments; allocating  
26 unused funds; providing for the interpretation of certain  
27 amendments to the act; further defining the powers and  
28 procedures of the board; regulating the leasing of projects  
29 constructed for State-aided institutions; amending the  
30 eminent domain powers and procedures of the Authority;  
31 specifically itemizing projects for capital budget purposes,"  
32 authorizing the acquisition and demolition of properties for  
33 the Yellow Creek and Two Lick Creek Flood Protection Project.

1       The General Assembly of the Commonwealth of Pennsylvania  
2 hereby enacts as follows:

3       Section 1. Subclause (10) of clause XXIX of section 7, act  
4 of July 20, 1968 (P.L.652, No.220), entitled "An act amending  
5 the act of March 31, 1949 (P.L.372, No.34), entitled 'An act to  
6 promote the welfare of the people of the Commonwealth; creating  
7 The General State Authority as a body corporate and politic with  
8 power to construct, improve, equip, furnish, and operate  
9 projects, and to lease the same, and to fix fees, rentals, and  
10 charges for the use thereof; authorizing and regulating the  
11 issuance of bonds for said Authority, and providing for the  
12 payment of such bonds, and the rights of the holders thereof;  
13 and to enter into agreements with the Government of the United  
14 States or any Federal agency; and authorizing the Department of  
15 Property and Supplies to grant, assign, convey, or lease to the  
16 Authority lands of the Commonwealth and interests therein, and  
17 to acquire lands therefor; granting the right of eminent domain;  
18 empowering The General State Authority to sell and convey  
19 projects and property to the Commonwealth; and providing that no  
20 debt of the Commonwealth shall be incurred in the exercise of  
21 any of the powers granted by this act,' empowering the Authority  
22 to construct and acquire projects for certain State-related  
23 universities; providing for the disposition of unused borrowing  
24 capacity which may become available through the operation of the  
25 Higher Education Facilities Act of 1963 or other Federal grants;  
26 harmonizing the language of certain existing amendments;  
27 allocating unused funds; providing for the interpretation of  
28 certain amendments to the act; further defining the powers and  
29 procedures of the board; regulating the leasing of projects  
30 constructed for State-aided institutions; amending the eminent

1 domain powers and procedures of the Authority; specifically  
2 itemizing projects for capital budget purposes," added June 1,  
3 1978 (P.L.453, No.57), is amended to read:

4 Section 7. For capital budget purposes the following public  
5 improvement projects to be financed by the issuing of debt and  
6 to be constructed by The General State Authority, its successors  
7 or assigns, and which are in addition to those projects itemized  
8 in the "Capital Budget Act for the 1968-1969 Fiscal Year" are  
9 hereby specifically itemized, together with their respective  
10 estimated financial cost, as follows:

11 \* \* \*

12 XXIX. Department of Environmental Resources..... 22,256,000

13 Additional Flood Control Projects arising  
14 from the Great Flood of July 1977 are as  
15 follows:

16 PROJECT LOCATION

17 \* \* \*

18 (10) Yellow Creek and Two Lick Creek Flood  
19 Protection..... [3,250,000]  
20 Borough of Homer City and Center 2,708,000  
21 Township, Indiana County  
22 [(Base Construction Cost \$2,500,000)]  
23 (Base Project Cost, including acquisi-  
24 tion of properties and demolition \$2,708,000)

25 \* \* \*

26 Section 2. This act shall take effect immediately.