

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 285

Session of
1985

INTRODUCED BY FEE, PIEVSKY, DOMBROWSKI, LAUGHLIN, MANDERINO, COLAFELLA, CLARK, PRATT, IRVIS, D. R. WRIGHT, VEON, BOWSER, O'DONNELL, STUBAN, BALDWIN, SHOWERS, ACOSTA, AFFLERBACH, ANGSTADT, ARGALL, ARTY, BARBER, BATTISTO, BELARDI, BELFANTI, BIRMELIN, BLACK, BLAUM, BOOK, BORTNER, BOWLEY, BOYES, BROUJOS, BUNT, BURD, BURNS, BUSH, CALTAGIRONE, CAPPABIANCA, CARLSON, CARN, CAWLEY, CESSAR, CHADWICK, CIMINI, CIVERA, CLYMER, COHEN, COLE, CORDISCO, CORNELL, COSLETT, COWELL, COY, DALEY, DAVIES, DEAL, DeLUCA, DeVERTER, DIETZ, DININNI, DISTLER, DONATUCCI, DORR, DUFFY, DURHAM, EVANS, FARGO, FATTAH, FISCHER, FLICK, A. C. FOSTER, JR., FOX, FREEMAN, FREIND, FRYER, GALLAGHER, GALLEN, GAMBLE, GANNON, GEIST, GEORGE, GLADECK, GODSHALL, GREENWOOD, GRUITZA, GRUPPO, HAGARTY, HALUSKA, HARPER, HASAY, HAYES, HERMAN, HONAMAN, HOWLETT, HUTCHINSON, ITKIN, JACKSON, JAROLIN, JOHNSON, JOSEPHS, KASUNIC, KENNEDY, KENNEY, KOSINSKI, KUKOVICH, LANGTRY, LASHINGER, LESCOVITZ, LETTERMAN, LEVDANSKY, LEVIN, LINTON, LIVENGOOD, LLOYD, LUCYK, MACKOWSKI, MAIALE, MANMILLER, MARKOSEK, MAYERNIK, McCALL, McCLATCHY, McHALE, McVERRY, MERRY, MICHLOVIC, MICOZZIE, MILLER, MOEHLMANN, MORRIS, MOWERY, MRKONIC, NAHILL, NOYE, O'BRIEN, OLASZ, OLIVER, PERZEL, PETRARCA, PETRONE, PHILLIPS, PISTELLA, PITTS, POTT, PRESSMANN, PRESTON, PUNT, RAYMOND, REBER, REINARD, RICHARDSON, RIEGER, ROBBINS, RUDY, RYAN, RYBAK, SALOOM, SAURMAN, SEMMEL, SERAFINI, SEVENTY, SIRIANNI, B. SMITH, L. E. SMITH, D. W. SNYDER, G. M. SNYDER, STABACK, STAIRS, STEIGHNER, STEVENS, STEWART, SWEET, E. Z. TAYLOR, F. E. TAYLOR, J. J. TAYLOR, TELEK, TIGUE, TRELLO, TRUMAN, VAN HORNE, WAMBACH, WASS, WESTON, WIGGINS, WILLIAMS, WILSON, WOGAN, WOZNIAK, J. L. WRIGHT, R. C. WRIGHT AND YANDRISEVITS
FEBRUARY 6, 1985

SENATOR HOWARD, FINANCE, IN SENATE, AS AMENDED, JUNE 24, 1985

AN ACT

- 1 Creating a special fund in the Treasury Department for use in
- 2 attracting major industry into this Commonwealth; AND <—
- 3 establishing a procedure for the appropriation and use of
- 4 moneys in the fund; ~~and making an appropriation.~~ <—

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

3 Section 1. Short title.

4 This act shall be known and may be cited as the Sunny Day
5 Fund Act.

6 Section 2. Findings and declaration of policy.

7 (a) Findings.--It is hereby determined and declared as a
8 matter of legislative finding and intent:

9 (1) That involuntary unemployment and its resulting
10 burden of indigency falls with crushing force upon the
11 unemployed worker and upon counties, cities, boroughs and
12 other local governmental jurisdictions, reducing their tax
13 base and impairing their financial ability to support
14 education and other governmental services.

15 (2) That the problem of unemployment, and its
16 debilitating effects, has not been eliminated since the
17 increased level of the economy has not FULLY reached all <—
18 areas of this Commonwealth, nor has the economy of this
19 Commonwealth as a whole reached the level of the national
20 economy.

21 (3) That the present and prospective health, safety,
22 morals, ~~right to~~ OPPORTUNITY FOR gainful employment and <—
23 general welfare of the people of this Commonwealth ~~requires~~ <—
24 MAKES DESIRABLE, as a public purpose, the promotion and <—
25 development of large new industrial, manufacturing or
26 research and development enterprises.

27 (4) That while the Commonwealth has recently put in
28 place the best set of programs for small business available
29 in any state, there ~~is no program or~~ MAY NOT BE programs <—
30 available which has enough resources available to attract

1 firms with large numbers of new jobs available.

2 (b) Declaration of policy.--It is, therefore, declared to be
3 the policy of the Commonwealth to promote the health, safety,
4 morals, right to gainful employment and general welfare of the
5 inhabitants by the creation of a special account in the Treasury
6 Department, to be known as the Sunny Day Fund, which shall exist
7 for the public purpose of alleviating unemployment by attracting
8 large industrial, manufacturing or research and development
9 plants into this Commonwealth.

10 Section 3. Definitions.

11 The following words and phrases when used in this act shall
12 have the meanings given to them in this section unless the
13 context clearly indicates otherwise:

14 "Fund." The Sunny Day Fund created by this act.

15 "Industrial enterprise." An enterprise other than a
16 mercantile, commercial or retail enterprise which, by virtue of
17 its size, requires substantial capital and which, by its nature,
18 will create substantial employment opportunities.

19 "Manufacturing enterprise." An enterprise which is engaged
20 in the giving of new shapes, new qualities or new combinations
21 to matter by the application of processes which will generate
22 substantial employment.

23 "Research and development enterprise." An enterprise for the
24 discovery of new and the refinement of known substances,
25 processes, products, theories and ideas, which will create
26 substantial employment opportunities.

27 Section 4. Operation of fund.

28 (a) Source of funds.--There is hereby created a special fund
29 in the Treasury Department to be known as the Sunny Day Fund.
30 Moneys to be deposited in the fund shall be appropriated by the

1 General Assembly, and any interest income derived from those
2 moneys shall be deposited into the fund. Moneys in the fund
3 shall remain until appropriated and expended as specified in
4 subsection (b).

5 (b) Use of funds.--Moneys in the fund shall be available, <—
6 ~~upon appropriation,~~ to the Governor and the Department of
7 Commerce in their efforts to attract industrial, manufacturing
8 or research and development enterprises to this Commonwealth, <—
9 UPON APPROVAL OF AN APPROPRIATION BILL BY A VOTE OF TWO-THIRDS
10 OF THE MEMBERS ELECTED TO THE SENATE AND THE HOUSE OF
11 REPRESENTATIVES. Whenever the Governor determines that money
12 from this fund is necessary to attract a major enterprise to
13 this Commonwealth, he shall present a request for an
14 appropriation, along with the specifics of the total proposal
15 and such suggested ancillary and substantive legislation as may
16 be necessary, to the chairmen of the House and Senate
17 Appropriations Committees. The General Assembly may then
18 appropriate money from the fund in the manner it determines
19 necessary to accomplish the purposes set forth in the Governor's
20 proposal. Any money appropriated according to this section which
21 is then lapsed shall return to the fund.

22 ~~Section 5. Appropriation.~~ <—

23 ~~The sum of \$25,000,000 is hereby appropriated from the~~
24 ~~General Fund to be deposited into the Sunny Day Fund to be used~~
25 ~~for the purposes set forth in this act.~~

26 Section 6 5. Effective date. <—

27 This act shall take effect immediately.