

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 397 Session of
1991

INTRODUCED BY CORRIGAN, STISH, PESCI, TRELLO, LAUGHLIN, KENNEY,
BATTISTO, DALEY, DeLUCA, SALOOM AND BUNT, FEBRUARY 12, 1991

REFERRED TO COMMITTEE ON APPROPRIATIONS, FEBRUARY 12, 1991

AN ACT

1 Amending the act of March 1, 1988 (P.L.82, No.16), entitled "An
2 act providing for the establishment, implementation and
3 administration of the Pennsylvania Infrastructure Investment
4 Authority; imposing powers and duties on a board of trustees;
5 transferring the rights, powers, duties and obligations of
6 the Water Facilities Loan Board to the Pennsylvania
7 Infrastructure Investment Authority; providing for the
8 issuance of notes and bonds; providing for financial
9 assistance and for a comprehensive water facilities plan;
10 authorizing a referendum to incur indebtedness; making an
11 appropriation; and making repeals," providing for the waiver
12 of letters of no prejudice for certain applications for
13 financial assistance.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. Section 10 of the act of March 1, 1988 (P.L.82,
17 No.16), known as the Pennsylvania Infrastructure Investment
18 Authority Act, is amended by adding a subsection to read:
19 Section 10. Financial assistance.

20 * * *

21 (o) Limited waiver of letter of no prejudice.--

22 (1) Any requirement that an applicant obtain a letter of
23 no prejudice shall not apply to any project which meets the

1 requirements of paragraph (2). Applications for financial
2 assistance for projects under paragraph (2) shall not be
3 rejected or subject to any penalty for failure to apply for
4 or obtain a letter of no prejudice.

5 (2) The provisions of paragraph (1) shall apply to any
6 project on which construction was initiated on or after March
7 1, 1988, and prior to February 28, 1989, and which meets any
8 of the following requirements:

9 (i) The project was required to be initiated to
10 comply with a Federal or State regulatory order.

11 (ii) The project was required to be initiated to
12 attend to some demonstrable public health or safety
13 emergency.

14 (iii) The project was required to be initiated to
15 make possible an economic development project which will
16 retain existing jobs or create new jobs where the
17 opportunity for that economic development project may be
18 lost because of delay.

19 Section 2. This act shall be retroactive to March 1, 1988.

20 Section 3. This act shall take effect immediately.