

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2529 Session of
2002

INTRODUCED BY FLEAGLE, APRIL 8, 2002

SENATOR THOMPSON, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, JUNE 28, 2002

AN ACT

1 ~~Providing for the capital budget for the fiscal year 2002-2003~~ <—
2 ~~and for the establishment of a capital projects oversight~~
3 ~~board.~~

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5 AMENDING THE ACT OF FEBRUARY 9, 1999 (P.L.1, NO.1), ENTITLED "AN <—
6 ACT PROVIDING FOR BORROWING FOR CAPITAL FACILITIES;
7 CONFERRING POWERS AND DUTIES ON VARIOUS ADMINISTRATIVE
8 AGENCIES AND OFFICERS; MAKING APPROPRIATIONS; AND MAKING
9 REPEALS," FURTHER PROVIDING FOR APPROPRIATION FOR AND
10 LIMITATION ON REDEVELOPMENT ASSISTANCE CAPITAL PROJECTS.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 ~~CHAPTER 1~~ <—

14 ~~CAPITAL BUDGET ACT OF 2002-2003~~

15 ~~Section 101. Short title and construction.~~

16 ~~(a) Short title. This chapter shall be known and may be~~
17 ~~cited as the Capital Budget Act of 2002-2003.~~

18 ~~(b) Supplements. A reference to this chapter shall be~~
19 ~~deemed to include a reference to the supplements to this~~
20 ~~chapter.~~

21 ~~(c) Capital Facilities Debt Enabling Act. The provisions~~
22 ~~and definitions of Chapter 3 of the act of February 9, 1999~~
23 ~~(P.L.1, No.1), known as The Capital Facilities Debt Enabling~~
24 ~~Act, shall apply to this chapter to the extent they are not~~
25 ~~inconsistent with this chapter.~~

26 ~~Section 102. Overall limitations on debt to be incurred for~~
27 ~~capital projects.~~

28 ~~The maximum principal amount of additional debt to be~~
29 ~~incurred during the 2002-2003 fiscal year, for capital projects~~
30 ~~specifically itemized in a capital budget pursuant to section~~
31 ~~7(a)(4) of Article VIII of the Constitution of Pennsylvania, and~~
32 ~~the fund to be charged with the repayment of such debt, shall,~~

~~with respect to each category of capital projects, be as follows:~~

Category	Amount	Fund
(1) Public Improvement Projects:		
(i) Buildings and Structures	\$250,000,000	General Fund or Special Fund as applicable
(ii) Furniture and Equipment	—40,000,000	
(2) Transportation Assistance Projects	—150,000,000	General Fund
(3) Redevelopment Assistance Projects	—260,000,000	General Fund
(4) Flood Control Projects	—6,000,000	General Fund
Total	\$706,000,000	

~~CHAPTER 3~~

~~CAPITAL PROJECTS OVERSIGHT~~

~~Section 301. Short title of chapter.~~

~~This chapter shall be known and may be cited as the Capital Projects Oversight Act.~~

~~Section 302. Definitions.~~

~~The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~"Board." The Capital Projects Oversight Board established in section 303.~~

~~Section 303. Establishment.~~

~~The Capital Projects Oversight Board is established in order~~

~~to provide review and oversight of capital projects. The board shall also assist in providing information relating to ways each specific project benefits the community at large.~~

~~Section 304. Membership.~~

~~The board shall consist of nine members. The board shall reflect the racial and ethnic diversity of this Commonwealth. The Governor shall designate one of the appointed members as chairperson of the board. The following shall serve on the board:~~

~~(1) One member appointed by the President pro tempore of the Senate.~~

~~(2) One member appointed by the Minority Leader of the Senate.~~

~~(3) One member appointed by the Speaker of the House of Representatives.~~

~~(4) One member appointed by the Minority Leader of the House of Representatives.~~

~~(5) Five members from across this Commonwealth appointed by the Governor.~~

~~Section 305. Term of office.~~

~~The terms of office for appointed board members shall be two years and until their successors have been appointed, but no member shall serve more than six months beyond the expiration of the member's term unless reappointed. In no event shall a member serve more than two terms. Terms of office of members shall expire on the third Tuesday of January of each odd numbered year. In the case of a vacancy in a position filled by appointment of the Governor, the Governor shall make an appointment for the unexpired portion of the term. In the case of a vacancy in a position filled by appointment of a~~

~~legislative leader, that legislative leader shall make an
appointment for the unexpired portion of the term.~~

~~Section 306. Quorum and meetings.~~

~~The board shall meet least twice per year, as well as at the
call of the Governor. A majority of the members of the board
shall constitute a quorum.~~

~~Section 307. Compensation and expenses.~~

~~(a) Compensation. The members of the board shall serve
without compensation. However, members other than the Governor
shall be entitled to receive traveling and other reasonable
expenses incurred in the discharge of their official duties.~~

~~(b) Expenses. The expenses of the board provided for in
this section shall be borne by the Executive Office of the
Governor.~~

~~Section 308. Publication of projects on Internet.~~

~~The board, within 120 days of the final appointment to the
initial board, shall electronically publish on the Internet, a
list of the projects for which the board has oversight as well
as the times and dates of all board meetings.~~

~~Section 309. Annual report.~~

~~The board shall, no later than July 1 of each year, prepare a
comprehensive annual report detailing its review of each capital
project.~~

~~Section 310. Applicability.~~

~~This chapter shall only apply to capital projects:~~

~~(1) Involving expenditures over \$5,000,000.~~

~~(2) Under Chapter 1.~~

~~CHAPTER 7~~

~~MISCELLANEOUS PROVISIONS~~

~~Section 701. Effective date.~~

1 ~~This act shall take effect July 1, 2002, or immediately,~~
2 ~~whichever is later.~~

3 SECTION 1. SECTION 317 OF THE ACT OF FEBRUARY 9, 1999 <—
4 (P.L.1, NO.1), KNOWN AS THE CAPITAL FACILITIES DEBT ENABLING
5 ACT, IS AMENDED TO READ:

6 SECTION 317. APPROPRIATION FOR AND LIMITATION ON REDEVELOPMENT
7 ASSISTANCE CAPITAL PROJECTS.

8 (A) APPROPRIATION.--THE AMOUNT NECESSARY TO PAY PRINCIPAL OF
9 AND INTEREST ON ALL OBLIGATIONS ISSUED TO PROVIDE FUNDS FOR
10 REDEVELOPMENT ASSISTANCE CAPITAL PROJECTS IS HEREBY APPROPRIATED
11 FROM THE GENERAL FUND AND SHALL BE TRANSFERRED TO THE CAPITAL
12 DEBT FUND UPON AUTHORIZATION BY THE GOVERNOR.

13 (B) LIMITATION.--THE MAXIMUM AMOUNT OF REDEVELOPMENT
14 ASSISTANCE CAPITAL PROJECTS UNDERTAKEN BY THE COMMONWEALTH FOR
15 WHICH OBLIGATIONS ARE OUTSTANDING SHALL NOT EXCEED, IN
16 AGGREGATE, [\$1,200,000,000] \$1,300,000,000.

17 SECTION 2. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.