

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1166 Session of  
2006

INTRODUCED BY WENGER, MARCH 17, 2006

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JUNE 30, 2006

AN ACT

1 Providing for the capital budget for the fiscal year 2006-2007  
2 AND ITEMIZING TRANSPORTATION ASSISTANCE AND REDEVELOPMENT <—  
3 ASSISTANCE PROJECTS TO BE CONSTRUCTED OR ACQUIRED OR ASSISTED  
4 BY THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT AND  
5 THE DEPARTMENT OF TRANSPORTATION, TOGETHER WITH THEIR  
6 ESTIMATED FINANCIAL COSTS; AUTHORIZING THE INCURRING OF DEBT  
7 WITHOUT THE APPROVAL OF THE ELECTORS FOR THE PURPOSE OF  
8 FINANCING THE PROJECTS TO BE CONSTRUCTED OR ACQUIRED OR  
9 ASSISTED BY THE DEPARTMENT OF COMMUNITY AND ECONOMIC  
10 DEVELOPMENT AND THE DEPARTMENT OF TRANSPORTATION; STATING THE  
11 ESTIMATED USEFUL LIFE OF THE PROJECTS; AND MAKING  
12 APPROPRIATIONS.

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

15 Section 1. Short title and construction.

16 (a) Short title.--This act shall be known and may be cited  
17 as the Capital Budget AND PROJECT ITEMIZATION Act of 2006-2007. <—

18 (b) Supplements.--A reference to this act shall be deemed to  
19 include a reference to the supplements to this act.

20 (c) Capital Facilities Debt Enabling Act.--The provisions  
21 and definitions of Chapter 3 of the act of February 9, 1999

1 (P.L.1, No.1), known as ~~The~~ THE Capital Facilities Debt Enabling <—  
2 Act, shall apply to this act to the extent they are not  
3 inconsistent with this act.

4 Section 2. Overall limitations on debt to be incurred for  
5 capital projects.

6 The maximum principal amount of additional debt to be  
7 incurred during the 2006-2007 fiscal year, and thereafter until  
8 the enactment of the 2007-2008 capital budget specifying the  
9 maximum debt for the 2007-2008 fiscal year, for capital projects  
10 specifically itemized in a capital budget pursuant to section  
11 7(a)(4) of Article VIII of the Constitution of Pennsylvania, and  
12 the fund to be charged with the repayment of such debt, shall,  
13 with respect to each category of capital projects, be as  
14 follows:

15	Category	Amount	Fund	
16	(1) Public Improvement			
17	Projects:			
18	(i) Buildings and		General Fund or	
19	Structures	\$445,000,000	Special Fund as	
20			applicable	
21	(2) Furniture and		General Fund or	
22	Equipment	5,000,000	Special Fund as	
23			applicable	
24	(3) Transportation			
25	<del>Assistance Projects</del>	<del>150,000,000</del>	<del>General Fund</del>	<—
26	ASSISTANCE PROJECTS	155,000,000	GENERAL FUND	<—
27	(4) Redevelopment			
28	Assistance Projects	230,000,000	General Fund	
29	(5) Flood Control			
30	Projects	10,000,000	General Fund	

1	Total	\$840,000,000	<—
2	TOTAL	\$845,000,000	<—

3 SECTION 3. TOTAL AUTHORIZATIONS.

4 (A) TRANSPORTATION ASSISTANCE.--THE TOTAL AUTHORIZATION FOR  
5 THE CAPITAL PROJECTS IN THE CATEGORY OF TRANSPORTATION  
6 ASSISTANCE PROJECTS ITEMIZED IN SECTION 4 WITH RESPECT TO WHICH  
7 AN INTEREST IS TO BE ACQUIRED IN OR CONSTRUCTED BY THE  
8 DEPARTMENT OF TRANSPORTATION, ITS SUCCESSORS OR ASSIGNS AND TO  
9 BE FINANCED BY THE INCURRING OF DEBT SHALL BE \$10,000,000.

10 (B) REDEVELOPMENT ASSISTANCE.--THE TOTAL AUTHORIZATION FOR  
11 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF REDEVELOPMENT  
12 ASSISTANCE PROJECTS ITEMIZED IN SECTION 5 AND TO BE ACQUIRED OR  
13 CONSTRUCTED BY THE DEPARTMENT OF COMMUNITY AND ECONOMIC  
14 DEVELOPMENT, ITS SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE  
15 INCURRING OF DEBT SHALL BE \$30,250,000.

16 SECTION 4. ITEMIZATION OF TRANSPORTATION ASSISTANCE PROJECTS.

17 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF TRANSPORTATION  
18 ASSISTANCE PROJECTS FOR AIR TRANSPORTATION SERVICE TO WHICH AN  
19 INTEREST IS TO BE ACQUIRED BY THE DEPARTMENT OF TRANSPORTATION,  
20 ITS SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE INCURRING OF  
21 DEBT ARE HEREBY ITEMIZED, TOGETHER WITH THEIR RESPECTIVE  
22 ESTIMATED FINANCIAL COSTS, AS FOLLOWS:

23	PROJECT	TOTAL
24		PROJECT
25		ALLOCATION

26 (1) ALLEGHENY COUNTY

27 (I) ALLEGHENY COUNTY AIRPORT AUTHORITY

28 (A) CONSTRUCTION, INFRASTRUCTURE AND OTHER  
29 COSTS FOR A DE-ICING STORMWATER

30	TREATMENT FACILITY	10,000,000
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1 SECTION 5. ITEMIZATION OF REDEVELOPMENT ASSISTANCE PROJECTS.  
 2 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF REDEVELOPMENT  
 3 ASSISTANCE PROJECTS FOR CAPITAL GRANTS BY THE DEPARTMENT OF  
 4 COMMUNITY AND ECONOMIC DEVELOPMENT, ITS SUCCESSORS AND ASSIGNS,  
 5 AUTHORIZED UNDER THE PROVISIONS OF THE ACT OF MAY 20, 1949  
 6 (P.L.1633, NO.493), KNOWN AS THE HOUSING AND REDEVELOPMENT  
 7 ASSISTANCE LAW, AND REDEVELOPMENT ASSISTANCE CAPITAL PROJECTS  
 8 AND TO BE FINANCED BY THE INCURRING OF DEBT, ARE HEREBY  
 9 ITEMIZED, TOGETHER WITH THEIR RESPECTIVE ESTIMATED FINANCIAL  
 10 COSTS, AS FOLLOWS:

11	PROJECT	TOTAL
12		PROJECT
13		ALLOCATION
14	(1) DEPARTMENT OF COMMUNITY AND	
15	ECONOMIC DEVELOPMENT	
16	(I) BUCKS COUNTY - WEST ROCKHILL TOWNSHIP	
17	(A) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
18	RELATED COSTS FOR MUNICIPAL FACILITIES	\$5,000,000
19	(II) CLEARFIELD COUNTY - LAWRENCE TOWNSHIP	
20	(A) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
21	RELATED COSTS TO DEVELOP A PUBLIC	
22	SAFETY TRAINING COMPLEX	1,000,000
23	(III) CLINTON COUNTY - LOCK HAVEN BOROUGH	
24	(A) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
25	RELATED COSTS FOR A PEDESTRIAN MALL	5,750,000
26	(B) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
27	RELATED COSTS FOR A BUSINESS DISTRICT	
28	IMPROVEMENT AND UNIVERSITY IMPROVEMENT	
29	PROJECT	500,000
30	(C) CONSTRUCTION, INFRASTRUCTURE AND OTHER	

1	RELATED COSTS FOR AN ALTERNATIVE ENERGY	
2	FACILITY	4,000,000
3	(D) ACQUISITION, CONSTRUCTION,	
4	INFRASTRUCTURE AND OTHER RELATED COSTS	
5	FOR AN ALUMNI CENTER	4,000,000
6	(IV) LYCOMING COUNTY	
7	(A) ACQUISITION OF A LARGE SERVICE	
8	FACILITY TO SERVE MH/MR CLIENTS	2,000,000
9	(V) PHILADELPHIA COUNTY - PHILADELPHIA	
10	(A) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
11	RELATED COSTS FOR THE INTERNATIONAL	
12	HOUSE	6,500,000
13	(B) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
14	RELATED COSTS FOR THE RONALD MCDONALD	
15	HOUSE IN CONJUNCTION WITH SAINT	
16	CHRISTOPHER'S CHILDREN'S HOSPITAL	1,000,000
17	(VI) WASHINGTON COUNTY	
18	(A) CONSTRUCTION, INFRASTRUCTURE AND OTHER	
19	RELATED COSTS FOR STADIUM PROJECT	500,000

20 SECTION 6. DEBT AUTHORIZATION.

21 (A) TRANSPORTATION ASSISTANCE.--THE GOVERNOR, THE AUDITOR  
22 GENERAL AND THE STATE TREASURER ARE HEREBY AUTHORIZED AND  
23 DIRECTED TO BORROW FROM TIME TO TIME IN ADDITION TO ANY  
24 AUTHORIZATION HERETOFORE OR HEREAFTER ENACTED, ON THE CREDIT OF  
25 THE COMMONWEALTH, SUBJECT TO THE LIMITATIONS PROVIDED IN THE  
26 CURRENT CAPITAL BUDGET, MONEY NOT EXCEEDING IN THE AGGREGATE THE  
27 SUM OF \$10,000,000 AS MAY BE FOUND NECESSARY TO CARRY OUT THE  
28 ACQUISITION AND CONSTRUCTION OF THE TRANSPORTATION ASSISTANCE  
29 PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET.

30 (B) REDEVELOPMENT ASSISTANCE.--SUBJECT TO THE LIMITATION IN

1 SECTION 317(B) OF THE ACT OF FEBRUARY 9, 1999 (P.L.1, NO.1),  
2 KNOWN AS THE CAPITAL FACILITIES DEBT ENABLING ACT, THE GOVERNOR,  
3 THE AUDITOR GENERAL AND THE STATE TREASURER ARE HEREBY  
4 AUTHORIZED AND DIRECTED TO BORROW FROM TIME TO TIME IN ADDITION  
5 TO ANY AUTHORIZATION HERETOFORE OR HEREAFTER ENACTED, ON THE  
6 CREDIT OF THE COMMONWEALTH, SUBJECT TO THE LIMITATIONS PROVIDED  
7 IN THE CURRENT CAPITAL BUDGET, MONEY NOT EXCEEDING IN THE  
8 AGGREGATE THE SUM OF \$30,250,000 AS MAY BE FOUND NECESSARY TO  
9 CARRY OUT THE REDEVELOPMENT ASSISTANCE AND THE REDEVELOPMENT  
10 ASSISTANCE CAPITAL PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL  
11 BUDGET.

12 SECTION 7. ISSUE OF BONDS.

13 THE INDEBTEDNESS AUTHORIZED IN THIS ACT SHALL BE INCURRED  
14 FROM TIME TO TIME AND SHALL BE EVIDENCED BY ONE OR MORE SERIES  
15 OF GENERAL OBLIGATION BONDS OF THE COMMONWEALTH IN SUCH  
16 AGGREGATE PRINCIPAL AMOUNT FOR EACH SERIES AS THE GOVERNOR, THE  
17 AUDITOR GENERAL AND THE STATE TREASURER SHALL DETERMINE, BUT THE  
18 LATEST STATED MATURITY DATE SHALL NOT EXCEED THE ESTIMATED  
19 USEFUL LIFE OF THE PROJECTS BEING FINANCED AS STATED IN SECTION  
20 8.

21 SECTION 8. ESTIMATED USEFUL LIFE AND TERM OF DEBT.

22 (A) ESTIMATED USEFUL LIFE.--THE GENERAL ASSEMBLY STATES THAT  
23 THE ESTIMATED USEFUL LIFE OF THE PUBLIC IMPROVEMENT PROJECTS  
24 ITEMIZED IN THIS ACT IS AS FOLLOWS:

25 (1) PUBLIC IMPROVEMENT PROJECTS, 30 YEARS.

26 (2) FURNITURE AND EQUIPMENT PROJECTS, 10 YEARS.

27 (3) TRANSPORTATION ASSISTANCE PROJECTS:

28 (I) ROLLING STOCK, 15 YEARS.

29 (II) PASSENGER BUSES, 12 YEARS.

30 (III) FURNITURE AND EQUIPMENT, 10 YEARS.

1 (IV) ALL OTHERS, 30 YEARS.

2 (B) TERM OF DEBT.--THE MAXIMUM TERM OF THE DEBT AUTHORIZED  
3 TO BE INCURRED UNDER THIS ACT IS 30 YEARS.

4 SECTION 9. APPROPRIATIONS.

5 (A) TRANSPORTATION ASSISTANCE.--THE NET PROCEEDS OF THE SALE  
6 OF THE OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY  
7 APPROPRIATED FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT  
8 OF TRANSPORTATION IN THE MAXIMUM AMOUNT OF \$10,000,000 TO BE  
9 USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL COST OF THE  
10 TRANSPORTATION ASSISTANCE PROJECTS SPECIFICALLY ITEMIZED IN A  
11 CAPITAL BUDGET. AFTER RESERVING OR PAYING THE EXPENSE OF THE  
12 SALE OF THE OBLIGATION, THE STATE TREASURER SHALL PAY TO THE  
13 DEPARTMENT OF TRANSPORTATION THE MONEYS AS REQUIRED AND  
14 CERTIFIED BY IT TO BE LEGALLY DUE AND PAYABLE.

15 (B) REDEVELOPMENT ASSISTANCE.--THE NET PROCEEDS OF THE SALE  
16 OF THE OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY  
17 APPROPRIATED FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT  
18 OF COMMUNITY AND ECONOMIC DEVELOPMENT IN THE MAXIMUM AMOUNT OF  
19 \$30,250,000 TO BE USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL  
20 COST OF THE REDEVELOPMENT ASSISTANCE AND REDEVELOPMENT  
21 ASSISTANCE CAPITAL PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL  
22 BUDGET. AFTER RESERVING OR PAYING THE EXPENSES OF THE SALE OF  
23 THE OBLIGATION, THE STATE TREASURER SHALL PAY TO THE DEPARTMENT  
24 OF COMMUNITY AND ECONOMIC DEVELOPMENT THE MONEYS AS REQUIRED AND  
25 CERTIFIED BY IT TO BE LEGALLY DUE AND PAYABLE.

26 SECTION 10. FEDERAL FUNDS.

27 IN ADDITION TO THOSE FUNDS APPROPRIATED IN SECTION 9, ALL  
28 MONEYS RECEIVED FROM THE FEDERAL GOVERNMENT FOR THE PROJECTS  
29 SPECIFICALLY ITEMIZED IN THIS ACT ARE ALSO HEREBY APPROPRIATED  
30 FOR THOSE PROJECTS.

1 SECTION 11. EDITORIAL CHANGES.

2 IN EDITING AND PREPARING THIS ACT FOR PRINTING FOLLOWING THE  
3 FINAL ENACTMENT, THE LEGISLATIVE REFERENCE BUREAU SHALL INSERT  
4 OR REVISE LETTERS OR NUMBERS FOR PROJECTS WHERE THE LETTERS OR  
5 NUMBERS ARE MISSING OR REQUIRE REVISION. THE BUREAU SHALL ALSO  
6 REVISE THE TOTAL MONETARY AMOUNTS FOR THE TOTAL AUTHORIZATION,  
7 DEBT AUTHORIZATION, APPROPRIATIONS AND DEPARTMENTAL TOTALS AS  
8 NECESSARY TO AGREE WITH THE TOTAL MONETARY AMOUNTS OF THE  
9 PROJECTS.

10 Section ~~3~~ 12. Effective date.

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11 This act shall take effect July 1, 2006, or immediately,  
12 whichever is later.