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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**

**No. 798**      Session of  
2007

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INTRODUCED BY ARMSTRONG, APRIL 24, 2007

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AS AMENDED, COMMITTEE ON APPROPRIATIONS, HOUSE OF  
REPRESENTATIVES, JULY 14, 2007

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AN ACT

1 Providing for the capital budget for the fiscal year 2007-2008;      <—  
2 ITEMIZING PUBLIC IMPROVEMENT PROJECTS AND FURNITURE AND  
3 EQUIPMENT PROJECTS TO BE CONSTRUCTED OR ACQUIRED OR ASSISTED  
4 BY THE DEPARTMENT OF GENERAL SERVICES, TOGETHER WITH THEIR  
5 ESTIMATED FINANCIAL COSTS; AUTHORIZING THE INCURRING OF DEBT  
6 WITHOUT THE APPROVAL OF THE ELECTORS FOR THE PURPOSE OF  
7 FINANCING THE PROJECTS TO BE CONSTRUCTED, ACQUIRED OR  
8 ASSISTED BY THE DEPARTMENT OF GENERAL SERVICES; STATING THE  
9 ESTIMATED USEFUL LIFE OF THE PROJECTS; PROVIDING FOR SPECIAL  
10 PROVISIONS FOR CERTAIN PROJECTS; AND MAKING APPROPRIATIONS.

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

13 Section 1. Short title and construction.

14 (a) Short title.--This act shall be known and may be cited  
15 as the Capital Budget AUTHORIZATION AND PUBLIC IMPROVEMENT      <—  
16 PROJECT ITEMIZATION Act of 2007-2008.

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

19 (c) Capital Facilities Debt Enabling Act.--The provisions  
20 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 2007-2008 fiscal year, AND THEREAFTER UNTIL ←  
 8 THE ENACTMENT OF THE 2008-2009 CAPITAL BUDGET SPECIFYING THE  
 9 MAXIMUM DEBT FOR THE 2008-2009 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:

Category	Amount	Fund
16 (1) Public Improvement		
17 Projects:		
18 (i) Buildings and		General Fund or
19 Structures	\$320,000,000	Special Fund as
20		applicable
21 (2) Furniture and		General Fund or
22 Equipment	25,000,000	Special Fund as
23		applicable
24 (3) Transportation		
25 Assistance Projects	150,000,000	General Fund
26 (4) Redevelopment		
27 Assistance Projects	250,000,000	General Fund
28 (5) Flood Control		
29 Projects	7,000,000	General Fund
30 Total	\$752,000,000	

1 Section 3. Payment of settlement or awards of claims.

2 Notwithstanding the provisions of 62 Pa.C.S. § 1726 (relating  
3 to payment of awards and costs), for fiscal year 2007-2008 the  
4 settlement or award of claims arising from construction  
5 contracts for public improvement projects may be paid by the  
6 Department of General Services from available funds in accounts  
7 within the Capital Facilities Fund that include funds no longer  
8 required for the design, acquisition or construction of any  
9 approved capital project.

10 SECTION 4. TOTAL AUTHORIZATIONS. <—

11 (A) PUBLIC IMPROVEMENTS.--THE TOTAL AUTHORIZATION FOR THE  
12 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
13 IMPROVEMENT PROJECTS ITEMIZED IN SECTION 5 AND TO BE ACQUIRED OR  
14 CONSTRUCTED BY THE DEPARTMENT OF GENERAL SERVICES, ITS  
15 SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE INCURRING OF  
16 DEBT SHALL BE ~~\$681,500,000~~ \$881,500,000. <—

17 (B) FURNITURE AND EQUIPMENT.--THE TOTAL AUTHORIZATION FOR  
18 THE ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
19 IMPROVEMENT PROJECTS CONSISTING OF THE ACQUISITION OF ORIGINAL  
20 MOVABLE FURNITURE AND EQUIPMENT TO COMPLETE PUBLIC IMPROVEMENT  
21 PROJECTS ITEMIZED IN SECTION 6 AND TO BE ACQUIRED BY THE  
22 DEPARTMENT OF GENERAL SERVICES, ITS SUCCESSORS OR ASSIGNS AND TO  
23 BE FINANCED BY THE INCURRING OF DEBT SHALL BE ~~\$19,500,000~~ <—  
24 \$26,000,000. <—

25 (C) GENERAL FUND CURRENT REVENUE PROJECTS.--THE TOTAL  
26 AUTHORIZATION FOR THE CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
27 IMPROVEMENT PROJECTS ITEMIZED IN SECTION 7 AND TO BE DEVELOPED  
28 OR CONSTRUCTED BY THE DEPARTMENT OF GENERAL SERVICES, ITS  
29 SUCCESSORS OR ASSIGNS AND TO BE FINANCED FROM CURRENT REVENUES  
30 IN THE GENERAL FUND SHALL BE \$25,500,000.

1 SECTION 5. ITEMIZATION OF PUBLIC IMPROVEMENT CAPITAL PROJECTS.  
 2 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
 3 IMPROVEMENT PROJECTS TO BE CONSTRUCTED OR ACQUIRED BY THE  
 4 DEPARTMENT OF GENERAL SERVICES, ITS SUCCESSORS OR ASSIGNS, AND  
 5 TO BE FINANCED BY THE INCURRING OF DEBT, ARE HEREBY ITEMIZED,  
 6 TOGETHER WITH THEIR RESPECTIVE ESTIMATED FINANCIAL COSTS, AS  
 7 FOLLOWS:

PROJECT	TOTAL PROJECT ALLOCATION
(1) DEPARTMENT OF CORRECTIONS	
(I) STATE CORRECTIONAL INSTITUTION AT CAMBRIDGE SPRINGS	
(A) CONSTRUCT A NEW 128-CELL L-3 CLOSE SECURITY HOUSING UNIT WITH 230-BED CAPACITY WITH INFRASTRUCTURE AND KITCHEN UPGRADES	16,800,000
(BASE PROJECT ALLOCATION - \$13,500,000)	
(DESIGN AND CONTINGENCIES - \$3,300,000)	
(II) STATE CORRECTIONAL INSTITUTION AT COAL TOWNSHIP	
(A) CONSTRUCT A NEW 128-CELL L-3 CLOSE SECURITY HOUSING UNIT WITH 230-BED CAPACITY WITH INFRASTRUCTURE UPGRADE	14,500,000
(BASE PROJECT ALLOCATION - \$11,600,000)	
(DESIGN AND CONTINGENCIES - \$2,900,000)	
(III) STATE CORRECTIONAL INSTITUTION AT FOREST	
(A) CONSTRUCT A NEW 128-CELL L-5 CLOSE SECURITY HOUSING UNIT WITH INFRASTRUCTURE UPGRADE	16,500,000

1 (BASE PROJECT ALLOCATION - \$13,200,000)  
 2 (DESIGN AND CONTINGENCIES - \$3,300,000)  
 3 (IV) STATE CORRECTIONAL INSTITUTION AT  
 4 GRATERFORD  
 5 (A) CONSTRUCT A NEW 2,300-BED L-3 MEDIUM  
 6 SECURITY PRISON ON THE GROUNDS OF SCI  
 7 GRATERFORD INCLUDING INFRASTRUCTURE AND  
 8 ROAD WORK TO INCORPORATE THE TWO  
 9 FACILITIES AT THIS SITE 200,000,000  
 10 (BASE PROJECT ALLOCATION -  
 11 \$160,000,000)  
 12 (DESIGN AND CONTINGENCIES -  
 13 \$40,000,000)  
 14 (V) STATE CORRECTIONAL INSTITUTION AT  
 15 HUNTINGDON  
 16 (A) CONSTRUCT A NEW 2,000-BED L-3 MEDIUM  
 17 SECURITY PRISON ON THE GROUNDS OF SCI  
 18 HUNTINGDON INCLUDING INFRASTRUCTURE AND  
 19 ROAD WORK TO INCORPORATE THE TWO  
 20 FACILITIES AT THIS SITE 200,000,000  
 21 (BASE PROJECT ALLOCATION -  
 22 \$160,000,000)  
 23 (DESIGN AND CONTINGENCIES -  
 24 \$40,000,000)  
 25 (VI) STATE CORRECTIONAL INSTITUTION AT LAUREL  
 26 HIGHLANDS  
 27 (A) ADDITIONAL FUNDS FOR DGS PROJECT 376-  
 28 5, CONSTRUCT A NEW 230-BED CAPACITY  
 29 FACILITY AND UPGRADE INFRASTRUCTURE AND  
 30 SECURITY 1,500,000

1 (BASE PROJECT ALLOCATION - \$1,200,000)

2 (DESIGN AND CONTINGENCIES - \$300,000)

3 (VII) STATE REGIONAL CORRECTIONAL FACILITY AT

4 MERCER

5 (A) ADDITIONAL FUNDS FOR DGS PROJECT 1572-

6 10, CONSTRUCT A NEW 230-BED CAPACITY

7 FACILITY AND UPGRADE INFRASTRUCTURE AND

8 SECURITY 4,000,000

9 (BASE PROJECT ALLOCATION - \$3,200,000)

10 (DESIGN AND CONTINGENCIES - \$800,000)

11 (VIII) STATE CORRECTIONAL INSTITUTION AT MUNCY

12 (A) ADDITIONAL FUNDS FOR DGS PROJECT 574-

13 26, ADDITION OF TWO NEW CELL BLOCKS FOR

14 CLOSE SECURITY, EXPANSION OF INFIRMARY,

15 OUTSIDE WAREHOUSE, ELECTRICAL AND

16 BOILER UPGRADES, INCLUDING FUNDS FOR

17 UTILITY UPGRADES AND KITCHEN AND DINING

18 ROOM EXPANSION 7,200,000

19 (BASE PROJECT ALLOCATION - \$5,800,000)

20 (DESIGN AND CONTINGENCIES - \$1,400,000)

21 (IX) STATE CORRECTIONAL INSTITUTION AT PINE

22 GROVE

23 (A) CONSTRUCT A NEW 128-CELL L-3 CLOSE

24 SECURITY HOUSING UNIT WITH 230-BED

25 CAPACITY WITH INFRASTRUCTURE UPGRADE 14,500,000

26 (BASE PROJECT ALLOCATION - \$11,600,000)

27 (DESIGN AND CONTINGENCIES - \$2,900,000)

28 (X) STATE CORRECTIONAL INSTITUTION AT ROCKVIEW

29 (A) CONSTRUCT A NEW 2,000-BED L-3 MEDIUM

30 SECURITY PRISON ON THE GROUNDS OF SCI

1	ROCKVIEW INCLUDING INFRASTRUCTURE AND	
2	ROAD WORK TO INCORPORATE THE TWO	
3	FACILITIES AT THIS SITE	200,000,000
4	(BASE PROJECT ALLOCATION -	
5	\$160,000,000)	
6	(DESIGN AND CONTINGENCIES -	
7	\$40,000,000)	
8	(XI) STATE CORRECTIONAL INSTITUTION AT	
9	SMITHFIELD	
10	(A) ADDITIONAL FUNDS FOR DGS PROJECT 1573-	
11	7, EXPAND KITCHEN AND DINING FACILITY	2,500,000
12	(BASE PROJECT ALLOCATION - \$2,000,000)	
13	(DESIGN AND CONTINGENCIES - \$500,000)	
14	(B) ADDITIONAL FUNDS FOR DGS PROJECT 1573-	
15	9, CONSTRUCT A NEW 230-BED CAPACITY	
16	FACILITY AND UPGRADE INFRASTRUCTURE AND	
17	SECURITY	4,000,000
18	(BASE PROJECT ALLOCATION - \$3,200,000)	
19	(DESIGN AND CONTINGENCIES - \$800,000)	
20	(XII) NEW STATE CORRECTIONAL INSTITUTION -	<---
21	LUZERNE COUNTY	
22	(A) CONSTRUCT A NEW 2,300-BED L-3 MEDIUM	
23	SECURITY PRISON WITHIN A 5-MILE RADIUS	
24	OF SCI RETREAT. INCLUDES CONSTRUCTION	
25	OF ALL OTHER FACILITIES AS NECESSARY TO	
26	OPERATE INSTITUTION	200,000,000
27	(BASE PROJECT ALLOCATION -	
28	\$160,000,000)	
29	(DESIGN AND CONTINGENCIES -	
30	\$40,000,000)	

1 SECTION 6. ITEMIZATION OF FURNITURE AND EQUIPMENT PROJECTS.

2 ADDITIONAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
3 IMPROVEMENT PROJECTS CONSISTING OF THE ACQUISITION OF MOVABLE  
4 FURNITURE AND EQUIPMENT TO COMPLETE PUBLIC IMPROVEMENT PROJECTS  
5 AND TO BE PURCHASED BY THE DEPARTMENT OF GENERAL SERVICES, ITS  
6 SUCCESSORS OR ASSIGNS AND TO BE FINANCED BY THE INCURRING OF  
7 DEBT ARE HEREBY ITEMIZED, TOGETHER WITH THEIR RESPECTIVE  
8 ESTIMATED FINANCIAL COSTS, AS FOLLOWS:

9		TOTAL
10		PROJECT
11	PROJECT	ALLOCATION
12	(1) DEPARTMENT OF CORRECTIONS	
13	(I) STATE CORRECTIONAL INSTITUTION AT	
14	GRATERFORD	
15	(A) ORIGINAL FURNITURE AND EQUIPMENT FOR	
16	THE NEW INSTITUTION	6,500,000
17	(II) STATE CORRECTIONAL INSTITUTION AT	
18	HUNTINGDON	
19	(A) ORIGINAL FURNITURE AND EQUIPMENT FOR	
20	THE NEW INSTITUTION	6,500,000
21	(III) STATE CORRECTIONAL INSTITUTION AT	
22	ROCKVIEW	
23	(A) ORIGINAL FURNITURE AND EQUIPMENT FOR	
24	THE NEW INSTITUTION	6,500,000
25	(IV) NEW STATE CORRECTIONAL INSTITUTION -	
26	LUZERNE COUNTY	
27	(A) ORIGINAL FURNITURE AND EQUIPMENT FOR	
28	THE NEW INSTITUTION WITHIN A 5-MILE	
29	RADIUS OF SCI RETREAT	6,500,000

30 SECTION 7. ITEMIZATION OF GENERAL FUND CURRENT REVENUE



1 PROJECTS.

2 THE INDIVIDUAL CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC  
3 IMPROVEMENT PROJECTS TO BE CONSTRUCTED OR ACQUIRED BY THE  
4 DEPARTMENT OF GENERAL SERVICES, ITS SUCCESSORS OR ASSIGNS, AND  
5 TO BE FINANCED FROM GENERAL FUND CURRENT REVENUES, ARE HEREBY  
6 ITEMIZED, TOGETHER WITH THEIR RESPECTIVE ESTIMATED FINANCIAL  
7 COSTS, AS FOLLOWS:

8	TOTAL
9	PROJECT
10	ALLOCATION
11	PROJECT
11 (1) DEPARTMENT OF CORRECTIONS	
12 (I) STATE CORRECTIONAL INSTITUTION AT ALBION	
13 (A) LEASE AND/OR PURCHASE AN EMERGENCY	
14 HOUSING FACILITY ALONG WITH RELATED	
15 INFRASTRUCTURE IMPROVEMENTS	2,000,000
16 (BASE PROJECT ALLOCATION - \$2,000,000)	
17 (II) STATE CORRECTIONAL INSTITUTION AT	
18 CAMBRIDGE SPRINGS	
19 (A) LEASE AND/OR PURCHASE AN EMERGENCY	
20 HOUSING FACILITY ALONG WITH RELATED	
21 INFRASTRUCTURE IMPROVEMENTS	2,000,000
22 (III) STATE CORRECTIONAL INSTITUTION AT	
23 GREENSBURG	
24 (A) LEASE AND/OR PURCHASE AN EMERGENCY	
25 HOUSING FACILITY ALONG WITH RELATED	
26 INFRASTRUCTURE IMPROVEMENTS	2,000,000
27 (BASE PROJECT ALLOCATION - \$2,000,000)	
28 (IV) STATE CORRECTIONAL INSTITUTION AT	
29 HOUTZDALE	
30 (A) LEASE AND/OR PURCHASE AN EMERGENCY	

1	HOUSING FACILITY ALONG WITH RELATED	
2	INFRASTRUCTURE IMPROVEMENTS	2,000,000
3	(BASE PROJECT ALLOCATION - \$2,000,000)	
4	(V) STATE CORRECTIONAL INSTITUTION AT LAUREL	
5	HIGHLANDS	
6	(A) LEASE AND/OR PURCHASE TWO SEPARATE	
7	EMERGENCY HOUSING FACILITIES ALONG WITH	
8	RELATED INFRASTRUCTURE IMPROVEMENTS	4,000,000
9	(BASE PROJECT ALLOCATION - \$4,000,000)	
10	(VI) STATE CORRECTIONAL INSTITUTION AT MAHANAY	
11	(A) LEASE AND/OR PURCHASE AN EMERGENCY	
12	HOUSING FACILITY ALONG WITH RELATED	
13	INFRASTRUCTURE IMPROVEMENTS	2,000,000
14	(BASE PROJECT ALLOCATION - \$2,000,000)	
15	(VII) STATE CORRECTIONAL INSTITUTION AT MUNCY	
16	(A) LEASE AND/OR PURCHASE TWO SEPARATE	
17	EMERGENCY HOUSING FACILITIES ALONG WITH	
18	RELATED INFRASTRUCTURE IMPROVEMENTS	4,000,000
19	(BASE PROJECT ALLOCATION - \$4,000,000)	
20	(VIII) STATE CORRECTIONAL INSTITUTION AT PINE	
21	GROVE	
22	(A) LEASE AND/OR PURCHASE AN EMERGENCY	
23	HOUSING FACILITY ALONG WITH RELATED	
24	INFRASTRUCTURE IMPROVEMENTS	2,000,000
25	(BASE PROJECT ALLOCATION - \$2,000,000)	
26	(IX) STATE CORRECTIONAL INSTITUTION AT RETREAT	
27	(A) LEASE AND/OR PURCHASE AN EMERGENCY	
28	HOUSING FACILITY ALONG WITH RELATED	
29	INFRASTRUCTURE IMPROVEMENTS	3,500,000
30	(BASE PROJECT ALLOCATION - \$3,500,000)	

1 (X) STATE CORRECTIONAL INSTITUTION AT ROCKVIEW  
2 (A) LEASE AND/OR PURCHASE AN EMERGENCY  
3 HOUSING FACILITY ALONG WITH RELATED  
4 INFRASTRUCTURE IMPROVEMENTS 2,000,000  
5 (BASE PROJECT ALLOCATION - \$2,000,000)

6 SECTION 8. DEBT AUTHORIZATION.

7 (A) PUBLIC IMPROVEMENTS.--THE GOVERNOR, AUDITOR GENERAL AND  
8 STATE TREASURER ARE HEREBY AUTHORIZED AND DIRECTED TO BORROW  
9 FROM TIME TO TIME IN ADDITION TO ANY AUTHORIZATION HERETOFORE OR  
10 HEREAFTER ENACTED, ON THE CREDIT OF THE COMMONWEALTH, SUBJECT TO  
11 THE LIMITATIONS PROVIDED IN THE CURRENT CAPITAL BUDGET, MONEY  
12 NOT EXCEEDING IN THE AGGREGATE THE SUM OF \$681,500,000 AS MAY BE  
13 FOUND NECESSARY TO CARRY OUT THE ACQUISITION AND CONSTRUCTION OF  
14 THE PUBLIC IMPROVEMENT PROJECTS SPECIFICALLY ITEMIZED IN A  
15 CAPITAL BUDGET.

16 (B) FURNITURE AND EQUIPMENT.--THE GOVERNOR, AUDITOR GENERAL  
17 AND STATE TREASURER ARE HEREBY AUTHORIZED AND DIRECTED TO BORROW  
18 FROM TIME TO TIME IN ADDITION TO ANY AUTHORIZATION HERETOFORE OR  
19 HEREAFTER ENACTED, ON THE CREDIT OF THE COMMONWEALTH, SUBJECT TO  
20 THE LIMITATIONS PROVIDED IN THE CURRENT CAPITAL BUDGET, MONEY  
21 NOT EXCEEDING IN THE AGGREGATE THE SUM OF \$19,500,000 AS MAY BE  
22 FOUND NECESSARY TO CARRY OUT THE ACQUISITION AND CONSTRUCTION OF  
23 THE PUBLIC IMPROVEMENT PROJECTS CONSISTING OF THE ACQUISITION OF  
24 ORIGINAL MOVABLE FURNITURE AND EQUIPMENT SPECIFICALLY ITEMIZED  
25 IN A CAPITAL BUDGET.

26 SECTION 9. ISSUE OF BONDS.

27 THE INDEBTEDNESS AUTHORIZED IN THIS ACT SHALL BE INCURRED  
28 FROM TIME TO TIME AND SHALL BE EVIDENCED BY ONE OR MORE SERIES  
29 OF GENERAL OBLIGATION BONDS OF THE COMMONWEALTH IN SUCH  
30 AGGREGATE PRINCIPAL AMOUNT FOR EACH SERIES AS THE GOVERNOR, THE

1 AUDITOR GENERAL AND THE STATE TREASURER SHALL DETERMINE, BUT THE  
2 LATEST STATED MATURITY DATE SHALL NOT EXCEED THE ESTIMATED  
3 USEFUL LIFE OF THE PROJECTS BEING FINANCED AS STATED IN SECTION  
4 10.

5 SECTION 10. ESTIMATED USEFUL LIFE AND TERM OF DEBT.

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

9 (1) PUBLIC IMPROVEMENT PROJECTS, 30 YEARS.

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

11 (3) TRANSPORTATION ASSISTANCE PROJECTS:

12 (I) ROLLING STOCK, 15 YEARS.

13 (II) PASSENGER BUSES, 12 YEARS.

14 (III) FURNITURE AND EQUIPMENT, 10 YEARS.

15 (IV) ALL OTHERS, 30 YEARS.

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

18 SECTION 11. APPROPRIATIONS.

19 (A) PUBLIC IMPROVEMENTS.--THE NET PROCEEDS OF THE SALE OF  
20 THE OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY APPROPRIATED  
21 FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT OF GENERAL  
22 SERVICES IN THE MAXIMUM AMOUNT OF ~~\$681,500,000~~ \$881,500,000 TO ←  
23 BE USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL COST OF THE  
24 PUBLIC IMPROVEMENT PROJECTS SPECIFICALLY ITEMIZED IN A CAPITAL  
25 BUDGET. AFTER RESERVING OR PAYING THE EXPENSES OF THE SALE OF  
26 THE OBLIGATION, THE STATE TREASURER SHALL PAY TO THE DEPARTMENT  
27 OF GENERAL SERVICES THE MONEYS AS REQUIRED AND CERTIFIED BY IT  
28 TO BE LEGALLY DUE AND PAYABLE.

29 (B) FURNITURE AND EQUIPMENT.--THE NET PROCEEDS OF THE SALE  
30 OF THE OBLIGATIONS AUTHORIZED IN THIS ACT ARE HEREBY

1 APPROPRIATED FROM THE CAPITAL FACILITIES FUND TO THE DEPARTMENT  
2 OF GENERAL SERVICES IN THE MAXIMUM AMOUNT OF ~~\$19,500,000~~ <—  
3 \$26,000,000 TO BE USED BY IT EXCLUSIVELY TO DEFRAY THE FINANCIAL <—  
4 COST OF THE PUBLIC IMPROVEMENT PROJECTS CONSISTING OF THE  
5 ACQUISITION OF ORIGINAL MOVABLE FURNITURE AND EQUIPMENT  
6 SPECIFICALLY ITEMIZED IN A CAPITAL BUDGET. AFTER RESERVING OR  
7 PAYING THE EXPENSES OF THE SALE OF THE OBLIGATION, THE STATE  
8 TREASURER SHALL PAY TO THE DEPARTMENT OF GENERAL SERVICES THE  
9 MONEYS AS REQUIRED AND CERTIFIED BY IT TO BE LEGALLY DUE AND  
10 PAYABLE.

11 SECTION 12. FEDERAL FUNDS.

12 IN ADDITION TO THOSE FUNDS APPROPRIATED IN SECTION 11, ALL  
13 MONEYS RECEIVED FROM THE FEDERAL GOVERNMENT FOR THE PROJECTS  
14 SPECIFICALLY ITEMIZED IN THIS ACT ARE ALSO HEREBY APPROPRIATED  
15 FOR THOSE PROJECTS.

16 SECTION 13. DEPARTMENT OF CORRECTIONS FACILITIES.

17 (A) PREEMPTION OF LOCAL ORDINANCES.--CAPITAL PROJECTS IN THE  
18 CATEGORY OF PUBLIC IMPROVEMENT PROJECTS SPECIFICALLY ITEMIZED  
19 FOR THE DEPARTMENT OF CORRECTIONS IN SECTION 5(1)(I), ~~(IV)~~, <—  
20 ~~(VI)~~, ~~(VII)~~, ~~(VIII)~~, ~~(IX)~~, ~~(X)~~, ~~(XI)~~ AND ~~(XII)~~ (II), (III), (V), <—  
21 (VI), (IX) AND (X) ARE HEREBY AUTHORIZED TO BE CONSTRUCTED,  
22 ERECTED OR ACQUIRED BY THE DEPARTMENT OF GENERAL SERVICES, ITS  
23 SUCCESSORS OR ASSIGNS, OF THE DEPARTMENT OF CORRECTIONS,  
24 NOTWITHSTANDING ANY ZONING ORDINANCE, LAND USE ORDINANCE,  
25 BUILDING CODE OR OTHER REGULATION ADOPTED OR ENACTED BY A  
26 POLITICAL SUBDIVISION UNDER THE AUTHORITY OF ANY STATUTE OR  
27 UNDER THE AUTHORITY OF ANY HOME RULE CHARTER AUTHORIZED AND  
28 ADOPTED UNDER ANY STATUTE OR THE CONSTITUTION OF PENNSYLVANIA.

29 (B) PREEMPTION OF LOCAL ORDINANCES FOR 2005-2006 PROJECTS.--  
30 CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC IMPROVEMENT PROJECTS

1 SPECIFICALLY ITEMIZED FOR THE DEPARTMENT OF CORRECTIONS IN  
2 SECTION 3(5)(IV.2)(A), (IV.4)(A) AND (V.1)(A) OF THE ACT OF JULY  
3 7, 2006 (P.L.390, NO.83), KNOWN AS THE CAPITAL BUDGET PROJECT  
4 ITEMIZATION ACT OF 2005-2006, ARE HEREBY AUTHORIZED TO BE  
5 CONSTRUCTED, ERECTED OR ACQUIRED BY THE DEPARTMENT OF GENERAL  
6 SERVICES, ITS SUCCESSORS OR ASSIGNS, OF THE DEPARTMENT OF  
7 CORRECTIONS, NOTWITHSTANDING ANY ZONING ORDINANCE, LAND USE  
8 ORDINANCE, BUILDING CODE OR OTHER REGULATION ADOPTED OR ENACTED  
9 BY A POLITICAL SUBDIVISION UNDER THE AUTHORITY OF ANY STATUTE OR  
10 UNDER THE AUTHORITY OF ANY HOME RULE CHARTER AUTHORIZED AND  
11 ADOPTED UNDER ANY STATUTE OR THE CONSTITUTION OF PENNSYLVANIA.

12 (C) PREEMPTION OF LOCAL ORDINANCES FOR 2001-2002 PROJECTS.--  
13 THE CAPITAL PROJECTS IN THE CATEGORY OF PUBLIC IMPROVEMENT  
14 PROJECTS SPECIFICALLY ITEMIZED FOR THE DEPARTMENT OF CORRECTIONS  
15 IN SECTION 3(4)(XI)(A) OF THE ACT OF OCTOBER 30, 2002 (P.L.891,  
16 NO.131), KNOWN AS THE CAPITAL BUDGET PROJECT ITEMIZATION ACT OF  
17 2001-2002, ARE HEREBY AUTHORIZED TO BE CONSTRUCTED, ERECTED OR  
18 ACQUIRED BY THE DEPARTMENT OF GENERAL SERVICES, ITS SUCCESSORS  
19 OR ASSIGNS, OF THE DEPARTMENT OF CORRECTIONS, NOTWITHSTANDING  
20 ANY ZONING ORDINANCE, LAND USE ORDINANCE, BUILDING CODE OR OTHER  
21 REGULATION ADOPTED OR ENACTED BY A POLITICAL SUBDIVISION UNDER  
22 THE AUTHORITY OF ANY STATUTE OR UNDER THE AUTHORITY OF ANY HOME  
23 RULE CHARTER AUTHORIZED AND ADOPTED UNDER ANY STATUTE OR THE  
24 CONSTITUTION OF PENNSYLVANIA.

25 SECTION 14. SPECIAL CONTRACT PROVISIONS FOR DEPARTMENT OF  
26 CORRECTIONS PROJECTS.

27 THE DEPARTMENT OF GENERAL SERVICES SHALL USE THE COMPETITIVE  
28 SEALED PROPOSAL METHOD OF SOURCE SELECTION TO ENTER INTO A  
29 DESIGN/BUILD CONTRACT FOR THE PROJECTS WHICH ARE AUTHORIZED IN  
30 SECTIONS 5 AND 7. NOTWITHSTANDING THE PROVISIONS OF 62 PA.C.S. §

1 322(6) (RELATING TO SPECIFIC CONSTRUCTION POWERS, DUTIES AND  
2 PROCEDURES), THE DEPARTMENT OF GENERAL SERVICES, UPON APPROVAL  
3 OF THE SECRETARY OF THE BUDGET, MAY COMPLY WITH THE PROVISIONS  
4 OF THE ACT OF MAY 1, 1913 (P.L.155, NO.104), REFERRED TO AS THE  
5 SEPARATIONS ACT, BY ENTERING INTO A DESIGN/BUILD CONTRACT WHICH  
6 REQUIRES THAT THE DESIGN/BUILD CONTRACTOR COMPLY WITH THE  
7 REQUIREMENTS OF THE SEPARATIONS ACT. ~~ANY DEPARTMENT OF~~ <—  
8 ~~CORRECTIONS PROJECT WHICH IS AUTHORIZED IN SECTION 5 OR 7 SHALL~~  
9 ~~BE EXEMPT FROM THE PROVISIONS OF THE ACT OF MARCH 3, 1978~~  
10 ~~(P.L.6, NO.3), KNOWN AS THE STEEL PRODUCTS PROCUREMENT ACT. THE~~  
11 SECRETARY OF THE BUDGET SHALL GIVE NOTIFICATION OF ANY SUCH  
12 DESIGN/BUILD CONTRACTS TO THE CHAIRMAN AND MINORITY CHAIRMAN OF  
13 THE APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRMAN AND  
14 MINORITY CHAIRMAN OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE  
15 OF REPRESENTATIVES TEN DAYS PRIOR TO ADVERTISING FOR A  
16 DEVELOPER. ANY DEPARTMENT OF CORRECTIONS PUBLIC IMPROVEMENT <—  
17 PROJECT-ELIGIBLE EXPENDITURE OF FUNDS INCURRED PRIOR TO THE  
18 EFFECTIVE DATE OF THIS ACT WHICH IS DIRECTLY RELATED TO A PUBLIC  
19 IMPROVEMENT CAPITAL PROJECT ITEMIZED IN SECTION 5 OR SECTION 7  
20 SHALL BE CONSIDERED ELIGIBLE TO BE UTILIZED AS A PORTION OF THE  
21 EXPENDITURE OF FUNDS AND MAY BE CONSIDERED AS ELIGIBLE FOR  
22 REIMBURSEMENT FROM CAPITAL FUNDS FOR A PUBLIC IMPROVEMENT  
23 CAPITAL PROJECT ITEMIZED IN SECTION 5 OR SECTION 7.  
24 SECTION 15. EDITORIAL CHANGES.

25 IN EDITING AND PREPARING THIS ACT FOR PRINTING FOLLOWING THE  
26 FINAL ENACTMENT, THE LEGISLATIVE REFERENCE BUREAU SHALL INSERT  
27 OR REVISE LETTERS OR NUMBERS FOR PROJECTS WHERE THE LETTERS OR  
28 NUMBERS ARE MISSING OR REQUIRE REVISION. THE BUREAU SHALL ALSO  
29 REVISE THE TOTAL MONETARY AMOUNTS FOR THE TOTAL AUTHORIZATION,  
30 DEBT AUTHORIZATION, APPROPRIATIONS AND DEPARTMENTAL TOTALS AS

1 NECESSARY TO AGREE WITH THE TOTAL MONETARY AMOUNTS OF THE  
2 PROJECTS.

3 Section 4 16. Effective date.

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4 This act shall take effect July 1, 2007, or immediately,  
5 whichever is later.