## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1268 Session of 2011

INTRODUCED BY GORDNER, BAKER, BLAKE, YAW, YUDICHAK, PILEGGI, COSTA, ARGALL, BOSCOLA, ERICKSON, FARNESE, FONTANA, GREENLEAF, PIPPY, MENSCH, RAFFERTY, SCHWANK, SMUCKER, TARTAGLIONE, WAUGH, BROWNE, VANCE, BREWSTER, DINNIMAN, FERLO, HUGHES, KASUNIC, KITCHEN, LEACH, SOLOBAY, STACK, WASHINGTON, WILLIAMS, WOZNIAK, BRUBAKER AND EARLL, OCTOBER 4, 2011

AS AMENDED ON SECOND CONSIDERATION, NOVEMBER 15, 2011

## AN ACT

- 1 Providing for the highway capital budget project itemization for
- flood-damaged highways to be financed from debt incurred
- under clause (1) or (4) of subsection (a) of section 7 of
- 4 Article VIII of the Constitution of Pennsylvania.
- 5 The General Assembly of the Commonwealth of Pennsylvania
- 6 hereby enacts as follows:
- 7 Section 1. Short title.
- 8 This act shall be known and may be cited as the Capital
- 9 Budget Act of 2011 for Highways Damaged by Hurricane Irene and
- 10 Tropical Storm Lee.
- 11 Section 1.1. Definitions.
- 12 The following words and phrases when used in this act shall
- 13 have the meanings given to them in this section unless the
- 14 context clearly indicates otherwise:
- 15 "Capital project." A capital project as defined in section
- 16 302 of the act of February 9, 1999 (P.L.1, No.1), known as the
- 17 Capital Facilities Debt Enabling Act, and shall include county

- 1 or municipal highway rehabilitation, replacement or improvement
- 2 projects as set forth in this chapter.
- 3 "Department." The Department of Transportation of the
- 4 Commonwealth.
- 5 "Secretary." The Secretary of Transportation of the
- 6 Commonwealth.
- 7 Section 2. Authorization.
- 8 The total authorization for the capital projects in the
- 9 category of highway projects itemized in sections 4 through 31
- 10 and to be constructed by the Department of Transportation, its
- 11 successors or assigns, and to be financed from debt incurred
- 12 under clause (1) or (4) of subsection (a) of section 7 of
- 13 Article VIII of the Constitution of Pennsylvania, shall be
- 14 <del>\$75,000,000</del> \$74,066,000.
- 15 Section 3. Itemization of highway projects.
- Additional capital projects in the category of public highway
- 17 projects to be constructed by the Department of Transportation,
- 18 its successors or assigns, and to be financed from debt incurred
- 19 under clause (1) OR (4) of subsection (a) of section 7 of
- 20 Article VIII of the Constitution of Pennsylvania, are hereby
- 21 itemized, together with their respective estimated financial
- 22 costs, in the following sections.
- 23 Section 4. Adams County (Reserved).
- 24 Section 5. Berks County (Reserved).
- 25 Section 6. Bradford County.
- 26 (a) SR 4013-0060/0180
- 27 (1) Smithfield Township, Reconstruct
- 28 Roadway at Various Locations
- 29 Project Allocation 102,000
- 30 (b) SR 3017-0010

1		(1) Granville Township, Roadway Shoulder	
2		Repair	
3		Project Allocation	115,000
4	(C)	SR 0414-0380/0400	
5		(1) Franklin Township, Shoulder Washout	
6		Project Allocation	116,000
7	(d)	SR 3013-0010/0020	
8		(1) Franklin Township, Ditch Washout	
9		Project Allocation	152,000
10	(e)	SR 1033-0050/0100	
11		(1) Wysox Township, Shoulder Washout	
12		Project Allocation	206,000
13	(f)	SR 0514-0030/0200	
14		(1) Granville Township, Reconstruct Roadway	
15		at Various Locations	
16		Project Allocation	222,000
17	(g)	SR 3003-0010/0050	
18		(1) Canton Township, Roadway Shoulder	
19		Repair	
20		Project Allocation	249,000
21	(h)	SR 0187-0010/0140	
22		(1) Wilmot Township, Shoulder Washout	
23		Project Allocation	281,000
24	(i)	SR 1014-0020/0030	
25		(1) Tuscarora Township, Shoulder Washout	
26		Project Allocation	318,000
27	(j)	SR 0006-0650/0690	
28		(1) Wysox Township, Reconstruct Roadway at	
29		Various Locations	
30		Project Allocation	319,000

1	(k)	SR 1055-0030/0060	
2		(1) Rome Township, Reconstruct Roadway at	
3		Various Locations	
4		Project Allocation	325,000
5	(1)	SR 1051-0010/0090	
6		(1) Orwell Township, Reconstruct Roadway at	
7		Various Locations	
8		Project Allocation	411,000
9	(m)	SR 1049-0120/0170	
10		(1) Warren Township, Reconstruct Roadway at	
11		Various Locations	
12		Project Allocation	445,000
13	(n)	SR 0414-0430/0460	
14		(1) Monroe Township, Shoulder Washout	
15		Project Allocation	464,000
16	(0)	SR 0006-0460/0540	
17		(1) North Towanda Township, Pavement	
18		Restoration	
19		Project Allocation	515,000
20	(p)	SR 4033-0010/0080	
21		(1) Columbia Township, Reconstruct Roadway	
22		at Various Locations	
23		Project Allocation	543,000
24	(q)	SR 0006-0190/0250	
25		(1) Troy Township, Reconstruct Roadway	
26		Project Allocation	556,000
27	(r)	SR 0154-0020/0120	
28		(1) Canton Township, Reconstruct Roadway at	
29		Various Locations	
30		Project Allocation	616,000

1	(s) SR 0187-0360/0500	
2	(1) Asylum Township, Reconstruct Roadway at	
3	Various Locations	
4	Project Allocation	961,000
5	(t) SR 1029-0190/0200	
6	(1) Sheshequin Township, Shoulder Washout	
7	Project Allocation	1,057,000
8	(u) SR 0187-0790/0860	
9	(1) Windham Township, Reconstruct Roadway	
10	at Various Locations	
11	Project Allocation	1,165,000
12	(v) SR 0187-0710/0750	
13	(1) Orwell Township, Reconstruct Roadway at	
14	Various Locations	
15	Project Allocation	2,751,000
16	Section 7. Bucks County.	
17	(a) SR 0263-0290/0300	
18	(1) Solebury Township, Roadway Issues	
19	Project Allocation	503,000
20	Section 8. Chester County.	
21	(a) Various Routes	
22	(1) Willistown Township, Reconstruct	
23	Roadway at Various Locations	
24	Project Allocation	175,000
25	Section 9. Columbia County.	
26	(a) SR 0487-0580/0000	
27	(1) Stillwater Borough, Ditch Washout	
28	Project Allocation	104,000
28 29	Project Allocation (b) SR 0487-0400/0740	104,000

1		Reconstruct Roadway at Various Locations	
2		Project Allocation	150,000
3	(c)	SR 4020-0080/0110	
4		(1) Orange Township, Roadway Shoulder	
5		Repair	
6		Project Allocation	190,000
7	(d)	SR 0011-0080/0100	
8		(1) Bloomsburg Borough, Roadway Shoulder	
9		Repair	
10		Project Allocation	196,000
11	(e)	SR 4009-0050/0060	
12		(1) Bloomsburg Borough, Reconstruct Roadway	
13		at Various Locations	
14		Project Allocation	205,000
15	(f)	SR 0011-0040	
16		(1) Montour Township, Reconstruct Roadway	
17		at Various Locations	
18		Project Allocation	248,000
19	(g)	SR 3003-0010/0070	
20		(1) Cleveland Township, Reconstruct Roadway	
21		at Various Locations	
22		Project Allocation	302,000
23	(h)	SR 4034-0010/0020	
24		(1) Orange Township, Reconstruct Roadway at	
25		Various Locations	
26		Project Allocation	350,000
27	(i)	SR 4008-0070	
28		(1) Mt. Pleasant Township, Reconstruct	
29		Roadway at Various Locations	
30		Project Allocation	460,000

1	(j) SR 4013-0010/0050	
2	(1) Mt. Pleasant Township, Reconstruct	
3	Roadway at Various Locations	
4	Project Allocation	614,000
5	(k) SR 4049-0010/0140	
6	(1) Sugarloaf Township, Shoulder Washout	
7	Project Allocation	638,000
8	(1) SR 0487-0010/0130	
9	(1) Franklin Township, Shoulder Washout	
10	Project Allocation	790,000
11	(m) SR 1020-0010/0100	
12	(1) Fishing Creek Township, Shoulder	
13	Washout	
14	Project Allocation	953,000
15	Section 10. Cumberland County (Reserved).	
16	Section 11. Dauphin County.	
17	(a) SR 0230-0310	
18	(1) Londonderry Township, Roadway	
19	Restoration	
20	Project Allocation	101,000
21	(b) SR 0325-0260/0270	
22	(1) Rush Township, Stabilize Shoulder and	
23	Embankment and Replace Pipes	
24	Project Allocation	200,000
25	Section 12. Delaware County.	
26	(a) SR 0252-0160/0170	
27	(1) Newtown Township, Reconstruct Roadway	
28	at Various Locations	
29	Project Allocation	105,000
30	(b) SR 3022-0030/0000	

1	(1) Middletown Township, Reconstruct	
2	Roadway at Various Locations	
3	Project Allocation	150,000
4	Section 13. Lancaster County (Reserved).	
5	Section 14. Lebanon County.	
6	(a) SR 0072-0210	
7	(1) Swatara Township, Roadway Restoration	
8	and Parapet Repair	
9	Project Allocation	253,000
10	(b) SR 2019-0130	
11	(1) Jackson Township, Roadway	
12	Reconstruction and Stream Restoration	
13	Project Allocation	443,000
14	Section 15. Lehigh County.	
15	(a) SR 1021-0030	
16	(1) South Whitehall Township, Embankment	
17	and Guide Rail Replacement	
18	Project Allocation	479,000
19	Section 16. Luzerne County.	
20	(a) SR 4015-0030/0140	
21	(1) Fairmount Township, Channel Cleaning	
22	Project Allocation	149,000
23	(b) SR 0092-0040/0060	
24	(1) Exeter Borough, Right Shoulder	
25	Undermining, GR Erosion	
26	Project Allocation	165,000
27	(c) SR 0118-0060/0098	
28	(1) Fairmount Township, Replace WPA	
29	Retaining Wall-Section Loss into	

1		Project Allocation	206,000
2	(d)	SR 0029-0120/3137	
3		(1) Plymouth Township and Lake Township,	
4		Roadway and Stream Bank Restoration	
5		Project Allocation	240,000
6	(e)	SR 0029-0170/1793	
7		(1) Jackson Township and Lake Township,	
8		Roadway and Stream Bank Restoration	
9		Project Allocation	247,000
10	(f)	SR 0092-0110/2730	
11		(1) Exeter Township, Right Shoulder	
12		Undermining, GR Erosion	
13		Project Allocation	298,000
14	(g)	SR 4005-0010	
15		(1) Hunlock Township, Replace Twin Cell	
16		Arch Culvert with Approaches	
17		Project Allocation	750 <b>,</b> 000
18	(h)	SR 4013-0010/0110	
19		(1) Fairmount Township, Reconstruct Roadway	
20		at Various Locations	
21		Project Allocation	755 <b>,</b> 000
22	Section	17. Lycoming County.	
23	(a)	SR 0087	
24		(1) From the intersection with SR 0973 in	
25		Upper Fairfield Township north into	
26		Plunketts Creek Township, reconstruct	
27		roadway and embankment at various	
28		locations	
29		Project Allocation	3,000,000
30	(b)	SR 0442-0020/0300	

1		(1) Muncy Creek Township and Franklin	
2		Township, Embankment Repair	
3		Project Allocation	101,000
4	(C)	SR 1006-0010/0070	
5		(1) Lewis Township and Cascade Township,	
6		Ditch Cleaning	
7		Project Allocation	106,000
8	(d)	SR 0118-0010/0040	
9		(1) Wolf Township, Embankment Repair	
10		Project Allocation	111,000
11	(e)	SR 0405-0140/0170	
12		(1) Muncy Creek Township, Shoulder Washout	
13		Project Allocation	185,000
14	(f)	SR 8034-0010	
15		(1) Montoursville Borough, Roadway Shoulder	
16		Repair	
17		Project Allocation	195,000
18	(g)	SR 2055-0004/0030	
19		(1) Muncy Creek Township, Roadway Shoulder	
20		Repair	
21		Project Allocation	207,000
22	(h)	SR 2085-0010	
23		(1) Shrewsbury Township, Shoulder Washout	
24		Project Allocation	260,000
25	(i)	SR 0864-0010/0120	
26		(1) Upper Fairfield Township, Reconstruct	
27		Roadway at Various Locations	
28		Project Allocation	278,000
29	(j)	SR 1004-0012/0070	
30		(1) Lewis Township and Gamble Township,	

1	Shoulder Washout	
2	Project Allocation	381,000
3	(k) SR 0220-0430/0460	
4	(1) Wolf Township, Roadway Shoulder Repair	
5	Project Allocation	401,000
6	(1) SR 1003-0010/0030	
7	(1) Eldred Township, Shoulder Washout	
8	Project Allocation	520,000
9	(m) SR 1006-0270	
10	(1) Plunketts Creek Township, Reconstruct	
11	Roadway at Various Locations	
12	Project Allocation	659,000
13	(n) SR 1003-0040/0180	
14	(1) Gamble Township, Reconstruct Roadway at	
15	Various Locations	
16	Project Allocation	704,000
17	(o) SR 1005-0010/0120	
18	(1) Plunketts Creek Township, Shoulder	
19	Washout	
20	Project Allocation	1,331,000
21	(p) SR 0973-0500/0570	
22	(1) Eldred Township, Reconstruct Roadway at	
23	Various Locations	
24	Project Allocation	1,612,000
25	(q) SR 0087-0110/0130	
26	(1) Upper Fairfield Township and Plunketts	
27	Creek Township, Shoulder Washout	
28	Project Allocation	4,941,000
29	Section 18. Monroe County (Reserved).	
30	Section 19. Montgomery County (Reserved).	

1	Section 20. Montour County.	
2	(a) SR 2017-0010/0020	
3	(1) Cooper Township, Reconstruct Roadway at	
4	Various Locations	
5	Project Allocation	202,000
6	(b) SR 0054-0260	
7	(1) Danville Borough, Reconstruct Roadway	
8	at Various Locations	
9	Project Allocation	260,000
10	Section 21. Northampton County.	
11	(a) SR 0611-0020/0070	
12	(1) Williams Township, Reconstruct Roadway	
13	at Various Locations	
14	Project Allocation	901,000
15	(b) SR 1015-0020/0040	
16	(1) Lower Mt. Bethel Township, Embankment	
17	and Roadway Reconstruction	
18	Project Allocation	919,000
19	Section 22. Northumberland County (Reserved).	
20	Section 23. Perry County (Reserved).	
21	Section 24. Philadelphia County.	
22	(a) SR 0076-3270/3471	
23	(1) City of Philadelphia, Reconstruct	
24	Roadway at Various Locations	
25	Project Allocation	133,000
26	Section 24.1. Pike County.	
27	(a) SR 2002-0060	
28	(1) Delaware Township, Reconstruct Roadway	
29	at Various Locations	
30	Project Allocation	152,000

1	(b) SR 1014-0010/0190	
2	(1) Lackawaxen Township, Reconstruct	
3	Roadway at Various Locations	
4	Project Allocation	317,000
5	(c) SR 1017-0050/0100	
6	(1) Westfall Township, Reconstruct Roadway	
7	at Various Locations	
8	Project Allocation	604,000
9	Section 25. Schuylkill County.	
10	(a) SR 0081-0990	
11	(1) Pine Grove Township, Roadway	
12	Reconstruction	
13	Project Allocation	356,000
14	(b) SR 0125-0070/0080	
15	(1) Tremont Township, Embankment and	
16	Roadway Reconstruction	
17	Project Allocation	484,000
18	(c) SR 0125-0040	
19	(1) Pine Grove Township, Embankment and	
20	Roadway Reconstruction	
21	Project Allocation	584,000
22	(d) SR 0645-0010/0040	
23	(1) Pine Grove Township, Reconstruct	
24	Roadway at Various Locations	
25	Project Allocation	801,000
26	Section 26. Snyder County (Reserved).	
27	Section 27. Sullivan County.	
28	(a) SR 0087-0770	
29	(1) Colley Township, Reconstruct Roadway at	
30	Various Locations	

1		Project Allocation	110,000
2	(b)	SR 0760-1955/2054	
3		(1) Dushore Borough, Reconstruct Roadway at	
4		Various Locations	
5		Project Allocation	176,000
6	(C)	SR 0050-0494/3460	
7		(1) Laporte Borough, Reconstruct Roadway at	
8		Various Locations	
9		Project Allocation	249,000
10	(d)	SR 3005-0010/0130	
11		(1) Shrewsbury Township and Hillsgrove	
12		Township, Reconstruct Roadway at Various	
13		Locations	
14		Project Allocation	335,000
15	(e)	SR 0154-0170/0190	
16		(1) Forks Township, Washout	
17		Project Allocation	345,000
18	(f)	SR 2008-0010/0020	
19		(1) Laporte Township, Reconstruct Roadway	
20		at Various Locations	
21		Project Allocation	504,000
22	(g)	SR 0170-0000/1680	
23		(1) Fox Township, Reconstruct Roadway at	
24		Various Locations	
25		Project Allocation	728,000
26	(h)	SR 2002-0040/0140	
27		(1) Davidson Township and Laporte Township,	
28		Reconstruct Roadway at Various Locations	
29		Project Allocation	1,515,000
30	(i)	SR 0487-0240/0000	

1	(1) Colley Township, Reconstruct Roadway at	
2	Various Locations	
3	Project Allocation	1,750,000
4	(j) SR 2002-0020/0050	
5	(1) Davidson Township, Reconstruct Roadway	
6	at Various Locations	
7	Project Allocation	1,875,000
8	Section 28. Susquehanna County (Reserved).	
9	Section 29. Union County (Reserved).	
10	Section 30. Wyoming County.	
11	(a) SR 0029-0080/0090	
12	(1) Noxen Township, Reconstruct Roadway at	
13	Various Locations	
14	Project Allocation	300,000
15	(b) SR 3003-0140/1410	
16	(1) Mehoopany Township, Pavement, Shoulder	
17	and Embankment Washouts and Failure	
18	Project Allocation	303,000
19	(c) SR 3005-0050	
20	(1) Eaton Township, 72-inch Pipe Washout	
21	Project Allocation	310,000
22	(d) SR 3003-0004/1666	
23	(1) Eaton Township and Mehoopany Township,	
24	Reconstruct Roadway at Various Locations	
25	Project Allocation	411,000
26	(e) SR 0087-0110/0130	
27	(1) Forkston Township, Reconstruct Roadway	
28	at Various Locations	
29	Project Allocation	527 <b>,</b> 000
30	(f) SR 0087-0160/0210	

1	(1) Mehoopany Township, Reconstruct Roadway	
2	at Various Locations	
3	Project Allocation	576,000
4	(g) SR 0029-0110/0160	
5	(1) Monroe Township, Reconstruct Roadway at	
6	Various Locations	
7	Project Allocation	641,000
8	(h) SR 3002-0010/0060	
9	(1) Noxen Township, Shoulder Washouts;	
10	Undercutting of Pavement; Pipes Cleaned;	
11	Ditch Inlet Ends; Replace Pipes	
12	Project Allocation	1,000,000
13	(i) SR 3001-0010/0230	
14	(1) Forkston Township, Reconstruct Roadway	
15	at Various Locations	
16	Project Allocation	21,115,000
17	Section 31. York County.	
17 18	Section 31. York County.  (a) SR 0030-0130	
18	(a) SR 0030-0130	150,000
18 19	<ul><li>(a) SR 0030-0130</li><li>(1) Jackson Township, Sinkhole Repair</li></ul>	150,000
18 19 20	<ul><li>(a) SR 0030-0130</li><li>(1) Jackson Township, Sinkhole Repair</li><li>Project Allocation</li></ul>	150,000
18 19 20 21	<ul><li>(a) SR 0030-0130</li><li>(1) Jackson Township, Sinkhole Repair</li><li>Project Allocation</li><li>(b) SR 1014-0110/0140</li></ul>	150,000
18 19 20 21 22	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and</li> </ul>	150,000
18 19 20 21 22 23	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and Stream Bank Stabilization</li> </ul>	
18 19 20 21 22 23 24	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and Stream Bank Stabilization</li> <li>Project Allocation</li> </ul>	
18 19 20 21 22 23 24 25	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and Stream Bank Stabilization</li> <li>Project Allocation</li> <li>(c) SR 1019-0020/0080</li> </ul>	
18 19 20 21 22 23 24 25 26	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and Stream Bank Stabilization</li> <li>Project Allocation</li> <li>(c) SR 1019-0020/0080</li> <li>(l) Mount Wolf Borough and York Haven</li> </ul>	
18 19 20 21 22 23 24 25 26 27	<ul> <li>(a) SR 0030-0130</li> <li>(1) Jackson Township, Sinkhole Repair</li> <li>Project Allocation</li> <li>(b) SR 1014-0110/0140</li> <li>(1) Hellam Township, Bridge Repair and Stream Bank Stabilization</li> <li>Project Allocation</li> <li>(c) SR 1019-0020/0080</li> <li>(l) Mount Wolf Borough and York Haven Borough, Roadway Restoration and Stream</li> </ul>	

- 1 (1) Springettsbury Township, Slope
- 2 Stabilization and Stream Relocation
- 3 Project Allocation 682,000
- 4 Section 71. Estimated useful life of projects.
- 5 The General Assembly states the estimated useful life of the
- 6 projects heretofore itemized is 30 years.
- 7 Section 72. Federal funds.
- 8 All moneys received from the Federal Government for the
- 9 construction of the public highway projects specifically
- 10 itemized herein are also hereby appropriated for those projects.
- 11 Section 73. Construction.
- 12 Amounts contained in this act for any project shall not
- 13 supplant or replace any Federal funds authorized by any Federal
- 14 law or regulation. Funding from this act for any project is
- 15 available only to the extent that Federal funds are not
- 16 available for such project.
- 17 Section 74. Allocation of funds.
- 18 Whenever as determined by the Department of Transportation
- 19 that the full estimated financial costs of the projects itemized
- 20 in sections 4 through 31 are not necessary for the proper
- 21 design, acquisition or construction of such projects, the excess
- 22 funds no longer required may be allocated by the Department of
- 23 Transportation to increase the estimated costs of any one or
- 24 more of the projects specifically itemized in a capital budget.
- 25 Section 75. Effective date.
- This act shall take effect immediately.