
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1669 Session of
2023

INTRODUCED BY ORTITAY, PICKETT, HANBIDGE, SHUSTERMAN AND CIRESI,
SEPTEMBER 12, 2023

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, SEPTEMBER 12, 2023

AN ACT

1 Amending Title 64 (Public Authorities and Quasi-Public
2 Corporations) of the Pennsylvania Consolidated Statutes, in
3 Commonwealth Financing Authority, establishing the PA Sewer
4 Repair Program; and making an appropriation.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Title 64 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 1559. PA Sewer Repair Program.

10 (a) Establishment.--The PA Sewer Repair Program is
11 established. The program shall provide financial assistance in
12 the form of single-year or multiyear grants to municipalities
13 and municipal authorities for sewer projects which, when
14 completed, construct, improve, expand, rehabilitate or repair
15 sanitary sewer system projects.

16 (b) Application.--A municipality or a municipal authority
17 may submit an application to the authority requesting financial
18 assistance for a sanitary sewer system project. The application
19 must be on the form required by the board and must include or

1 demonstrate all of the following:

2 (1) The name and address of the applicant.

3 (2) A statement of the type and amount of financial
4 assistance sought. If the applicant is requesting financial
5 assistance in the form of a grant, the request may not exceed
6 75% of the cost of the sanitary sewer system project.

7 (3) A statement of the sanitary sewer system project,
8 including a detailed statement of the cost of the sanitary
9 sewer system project.

10 (4) Proof that the cost of the sanitary sewer system
11 project is not less than \$1,000,000.

12 (5) A financial commitment from a responsible source for
13 any cost of the sanitary sewer system project in excess of
14 the amount requested. If the applicant is requesting
15 financial assistance in the form of a grant from the
16 department, the financial commitment may not be in the form
17 of a grant from a Commonwealth agency.

18 (6) A firm commitment from the project user to use the
19 sanitary sewer system upon completion.

20 (7) Proof that the applicant has secured planning and
21 permit approvals for the sanitary sewer system from the
22 Department of Environmental Protection.

23 (8) Any other information required by the board.

24 (c) Review and approval of grant applications.--

25 (1) If an applicant is requesting financial assistance
26 in the form of a grant, the authority, in conjunction with
27 the Department of Environmental Protection, shall review the
28 application to determine all of the following:

29 (i) If there is a financial commitment for at least
30 25% of the sanitary sewer system project.

1 (ii) If the source of the financial commitment is
2 from a responsible source.

3 (iii) If the applicant is firmly committed to using
4 the sanitary sewer system project upon completion.

5 (iv) If the applicant has secured planning and
6 permit approvals for the sanitary sewer system project
7 from the Department of Environmental Protection. The
8 sanitary sewer system project must be generally
9 consistent with any applicable county or local
10 comprehensive plans.

11 (v) If the applicant complied with all other
12 criteria established by the board.

13 (2) Upon being satisfied that all program requirements
14 have been met, the authority may approve the application
15 consistent with all of the following:

16 (i) The grant may not exceed \$10,000,000 per
17 sanitary sewer system project.

18 (ii) Grants under this program shall not exceed
19 \$10,000,000 in the aggregate per municipality or
20 municipal authority.

21 (iii) The aggregate amount of grants awarded under
22 this subsection shall not exceed \$250,000,000.

23 (iv) The board shall give priority consideration to
24 sanitary sewer system projects which are integral for
25 development or redevelopment of sites which are planned
26 for development.

27 (v) The board has received notice from the Secretary
28 of the Budget that the sanitary sewer system project
29 satisfies the Federal tax status requirements of any
30 bonds used to fund the grant.

1 (3) If the authority approves the application, the
2 authority shall notify the department of the amount approved.

3 (d) Appropriation.--The sum of \$1,000,000,000 shall be
4 appropriated from the Budget Stabilization Reserve Fund to the
5 authority to provide financial assistance under the program.

6 (e) Report to General Assembly.--

7 (1) The authority shall submit an annual report to the
8 General Assembly no later than September 1 following the
9 first fiscal year or any portion thereof in which the program
10 is in effect and no later than September 1 for all succeeding
11 fiscal years in which the program is in effect. The report
12 shall include a list of all of the recipients of grants
13 awarded by the authority in the previous fiscal year, the
14 amount of the grants awarded, a description of the sanitary
15 sewer system project and the public purposes that the
16 sanitary sewer system project advances.

17 (2) The authority shall post a copy of the report to the
18 General Assembly on the publicly accessible Internet website
19 of the department and the publicly accessible Internet
20 website of the Department of Environmental Protection. The
21 reports shall remain on the sites until the reports for the
22 next year are posted.

23 Section 2. This act shall take effect in 60 days.