

HOUSE REPRINT

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THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **439** Session of
1961

MR. WEINER, IN PLACE, MARCH 21, 1961.

AS AMENDED ON THIRD READING, IN HOUSE OF
REPRESENTATIVES, JUNE 13, 1961.

AN ACT

Amending the act of March 31 1949 (P L 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agree-

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underscoring indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

ments with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" empowering the Authority to construct additions and improvements to manual training schools AND AGRICULTURAL AND INDUSTRIAL SCHOOLS receiving State aid authorizing contracts to lease and leases by the Department of Public Instruction from the Authority of any additions or improvements to manual training schools receiving State aid and furnishing and equipment thereof when used or occupied and authorizing subleases of such projects

The General Assembly of the Commonwealth of Pennsylvania
hereby enacts as follows

1 Section 1 The first paragraph of section 4 act of March 31 1949
2 (P L 372) known as "The General State Authority Act of one thousand
3 nine hundred forty-nine" amended December 22 1959 (P L 1997) is
4 amended to read

5 Section 4 Purposes and Powers General The Authority is created
6 for the purpose of constructing improving equipping furnishing main-
7 taining acquiring and operating sewers sewer systems and sewage treat-
8 ment works for State institutions of every kind and character (heretofore
9 or hereafter constructed) public buildings for the use of the Common-
10 wealth an official residence in the City of Harrisburg which shall there-
11 after be used as the official residence of the Governor of the Common-
12 wealth State arsenals armories and military reserves State airports and
13 landing fields State institutions of every kind and character (heretofore
14 or hereafter constructed) additions and improvements to land grant
15 colleges State teachers' colleges universities and medical colleges man-
16 ual training schools agricultural and industrial schools receiving State
17 aid school buildings and the furnishings and equipment thereof for the
18 use of the public schools State highways and bridges toll bridges tunnels
19 and traffic circles on State highways swimming pools and lakes on State
20 land low head dams improvements to river embankments desilting dams

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1 impounding basins flood control projects and the purchase of lands for
2 rehabilitation purposes in connection with State institutions and for use
3 of State teachers' colleges (any and all the foregoing being herein called
4 "projects") Provided however That the purpose and intent of this act be-
5 ing to benefit the people of the Commonwealth by among other things in-
6 creasing their commerce and prosperity and not to unnecessarily burden
7 or interfere with existing business by the establishment of competitive
8 enterprises none of the powers granted hereby (other than for the
9 construction improvement and maintenance of bridges) shall be exercised
10 in the construction improvement maintenance extension or operation of
11 any project or projects which in whole or in part shall duplicate or com-
12 pete with existing enterprises serving substantially the same purposes
13 and the Authority is hereby granted and shall have and may exercise
14 all powers necessary or convenient for the carrying out of the aforesaid
15 purposes including but without limiting the generality of the foregoing
16 the following rights and powers

17 * * *

18 Section 2 Section 9.2 of the act amended June 28 1957 (P L 414)
19 is amended to read

1 Section 9.2 Contracts to Lease and Leases by Department of Public
2 Instruction or School Districts from Authority The Department of
3 Public Instruction or any school district shall have power and authority
4 with approval of the Governor to enter into contracts with the Authority
5 to lease as lessee from the Authority any school building or additions or
6 improvements to universities or medical colleges or manual training
7 schools agricultural and industrial schools receiving State aid and the
8 furnishings and equipment thereof constructed or improved by the Au-
9 thority for a term with respect to each not exceeding thirty (30) years
10 at such rental or rentals as may be determined by the Authority and
11 upon the completion of said school building or additions or improve-
12 ments and the furnishings and equipment thereof or when said projects
13 are used or occupied the Department of Public Instruction or school
14 district shall have power and authority with the approval of the Gover-
15 nor to lease as lessee said school building or additions or improvements
16 and the furnishings and equipment thereof for a term with respect to
17 each not exceeding thirty (30) years at such rental or rentals as may be
18 determined by the Authority

19 When any such project is leased by the Authority to the Common-

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1 wealth of Pennsylvania the Department of Public Instruction shall have
2 power and authority with the approval of the Governor to sublease
3 such project to the university or medical college or manual training
4 school agricultural and industrial school receiving State aid or school
5 district for which said project has been undertaken upon such terms
6 and conditions as shall be agreed to

We certify that this bill has passed the Senate and the House of
Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

.....
Governor