

No. 545

AN ACT

Amending the act of March thirty-one, one thousand nine hundred forty-nine (Pamphlet Laws 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 agreements 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 interest 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 universities receiving State aid; authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied, and authorizing subleases of such projects.

The General
State Authority
Act.

The first para-
graph of section
4, act of March
31, 1949, P. L.
372, amended
January 5, 1952,
P. L. 1829,
further amended.

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

Section 1. The first paragraph of section four, act of March thirty-one, one thousand nine hundred forty-nine (Pamphlet Laws 372), known as "The General State Authority Act of one thousand nine hundred forty-nine," amended January five, one thousand nine hundred fifty-two (Pamphlet Laws 1829), is amended to read:

Section 4. Purposes and Powers; General.—The Authority is created for the purpose of constructing, improving, equipping, furnishing, maintaining, acquiring, and operating sewers, sewer systems, and sewage treatment works for State institutions of every kind and character (heretofore or hereafter constructed), public buildings for the use of the Commonwealth, an official residence in the City of Harrisburg which shall thereafter be used as the official residence of the Governor of the Commonwealth, State arsenals, armories, and military reserves, State airports and landing fields, State institutions of every kind and character (heretofore or hereafter constructed), additions and improvements to land grant colleges and universities receiving State aid, school buildings and the furnishings and equipment thereof for the use of the public schools, State highways, and bridges, toll bridges, tunnels, and traffic

circles on State highways, swimming pools, and lakes on State land, low head dams, improvements to river embankments, desilting dams, impounding basins, flood control projects, and the purchase of lands for rehabilitation purposes in connection with State institutions (any and all the foregoing being herein called "projects"): Provided, however, That the purpose and intent of this act being to benefit the people of the Commonwealth by, among other things, increasing their commerce and prosperity, and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises, none of the powers granted hereby (other than for the construction, improvement and maintenance of bridges) shall be exercised in the construction, improvement, maintenance, extension or operation of any project or projects which, in whole or in part, shall duplicate or compete with existing enterprises serving substantially the same purposes, and the Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes, including, but without limiting the generality of the foregoing, the following rights and powers:

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Section 2. Section 9.2 of the act is amended to read:

Section 9.2. Contracts to Lease and Leases by Department of Public Instruction [and] *or* School Districts from Authority.—The Department of Public Instruction [and] *or* any school district shall have power and authority, with approval of the Governor, to enter into contracts with the Authority to lease as lessee from the Authority any school building *or additions or improvements to universities receiving State aid* and the furnishings and equipment thereof, constructed or improved by the Authority, for a term, with respect to each, not exceeding thirty (30) years, at such rental or rentals as may be determined by the Authority, and upon the completion of said school building *or additions or improvements* and the furnishings and equipment thereof, *or when said projects are used or occupied* the [department and] *Department of Public Instruction or* school district shall have power and authority, with the approval of the Governor, to lease as lessee [any] *said* school building *or additions or improvements* and the furnishings and equipment thereof, [completed by the Authority] for a term, with respect to each, not exceeding thirty (30) years, at such rental or rentals as may be determined by the Authority.

Section 9.2, act
of March 31,
1949, P. L. 372,
amended.

When any such project is leased by the Authority to the Commonwealth of Pennsylvania, the Department of Public Instruction shall have power and authority, with