

No. 1977-88

AN ACT

SB 1048

Amending the act of July 5, 1947 (P.L. 1217, No.498), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," providing for the private sale of refunding bonds in certain circumstances.

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

Section 1. Section 6.1, act of July 5, 1947 (P.L. 1217, No.498), known as the "State Public School Building Authority Act," added April 20, 1949 (P.L.636, No.142), is amended to read:

Section 6.1. Refunding Bonds.—The Authority is hereby authorized to provide, by resolution of the board, for the issuance of refunding bonds for the purpose of refunding any bonds of the Authority issued under the provisions of this act and then outstanding, either by voluntary exchange with the holders of such outstanding bonds or to provide funds to redeem and retire such outstanding bonds, with accrued interest, and any premium payable thereon at maturity or at any call date. The issuance of such refunding bonds, the maturities and other details thereof, the rights of the holders thereof, and the duties of the Authority in respect to the same, shall be governed by the foregoing provisions of this act in so far as the same may be applicable. Refunding bonds may be issued by the Authority to refund bonds originally issued or to refund bonds of the Authority previously issued for refunding purposes. *Notwithstanding the provisions of section 6(a) of this act, refunding bonds for bond issues closed by the Authority during calendar year 1975 may be sold at private sale, without advertisement or competitive bidding, for such price or prices as the Authority shall determine.*

Section 2. This act shall take effect immediately.

APPROVED—The 9th day of December, A. D. 1977.

MILTON J. SHAPP