

No. 1989-54

## AN ACT

SB 910

Amending the act of October 21, 1988 (P.L.851, No.113), entitled, "A supplement to the act of July 3, 1987 (P.L.190, No.26), entitled 'An act providing for the capital budget for the fiscal year 1987-1988,' itemizing public improvement projects, furniture and equipment projects, transportation assistance projects and flood control projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of Environmental Resources, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of Environmental Resources; stating the estimated useful life of the projects; making appropriations; and making a repeal," adding projects; further providing for certain highway projects; moving certain projects to the correct categories; and making repeals.

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

Section 1. The title of the act of October 21, 1988 (P.L.851, No.113), known as the Capital Budget Project Itemization Act for 1987-1988, is amended to read:

## A SUPPLEMENT

To the act of July 3, 1987 (P.L.190, No.26), entitled 'An act providing for the capital budget for the fiscal year 1987-1988,' itemizing public improvement projects, furniture and equipment projects, transportation assistance projects and **[flood control] redevelopment assistance** projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of **[Environmental Resources] Community Affairs, itemizing public highway projects to be constructed by the Department of Transportation from current revenues,** together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of **[Environmental Resources] Community Affairs;** stating the estimated useful life of the projects; making appropriations; and making a repeal.

Section 2. Section 2 of the act is amended to read:  
Section 2. Total authorizations.

(a) Public improvements.—The total authorization for the additional capital projects in the category of public improvement projects itemized in section 3 and to be acquired or constructed by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be **[\$1,604,230,000] \$1,622,785,000.**

(b) Furniture and equipment.—The total authorization for the additional capital projects in the category of public improvement projects consisting of the acquisition of original movable furniture and equipment to complete public improvement projects itemized in section 4 and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be **[\$22,677,000] \$31,286,000.**

(c) Transportation assistance.—The total authorization for the capital projects in the category of transportation assistance projects itemized in section 5 with respect to which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, shall be **[\$226,583,000] \$273,833,000.**

(d) Redevelopment assistance.—The total authorization for the capital projects in the category of redevelopment assistance projects itemized in section 6 for capital grants by the Department of Community Affairs, its successors or assigns, and to be financed by the incurring of debt, shall be **[\$563,598,000.] \$559,598,000.**

(e) *Public highway projects.*—*The total authorization for the capital projects in the category of highway projects itemized in section 6.1 and to be constructed by the Department of Transportation, its successors or assigns, and to be financed from current revenues of the Motor License Fund, shall be \$27,845,000.*

Section 3. The heading of section 3(2), section 3(2) (vi)(A), the heading of section 3(3), section 3 (3)(v)(A)(X), (XI), (XII), (XIII), (XIV), (XV) and (XVI) and (B)(II), the heading of section 3(5) and section 3(5)(lxxx)(C), (cxxiv), (cliv), and (clvii)(B), the heading of section 3(8), section 3(10)(vii)(D), the heading of section 3(13) and section 3 (13)(iv) of the act are amended and the section is amended by adding projects to read:

Section 3. Itemization of public improvement projects.

Additional capital projects in the category of public improvement projects to be constructed or acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
***	
(2) Department of Corrections	<b>[\$141,147,000] \$156,991,000</b>
***	
(iii) State Correctional Institution - Graterford	
***	
(C) <i>Installation of waterline and storage tank</i>	<b>2,544,000</b>
<i>(Base Project Allocation - \$2,120,000)</i>	
<i>(Design and Contingencies - \$424,000)</i>	
<i>This project is a replacement for project DGS 577-21</i>	

*authorized in the act of July 10, 1986 (P.L.1285, No.118).*

\* \* \*

- (vi) State Correctional Institution - Philadelphia  
**[(A) Construction of a new prison facility to house and provide treatment for drug offenders 50,000,000**  
**(Base Project Allocation - \$50,000,000)]**

\* \* \*

- (vii) State Correctional Institution - Retreat  
 \* \* \*  
**(C) Renovations to boiler plant 700,000**  
**(Base Project Allocation - \$583,000)**  
**(Design and Contingencies - \$117,000)**  
*This project is a replacement for project DGS 1575-2 authorized in the act of July 10, 1986 (P.L.1285, No.118).*

\* \* \*

- (xi) State Correctional Institution - City of Chester, Pennsylvania  
**(A) Construction of a new prison facility to house and provide treatment for drug offenders, including land acquisition 50,000,000**  
**(Base Project Allocation - \$41,667,000)**  
**(Design and Contingencies - \$8,333,000)**
- (xii) State Correctional Institution - Farview  
**(A) Conversion of parts of Farview State Hospital into a correctional institution 12,600,000**  
**(Base Project Allocation - \$12,600,000)**
- (3) Department of Education **[\$449,312,000]**  
**\$442,003,000**

\* \* \*

- (v) Pennsylvania State University  
 (A) University Park  
 \* \* \*  
**[(X) Improvements to Waste Water Treatment Plant - Phase III - University Park DGS 800-184 107,000**  
**(Base Project Allocation - \$107,000)**  
**(XI) Reconstruction of Electrical Distribution System - University Park DGS 800-185 43,000**  
**(Base Project Allocation - \$43,000)**  
**(XII) Improvements to Water System - Behrend College DGS 800-186 12,000**  
**(Base Project Allocation - \$12,000)**  
**(XIII) Coal Slurry Boiler - University Park DGS 800-183 87,000**  
**(Base Project Allocation - \$87,000)**

(XIV) Renovate Mechanical and Electrical Engineering Buildings - University Park DGS 800-182 **1,417,000**  
 (Base Project Allocation - \$1,417,000)

(XV) Hospital Addition, Support Building and Child Psychiatry Unit Addition - Hershey Medical Center DGS 800-179/180 **6,400,000**  
 (Base Project Allocation - \$6,400,000)

(XVI) Renovation to Chandlee and Mueller Buildings - University Park DGS 800-189 **1,050,000**  
 (Base Project Allocation - \$1,050,000)]

(B) Altoona Campus

\* \* \*

[(II) Community Arts Building - Altoona Campus DGS 800-187 **193,000**  
 (Base Project Allocation - \$193,000)]

\* \* \*

(vii) Temple University

\* \* \*

(G) Additional funds for Dental School DGS 1104-32 - Phase II - including retransfer of \$1,100,000 to DGS 1104-34 **2,000,000**

\* \* \*

(5) Department of Environmental Resources **[\$450,747,000]**  
**\$457,612,000**

\* \* \*

(lxxx) French Creek State Park

\* \* \*

(C) Repair spillway, repair docks and repair boat [mooring **122,000**  
 (Base Project Allocation - \$101,000)

(Design and Contingencies - \$21,000)] mooring **312,000**

(Base Project Allocation - \$291,000)

(Design and Contingencies - \$21,000)

\* \* \*

(cxxiv) [Susquehannock] Susquehanna State Park

(A) Provide riprap and filter blanket, rehabilitate existing boat launching ramp and install new courtesy dock **240,000**

(Base Project Allocation - \$200,000)

(Design and Contingencies - \$40,000)

\* \* \*

(cliv) Monroe County

(A) Pocono Performing Arts Center

(I) Design and construction of a concert shell infrastructure for the Pennsylvania Center for the Performing Arts in the Delaware Water Gap

National Recreational [Area, Middle Smithfield Township (Base Project Allocation - \$11,000,000)]	11,000,000
Area, Middle Smithfield Township (Base Project Allocation - \$17,000,000)	17,000,000
* * *	
(clvii) Schuylkill County	
* * *	
(B) Tamaqua Borough Flood Protection Project, Commonwealth portion of non-Federal cost-share of the Federal flood control project as authorized by the Water Resources Development Act of 1974	[2,125,000] 2,800,000
[(Base Project Allocation - \$1,932,000) (Design and Contingencies - \$193,000)] (Base Project Allocation - \$2,520,000) (Design and Contingencies - \$280,000)	
* * *	
(8) Historical and Museum Commission	[\$45,186,000] \$49,186,000
* * *	
(xxxvii) <i>New Freedom Theatre, Philadelphia</i>	
(A) <i>Renovations to the New Freedom Theatre. No funds from this authorization shall be expended until such time that legislation authorizing the acquisition of the New Freedom Theatre in Philadelphia by the Commonwealth has been enacted by the General Assembly</i>	4,000,000
(Base Project Allocation - \$3,333,000) (Design and Contingencies - \$667,000)	
* * *	
(10) Department of Public Welfare	\$64,639,000
* * *	
(vii) Wernersville State Hospital	
* * *	
(D) Air condition Building No. [36] 37 (Base Project Allocation - \$850,000) (Design and Contingencies - \$170,000)	1,020,000
* * *	
(13) Department of Transportation	[162,121,000] 161,276,000
* * *	
[(iv) Cambria County	
(A) S.R.0219, Pa. Route 56 Expressway, restoration, U.S.219 Interchange to Widmann Street, Stony	

**Creek and Richland Township, length 1.6 miles 845,000**  
**(Base Project Allocation - \$810,000)**  
**(Land Allocation - \$10,000)**  
**(Design and Contingencies - \$25,000)]**

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Section 4. The heading of section 4 (1) and section 4(1) (iv)(A) of the act are amended and the section is amended by adding projects to read:

Section 4. Itemization of furniture and equipment projects.

Additional capital projects in the category of public improvement projects consisting of the acquisition of movable furniture and equipment to complete public improvement projects and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(1) Department of Education	<b>[\$14,813,000]</b> <b>\$22,122,000</b>
(i) Pennsylvania State University	
***	
<i>(F) Original furniture and equipment for the Community Arts Building, Altoona Campus DGS 800-187</i>	<i>193,000</i>
<i>(G) Equipment for improvements to wastewater treatment plant - Phase III - University Park DGS 800-184</i>	<i>107,000</i>
<i>(H) Equipment for reconstruction of electrical distribution system - University Park DGS 800-185</i>	<i>43,000</i>
<i>(I) Equipment for improvements to water system - Behrend College DGS 800-186</i>	<i>12,000</i>
<i>(J) Equipment for coal slurry boiler - University Park DGS 800-183</i>	<i>87,000</i>
<i>(K) Furniture and equipment to renovate mechanical and electrical engineering buildings - University Park DGS 800-182</i>	<i>1,417,000</i>
<i>(L) Furniture and equipment for hospital addition, support building and child psychiatry unit addition - Hershey Medical Center DGS 800-179/180</i>	<i>6,400,000</i>
<i>(M) Furniture and equipment for renovation to Chandlee and Mueller Buildings - University Park DGS 800-189</i>	<i>1,050,000</i>

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(iv) Temple University

(A) Original furniture and equipment for Dental

School Phase II DGS 1104-32

[\$9,375,000]

\$7,375,000

\* \* \*

(7) *Department of Corrections*

\$1,300,000

(i) *Farview State Correctional Institution*(A) *Original furniture and equipment for the conversion of Farview State Hospital to a correctional institution*

1,300,000

Section 5. Section 5(b)(19), (23) and (33) of the act are amended by adding projects to read:

Section 5. Itemization of transportation assistance projects.

\* \* \*

(b) Mass transit.—Additional capital projects in the category of transportation assistance projects for mass transit in which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project

Total  
Project  
Allocation

\* \* \*

## (19) Port Authority of Allegheny County

\* \* \*

(viii) *For transit and rail vehicle overhaul, including, but not limited to, engines, transmissions, air conditioning, electrical systems and interior furnishings overhaul for buses and motors, transformers, compressors, air conditioning systems and electrical systems overhaul for rail vehicles*

11,750,000

\* \* \*

## (23) Southeastern Pennsylvania Transportation Authority

\* \* \*

(xxvi) *Transit and rail vehicle overhaul, including, but not limited to, engines, transmissions, air conditioning, electrical systems and interior furnishings overhaul for buses and motors, transformers, compressors, air conditioning systems and electrical systems overhaul for rail vehicles*

33,000,000

\* \* \*

## (33) Local transportation organizations, other than SEPTA and the Port Authority of Allegheny County

\* \* \*

(iii) *For transit and rail vehicle overhaul, including, but not limited to, engines, transmissions, air conditioning, electrical systems and interior furnishings overhaul for buses and motors, transformers, compressors,*

*air conditioning systems and electrical systems over-haul for rail vehicles* 2,500,000

Section 6. Section 6(20)(i) of the act is amended to read:

Section 6. Itemization of redevelopment assistance projects.

Capital projects in the category of redevelopment assistance projects for capital grants by the Department of Community Affairs, its successors or assigns, authorized under the provisions of the act of May 20, 1949 (P.L.1633, No.493), known as the Housing and Redevelopment Assistance Law, and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project	Total Project Allocation
* * *	
(20) City of Philadelphia	
[(i) New Freedom Theatre	
(A) Acquisition of the New Freedom Theatre	4,000,000
(Base Project Allocation - \$4,000,000)]	

\* \* \*

Section 7. The act is amended by adding a section to read:

*Section 6.1. Itemization of public highway projects.*

*Additional capital projects in the category of public highway projects to be constructed by the Department of Transportation, its successors or assigns, and to be financed from current revenues of the Motor License Fund, are hereby itemized, together with their respective estimated financial costs, as follows:*

Project	Total Project Allocation
(1) Cambria County	
(i) S.R.0219, Pa. Route 56 Expressway	
(A) Restoration of S.R.0219 from the U.S.219 Interchange to Widmann Street, Stoneycreek and Richland Townships, length 1.6 miles	845,000
(Base Project Allocation - \$810,000)	
(Land Allocation - \$10,000)	
(Design and Contingencies - \$25,000)	
(2) Northumberland County	
(i) L.R.49086, L.R.53083, L.R.53057, L.R.53059 and L.R.53056	
(A) Widen two-lane highway to three-lane highway from Mt. Carmel, Northumberland County, to intersection with Interstate 81 in Schuylkill County, length 9 miles	4,900,000



*(Base Project Allocation - \$3,400,000)*

*(Design and Contingencies - \$1,500,000)*

**(ii) T.R. 901**

**(A) Relocation from the vicinity of Locust Summit to Pa. 54 near the Village of Strong, Mt. Carmel Township, length 4.5 miles**

**5,100,000**

**(3) Philadelphia County**

**(i) Delaware Avenue**

**(A) Philadelphia central riverfront district on Delaware Avenue from Reed Street to Spring Garden Street for construction of street improvements for movement of vehicles and pedestrians, including a river walk**

**17,000,000**

*(Base Project Allocation - \$17,000,000)*

Section 8. Sections 10 and 13 of the act are amended to read:  
Section 10. Debt authorization.

(a) Public improvements.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of **[\$1,604,230,000] \$1,622,785,000** as may be found necessary to carry out the acquisition and construction of the public improvement projects specifically itemized in a capital budget.

(b) Furniture and equipment.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of **[\$22,677,000] \$31,286,000** as may be found necessary to carry out the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget.

(c) Transportation assistance.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of **[\$226,583,000] \$273,833,000** as may be found necessary to carry out the acquisition and construction of the transportation assistance projects specifically itemized in a capital budget.

(d) Redevelopment assistance.—Subject to the limitation in section 1616.1-B(b) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, the Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of **[\$563,598,000]**

**\$559,598,000** as may be found necessary to carry out the redevelopment assistance projects specifically itemized in a capital budget.

**Section 13. Appropriations.**

(a) Public improvements.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of **[\$1,604,230,000] \$1,622,785,000** to be used by it exclusively to defray the financial cost of the public improvement projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(b) Furniture and equipment.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of **[\$22,677,000] \$31,286,000** to be used by it exclusively to defray the financial cost of the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(c) Transportation assistance.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Transportation in the maximum amount of **[\$226,583,000] \$273,833,000** to be used by it exclusively to defray the financial cost of the transportation assistance projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of Transportation the moneys as required and certified by it to be legally due and payable.

(d) Redevelopment assistance.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Community Affairs in the maximum amount of **[\$563,598,000] \$559,598,000** to be used by it exclusively to defray the financial cost of the redevelopment assistance projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of Community Affairs the moneys as required and certified by it to be legally due and payable.

Section 9. The act is amended by adding a section to read:

**Section 14.1. Allocation of funds.**

*Whenever as determined by the Pennsylvania Department of Transportation that the full estimated financial costs of the projects itemized in section 6.1 are not necessary for the proper design, acquisition or construction of such projects, the excess funds no longer required may be allocated by the Pennsylvania Department of Transportation to increase the estimated costs of any one or more of the projects specifically itemized in a capital budget.*

Section 10. Section 15 of the act is amended to read:

Section 15. Repeals.

*The following acts or parts of acts are repealed:*

*(1) Section 2(5)(xlvii) of the act of May 18, 1984 (P.L.263, No.62), entitled "A supplement to the act of December 20, 1983 (P.L.288, No.76), entitled 'An act providing for the capital budget for the fiscal year 1983-1984,' itemizing public improvement projects, furniture and equipment projects, redevelopment assistance projects and transportation assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Community Affairs or the Pennsylvania Fish Commission, together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of Community Affairs; stating the estimated useful life of the projects; authorizing issuing officials to undertake limited temporary borrowing through negotiated settlements; and making an appropriation."*

*(2) Section 2(37)(i) of the act of October 10, 1984 (P.L.758, No.160), entitled "An act providing for the adoption of capital projects to be financed from the current revenues of the Motor License Fund."*

*(3) Sections 3(3)(xii)(A) and 8(2)(iii), (iv), (vii)(B), (xi)(B) and (xii)(C), (E), (G) and (O) and (15)(ii)(A) of the act of July 10, 1986 (P.L.1285, No.118), known as the Capital Budget Project Itemization Act for 1984-1985, are repealed].*

Section 11. This act shall take effect immediately.

APPROVED—The 11th day of July, A. D. 1989.

ROBERT P. CASEY