

No. 2002-208

AN ACT

SB 1242

Providing for the adoption of capital projects to be financed from the incurring of debt or from current revenue of the Fish Fund and the Boat Fund; and making a repeal.

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

Section 1. Short title.

This act shall be known and may be cited as the Pennsylvania Fish and Boat Commission Capital Budget Act for 2002-2003.

Section 2. Total authorization.

The total authorization for the capital projects in the category of public improvement projects itemized in section 3 to be acquired or developed by the Pennsylvania Fish and Boat Commission and to be financed by the incurring of debt or from current revenues of the Fish Fund and the Boat Fund pursuant to executive authorization shall be \$54,460,000.

Section 3. Itemization of Pennsylvania Fish and Boat Commission capital projects.

The individual capital projects in the category of public improvement projects to be acquired or developed by the Pennsylvania Fish and Boat Commission and to be financed by the incurring of debt or by the current revenues of the Fish Fund and the Boat Fund pursuant to the executive authorizations are hereby itemized together with their respective estimated costs, as follows:

Project	Total Project Allocation
(1) Pennsylvania Fish and Boat Commission	
(i) Beaver County	
(A) Upgrade dam at Lower Hereford Lake	4,550,000
(Base Project Allocation - \$3,792,000)	
(Design and Contingencies - \$758,000)	
(B) Upgrade dam at Upper Hereford Lake	3,250,000
(Base Project Allocation - \$2,708,000)	
(Design and Contingencies - \$542,000)	
(ii) Bedford County	
(A) Upgrade water treatment and renovate	
station buildings and utilities at Reynolds-	
dale Fish Culture Station	5,575,000
(Base Project Allocation - \$3,937,000)	
(Design and Contingencies - \$1,638,000)	

(ii.1) Berks County	
(A) Removal of dam at Charming Forge on Tulpehocken Creek	500,000
(iii) Butler County	
(A) Upgrade dam at Glade Run Lake (Base Project Allocation - \$1,300,000) (Design and Contingencies - \$260,000)	1,560,000
(iv) Carbon County	
(A) Upgrade dam at Mauch Chunk Lake (Base Project Allocation - \$271,000) (Design and Contingencies - \$54,000)	325,000
(v) Centre County	
(A) Upgrade water treatment and renovate station buildings and utilities at Bellefonte Fish Culture Station (Base Project Allocation - \$1,833,000) (Design and Contingencies - \$367,000)	2,200,000
(B) Upgrade water treatment and renovate station buildings and utilities at Benner Fish Culture Station (Base Project Allocation - \$2,054,000) (Design and Contingencies - \$411,000)	2,465,000
(C) Upgrade water treatment and renovate station buildings and utilities at Pleasant Gap Fish Culture Station (Base Project Allocation - \$1,742,000) (Design and Contingencies - \$348,000)	2,090,000
(vi) Clinton County	
(A) Upgrade water treatment and renovate station buildings and utilities at Tylersville Fish Culture Station (Base Project Allocation - \$1,440,000) (Design and Contingencies - \$600,000)	2,040,000
(vii) Cumberland County	
(A) Upgrade water treatment and renovate station buildings and utilities at Huntsdale Fish Culture Station (Base Project Allocation - \$2,712,000) (Design and Contingencies - \$1,128,000)	3,840,000
(B) Upgrade water treatment and renovate station buildings and utilities at Big Spring Fish Culture Station (Base Project Allocation - \$6,875,000) (Design and Contingencies - \$1,375,000)	8,250,000
(viii) Elk County	

(A) Contribute to a cooperative watershed project to install a demonstration recirculation fish culture facility at abandoned mine site in Horton Township (Base Project Allocation - \$1,400,000) (Design and Contingencies - \$200,000)	1,600,000
(ix) Erie County	
(A) Upgrade water treatment and renovate station buildings and utilities at Corry Fish Culture Station (Base Project Allocation - \$1,875,000) (Design and Contingencies - \$780,000)	2,655,000
(x) Lackawanna County	
(A) Development of parking area and boating and fishing access area for persons who are physically disabled at Merli/Sarnoski Park	720,000
(B) Development of parking area, pavilion and boating and fishing access area for persons who are physically disabled in the Bullshead section of Scranton along the Lackawanna River	720,000
(xi) Lehigh County	
(A) Reconstruct and rehabilitate dam and spillway at Leaser Lake (Base Project Allocation - \$4,500,000) (Design and Contingencies - \$900,000)	5,400,000
(xii) Potter County	
(A) Upgrade water treatment and renovate station buildings and utilities at Oswayo Fish Culture Station (Base Project Allocation - \$1,568,000) (Design and Contingencies - \$652,000)	2,220,000
(xiii) Washington County	
(A) Dredging of Canonsburg Lake	4,500,000

#### Section 4. Debt authorization.

The Governor, Auditor General and State Treasurer are hereby authorized 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 the aggregate sum of \$54,460,000 as may be found necessary to carry out the acquisition and construction of the Pennsylvania Fish and Boat Commission projects specifically itemized in this capital budget.

#### Section 5. Issue of bonds.

The indebtedness authorized in this act shall be incurred from time to time and shall be evidenced by one or more series of general obligation

bonds of the Commonwealth in such aggregate principal amount for each series as the Governor, the Auditor General and the State Treasurer shall determine, but the latest stated maturity date shall not exceed the estimated useful life of the projects being financed as stated in section 6.

Section 6. Estimated useful life and term of debt.

(a) Estimated useful life.—The General Assembly states that the estimated useful life of the public improvement projects itemized in this act is 30 years.

(b) Term of debt.—The maximum term of the debt authorized to be incurred under this act is 30 years.

Section 7. Appropriations.

The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Pennsylvania Fish and Boat Commission in the maximum amount of \$54,460,000 to be used by it exclusively to defray the financial cost of the Pennsylvania Fish and Boat Commission projects specifically itemized in a capital budget. After reserving or paying the expense of the sale of the obligation, the State Treasurer shall pay to the Pennsylvania Fish and Boat Commission the moneys as required and certified by it to be legally due and payable.

Section 8. Expiration of authorization and appropriation.

(a) Current act.—The authorization and appropriation for the additional capital projects itemized in this act which have not been released for design within four years of the effective date of this act shall expire upon such date and shall be considered repealed.

(b) Extensions.—The Secretary of the Budget may extend an expired project for up to one year upon written notification to the chairman and minority chairman of the Appropriations Committee of the Senate and the chairman and minority chairman of the Appropriations Committee of the House of Representatives. Upon expiration of the extension period, an extended project may not be subsequently extended by the Secretary of the Budget.

(c) Reports.—Whenever the authorization and appropriation for additional capital projects itemized under this act shall expire pursuant to subsection (a), the Secretary of the Budget shall, within 30 days of the date of expiration, provide to the chairman and minority chairman of the Appropriations Committee of the Senate and the chairman and minority chairman of the Appropriations Committee of the House of Representatives a report itemizing all capital projects which have expired. Such report shall contain specific references to the section of the act wherein the projects were itemized and shall include the project location, project description and authorized project amount.

Section 9. Repeals.

The following acts and parts of acts are repealed:

Sections 2(h), 10, 18(f) and 22(f) of the act of October 30, 2002 (P.L.891, No.131), known as the Capital Budget Project Itemization Act of 2001-2002.

**Section 10. Editorial changes.**

In editing and preparing this act for printing following the final enactment, the Legislative Reference Bureau shall insert or revise letters or numbers for projects where the letters or numbers are missing or require revision. The bureau shall also revise the total monetary amounts for the total authorization, debt authorization, appropriations and departmental totals as necessary to agree with the total monetary amounts of the projects.

**Section 11. Effective date.**

This act shall take effect immediately.

APPROVED—The 9th day of December, A.D. 2002.

**MARK S. SCHWEIKER**