

No. 4

AN ACT

SB 201

Amending the act of July 20, 1968 (Act No. 217), entitled "An act implementing the provisions of clause (4) of subsection (a) of section 7 of Article VIII of the Constitution of Pennsylvania authorizing and restricting the incurring of certain debt; providing for a capital budget bill; imposing duties upon the Governor, the Auditor General and the State Treasurer; prescribing procedures for the issuance, sale and payment of certain general obligation bonds, the disposition of the proceeds therefrom, and the funding of debt and refunding of bonds; exempting said bonds from State and local taxation; creating certain funds; and providing for certain appropriations," redefining certain terms and changing the final date on which debt can be incurred.

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

Section 1. Clause (1) of section 2 and section 19, act of July 20, 1968 (Act No. 217), known as the "Capital Facilities Debt Enabling Act of 1968," are amended to read:

Section 2. Definitions.—As used in this act—

(1) "Capital Project" means and includes (i) any building, structure, facility, [program] or physical public betterment or improvement; or (ii) any land or rights in land; or (iii) any furnishings, machinery, apparatus, or equipment for any public betterment or improvement; or (iv) any undertaking to construct, repair, renovate, improve, equip, furnish or acquire any of the foregoing; provided that the project is designated in a capital budget as a capital project, has an estimated useful life in excess of two years and an estimated financial cost in excess of seventy-five thousand dollars (\$75,000), and shall include projects to be financed by the incurring of debt, such projects being separated into the following categories:

"Community College Projects," means and includes projects for a community college of a type which the State Public School Building Authority is authorized to undertake under the provisions of the act of July 5, 1947 (P.L. 1217), known as the "State Public School Building Authority Act" to the extent that obligations issued to finance these projects are debt within the meaning of this act.

"Highway Projects," means and includes projects of a type which the State Highway and Bridge Authority is authorized to construct, improve, equip, maintain, acquire, or operate under the provisions of the act of April 18, 1949 (P. L. 604), known as the "State Highway and Bridge Authority Act."

"Public Improvement Projects," means and includes projects of a type which The General State Authority is authorized to construct, improve, equip, furnish, maintain, acquire, or operate under the provisions of the act of March 31, 1949 (P. L. 372), known as "The General State Authority Act of one thousand nine hundred forty-nine."

"Transportation Assistance Projects," means and includes projects of a type

which the Pennsylvania Transportation Assistance Authority is authorized to construct, improve, equip, furnish, maintain, acquire, or operate under the provisions of the act of January 22, 1968 (Act No. 7), known as "The Pennsylvania Transportation Assistance Authority Act of 1967."

"Other Capital Projects," means and includes [any projects not included within the foregoing categories which otherwise qualifies as a Capital Project.] *only that undertaking to equip and furnish those public improvement projects which are specifically enumerated under the heading of "Other Capital Projects" in subsection (d) of section 3, act of July 20, 1968 (Act No. 218), known and cited as the "Capital Budget Act for the 1968-1969 Fiscal Year."* Upon final completion of said undertaking as authorized by subsection (d) of section 3 of such act, no equipment or furnishing undertaking or any other undertaking or project shall be listed in any capital budget act for the fiscal year 1969-1970 or any fiscal year thereafter under the heading of "Other Capital Projects" but the same shall be listed in future capital budget acts as a "Capital Project" as defined by this act and under one of the categories enumerated in such definition in clause (1) of section 2 of this act, provided that the undertaking or project comes within the meaning of "Capital Project" as defined in clause (1) of section 2 of this act.

* * *

Section 19. Termination.—No Commonwealth debt shall be incurred, except by the issue of obligations as defined in this act, and no debt shall be incurred pursuant to the provisions of this act subsequent to [February 28, 1969] *June 30, 1969.*

Section 2. This act shall take effect immediately.

APPROVED—The 26th day of March, A. D. 1969.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 4.



Secretary of the Commonwealth.