

No. 1984-84

AN ACT

SB 1285

Amending the act of July 17, 1968 (P.L.368, No.181), entitled "An act creating a regional intergovernmental compact agency for the planning, conservation, utilization, development, management and control of water and related natural resources of the Susquehanna river basin, for the improvement of navigation, preservation of amenities, reduction of flood damage, regulation of water quality, control of pollution, development of water supply, hydroelectric energy, fish and wildlife habitat and public recreational facilities, and other purposes, and defining the functions, powers and duties of such agency; providing for the relation of such regional agency to other agencies of and in the state government; and for related purposes," authorizing the Susquehanna River Basin Commission to determine the rate of interest on bonds; and removing the interest-cost restriction on the sale of bonds by the commission.

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

Section 1. Sections 13.9 and 13.13 of Article 13 of the Susquehanna River Basin Compact in section 1 of the act of July 17, 1968 (P.L.368, No.181), referred to as the Susquehanna River Basin Compact Law, are amended to read:

Section 1. The Commonwealth of Pennsylvania hereby solemnly covenants and agrees with the states of Maryland, New York and the United States of America, upon the enactment of concurrent legislation by the Congress of the United States and by the respective state legislatures, as follows:

SUSQUEHANNA RIVER BASIN COMPACT

* * *

ARTICLE 13
Capital Financing

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13.9.—Interest. Bonds shall bear interest at [a] *such* rate [of not to exceed **six percent per annum**] *as the commission shall determine*, payable annually or semi-annually.

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13.13.—Sale. The commission may fix terms and conditions for the sale or other disposition of any authorized issue of bonds[. **The commission**] *and may sell its bonds* at less than their par or face value[, **but no issue of bonds may be sold at an aggregate price below the par or face value thereof if such sale would result in a net interest cost to the commission calculated upon the entire issue so sold of more than six percent per annum payable semi-annually, according to standard tables of bond values**]. All bonds issued and sold for cash pursuant to this compact shall be sold on sealed proposals to the highest bidder. Prior to such sale, the commission shall advertise for bids by

publication of a notice of sale not less than ten days prior to the date of sale, at least once in a newspaper of general circulation printed and published in New York City carrying municipal bonds notices and devoted primarily to financial news. The commission may reject any and all bids submitted and may thereafter sell the bonds so advertised for sale at private sale to any financially responsible bidder under such terms and conditions as it deems most advantageous to the public interest, but the bonds shall not be sold at a net interest cost calculated upon the entire issue so advertised, greater than the lowest bid which was rejected. In the event the commission desires to issue its bonds in exchange for an existing facility or portion thereof, or in exchange for bonds secured by the revenues of an existing facility, it may exchange such bonds for the existing facility or portion thereof or for the bonds so secured, plus an additional amount of cash, without advertising such bonds for sale.

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Section 2. This act shall take effect upon the enactment of legislation having an identical effect by the United States of America and the states of Maryland and New York.

APPROVED—The 21st day of June, A. D. 1984.

DICK THORNBURGH