

No. 1989-89

AN ACT

HB 2118

Providing for capital projects for the Department of Corrections; providing for the issuance of bonds; and making an appropriation.

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

Section 1. Total authorization.

The total authorization for the additional capital projects in the category of public improvement projects itemized in section 2 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 \$23,900,000. The total authorization for the additional capital projects in the category of public improvement projects itemized in section 2 and to be acquired or constructed by the Department of General Services, its successors and assigns, and to be financed from insurance proceeds shall be \$15,000,000. The total authorization for the additional capital projects in the category of public improvement projects itemized in section 2 and to be acquired or constructed by the Department of General Services, its successors or assigns, and to be financed from current revenues appropriated by the act of July 1, 1989 (P.L.801, No.3A), known as the General Appropriation Act of 1989, is \$726,000.

Section 2. Itemization of public improvement projects.

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

| Project | Total Project Allocation |
|---|--------------------------------|
| (1) Department of Corrections | 39,626,000 |
| (i) State Correctional Institution - Camp Hill, Cumberland County | |
| (A) Purchase and Installation of Modular Units with a Capacity of Approximately 480 Beds, Including Site Preparation | 7,353,000 |
| (Base Project Allocation - \$6,676,000) | |
| (Design and Contingencies - \$677,000) | |
| (B) Reconstruction, Renovation and Restoration of Fire Damage to Buildings and Structures and Renovation and Upgrading of the Physical Plant and Security Systems | 15,000,000 |

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| | (Base Project Allocation - \$12,750,000) | |
| | (Design and Contingencies - \$2,250,000) | |
| (C) | Expansion of Diagnostic and Classification Center | 242,000 |
| | (Base Project Allocation - \$242,000) | |
| (ii) | State Correctional Institution - Cresson, Cambria County | |
| (A) | Purchase and Installation of Modular Units with a Capacity of Approximately 240 Beds, Including Site Preparation | 3,779,000 |
| | (Base Project Allocation - \$3,431,000) | |
| | (Design and Contingencies - \$348,000) | |
| (B) | Construction of 52 Bed Modular Unit Dormitory for Drug and Alcohol Therapeutic Community | 162,000 |
| | (Base Project Allocation - \$162,000) | |
| (iii) | State Correctional Institution - Frackville, Schuylkill County | |
| (A) | Purchase and Installation of Modular Units with a Capacity of Approximately 120 Beds, Including Site Preparation | 2,133,000 |
| | (Base Project Allocation - \$1,937,000) | |
| | (Design and Contingencies - \$196,000) | |
| (iv) | State Correctional Institution - Mercer, Mercer County | |
| (A) | Purchase and Installation of Modular Units with a Capacity of Approximately 240 Beds, Including Site Preparation | 3,952,000 |
| | (Base Project Allocation - \$3,588,000) | |
| | (Design and Contingencies - \$364,000) | |
| (v) | State Correctional Institution - Muncy, Lycoming County | |
| (A) | Purchase and Installation of Modular Units with a Capacity of Approximately 120 Beds, Including Site Preparation | 2,367,000 |
| | (Base Project Allocation - \$2,149,000) | |
| | (Design and Contingencies - \$218,000) | |
| (B) | Construction of Additional Housing for Female Offenders | 322,000 |
| | (Base Project Allocation - \$322,000) | |
| (vi) | State Correctional Institutions - Smithfield, Huntingdon County | |
| (A) | Purchase and Installation of Modular Units with a Capacity of Approximately 120 Beds, Including Site Preparation | 1,926,000 |
| | (Base Project Allocation - \$1,749,000) | |
| | (Design and Contingencies - \$177,000) | |

(vii) State Correctional Institution - Waynesburg,
Greene County

(A) Purchase and Installation of Modular Units with
a Capacity of Approximately 120 Beds, Including
Site Preparation 2,390,000
(Base Project Allocation - \$2,170,000)
(Design and Contingencies - \$220,000)

Section 3. Special provisions.

(a) Purchase of units.—The Department of General Services may purchase the modular units authorized in section 2 from either one manufacturer or from several manufacturers. The purchase price is to include the cost of delivery to a specified, prepared site.

(b) Site preparation.—The Department of General Services is authorized to prepare, or contract for the preparation of, sites at various correctional institutions selected by the Department of Corrections. Site preparation includes all work to prepare the actual site of installation and installation as necessary. Provisions of the first paragraph of the act of May 1, 1913 (P.L.155, No.104), entitled “An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings,” shall not apply to the awarding of the contract for site preparation for the units.

(c) Construction of act.—Nothing in this act shall be construed as changing the intended purpose of the State Regional Correctional Facility at Mercer.

Section 4. Debt authorization.

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 \$23,900,000 as may be necessary to carry out the acquisition and construction of the public improvement projects specifically itemized in a 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, Auditor General and 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 15 years with the exception of the public improvement projects itemized in sections 2(1)(i)(B), 2(1)(i)(C), 2(1)(ii)(B) and 2(1)(v)(B) of this act, for which the estimated useful life is 30 years.

(b) Term of debt.—The maximum term of debt authorized to be incurred under this act is 15 years.

Section 7. Appropriation.

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 \$23,900,000, 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.

Section 8. Federal funds.

In addition to those funds appropriated in section 7, all moneys received from the Federal Government for the projects specifically itemized in this act are also hereby appropriated for those projects.

Section 9. Insurance proceeds.

In addition to those funds appropriated in section 7, all moneys received from the State Insurance Fund or from insurance carriers for fire damage to be repaired, restored or reconstructed for projects specifically itemized in this act are also hereby appropriated for those projects.

Section 10. Current revenues.

The funding for the public improvement projects authorized in sections 2(1)(i)(C), 2(1)(ii)(B) and 2(1)(v)(B) was previously appropriated to the Department of Corrections by the act of July 1, 1989 (P.L.801, No.3A), known as the General Appropriation Act of 1989.

Section 11. Effective date.

This act shall take effect immediately.

APPROVED—The 21st day of December, A. D. 1989.

ROBERT P. CASEY