

1972 SPECIAL SESSION NO. 1

No. 2

AN ACT

HB 7

Amending the act of August 23, 1967 (P.L.251), entitled, as amended, "An act providing for the incorporation as public instrumentalities of the Commonwealth and as bodies corporate and politic of industrial and commercial development authorities for municipalities, counties and townships; prescribing the rights, powers and duties of such authorities hereafter incorporated; authorizing such authorities to acquire, by gift or purchase, to construct, improve and maintain industrial or commercial development projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds and giving security therefor, and prescribing the rights of the holders of such bonds; authorizing the lease or sale of industrial or commercial development projects to industrial, commercial, manufacturing or research and development enterprises; authorizing any county, municipality or township to transfer or convey to such authorities, any facilities or property available for industrial or commercial development projects; exempting the property and securities of such authorities from taxation; authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and providing for approval by the Secretary of Commerce of the proceedings relating to industrial or commercial development projects of such authorities," defining "disaster relief project" and providing for sponsoring and acceptance thereof.

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

Section 1. Section 3, act of August 23, 1967 (P.L.251), known as the "Industrial and Commercial Development Authority Law," is amended by adding three clauses to read:

Section 3. Definitions.—As used in this act:

* * *

(18) "*Disaster relief project*" means any undertaking to rehabilitate, repair, reconstruct, clean-up, replace, or otherwise return to economic use any land, site, structure, or facility, including machinery, equipment and tools damaged or lost due to disaster of flood or fire or other casualty caused by the floods of September, 1971 or June, 1972 and comprising or being a part of an industrial, commercial, agricultural, utility, manufacturing or research and development enterprise.

(19) "*Utility enterprise*" means any public or private company or corporation engaged primarily in an activity regulated by the Pennsylvania Public Utility Commission.

(20) "*Agricultural enterprise*" means any proprietorship, partnership, company, or corporation which is engaged primarily in raising, preparing, or marketing crops, livestock or related products.

Section 2. Subsection (b) of section 6 of the act, amended December 29, 1971 (P.L.647), is amended by adding two clauses to read:

Section 6. Purposes and Powers; General.— * * *

(b) Every authority is hereby granted, and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes, including but without limiting the generality of the foregoing, the following rights and powers:

* * *

(15) An authority created hereunder may sponsor disaster relief projects pursuant to the provisions of this act.

(16) Recognizing the necessity for enterprises to immediately commence rehabilitation work, no disaster relief project shall be rejected by the Secretary of Commerce on the grounds that the project has commenced or has been completed, provided that an application for approval by the secretary is submitted to the Department of Commerce prior to January 1, 1973.

* * *

Section 3. This act shall take effect immediately.

APPROVED—The 1st day of September, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 2.



Secretary of the Commonwealth.