

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2557 Session of
2022

INTRODUCED BY HENNESSEY, CARROLL, KULIK, HELM, SCHLOSSBERG,
HARKINS, GUENST, A. DAVIS, SCHMITT, DRISCOLL, PICKETT,
FREEMAN, JAMES, LONGIETTI, MERSKI, INNAMORATO, CIRESI,
NEILSON, JOZWIAK, MALAGARI, DELLOSO AND CEPHAS,
APRIL 27, 2022

REFERRED TO COMMITTEE ON APPROPRIATIONS, APRIL 27, 2022

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled
2 "An act relating to the finances of the State government;
3 providing for cancer control, prevention and research, for
4 ambulatory surgical center data collection, for the Joint
5 Underwriting Association, for entertainment business
6 financial management firms, for private dam financial
7 assurance and for reinstatement of item vetoes; providing for
8 the settlement, assessment, collection, and lien of taxes,
9 bonus, and all other accounts due the Commonwealth, the
10 collection and recovery of fees and other money or property
11 due or belonging to the Commonwealth, or any agency thereof,
12 including escheated property and the proceeds of its sale,
13 the custody and disbursement or other disposition of funds
14 and securities belonging to or in the possession of the
15 Commonwealth, and the settlement of claims against the
16 Commonwealth, the resettlement of accounts and appeals to the
17 courts, refunds of moneys erroneously paid to the
18 Commonwealth, auditing the accounts of the Commonwealth and
19 all agencies thereof, of all public officers collecting
20 moneys payable to the Commonwealth, or any agency thereof,
21 and all receipts of appropriations from the Commonwealth,
22 authorizing the Commonwealth to issue tax anticipation notes
23 to defray current expenses, implementing the provisions of
24 section 7(a) of Article VIII of the Constitution of
25 Pennsylvania authorizing and restricting the incurring of
26 certain debt and imposing penalties; affecting every
27 department, board, commission, and officer of the State
28 government, every political subdivision of the State, and
29 certain officers of such subdivisions, every person,
30 association, and corporation required to pay, assess, or
31 collect taxes, or to make returns or reports under the laws

1 imposing taxes for State purposes, or to pay license fees or
2 other moneys to the Commonwealth, or any agency thereof,
3 every State depository and every debtor or creditor of the
4 Commonwealth," establishing the American Rescue Plan Local
5 Bridge Trust Fund Grant Program; and making an appropriation.

6 The General Assembly of the Commonwealth of Pennsylvania

7 hereby enacts as follows:

8 Section 1. The act of April 9, 1929 (P.L.343, No.176), known
9 as The Fiscal Code, is amended by adding an article to read:

10 ARTICLE I-K

11 AMERICAN RESCUE PLAN LOCAL BRIDGE TRUST FUND GRANT PROGRAM

12 Section 101-K. Definitions.

13 The following words and phrases when used in this article
14 shall have the meanings given to them in this section unless the
15 context clearly indicates otherwise:

16 "Account." The COVID-19 Response Restricted Account
17 established under section 110-C.

18 "American Rescue Plan." American Rescue Plan Act of 2021
19 (Public Law 117-2, 135 Stat. 4).

20 "Authority." The Commonwealth Financing Authority
21 established under 64 Pa.C.S. Ch. 15 (relating to Commonwealth
22 Financing Authority).

23 "Current fiscal year." The fiscal year beginning July 1,
24 2021, and ending June 30, 2022.

25 "Eligible cost." The cost of labor, materials, machinery and
26 equipment, lands, property, rights and easements, plans and
27 specifications, surveys or estimates of costs and revenues,
28 prefeasibility studies, engineering, construction inspection,
29 legal services and rehabilitation and replacement of all or part
30 of a project.

31 "Municipality." As defined in 1 Pa.C.S. § 1991 (relating to
32 definitions).

1 "Program." The American Rescue Plan Local Bridge Trust Fund
2 Grant Program established under section 105-K(a).

3 "Project." The eligible costs associated with the
4 acquisition, construction, improvement, expansion, extension,
5 repair, rehabilitation, preservation, replacement or security
6 measures of all or part of any municipal-owned or county-owned
7 bridges.

8 Section 102-K. Construction with General Appropriation Act of
9 2021.

10 Any appropriations under this article shall be in addition to
11 any appropriation under the act of June 30, 2021 (P.L. , No.1A),
12 known as the General Appropriation Act of 2021.

13 Section 103-K. Appropriations from account.

14 Notwithstanding section 111-C(g)(1), \$500,000,000 of the
15 Federal money from the Coronavirus State Fiscal Recovery Fund in
16 the account is appropriated for the purpose of the award of
17 grants to municipalities for bridge projects as provided in this
18 article.

19 Section 104-K. Continuing appropriations.

20 The appropriations under this article are continuing
21 appropriations and do not automatically lapse as of the close of
22 the current fiscal year.

23 Section 105-K. American Rescue Plan Local Bridge Trust Fund
24 Grant Program.

25 (a) Establishment.--The American Rescue Plan Local Bridge
26 Trust Fund Grant Program is established. The program shall
27 provide funding for grants awarded to municipalities for
28 municipal-owned bridge projects.

29 (b) Money.--The following shall apply:

30 (1) The amount of grant money awarded by the authority

1 for municipal-owned bridge projects under this article shall
2 require a 5% local match.

3 (2) Grant money received by a municipality under this
4 article shall be used for bridge projects. To the extent
5 permitted by Federal law or guidance, associated municipal
6 administrative costs may not exceed 5% of the total amount of
7 grant money.

8 Section 106-K. Authority duties.

9 The authority shall have the following powers and duties:

10 (1) Implement and administer the program in accordance
11 with Federal law or guidance. The authority shall compile and
12 transmit any information necessary to implement the program
13 and comply with programmatic and eligibility requirements
14 under Federal law or guidance.

15 (2) Establish guidelines for the use of the money for
16 the program.

17 (3) Allocate and disburse grant money to municipalities.

18 (4) Withhold, recover or reduce grant money of a
19 municipality or contracted entity determined to have
20 administered the program in violation of Federal or State
21 requirements and reallocate the grant money.

22 (5) No later than 90 days after December 31, 2023, or
23 any updated Federal deadline for the use of money under the
24 American Rescue Plan, whichever is later, issue a report to
25 the chairperson and minority chairperson of the
26 Appropriations Committee of the Senate and the chairperson
27 and minority chairperson of the Appropriations Committee of
28 the House of Representatives and post the report to the
29 authority's publicly accessible Internet website. The report
30 shall include the following information:

1 (i) A breakdown by municipality of the grant amounts
2 awarded and a brief description of the project.

3 (ii) Any additional information as determined by the
4 authority.

5 Section 107-K. Expiration.

6 This article shall expire on the later of:

7 (1) June 30, 2024.

8 (2) Any updated Federal deadline for the use of money
9 under the American Rescue Plan.

10 Section 2. This act shall take effect in 60 days.