

Act 88

1 increase the passenger facility charge fund authorization
2 ceiling for the program to accommodate the expenditure of the
3 funds; provided further that the governor shall submit a report
4 to the legislature of all uses of this authority for the
5 previous twelve month period from December 1 to November 30 no
6 later than thirty days prior to the convening of the regular
7 sessions of 2022 and 2023.

8 SECTION 52. The governor may supplement funds for any cost
9 element for capital improvement projects authorized under this
10 Act by transferring sums as may be needed from the funds
11 appropriated for other cost elements of the same project by this
12 Act or any other prior or future act that has not lapsed;
13 provided that the total expenditure of funds for all cost
14 elements shall not exceed the total appropriations for that
15 project; provided further that the governor shall submit a
16 report to the legislature of all uses of this authority for the
17 previous twelve month period from December 1 to November 30 no
18 later than thirty days prior to the convening of the regular
19 sessions of 2022 and 2023.

20 SECTION 53. Any provision of this Act to the contrary
21 notwithstanding, the appropriations made for capital improvement



1 projects authorized under this Act shall not lapse at the end of
2 the fiscal biennium for which the appropriation is made;
3 provided that the appropriations made to be expended in fiscal
4 biennium 2021-2023 which are unencumbered as of June 30, 2024
5 shall lapse as of that date; provided further that non-general
6 fund appropriations for projects described in section 26 of this
7 Act where such appropriations have been deemed necessary to
8 qualify for federal aid financing and reimbursement which are
9 unencumbered as of June 30, 2028 shall lapse as of that date.

10 SECTION 54. Where it has been determined that changed
11 conditions, such as a reduction in the particular population
12 being served, permit the reduction in the scope of a capital
13 improvement project described in this Act, the governor may
14 authorize such reduction of project scope.

15 SECTION 55. In releasing funds for capital improvement
16 projects, the governor shall consider legislative intent and the
17 objectives of the user agency and its programs; the scope and
18 level of the user agency's intended service; and the means,
19 efficiency, and economics by which the project will meet the
20 objectives of the user agency and the State; provided further
21 that agencies responsible for construction shall take into

