

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1060 Session of 2013

INTRODUCED BY PYLE, MICOZZIE, MARSHALL, BENNINGHOFF, CALTAGIRONE, CARROLL, COHEN, CUTLER, DENLINGER, DIGIROLAMO, EVERETT, GINGRICH, GODSHALL, GRELL, GROVE, C. HARRIS, HESS, KORTZ, KOTIK, LUCAS, MAHER, MILLARD, MOUL, MUSTIO, REED, SCAVELLO, SCHLOSSBERG, SONNEY, STERN, TOEPEL, VEREB, WATSON, HANNA, HACKETT AND BRIGGS, MARCH 25, 2013

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, NOVEMBER 20, 2013

AN ACT

1 ~~Amending Title 75 (Vehicles) of the Pennsylvania Consolidated~~ <--
2 ~~Statutes, in registration of vehicles, further providing for~~
3 ~~display of registration plate.~~
4 AMENDING TITLES 74 (TRANSPORTATION) AND 75 (VEHICLES) OF THE <--
5 PENNSYLVANIA CONSOLIDATED STATUTES BY:
6 --IN TITLE 74:
7 PROVIDING FOR ORGANIZATION.
8 IN ADMINISTRATIVE PRACTICE AND PROCEDURE, FURTHER
9 PROVIDING FOR MINORITY AND WOMEN-OWNED BUSINESS
10 PARTICIPATION.
11 IN SUSTAINABLE MOBILITY OPTIONS:
12 FURTHER PROVIDING FOR DEFINITIONS, FOR DEPARTMENT
13 AUTHORIZATION, FOR THE PUBLIC TRANSPORTATION TRUST
14 FUND, FOR APPLICATION AND APPROVAL PROCESS, FOR
15 EXECUTIVE AND LEGISLATIVE REPORTS, FOR COORDINATION,
16 FOR ASSET IMPROVEMENT PROGRAM, FOR STATEWIDE PROGRAMS
17 AND FOR CAPITAL IMPROVEMENTS PROGRAM.
18 PROVIDING FOR MULTIMODAL TRANSPORTATION FUNDING.
19 IN AIRPORT OPERATION AND ZONING, PROVIDING FOR FIRST
20 CLASS CITY CONSOLIDATED CAR RENTAL FACILITIES.
21 IN TURNPIKE:
22 FURTHER PROVIDING FOR COMMISSION; AND
23 PROVIDING FOR ANNUAL HEARING.
24 IN TURNPIKE COMMISSION STANDARDS OF CONDUCT, FURTHER
25 PROVIDING FOR CODE OF CONDUCT.

1 PROVIDING FOR TRAFFIC SIGNALS.
2 ESTABLISHING THE BRIDGE BUNDLING PROGRAM.
3 PROVIDING FOR PUBLIC UTILITY FACILITIES.
4 PROVIDING FOR STEEL PAINTING.
5 IN PUBLIC/PRIVATE TRANSPORTATION PARTNERSHIPS,
6 FURTHER PROVIDING FOR APPLICABILITY OF OTHER LAWS.
7 --IN TITLE 75:
8 IN REGISTRATION OF VEHICLES:
9 FURTHER PROVIDING FOR PERIOD OF REGISTRATION, FOR
10 DISPLAY OF REGISTRATION PLATE AND FOR CERTAIN
11 SPECIAL PLATES.
12 PROVIDING FOR REPORT TO GENERAL ASSEMBLY.
13 IN LICENSING OF DRIVERS, FURTHER PROVIDING
14 FOR JUDICIAL REVIEW, FOR OCCUPATIONAL LIMITED
15 LICENSE AND FOR PROBATIONARY LICENSE.
16 IN COMMERCIAL DRIVERS, FURTHER PROVIDING FOR FEES.
17 IN FINANCIAL RESPONSIBILITY, FURTHER PROVIDING FOR
18 REQUIRED FINANCIAL RESPONSIBILITY.
19 IN FEES:
20 FURTHER PROVIDING FOR LIMITATION ON LOCAL LICENSE
21 FEES AND TAXES, FOR COLLECTION AND DISPOSITION OF
22 FEES AND MONEY, FOR MOTOR HOMES, FOR ANNUAL
23 REGISTRATION FEES, FOR TRUCKS AND TRUCK TRACTORS, FOR
24 MOTOR BUSES AND LIMOUSINES, FOR SCHOOL BUSES AND
25 SCHOOL VEHICLES, FOR TRAILERS, FOR SPECIAL MOBILE
26 EQUIPMENT, FOR IMPLEMENTS OF HUSBANDRY, FOR FARM
27 VEHICLES, FOR AMBULANCES, TAXIS AND HEARSEs, FOR
28 DEALERS AND MISCELLANEOUS MOTOR VEHICLE BUSINESS, FOR
29 FARM EQUIPMENT VEHICLE DEALERS, FOR TRANSFER OF
30 REGISTRATION, FOR TEMPORARY AND ELECTRONICALLY ISSUED
31 REGISTRATION PLATES, FOR REPLACEMENT REGISTRATION
32 PLATES, FOR LEGISLATIVE REGISTRATION PLATES, FOR
33 PERSONAL REGISTRATION PLATES, FOR STREET ROD
34 REGISTRATION PLATES, FOR DUPLICATE REGISTRATION CARDS
35 AND FOR COMMERCIAL IMPLEMENTS OF HUSBANDRY;
36 PROVIDING FOR FEE FOR LOCAL USE; AND
37 FURTHER PROVIDING FOR SPECIAL HAULING PERMITS AS
38 TO WEIGHT AND SIZE, FOR ANNUAL HAULING PERMITS, FOR
39 MOBILE HOMES, MODULAR HOUSING UNITS AND MODULAR
40 HOUSING UNDERCARRIAGES, FOR BOOKS OF PERMITS, FOR
41 REFUND OF CERTAIN FEES, FOR DRIVER'S LICENSE AND
42 LEARNER'S PERMIT, FOR CERTIFICATE OF TITLE, FOR
43 SECURITY INTEREST, FOR INFORMATION CONCERNING DRIVERS
44 AND VEHICLES, FOR CERTIFIED COPIES OF RECORDS, FOR
45 UNCOLLECTIBLE CHECKS, FOR CERTIFICATE OF INSPECTION,
46 FOR MESSENGER SERVICE, FOR REINSTATEMENT OF OPERATING
47 PRIVILEGE OR VEHICLE REGISTRATION AND FOR SECURE
48 POWER OF ATTORNEY.
49 IN MOTOR CARRIERS ROAD TAX IDENTIFICATION MARKERS:
50 FURTHER PROVIDING FOR IDENTIFICATION MARKERS AND
51 LICENSE OR ROAD TAX REGISTRATION CARD REQUIRED.

1 IN GENERAL PROVISIONS, FURTHER PROVIDING FOR
2 OBEDIENCE TO TRAFFIC-CONTROL DEVICES.

3 IN RULES OF THE ROAD, FURTHER PROVIDING FOR MAXIMUM
4 SPEED LIMITS AND FOR ALTERATION OF MAXIMUM LIMITS.

5 IN SIZE, WEIGHT AND LOAD, FURTHER PROVIDING FOR
6 RESTRICTIONS ON USE OF HIGHWAYS AND BRIDGES, FOR
7 CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES AND FOR
8 PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURING.

9 IN POWERS OF DEPARTMENT AND LOCAL AUTHORITIES:

10 FURTHER PROVIDING FOR REGULATION OF TRAFFIC ON
11 TURNPIKE; AND

12 PROVIDING FOR FARE EVASION AND FOR MUNICIPAL
13 POLICE OFFICER EDUCATION AND TRAINING.

14 IN PENALTIES AND DISPOSITION OF FINES, FURTHER
15 PROVIDING FOR SURCHARGE.

16 IN THE PENNSYLVANIA TURNPIKE, FURTHER PROVIDING FOR
17 DEFINITIONS AND FOR DEPOSIT AND DISTRIBUTION OF FUNDS.

18 IN LIQUID FUELS AND FUELS TAX:

19 FURTHER PROVIDING FOR DEFINITIONS, FOR
20 IMPOSITION, EXEMPTIONS AND DEDUCTIONS, FOR
21 DISTRIBUTOR'S REPORT AND PAYMENT, FOR DISPOSITION AND
22 USE AND FOR REFUNDS; AND

23 PROVIDING FOR APPLICATION OF PREVAILING WAGE ACT
24 TO LOCALLY FUNDED HIGHWAY AND BRIDGE PROJECTS.

25 IN STATE HIGHWAY MAINTENANCE, FURTHER PROVIDING FOR
26 DIRT AND GRAVEL ROAD MAINTENANCE.

27 IN SUPPLEMENTAL FUNDING FOR MUNICIPAL HIGHWAY
28 MAINTENANCE, MAKING FURTHER PROVISIONS.

29 IN TAXES FOR HIGHWAY MAINTENANCE AND CONSTRUCTION,
30 FURTHER PROVIDING FOR IMPOSITION AND FOR ALLOCATION OF
31 PROCEEDS.

32 --PROVIDING FOR PERMITS FOR MOVEMENT OF RAW MILK.

33 --PROVIDING FOR AMENDMENT OF LEASE AGREEMENTS.

34 --PROVIDING FOR AUTHORIZATION TO INCUR ADDITIONAL DEBT
35 AND APPROPRIATIONS.

36 --MAKING AN APPROPRIATION.

37 --MAKING REPEALS.

38 THE GENERAL ASSEMBLY FINDS AND DECLARES AS FOLLOWS:

39 (1) IT IS THE PURPOSE OF THIS ACT TO ENSURE THAT A SAFE
40 AND RELIABLE SYSTEM OF TRANSPORTATION IS AVAILABLE TO THE
41 RESIDENTS OF THIS COMMONWEALTH.

42 (2) THE COMMONWEALTH'S TRANSPORTATION SYSTEM INCLUDES
43 NEARLY 40,000 MILES OF ROADS AND 25,000 BRIDGES OWNED BY THE
44 COMMONWEALTH, NEARLY 77,000 MILES OF ROADS AND 12,000 BRIDGES
45 OWNED BY COUNTIES AND MUNICIPAL GOVERNMENTS, 36 FIXED-ROUTE

1 PUBLIC TRANSPORTATION AGENCIES, 67 RAILROADS, 133 PUBLIC USE
2 AIRPORTS, THE PORTS OF ERIE, PHILADELPHIA AND PITTSBURGH, AND
3 NUMEROUS BICYCLE AND PEDESTRIAN FACILITIES.

4 (3) THE COMMONWEALTH'S TRANSPORTATION SYSTEM PROVIDES
5 FOR ACCESS TO EMPLOYMENT, EDUCATIONAL SERVICES, MEDICAL CARE
6 AND OTHER LIFE-SUSTAINING SERVICES FOR ALL RESIDENTS OF THIS
7 COMMONWEALTH, INCLUDING SENIOR CITIZENS AND PEOPLE WITH
8 DISABILITIES.

9 (4) THE DEPARTMENT OF TRANSPORTATION OF THE COMMONWEALTH
10 HAS INDICATED THAT 9,000 MILES OF ROADS OWNED BY THE
11 COMMONWEALTH ARE IN POOR CONDITION AND THAT 4,400 BRIDGES
12 OWNED BY THE COMMONWEALTH ARE RATED STRUCTURALLY DEFICIENT.
13 THE STATE TRANSPORTATION ADVISORY COMMITTEE HAS INDICATED
14 THAT 2,189 BRIDGES EXCEEDING 20 FEET IN LENGTH OWNED BY
15 COUNTIES AND MUNICIPALITIES ARE RATED STRUCTURALLY DEFICIENT.

16 (5) THERE IS URGENT PUBLIC NEED TO REDUCE CONGESTION,
17 INCREASE CAPACITY, IMPROVE SAFETY AND PROMOTE ECONOMIC
18 EFFICIENCY OF TRANSPORTATION FACILITIES THROUGHOUT THIS
19 COMMONWEALTH.

20 (6) THE COMMONWEALTH HAS LIMITED RESOURCES TO FUND THE
21 MAINTENANCE AND EXPANSION OF ITS TRANSPORTATION FACILITIES.

22 (7) THE STATE TRANSPORTATION ADVISORY COMMITTEE REPORTED
23 IN 2010 THAT THE COMMONWEALTH'S TRANSPORTATION SYSTEM IS
24 UNDERFUNDED BY \$3,500,000,000 AND PROJECTED THAT AMOUNT WILL
25 GROW TO \$6,700,000,000 BY 2020 WITHOUT ADDITIONAL FINANCIAL
26 INVESTMENT BY THE COMMONWEALTH.

27 (8) TO ENSURE THE NEEDS OF THE PUBLIC ARE ADEQUATELY
28 ADDRESSED, FUNDING MECHANISMS MUST BE ENHANCED TO SUSTAIN THE
29 COMMONWEALTH'S TRANSPORTATION SYSTEM IN THE FUTURE.

30 (9) THE UTILIZATION OF USER FEES ESTABLISHES A FUNDING

1 SOURCE FOR TRANSPORTATION NEEDS THAT SPREADS THE COSTS ACROSS
2 THOSE WHO BENEFIT FROM THE COMMONWEALTH'S TRANSPORTATION
3 SYSTEM.

4 (10) PURSUANT TO SECTION 11 OF ARTICLE VIII OF THE
5 CONSTITUTION OF PENNSYLVANIA, ALL HIGHWAY AND BRIDGE USER
6 FEES MUST BE USED SOLELY FOR CONSTRUCTION, RECONSTRUCTION,
7 MAINTENANCE AND REPAIR OF AND SAFETY ON PUBLIC HIGHWAYS AND
8 BRIDGES AND COSTS AND EXPENSES INCIDENT THERETO.

9 (11) IN ORDER TO ENSURE A SAFE AND RELIABLE SYSTEM OF
10 PUBLIC TRANSPORTATION, AVIATION, PORTS, RAIL AND BICYCLE AND
11 PEDESTRIAN FACILITIES, OTHER TRANSPORTATION-RELATED USER FEES
12 MUST BE DEPOSITED IN THE PUBLIC TRANSPORTATION TRUST FUND AND
13 THE MULTIMODAL TRANSPORTATION FUND.

14 (12) IN FURTHERANCE OF THE COMMONWEALTH'S ENERGY POLICY,
15 WHICH INCLUDES BECOMING INDEPENDENT FROM OVERRELIANCE ON
16 FOREIGN ENERGY SOURCES, PROGRAMS MUST BE ESTABLISHED TO
17 PROMOTE RELIANCE ON OR CONVERSION TO ALTERNATIVE ENERGY
18 SOURCES, INCLUDING THE VAST NATURAL GAS SUPPLY OF THIS
19 COMMONWEALTH.

20 (13) THE DEPARTMENT OF TRANSPORTATION IS RESPONSIBLE FOR
21 THE OPERATION OF THE COMMONWEALTH'S TRANSPORTATION SYSTEM,
22 INCLUDING ADMINISTRATION, DRIVER AND VEHICLE SERVICES,
23 HIGHWAY ADMINISTRATION, MULTIMODAL TRANSPORTATION AND
24 PLANNING. TO THIS END, THE DEPARTMENT IS CHARGED WITH THE
25 REGISTRATION OF VEHICLES, INCLUDING THE ISSUANCE AND PROPER
26 MOUNTING OF LICENSE PLATES AND SPECIAL REGISTRATION PLATES
27 AND ASSESSING THOSE COSTS AND FINANCIAL IMPACT AND ENSURING
28 ROAD SAFETY AND MOVEMENT BY THE POSTING OF MAXIMUM SPEED
29 LIMITS ON HIGHWAYS.

30 (14) RECOGNITION AND FURTHERANCE OF ALL THESE ELEMENTS

1 IS ESSENTIAL TO PROMOTING THE HEALTH, SAFETY AND WELFARE OF
2 THE CITIZENS OF THIS COMMONWEALTH.

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

5 ~~Section 1. Section 1332 of Title 75 of the Pennsylvania~~ <--
6 ~~Consolidated Statutes is amended by adding a subsection to read:~~
7 ~~§ 1332. Display of registration plate.~~

8 * * *

9 ~~(a.1) Motorcycle registration plate.~~

10 ~~(1) A registration plate issued for a motorcycle may be~~
11 ~~mounted on the motorcycle in a vertical manner if:~~

12 ~~(i) the identifying characters on the plate are~~
13 ~~displayed in a vertical alignment; and~~

14 ~~(ii) the mounting complies with all other provisions~~
15 ~~of this section.~~

16 ~~(2) A registration plate that has its identifying~~
17 ~~characters displayed horizontally shall not be displayed and~~
18 ~~mounted vertically.~~

19 ~~(3) The department shall produce a registration plate~~
20 ~~for motorcycles which displays the identifying characters on~~
21 ~~the plate in a vertical alignment. The department shall issue~~
22 ~~such a plate upon request and upon payment of a fee of \$20,~~
23 ~~which shall be in addition to the annual registration fee.~~

24 * * *

25 ~~Section 2. This act shall take effect in 90 days.~~

26 SECTION 1. TITLE 74 OF THE PENNSYLVANIA CONSOLIDATED <--
27 STATUTES IS AMENDED BY ADDING A CHAPTER TO READ:

28 CHAPTER 2

29 ORGANIZATION

30 SEC.

1 201. DEFINITIONS.

2 202. DEPUTY SECRETARIES.

3 § 201. DEFINITIONS.

4 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
6 CONTEXT CLEARLY INDICATES OTHERWISE:

7 "DEPARTMENT." THE DEPARTMENT OF TRANSPORTATION OF THE
8 COMMONWEALTH.

9 "SECRETARY." THE SECRETARY OF TRANSPORTATION OF THE
10 COMMONWEALTH.

11 § 202. DEPUTY SECRETARIES.

12 (A) APPOINTMENT.--THE SECRETARY SHALL APPOINT THE FOLLOWING
13 DEPUTY SECRETARIES:

14 (1) DEPUTY SECRETARY FOR ADMINISTRATION.

15 (2) DEPUTY SECRETARY FOR DRIVER AND VEHICLE SERVICES.

16 (3) DEPUTY SECRETARY FOR HIGHWAY ADMINISTRATION.

17 (4) DEPUTY SECRETARY FOR MULTIMODAL TRANSPORTATION.

18 (5) DEPUTY SECRETARY FOR PLANNING.

19 (B) ADMINISTRATION.--THE DEPUTY SECRETARY FOR ADMINISTRATION
20 HAS THE POWERS AND DUTIES OF THE DEPARTMENT UNDER LAW RELATING
21 TO ALL OF THE FOLLOWING:

22 (1) FISCAL AFFAIRS.

23 (2) OPERATIONS ANALYSIS AND IMPROVEMENT.

24 (3) INFORMATION SERVICES.

25 (4) OFFICE SERVICES.

26 (5) HUMAN RESOURCES.

27 (6) EQUAL OPPORTUNITY.

28 (C) DRIVER AND VEHICLE SERVICES.--THE DEPUTY SECRETARY FOR
29 DRIVER AND VEHICLE SERVICES HAS THE POWERS AND DUTIES OF THE
30 DEPARTMENT UNDER LAW RELATING TO ALL OF THE FOLLOWING:

1 (1) DRIVERS.

2 (2) VEHICLES.

3 (3) VEHICLE AND DRIVER SAFETY.

4 (4) SERVICES FOR OTHER MODES OF TRANSPORTATION.

5 (D) HIGHWAY ADMINISTRATION.--THE DEPUTY SECRETARY FOR
6 HIGHWAY ADMINISTRATION HAS THE POWERS AND DUTIES OF THE
7 DEPARTMENT UNDER LAW RELATING TO ALL OF THE FOLLOWING:

8 (1) DESIGN OF HIGHWAYS AND BRIDGES.

9 (2) LAND ACQUISITION FOR HIGHWAYS AND BRIDGES.

10 (3) CONSTRUCTION AND RECONSTRUCTION OF HIGHWAYS AND
11 BRIDGES.

12 (4) MAINTENANCE AND OPERATION OF HIGHWAYS AND BRIDGES.

13 (5) HIGHWAY AND BRIDGE SAFETY.

14 (E) MULTIMODAL TRANSPORTATION.--THE DEPUTY SECRETARY FOR
15 MULTIMODAL TRANSPORTATION HAS THE POWERS AND DUTIES OF THE
16 DEPARTMENT UNDER LAW RELATING TO MODES OF TRANSPORTATION OTHER
17 THAN HIGHWAYS, EXCEPT RECREATIONAL BOATING AND FERRY LICENSING,
18 INCLUDING ALL OF THE FOLLOWING:

19 (1) LOCAL AND PUBLIC TRANSPORTATION.

20 (2) RAIL FREIGHT.

21 (3) PORTS AND WATERWAYS.

22 (4) AVIATION AND AIRPORTS.

23 (F) PLANNING.--THE DEPUTY SECRETARY OF PLANNING HAS THE
24 POWERS AND DUTIES OF THE DEPARTMENT UNDER LAW RELATING TO ALL OF
25 THE FOLLOWING:

26 (1) PLANNING AND RESEARCH.

27 (2) PROGRAM DEVELOPMENT AND MANAGEMENT.

28 (3) SERVICES TO MUNICIPALITIES.

29 SECTION 2. SECTION 303 OF TITLE 74 IS AMENDED TO READ:

30 § 303. [MINORITY AND WOMEN-OWNED] DIVERSE BUSINESS

1 PARTICIPATION.

2 (A) GENERAL RULE.--IN ADMINISTERING CONTRACTS FOR
3 CONSTRUCTION AND PROFESSIONAL SERVICES RELATING TO
4 TRANSPORTATION PROJECTS WHICH ARE FUNDED PURSUANT TO THE
5 PROVISIONS OF THIS TITLE OR 75 PA.C.S. (RELATING TO VEHICLES),
6 THE [DEPARTMENT AND ANY LOCAL TRANSPORTATION ORGANIZATION]
7 CONTRACTING ENTITIES SHALL:

8 (1) BE RESPONSIBLE FOR ENSURING THAT ALL COMPETITIVE
9 CONTRACT OPPORTUNITIES SUBJECT TO THIS SECTION WHICH ARE
10 ISSUED BY THE [DEPARTMENT OR LOCAL TRANSPORTATION
11 ORGANIZATION] CONTRACTING ENTITIES SEEK TO MAXIMIZE
12 PARTICIPATION BY [MINORITY-OWNED AND WOMEN-OWNED BUSINESSES
13 AND OTHER DISADVANTAGED] DIVERSE BUSINESSES.

14 (1.1) INCLUDE IN SOLICITATIONS FOR BIDS AND REQUESTS FOR
15 PROPOSALS ON ALL COMPETITIVE CONTRACTING OPPORTUNITIES
16 SUBJECT TO THIS SECTION NOTICE TO THE BIDDER OR OFFEROR THAT:

17 (I) THE BIDDER OR OFFEROR SHALL DOCUMENT AND SUBMIT
18 TO THE APPLICABLE CONTRACTING ENTITY ALL GOOD FAITH
19 EFFORTS TO SOLICIT SUBCONTRACTORS THAT ARE DIVERSE
20 BUSINESSES DURING THE BIDDING OR PROPOSAL PROCESS.

21 (II) THE BIDDER OR OFFEROR SHALL PROVIDE WITHIN
22 SEVEN DAYS OF BEING DECLARED THE LOW BIDDER OR SUCCESSFUL
23 OFFEROR THE NAME AND BUSINESS ADDRESS OF EACH
24 SUBCONTRACTOR THAT IS A DIVERSE BUSINESS THAT WILL
25 PROVIDE THE CONTRACTOR WITH CONSTRUCTION OR PROFESSIONAL
26 SERVICES IN CONNECTION WITH THE PERFORMANCE OF THE
27 CONTRACT.

28 (2) [GIVE] INCLUDE IN THE SOLICITATIONS FOR BIDS AND
29 REQUESTS FOR PROPOSALS UNDER PARAGRAPH (1.1), LANGUAGE
30 ENCOURAGING BIDDERS AND OFFERORS TO UTILIZE AND GIVE

1 CONSIDERATION[, WHEN POSSIBLE AND COST EFFECTIVE,] TO
2 CONTRACTORS OFFERING TO UTILIZE [MINORITY-OWNED AND WOMEN-
3 OWNED BUSINESSES AND DISADVANTAGED] DIVERSE BUSINESSES IN THE
4 SELECTION AND AWARD OF CONTRACTS.

5 (3) ENSURE THAT THE [DEPARTMENT'S AND LOCAL
6 TRANSPORTATION ORGANIZATIONS' COMMITMENT TO THE MINORITY-
7 OWNED AND WOMEN-OWNED BUSINESS PROGRAM] CONTRACTING ENTITIES'
8 COMMITMENT TO PARTICIPATION BY DIVERSE BUSINESSES IS CLEARLY
9 UNDERSTOOD AND APPROPRIATELY IMPLEMENTED AND ENFORCED BY ALL
10 [DEPARTMENT AND LOCAL TRANSPORTATION ORGANIZATION EMPLOYEES]
11 THE CONTRACTING ENTITIES.

12 (4) DESIGNATE A RESPONSIBLE OFFICIAL TO SUPERVISE THE
13 [DEPARTMENT AND LOCAL TRANSPORTATION ORGANIZATION MINORITY-
14 OWNED AND WOMEN-OWNED] CONTRACTING ENTITIES' DIVERSE BUSINESS
15 PROGRAM AND ENSURE COMPLIANCE WITHIN THE [DEPARTMENT OR LOCAL
16 TRANSPORTATION ORGANIZATION] CONTRACTING ENTITIES.

17 (5) [FURNISH THE DEPARTMENT OF GENERAL SERVICES, UPON
18 REQUEST, ALL REQUESTED INFORMATION OR ASSISTANCE.]
19 (RESERVED).

20 (6) [RECOMMEND SANCTIONS TO THE SECRETARY OF GENERAL
21 SERVICES,] IMPOSE SANCTIONS AS MAY BE APPROPRIATE UNDER 62
22 PA.C.S. § 531 (RELATING TO DEBARMENT OR SUSPENSION), AGAINST
23 BUSINESSES THAT FAIL TO COMPLY WITH THIS SECTION OR THE
24 POLICIES OF THE COMMONWEALTH [MINORITY-OWNED AND WOMEN-OWNED
25 BUSINESS PROGRAM] RELATED TO DIVERSE BUSINESSES. THIS
26 PARAGRAPH SHALL NOT APPLY TO A LOCAL TRANSPORTATION
27 ORGANIZATION.

28 (7) ENSURE THAT EACH CONTRACT ENTERED INTO WITH A
29 CONTRACTOR UNDER THIS SECTION INCLUDES PROVISIONS PROHIBITING
30 DISCRIMINATION IN ACCORDANCE WITH 62 PA.C.S. § 3701 (RELATING

1 TO CONTRACT PROVISIONS PROHIBITING DISCRIMINATION).

2 (A.1) ADDITIONAL DUTIES OF DEPARTMENT.--THE DEPARTMENT, WITH
3 THE ASSISTANCE OF A DIVERSE BUSINESS ENTERPRISE SUPPORTIVE
4 SERVICES CENTER, SHALL HAVE THE FOLLOWING DUTIES:

5 (1) CONDUCT THE NECESSARY AND APPROPRIATE OUTREACH,
6 INCLUDING USING THE DATABASE AVAILABLE ON THE INTERNET
7 WEBSITE OF THE DEPARTMENT OF GENERAL SERVICES AND THE FEDERAL
8 GOVERNMENT'S SYSTEM OF AWARD MANAGEMENT DATABASE, FOR
9 PURPOSES OF IDENTIFYING DIVERSE BUSINESSES IN GENERAL
10 CONSTRUCTION OR PROFESSIONAL SERVICES CAPABLE OF PERFORMING
11 CONTRACTS SUBJECT TO THIS SECTION.

12 (2) BY OCTOBER 1, 2014, AND EACH OCTOBER 1 THEREAFTER,
13 SUBMIT A REPORT TO THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
14 TRANSPORTATION COMMITTEE OF THE SENATE AND THE CHAIRMAN AND
15 MINORITY CHAIRMAN OF THE TRANSPORTATION COMMITTEE OF THE
16 HOUSE OF REPRESENTATIVES SUMMARIZING THE PARTICIPATION LEVEL
17 OF DIVERSE BUSINESSES IN ALL COMPETITIVE CONTRACT
18 OPPORTUNITIES ISSUED BY CONTRACTING ENTITIES. THE COMMISSION
19 AND LOCAL TRANSPORTATION ORGANIZATIONS SHALL COOPERATE WITH
20 THE DEPARTMENT TO COMPLETE THE REPORT. THE REPORT SHALL
21 INCLUDE:

22 (I) THE PERCENTAGE OF PARTICIPATION BY DIVERSE
23 BUSINESSES.

24 (II) THE TOTAL VALUE OF ALL CONTRACTS EXECUTED WHICH
25 INCLUDE PARTICIPATION BY DIVERSE BUSINESSES PURSUANT TO
26 THIS SECTION IN THE PRIOR YEAR.

27 (III) THE NUMBER OF BUSINESSES PENALIZED FOR
28 VIOLATING THIS SECTION.

29 (3) TRANSMIT THE REPORT UNDER PARAGRAPH (2) TO THE
30 MINORITY BUSINESS DEVELOPMENT AUTHORITY, ESTABLISHED UNDER

1 THE ACT OF JULY 22, 1974 (P.L.598, NO.206), KNOWN AS THE
2 PENNSYLVANIA MINORITY BUSINESS DEVELOPMENT AUTHORITY ACT. THE
3 AUTHORITY SHALL REVIEW THE REPORT TO ASSESS THE EFFECTIVENESS
4 IN ADVANCING THIS SECTION AND TO MAKE ANY RECOMMENDATIONS FOR
5 CHANGES IN THIS SECTION DEEMED NECESSARY OR DESIRABLE TO THE
6 SECRETARY AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
7 TRANSPORTATION COMMITTEE OF THE SENATE AND THE CHAIRMAN AND
8 MINORITY CHAIRMAN OF THE TRANSPORTATION COMMITTEE OF THE
9 HOUSE OF REPRESENTATIVES.

10 (A.2) REPLACEMENT OF DIVERSE BUSINESS.--IF, AT ANY TIME
11 DURING THE EVALUATION OF A BID OR PROPOSAL, OR THE CONSTRUCTION
12 OF A PROJECT OR THE PERFORMANCE OF A PROFESSIONAL SERVICE
13 PURSUANT TO A BID, PROPOSAL OR CONTRACT SUBJECT TO THIS SECTION,
14 IT BECOMES NECESSARY TO REPLACE A SUBCONTRACTOR THAT IS A
15 DIVERSE BUSINESS, THE BIDDER, OFFEROR OR CONTRACTOR, AS
16 APPROPRIATE, SHALL IMMEDIATELY NOTIFY THE CONTRACTING ENTITY OF
17 THE NEED TO REPLACE THE DIVERSE BUSINESS. THE NOTICE SHALL
18 INCLUDE THE REASONS FOR THE REPLACEMENT.

19 (A.3) APPLICABILITY.--THE FOLLOWING SHALL APPLY TO A
20 CONTRACTOR AND CONTRACT SUBJECT TO SUBSECTION (A):

21 (1) THE PROVISIONS OF 62 PA.C.S. § 2108 (RELATING TO
22 COMPLIANCE WITH FEDERAL REQUIREMENTS).

23 (2) PROMPT PAYMENT POLICIES BETWEEN A CONTRACTOR AND
24 SUBCONTRACTOR ADOPTED BY THE DEPARTMENT OF GENERAL SERVICES
25 PURSUANT TO 62 PA.C.S. PT. II (RELATING TO GENERAL
26 PROCUREMENT PROVISIONS).

27 (A.4) CONSTRUCTION.--NOTHING IN THIS SECTION SHALL BE
28 CONSTRUED TO SUPERSEDE, NULLIFY OR OTHERWISE AFFECT 51 PA.C.S. §
29 9603 (RELATING TO PARTICIPATION GOALS). IN THE CASE OF AN
30 INCONSISTENCY BETWEEN THIS SECTION AND 51 PA.C.S. CH. 96

1 (RELATING TO VETERAN-OWNED SMALL BUSINESSES), THE PROVISIONS OF
2 51 PA.C.S. CH. 96 SHALL PREVAIL.

3 (B) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
4 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
5 SUBSECTION:

6 "COMMISSION." AS DEFINED IN SECTION 8102 (RELATING TO
7 DEFINITIONS).

8 "CONTRACT." AS DEFINED IN 62 PA.C.S. § 103 (RELATING TO
9 DEFINITIONS).

10 "CONTRACTING ENTITIES." THE FOLLOWING:

11 (1) THE DEPARTMENT OF TRANSPORTATION.

12 (2) THE COMMISSION.

13 (3) A LOCAL TRANSPORTATION ORGANIZATION.

14 "DISADVANTAGED BUSINESS." A BUSINESS THAT IS OWNED OR
15 CONTROLLED BY A MAJORITY OF PERSONS, NOT LIMITED TO MEMBERS OF
16 MINORITY GROUPS, WHO ARE SUBJECT TO RACIAL OR ETHNIC PREJUDICE
17 OR CULTURAL BIAS.

18 "DIVERSE BUSINESS." A DISADVANTAGED BUSINESS, MINORITY-OWNED
19 OR WOMEN-OWNED BUSINESS OR SERVICE-DISABLED VETERAN-OWNED OR
20 VETERAN-OWNED SMALL BUSINESS THAT HAS BEEN CERTIFIED BY A THIRD-
21 PARTY CERTIFYING ORGANIZATION.

22 "LOCAL TRANSPORTATION ORGANIZATION." ANY OF THE FOLLOWING:

23 (1) A POLITICAL SUBDIVISION OR A PUBLIC TRANSPORTATION
24 AUTHORITY, PORT AUTHORITY OR REDEVELOPMENT AUTHORITY
25 ORGANIZED UNDER THE LAWS OF THIS COMMONWEALTH OR PURSUANT TO
26 AN INTERSTATE COMPACT OR OTHERWISE EMPOWERED TO RENDER,
27 CONTRACT FOR THE RENDERING OF OR ASSIST IN THE RENDERING OF
28 TRANSPORTATION SERVICE IN A LIMITED AREA IN THIS
29 COMMONWEALTH, EVEN THOUGH IT MAY ALSO RENDER OR ASSIST IN
30 RENDERING TRANSPORTATION SERVICE IN ADJACENT STATES.

1 (2) A NONPROFIT ASSOCIATION THAT DIRECTLY OR INDIRECTLY
2 PROVIDES PUBLIC TRANSPORTATION SERVICE.

3 (3) A NONPROFIT ASSOCIATION OF PUBLIC TRANSPORTATION
4 PROVIDERS OPERATING WITHIN THIS COMMONWEALTH.

5 "MINORITY-OWNED BUSINESS." A BUSINESS OWNED AND CONTROLLED
6 BY A MAJORITY OF INDIVIDUALS WHO ARE AFRICAN AMERICANS, HISPANIC
7 AMERICANS, NATIVE AMERICANS, ASIAN AMERICANS, ALASKANS OR
8 PACIFIC ISLANDERS.

9 "PROFESSIONAL SERVICES." AN INDUSTRY OF INFREQUENT,
10 TECHNICAL OR UNIQUE FUNCTIONS PERFORMED BY INDEPENDENT
11 CONTRACTORS OR CONSULTANTS WHOSE OCCUPATION IS THE RENDERING OF
12 THE SERVICES. THE TERM INCLUDES:

13 (1) DESIGN PROFESSIONAL SERVICES AS DEFINED IN 62
14 PA.C.S. § 901 (RELATING TO DEFINITIONS).

15 (2) LEGAL SERVICES.

16 (3) ADVERTISING OR PUBLIC RELATIONS SERVICES.

17 (4) ACCOUNTING, AUDITING OR ACTUARIAL SERVICES.

18 (5) SECURITY CONSULTANT SERVICES.

19 (6) COMPUTER AND INFORMATION TECHNOLOGY SERVICES.

20 (7) INSURANCE UNDERWRITING SERVICES.

21 "SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS." AS DEFINED
22 IN 51 PA.C.S. § 9601 (RELATING TO DEFINITIONS).

23 "THIRD-PARTY CERTIFYING ORGANIZATION." AN ORGANIZATION THAT
24 CERTIFIES A SMALL BUSINESS, MINORITY-OWNED BUSINESS, WOMEN-OWNED
25 BUSINESS OR VETERAN-OWNED SMALL BUSINESS AS A DIVERSE BUSINESS.
26 THE TERM INCLUDES:

27 (1) THE NATIONAL MINORITY SUPPLIER DEVELOPMENT COUNCIL.

28 (2) THE WOMEN'S BUSINESS DEVELOPMENT ENTERPRISE NATIONAL
29 COUNCIL.

30 (3) THE SMALL BUSINESS ADMINISTRATION.

1 (4) THE DEPARTMENT OF VETERANS AFFAIRS.

2 (5) THE PENNSYLVANIA UNIFIED CERTIFICATION PROGRAM.

3 "VETERAN-OWNED SMALL BUSINESS." AS DEFINED IN 51 PA.C.S. §
4 9601 (RELATING TO DEFINITIONS).

5 "WOMEN-OWNED BUSINESS." A BUSINESS OWNED AND CONTROLLED BY A
6 MAJORITY OF INDIVIDUALS WHO ARE WOMEN.

7 SECTION 3. THE DEFINITIONS OF "BASE OPERATING ALLOCATION"
8 AND "CAPITAL EXPENDITURES" IN SECTION 1503 OF TITLE 74 ARE
9 AMENDED TO READ:

10 § 1503. DEFINITIONS.

11 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
12 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
13 CONTEXT CLEARLY INDICATES OTHERWISE:

14 * * *

15 "BASE OPERATING ALLOCATION." THE TOTAL AMOUNT OF STATE
16 OPERATING ASSISTANCE, REIMBURSEMENT IN LIEU OF FARES FOR SENIOR
17 PASSENGERS AND OTHER ASSISTANCE WHICH WAS USED FOR OPERATING
18 ASSISTANCE AS DETERMINED BY THE DEPARTMENT IN [FISCAL YEAR 2005-
19 2006.] THE LAST FULL FISCAL YEAR THAT THE QUALIFYING LOCAL
20 TRANSPORTATION ORGANIZATION RECEIVED THE ASSISTANCE, INCLUDING
21 THE FUNDS RECEIVED UNDER SECTION 1517.1(C) (RELATING TO
22 ALTERNATIVE ENERGY CAPITAL INVESTMENT PROGRAM).

23 "CAPITAL EXPENDITURES." ALL COSTS OF CAPITAL PROJECTS,
24 INCLUDING, BUT NOT LIMITED TO, THE COSTS OF ACQUISITION,
25 CONSTRUCTION, INSTALLATION, START-UP OF OPERATIONS, IMPROVEMENTS
26 AND ALL WORK AND MATERIALS INCIDENT THERETO. PREVENTIVE
27 MAINTENANCE EXPENSES, AS DEFINED BY THE FEDERAL TRANSIT
28 ADMINISTRATION, MAY BE DEEMED ELIGIBLE AS A CAPITAL EXPENDITURE
29 BASED ON WRITTEN APPROVAL BY THE DEPARTMENT AT ITS DISCRETION.

30 * * *

1 SECTION 4. SECTION 1504(A) OF TITLE 74 IS AMENDED TO READ:

2 § 1504. DEPARTMENT AUTHORIZATION.

3 (A) GENERAL.--

4 (1) THE DEPARTMENT MAY, WITHIN THE LIMITATIONS PROVIDED
5 IN THIS CHAPTER, INCUR COSTS DIRECTLY AND PROVIDE FINANCIAL
6 ASSISTANCE FOR THE PURPOSES AND ACTIVITIES ENUMERATED IN THIS
7 CHAPTER.

8 (2) IN THE EVENT OF IMMINENT SERVICE TERMINATION, THE
9 DEPARTMENT SHALL MAKE EVERY EFFORT TO CONTRACT WITH A LOCAL
10 TRANSPORTATION ORGANIZATION TO PROVIDE THE PROGRAMS,
11 ACTIVITIES AND SERVICES ENUMERATED IN THIS CHAPTER. AFTER ALL
12 LOCAL TRANSPORTATION ORGANIZATION CONTRACTING OPTIONS ARE
13 EXHAUSTED, THE DEPARTMENT MAY CONTRACT WITH A TRANSPORTATION
14 COMPANY TO PROVIDE THE PROGRAMS, ACTIVITIES AND SERVICES
15 ENUMERATED IN THIS CHAPTER. THE OPERATION OF THE PROGRAMS,
16 ACTIVITIES AND SERVICES ADMINISTERED BY THE DEPARTMENT AND
17 PROVIDED BY THE LOCAL TRANSPORTATION ORGANIZATION OR
18 TRANSPORTATION COMPANY UNDER THIS SUBSECTION SHALL NOT BE
19 SUBJECT TO THE JURISDICTION OF THE PENNSYLVANIA PUBLIC
20 UTILITY COMMISSION.

21 * * *

22 SECTION 5. (RESERVED).

23 SECTION 6. SECTION 1506(B) (1), (C) AND (E) OF TITLE 74 ARE
24 AMENDED TO READ:

25 § 1506. FUND.

26 * * *

27 (B) DEPOSITS TO FUND BY DEPARTMENT.--

28 (1) THE FOLLOWING APPLY:

29 (I) [EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II),

30 UPON] UPON RECEIPT, THE DEPARTMENT SHALL DEPOSIT INTO THE

1 FUND THE REVENUES RECEIVED BY THE DEPARTMENT UNDER 75
2 PA.C.S. CH. 89 (RELATING TO PENNSYLVANIA TURNPIKE) AND
3 THE LEASE AGREEMENT EXECUTED BETWEEN THE DEPARTMENT AND
4 THE PENNSYLVANIA TURNPIKE COMMISSION UNDER 75 PA.C.S. §
5 8915.3 (RELATING TO LEASE OF INTERSTATE 80; RELATED
6 AGREEMENTS). [AS FOLLOWS:

7 (A) FOR FISCAL YEAR 2007-2008, \$250,000,000.

8 (B) FOR FISCAL YEAR 2008-2009, \$250,000,000.

9 (C) FOR FISCAL YEAR 2009-2010, \$250,000,000.

10 (D) FOR FISCAL YEAR 2010-2011 AND EACH FISCAL
11 YEAR THEREAFTER, THE AMOUNT CALCULATED FOR THE
12 PREVIOUS FISCAL YEAR, INCREASED BY 2.5%.]

13 (II) THE DEPOSITS MADE TO THE FUND UNDER THIS
14 SUBSECTION SHALL EQUAL [\$250,000,000 ANNUALLY FOR EACH
15 FISCAL YEAR COMMENCING AFTER THE EXPIRATION OF THE
16 CONVERSION PERIOD IF THE CONVERSION NOTICE IS NOT
17 RECEIVED BY THE SECRETARY PRIOR TO EXPIRATION OF THE
18 CONVERSION PERIOD AS SET FORTH UNDER 75 PA.C.S. §
19 8915.3(3).] \$450,000,000 ANNUALLY FOR EACH FISCAL YEAR
20 FOR FISCAL YEARS 2014-2015 THROUGH 2021-2022.

21 (III) THE DEPOSITS MADE TO THE FUND UNDER THIS
22 SUBSECTION SHALL EQUAL \$50,000,000 ANNUALLY FOR FISCAL
23 YEAR 2022-2023 AND EACH FISCAL YEAR THEREAFTER.

24 * * *

25 (C) OTHER DEPOSITS.--THE FOLLOWING SHALL BE DEPOSITED INTO
26 THE FUND ANNUALLY:

27 (1) 4.4% OF THE AMOUNT COLLECTED UNDER ARTICLE II OF THE
28 TAX REFORM CODE. REVENUES UNDER THIS PARAGRAPH SHALL BE
29 DEPOSITED INTO THE FUND BY THE 20TH DAY OF EACH MONTH FOR THE
30 PRECEDING MONTH. THE AMOUNT DEPOSITED UNDER THIS PARAGRAPH IS

1 ESTIMATED TO BE EQUIVALENT TO THE MONEY AVAILABLE TO THE
2 DEPARTMENT FROM THE FOLLOWING SOURCES:

3 (I) THE SUPPLEMENTAL PUBLIC TRANSPORTATION ACCOUNT
4 ESTABLISHED UNDER FORMER SECTION 1310.1 (RELATING TO
5 SUPPLEMENTAL PUBLIC TRANSPORTATION ASSISTANCE FUNDING).

6 (II) THE AMOUNT APPROPRIATED ANNUALLY BY THE
7 COMMONWEALTH FROM THE GENERAL FUND FOR MASS TRANSIT
8 PROGRAMS PURSUANT TO A GENERAL APPROPRIATIONS ACT.

9 (2) AN AMOUNT OF PROCEEDS OF COMMONWEALTH CAPITAL BONDS
10 AS DETERMINED ANNUALLY BY THE SECRETARY OF THE BUDGET.

11 (3) REVENUE IN THE PUBLIC TRANSPORTATION ASSISTANCE FUND
12 ESTABLISHED UNDER ARTICLE XXIII OF THE TAX REFORM CODE NOT
13 OTHERWISE DEDICATED PURSUANT TO LAW.

14 (3.1) (RESERVED).

15 (3.2) THE REVENUES DEPOSITED IN THE FUND IN ACCORDANCE
16 WITH 75 PA.C.S. § 1786 (RELATING TO REQUIRED FINANCIAL
17 RESPONSIBILITY).

18 (3.3) THE REVENUES DEPOSITED IN THE FUND IN ACCORDANCE
19 WITH 75 PA.C.S. § 3111 (A.1) (2) (II) (RELATING TO OBEDIENCE TO
20 TRAFFIC-CONTROL DEVICES).

21 (3.4) FOR FISCAL YEAR 2022-2023 AND EACH FISCAL YEAR
22 THEREAFTER, AN AMOUNT EQUAL TO THE AMOUNT COLLECTED UNDER
23 ARTICLE II OF THE TAX REFORM CODE, MULTIPLIED BY THE RATIO
24 THAT \$450,000,000 IS TO THE TOTAL AMOUNT COLLECTED UNDER
25 ARTICLE II OF THE TAX REFORM CODE IN THE FISCAL YEAR ENDING
26 JUNE 30, 2021, OR \$450,000,000, WHICHEVER IS GREATER, SHALL
27 BE TRANSFERRED TO THE FUND. THE SOURCE OF THE TRANSFER SHALL
28 BE THE REVENUE COLLECTED UNDER SECTION 238 OF THE TAX REFORM
29 CODE ON MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS.

30 (4) OTHER APPROPRIATIONS, DEPOSITS OR TRANSFERS TO THE

1 FUND.

2 * * *

3 (E) PROGRAM FUNDING AMOUNTS.--SUBJECT TO AVAILABLE FUNDS,
4 THE PROGRAMS ESTABLISHED UNDER THIS CHAPTER SHALL BE FUNDED
5 ANNUALLY AS FOLLOWS:

6 (1) FOR THE PROGRAM ESTABLISHED UNDER SECTION 1513
7 (RELATING TO OPERATING PROGRAM), THE FOLLOWING AMOUNTS SHALL
8 BE ALLOCATED FROM THE FUND:

9 (I) [ALL] FROM THE REVENUES DEPOSITED IN THE FUND
10 UNDER SUBSECTION (B) (1) [.] :

11 (A) FOR FISCAL YEAR 2013-2014, \$209,000,000 AND
12 FOR FISCAL YEAR 2014-2015, \$187,000,000.

13 (B) FOR FISCAL YEARS 2015-2016 AND 2016-2017,
14 \$110,000,000.

15 (C) FOR FISCAL YEARS 2017-2018 AND EACH FISCAL
16 YEAR THEREAFTER, \$25,000,000.

17 (II) ALL REVENUES DEPOSITED IN THE FUND UNDER
18 SUBSECTION (B) (2) .

19 (III) [69.99%] 86.76% OF THE REVENUES DEPOSITED IN
20 THE FUND UNDER SUBSECTION (C) (1) .

21 (IV) ALL REVENUES DEPOSITED INTO THE FUND UNDER
22 SUBSECTION (C) (3) .

23 (V) THE FOLLOWING PERCENTAGES OF THE REVENUE
24 DEPOSITED IN THE FUND IN ACCORDANCE WITH 75 PA.C.S. §
25 1904 (RELATING TO COLLECTION AND DISPOSITION OF FEES AND
26 MONEYS) :

27 (A) FOR FISCAL YEAR 2013-2014, 5.8%.

28 (A.1) FOR FISCAL YEAR 2014-2015, 8.8%.

29 (B) FOR FISCAL YEARS 2015-2016 AND 2016-2017,
30 46.6%.

1 (C) FOR FISCAL YEAR 2017-2018 AND EACH FISCAL
2 YEAR THEREAFTER, 69.3%.

3 (VI) ALL REVENUE DEPOSITED INTO THE FUND UNDER
4 SUBSECTION (C) (3.2).

5 (VII) TWENTY-FIVE MILLION FROM THE REVENUE DEPOSITED
6 INTO THE FUND UNDER SUBSECTION (C) (3.4).

7 (2) [(I) EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II),
8 FOR] FOR THE PROGRAM ESTABLISHED UNDER SECTION 1514 (RELATING
9 TO ASSET IMPROVEMENT PROGRAM) :

10 (A) BY THE PROCEEDS OF COMMONWEALTH CAPITAL
11 BONDS DEPOSITED INTO THE FUND UNDER SUBSECTION (C)
12 (2).

13 [(A.1) FOR FISCAL YEAR 2007-2008, \$50,000,000
14 FROM THE REVENUES RECEIVED BY THE DEPARTMENT UNDER 75
15 PA.C.S. CH. 89 AND THE LEASE AGREEMENT EXECUTED
16 BETWEEN THE DEPARTMENT AND THE PENNSYLVANIA TURNPIKE
17 COMMISSION UNDER 75 PA.C.S. § 8915.3. THE AMOUNT
18 RECEIVED BY THE DEPARTMENT UNDER THIS SECTION SHALL
19 BE DEPOSITED INTO THE FUND PRIOR TO DISTRIBUTION AND
20 SHALL BE IN ADDITION TO THE AMOUNTS RECEIVED UNDER
21 SUBSECTION (B) (1).

22 (B) FOR FISCAL YEAR 2008-2009, \$100,000,000 FROM
23 THE REVENUES RECEIVED BY THE DEPARTMENT UNDER 75
24 PA.C.S. CH. 89 AND THE LEASE AGREEMENT EXECUTED
25 BETWEEN THE DEPARTMENT AND THE PENNSYLVANIA TURNPIKE
26 COMMISSION UNDER 75 PA.C.S. § 8915.3. THE AMOUNT
27 RECEIVED BY THE DEPARTMENT UNDER THIS SECTION SHALL
28 BE DEPOSITED INTO THE FUND PRIOR TO DISTRIBUTION AND
29 SHALL BE IN ADDITION TO THE AMOUNTS RECEIVED UNDER
30 SUBSECTION (B) (1).

1 (C) FOR FISCAL YEAR 2009-2010, \$150,000,000 FROM
2 THE REVENUES RECEIVED BY THE DEPARTMENT UNDER 75
3 PA.C.S. CH. 89 AND THE LEASE AGREEMENT EXECUTED
4 BETWEEN THE DEPARTMENT AND THE PENNSYLVANIA TURNPIKE
5 COMMISSION UNDER 75 PA.C.S. § 8915.3. THE AMOUNT
6 RECEIVED BY THE DEPARTMENT UNDER THIS SECTION SHALL
7 BE DEPOSITED INTO THE FUND PRIOR TO DISTRIBUTION AND
8 SHALL BE IN ADDITION TO THE AMOUNTS RECEIVED UNDER
9 SUBSECTION (B) (1) .

10 (D) FOR FISCAL YEAR 2010-2011 AND EACH FISCAL
11 YEAR THEREAFTER, THE AMOUNT CALCULATED FOR THE PRIOR
12 FISCAL YEAR INCREASED BY 2.5% FROM THE REVENUES
13 RECEIVED BY THE DEPARTMENT UNDER 75 PA.C.S. CH. 89
14 AND THE LEASE AGREEMENT EXECUTED BETWEEN THE
15 DEPARTMENT AND THE PENNSYLVANIA TURNPIKE COMMISSION
16 UNDER 75 PA.C.S. § 8915.3. THE AMOUNT RECEIVED BY THE
17 DEPARTMENT UNDER THIS SECTION SHALL BE DEPOSITED INTO
18 THE FUND PRIOR TO DISTRIBUTION AND SHALL BE IN
19 ADDITION TO THE AMOUNTS RECEIVED UNDER SUBSECTION (B)
20 (1) .]

21 (E) NINETY-FIVE PERCENT OF THE REMAINING REVENUE
22 DEPOSITED IN THE FUND UNDER SUBSECTION (B) (1) AND
23 (C) (3.4) , AFTER THE TRANSFER OF \$30,000,000 TO THE
24 MULTIMODAL TRANSPORTATION FUND UNDER PARAGRAPH (6) .

25 (F) THE REVENUE DEPOSITED IN THE FUND UNDER
26 SUBSECTION (C) (3.3) .

27 (G) THE FOLLOWING PERCENTAGES OF REVENUE
28 DEPOSITED IN THE FUND IN ACCORDANCE WITH 75 PA.C.S. §
29 1904 (RELATING TO COLLECTION AND DISPOSITION OF FEES
30 AND MONEYS) :

1 (I) FOR FISCAL YEAR 2013-2014, 28.1%.

2 (II) FOR FISCAL YEAR 2014-2015, 35.1%.

3 (III) FOR FISCAL YEARS 2015-2016 AND 2016-
4 2017, 20%.

5 (IV) FOR FISCAL YEAR 2017-2018 AND EACH
6 FISCAL YEAR THEREAFTER, 7.7%.

7 [(II) IF THE CONVERSION NOTICE IS NOT RECEIVED BY
8 THE SECRETARY PRIOR TO THE END OF THE CONVERSION PERIOD
9 AS SET FORTH IN 75 PA.C.S. § 8915.3(3), NO ADDITIONAL
10 ALLOCATION SHALL BE MADE UNDER SUBPARAGRAPH (I).]

11 (3) FOR THE PROGRAM ESTABLISHED UNDER SECTION 1516
12 (RELATING TO PROGRAMS OF STATEWIDE SIGNIFICANCE),

13 (I) 13.24% OF THE REVENUES DEPOSITED IN THE FUND
14 UNDER SUBSECTION (C) (1). [SHALL BE ALLOCATED FROM THE
15 FUND.]

16 (II) THE REVENUE DEPOSITED IN THE FUND UNDER
17 SUBSECTION (B) (1) AND (C) (3.4) REMAINING AFTER THE
18 ALLOCATION UNDER PARAGRAPH (2) (E).

19 [(4) FOR THE PROGRAM ESTABLISHED UNDER SECTION 1517
20 (RELATING TO CAPITAL IMPROVEMENTS PROGRAM), 16.77% OF THE
21 REVENUES DEPOSITED IN THE FUND UNDER SUBSECTION (C) (1).
22 ADDITIONAL FUNDS FOR THIS PROGRAM MAY BE PROVIDED FROM THE
23 FUNDS ALLOCATED BUT NOT DISTRIBUTED BASED ON THE LIMITATION
24 SET FORTH UNDER SECTION 1513(C) (3).]

25 (5) FOR THE PROGRAM ESTABLISHED UNDER SECTION 1517.1
26 (RELATING TO ALTERNATIVE ENERGY CAPITAL INVESTMENTS PROGRAM),
27 NO MORE THAN \$60,000,000 OF THE REVENUE DEPOSITED IN THE FUND
28 UNDER SUBSECTION (C) MAY BE ALLOCATED FROM THE FUND.

29 (6) THIRTY MILLION DOLLARS OF THE REVENUE DEPOSITED IN
30 THE FUND UNDER SUBSECTION (B) (1) AND (C) (3.4) SHALL BE

1 TRANSFERRED TO THE MULTIMODAL TRANSPORTATION FUND.

2 SECTION 7. SECTION 1507(A) (6) AND (C) OF TITLE 74 ARE
3 AMENDED AND SUBSECTION (A) IS AMENDED BY ADDING A PARAGRAPH TO
4 READ:

5 § 1507. APPLICATION AND APPROVAL PROCESS.

6 (A) APPLICATION.--AN ELIGIBLE APPLICANT THAT WISHES TO
7 RECEIVE FINANCIAL ASSISTANCE UNDER THIS CHAPTER SHALL SUBMIT A
8 WRITTEN APPLICATION TO THE DEPARTMENT ON A FORM DEVELOPED BY THE
9 DEPARTMENT, WHICH SHALL INCLUDE THE FOLLOWING:

10 * * *

11 (6) EVIDENCE SATISFACTORY TO THE DEPARTMENT OF THE
12 COMMITMENT FOR MATCHING FUNDS REQUIRED UNDER THIS CHAPTER
13 SUFFICIENT TO MATCH THE PROJECTED FINANCIAL ASSISTANCE
14 PAYMENTS [AT THE SAME TIMES THAT THE FINANCIAL ASSISTANCE
15 PAYMENTS ARE TO BE PROVIDED.], PROVIDED NO LATER THAN JUNE 30
16 OF THE APPLICABLE FISCAL YEAR. IF THE EVIDENCE REQUIRED UNDER
17 THIS PARAGRAPH IS NOT PROVIDED TO THE SATISFACTION OF THE
18 DEPARTMENT, SUBSEQUENT FUNDING UNDER SECTION 1513 (RELATING
19 TO OPERATING PROGRAM) SHALL BE WITHHELD UNTIL THE APPLICANT
20 MEETS THE REQUIREMENTS OF THIS PARAGRAPH.

21 (6.1) A STATEMENT OF POLICY OUTLINING THE BASIC
22 PRINCIPLES FOR THE ADJUSTMENT OF FARE GROWTH TO MEET THE RATE
23 OF INFLATION.

24 * * *

25 (C) RESTRICTION ON USE OF FUNDS.--[FINANCIAL] UNLESS THE
26 DEPARTMENT GRANTS THE AWARD RECIPIENT A WAIVER ALLOWING THE
27 FUNDS TO BE USED FOR A DIFFERENT PURPOSE, FINANCIAL ASSISTANCE
28 UNDER THIS CHAPTER SHALL BE USED ONLY FOR ACTIVITIES SET FORTH
29 UNDER THE FINANCIAL ASSISTANCE AGREEMENT [UNLESS THE DEPARTMENT
30 GRANTS THE AWARD RECIPIENT A WAIVER ALLOWING THE FUNDS TO BE

1 USED FOR A DIFFERENT PURPOSE]. THE DEPARTMENT'S REGULATIONS
2 SHALL DESCRIBE CIRCUMSTANCES UNDER WHICH IT WILL CONSIDER WAIVER
3 REQUESTS AND SHALL SET FORTH ALL INFORMATION TO BE INCLUDED IN A
4 WAIVER REQUEST. THE [MAXIMUM DURATION OF A WAIVER SHALL BE ONE
5 YEAR, AND A] WAIVER REQUEST SHALL INCLUDE A PLAN OF CORRECTIVE
6 ACTION TO DEMONSTRATE THAT THE AWARD RECIPIENT DOES NOT HAVE AN
7 ONGOING NEED TO USE FINANCIAL ASSISTANCE FUNDS FOR ACTIVITIES
8 OTHER THAN THOSE FOR WHICH FUNDS WERE ORIGINALLY AWARDED. THE
9 DURATION OF THE WAIVER MAY NOT EXCEED THE DURATION OF THE PLAN
10 OF CORRECTIVE ACTION. THE DEPARTMENT SHALL MONITOR
11 IMPLEMENTATION OF THE PLAN OF CORRECTIVE ACTION. IF THE PLAN OF
12 CORRECTIVE ACTION IS NOT IMPLEMENTED BY THE LOCAL TRANSPORTATION
13 ORGANIZATION, THE DEPARTMENT SHALL RESCIND THE WAIVER APPROVAL.

14 SECTION 8. SECTIONS 1511 AND 1512 OF TITLE 74 ARE AMENDED TO
15 READ:

16 § 1511. REPORT TO GOVERNOR AND GENERAL ASSEMBLY.

17 [THE FOLLOWING SHALL APPLY:

18 (1) EXCEPT AS PROVIDED IN PARAGRAPH (2), THE] THE
19 DEPARTMENT SHALL SUBMIT A PUBLIC PASSENGER TRANSPORTATION
20 PERFORMANCE REPORT TO THE GOVERNOR AND THE GENERAL ASSEMBLY
21 BY APRIL 30 OF EACH YEAR, COVERING THE PRIOR FISCAL YEAR.

22 [(2) THE REPORT COVERING THE 2005-2006 FISCAL YEAR SHALL
23 BE SUBMITTED BY JULY 31, 2007.]

24 § 1512. COORDINATION AND CONSOLIDATION.

25 (A) COORDINATION.--COORDINATION IS REQUIRED IN REGIONS WHERE
26 TWO OR MORE AWARD RECIPIENTS HAVE SERVICES OR ACTIVITIES FOR
27 WHICH FINANCIAL ASSISTANCE IS BEING PROVIDED UNDER THIS CHAPTER
28 TO ASSURE THAT THE SERVICES OR ACTIVITIES ARE PROVIDED
29 EFFICIENTLY AND EFFECTIVELY.

30 (B) CONSOLIDATION AND MUTUAL COOPERATION.--

1 (1) THE DEPARTMENT, IN CONSULTATION WITH LOCAL
2 GOVERNMENTS AND LOCAL TRANSPORTATION ORGANIZATIONS, SHALL
3 STUDY THE FEASIBILITY OF CONSOLIDATION AND MUTUAL COOPERATION
4 AMONG LOCAL TRANSPORTATION ORGANIZATIONS AS A MEANS OF
5 REDUCING ANNUAL EXPENSES WITHOUT LOSS OF SERVICE TO THE
6 COMMUNITIES THEY SERVE. THE STUDY SHALL EXAMINE THE CREATION
7 OF SERVICE REGIONS OR MUTUAL COOPERATION PACTS TO DETERMINE
8 WHETHER EITHER METHOD WOULD REDUCE ANNUAL EXPENSES. THE
9 FEASIBILITY ANALYSIS IS TO INCLUDE A COST-BENEFIT ANALYSIS
10 AND OPERATIONAL ANALYSIS.

11 (2) IF THE RESULTS OF A FEASIBILITY ANALYSIS UNDER
12 PARAGRAPH (1) ESTIMATE AN ANNUAL NET SAVINGS AT THE TIME OF
13 COMPLETION OF THE STUDY, THE TRANSPORTATION ORGANIZATION AND
14 LOCAL GOVERNMENT MAY IMPLEMENT THE RECOMMENDED ACTION.

15 (3) THE DEPARTMENT SHALL WAIVE THE MATCH REQUIREMENT
16 UNDER SECTIONS 1513 (RELATING TO OPERATING PROGRAM) AND 1514
17 (RELATING TO ASSET IMPROVEMENT PROGRAM) FOR FIVE FISCAL YEARS
18 FOR THE TRANSPORTATION ORGANIZATION'S PARTICIPATION IN THE
19 RECOMMENDED ACTION UNDER PARAGRAPH (2) IN AN AMOUNT NOT TO
20 EXCEED THE ESTIMATED ANNUAL NET SAVINGS OF THE IMPLEMENTED
21 RECOMMENDATIONS.

22 (C) FUNDING FOR MERGER AND CONSOLIDATION INCENTIVES AND
23 MUTUAL COOPERATION PACTS.--A CAPITAL PROJECT THAT IS NEEDED TO
24 SUPPORT A LOCAL TRANSPORTATION ORGANIZATION THAT HAS AGREED TO
25 MERGE AND CONSOLIDATE OPERATIONS AND ADMINISTRATION OR SHARE
26 FACILITIES OR STAFF THROUGH A MUTUAL COOPERATION PACT TO ACHIEVE
27 COST AND SERVICE EFFICIENCIES SHALL BE ELIGIBLE FOR FINANCIAL
28 ASSISTANCE UNDER THIS CHAPTER. THE APPLICATION FOR FINANCIAL
29 ASSISTANCE MUST DO ALL THE FOLLOWING:

30 (1) IDENTIFY THE EFFICIENCIES IN A MERGER AND

1 CONSOLIDATION PLAN OR MUTUAL COOPERATION PACT.

2 (2) INCLUDE THE EXPECTED NET DOLLAR SAVINGS THAT WILL
3 RESULT FROM THE MERGER, CONSOLIDATION OR PACT.

4 SECTION 9. SECTIONS 1514(C) AND 1516(B) (1) AND (E) OF TITLE
5 74 ARE AMENDED AND THE SECTIONS ARE AMENDED BY ADDING
6 SUBSECTIONS TO READ:

7 § 1514. ASSET IMPROVEMENT PROGRAM.

8 * * *

9 (C) LOCAL MATCH REQUIREMENTS.--

10 (1) FINANCIAL ASSISTANCE UNDER THIS SECTION SHALL BE
11 MATCHED BY LOCAL OR PRIVATE CASH FUNDING IN AN AMOUNT NOT
12 LESS THAN 3.33% OF THE AMOUNT OF THE FINANCIAL ASSISTANCE
13 BEING PROVIDED. THE SOURCE OF FUNDS FOR THE LOCAL MATCH SHALL
14 BE SUBJECT TO THE REQUIREMENTS OF SECTION 1513(D) (3)
15 (RELATING TO OPERATING PROGRAM).

16 (2) THE SECRETARY MAY WAIVE UP TO 75% OF THE LOCAL MATCH
17 REQUIRED UNDER PARAGRAPH (1), UPON THE WRITTEN REQUEST OF AN
18 APPLICANT ACCOMPANIED BY THE APPLICANT'S JUSTIFICATION FOR
19 THE WAIVER.

20 * * *

21 (E.1) DISTRIBUTION.--THE DEPARTMENT SHALL ALLOCATE FINANCIAL
22 ASSISTANCE UNDER THIS SECTION ON A PERCENTAGE BASIS OF AVAILABLE
23 FUNDS EACH FISCAL YEAR AS FOLLOWS:

24 (1) THE LOCAL TRANSPORTATION ORGANIZATION ORGANIZED AND
25 EXISTING UNDER CHAPTER 17 (RELATING TO METROPOLITAN
26 TRANSPORTATION AUTHORITIES) AS THE PRIMARY PROVIDER OF PUBLIC
27 PASSENGER TRANSPORTATION FOR THE COUNTIES OF BUCKS, CHESTER,
28 DELAWARE, MONTGOMERY AND PHILADELPHIA SHALL RECEIVE 69.4% OF
29 THE FUNDS AVAILABLE FOR DISTRIBUTION UNDER THIS SECTION.

30 (2) THE LOCAL TRANSPORTATION ORGANIZATION ORGANIZED AND

1 EXISTING UNDER THE ACT OF APRIL 6, 1956 (1955 P.L.1414,
2 NO.465), KNOWN AS THE SECOND CLASS COUNTY PORT AUTHORITY ACT,
3 AS THE PRIMARY PROVIDER OF PUBLIC TRANSPORTATION FOR THE
4 COUNTY OF ALLEGHENY SHALL RECEIVE 22.6% OF THE FUNDS
5 AVAILABLE FOR DISTRIBUTION UNDER THIS SECTION.

6 (3) OTHER LOCAL TRANSPORTATION ORGANIZATIONS ORGANIZED
7 AND EXISTING AS THE PRIMARY PROVIDERS OF PUBLIC PASSENGER
8 TRANSPORTATION FOR THE COUNTIES OF THIS COMMONWEALTH NOT
9 IDENTIFIED UNDER PARAGRAPH (1) OR (2) SHALL RECEIVE 8% OF THE
10 FUNDS AVAILABLE FOR DISTRIBUTION UNDER THIS SECTION. THE
11 DEPARTMENT SHALL ALLOCATE THE FUNDS UNDER THIS PARAGRAPH
12 AMONG THE LOCAL TRANSPORTATION ORGANIZATIONS.

13 (4) NOTWITHSTANDING PARAGRAPHS (1), (2) AND (3) AND
14 BEFORE DISTRIBUTING THE FUNDS UNDER PARAGRAPH (1), (2) OR
15 (3), THE DEPARTMENT SHALL SET ASIDE 5% OF THE FUNDS AVAILABLE
16 FOR DISTRIBUTION UNDER THIS SECTION FOR DISCRETIONARY USE AND
17 DISTRIBUTION BY THE SECRETARY.

18 * * *

19 § 1516. PROGRAMS OF STATEWIDE SIGNIFICANCE.

20 * * *

21 (B) PERSONS WITH DISABILITIES.--THE DEPARTMENT SHALL
22 ESTABLISH AND ADMINISTER A PROGRAM PROVIDING REDUCED FARES TO
23 PERSONS WITH DISABILITIES ON COMMUNITY TRANSPORTATION SERVICES
24 AND TO PROVIDE FINANCIAL ASSISTANCE FOR START-UP, ADMINISTRATIVE
25 AND CAPITAL EXPENSES RELATED TO REDUCED FARES FOR PERSONS WITH
26 DISABILITIES. ALL OF THE FOLLOWING SHALL APPLY:

27 (1) A COMMUNITY TRANSPORTATION SYSTEM OPERATING IN THE
28 COMMONWEALTH OTHER THAN IN [COUNTIES OF THE FIRST AND SECOND
29 CLASS] A COUNTY OF THE FIRST CLASS MAY APPLY FOR FINANCIAL
30 ASSISTANCE UNDER THIS SUBSECTION.

1 * * *

2 (E) TECHNICAL ASSISTANCE [AND DEMONSTRATION], DEMONSTRATION
3 AND EMERGENCY.--THE DEPARTMENT IS AUTHORIZED TO PROVIDE
4 FINANCIAL ASSISTANCE UNDER THIS SECTION FOR TECHNICAL
5 ASSISTANCE, RESEARCH AND SHORT-TERM DEMONSTRATION OR EMERGENCY
6 PROJECTS. ALL OF THE FOLLOWING SHALL APPLY:

7 (1) A LOCAL TRANSPORTATION ORGANIZATION OR AN AGENCY OR
8 INSTRUMENTALITY OF THE COMMONWEALTH MAY APPLY TO THE
9 DEPARTMENT FOR FINANCIAL ASSISTANCE UNDER THIS SUBSECTION.

10 (2) FINANCIAL ASSISTANCE PROVIDED UNDER THIS SUBSECTION
11 MAY BE USED FOR REIMBURSEMENT FOR ANY APPROVED OPERATING OR
12 CAPITAL COSTS RELATED TO TECHNICAL ASSISTANCE AND
13 DEMONSTRATION PROGRAM PROJECTS. FINANCIAL ASSISTANCE FOR
14 SHORT-TERM DEMONSTRATION PROJECTS MAY BE PROVIDED AT THE
15 DEPARTMENT'S DISCRETION ON AN ANNUAL BASIS BASED ON THE LEVEL
16 OF FINANCIAL COMMITMENT PROVIDED BY THE AWARD RECIPIENT TO
17 PROVIDE ONGOING FUTURE FUNDING FOR THE PROJECT AS SOON AS THE
18 PROJECT MEETS THE CRITERIA ESTABLISHED BY THE DEPARTMENT AND
19 THE AWARD RECIPIENT. FINANCIAL ASSISTANCE FOR THIS PURPOSE
20 SHALL NOT BE PROVIDED FOR MORE THAN THREE FISCAL YEARS.
21 FINANCIAL ASSISTANCE MAY BE PROVIDED TO MEET ANY SHORT-TERM
22 EMERGENCY NEED THAT REQUIRES IMMEDIATE ATTENTION AND CANNOT
23 BE FUNDED THROUGH OTHER SOURCES.

24 (3) FINANCIAL ASSISTANCE UNDER THIS SUBSECTION PROVIDED
25 TO A LOCAL TRANSPORTATION ORGANIZATION SHALL BE MATCHED BY
26 LOCAL OR PRIVATE CASH FUNDING IN AN AMOUNT NOT LESS THAN
27 3.33% OF THE AMOUNT OF THE FINANCIAL ASSISTANCE BEING
28 PROVIDED. THE SOURCES OF FUNDS FOR THE LOCAL MATCH SHALL BE
29 SUBJECT TO THE REQUIREMENTS OF SECTION 1513(D) (3) (RELATING
30 TO OPERATING PROGRAM) .

1 (4) AS FOLLOWS:

2 (I) FOR SHORT-TERM DEMONSTRATION PROJECTS AWARDED
3 FINANCIAL ASSISTANCE UNDER THIS SUBSECTION, THE
4 DEPARTMENT SHALL DETERMINE IF THE DEMONSTRATION PROJECT
5 WAS SUCCESSFUL BASED UPON THE PERFORMANCE CRITERIA
6 ESTABLISHED PRIOR TO THE COMMENCEMENT OF THE
7 DEMONSTRATION PROJECT AND APPROVED BY THE DEPARTMENT.

8 (II) IF THE DEPARTMENT DETERMINES THAT THE
9 DEMONSTRATION PROJECT WAS SUCCESSFUL, THE LOCAL
10 TRANSPORTATION ORGANIZATION OR AGENCY OR INSTRUMENTALITY
11 OF THE COMMONWEALTH THAT CONDUCTED THE DEMONSTRATION
12 PROJECT SHALL BE ELIGIBLE TO APPLY FOR AND RECEIVE FUNDS
13 UNDER SECTION 1513 TO SUSTAIN AND TRANSITION THE
14 DEMONSTRATION PROJECT INTO REGULARLY SCHEDULED PUBLIC
15 PASSENGER TRANSPORTATION SERVICE.

16 (III) DURING THE FIRST YEAR IN WHICH THE
17 DEMONSTRATION PROJECT IS ELIGIBLE FOR AND APPLIES FOR
18 FINANCIAL ASSISTANCE UNDER SECTION 1513, THE LOCAL
19 TRANSPORTATION ORGANIZATION OR AGENCY OR INSTRUMENTALITY
20 OF THE COMMONWEALTH THAT CONDUCTED THE DEMONSTRATION
21 PROJECT AND TRANSITIONED IT TO REGULARLY SCHEDULED PUBLIC
22 PASSENGER TRANSPORTATION SERVICE SHALL BE ELIGIBLE TO
23 RECEIVE FINANCIAL ASSISTANCE UP TO 65% OF THE
24 TRANSPORTATION SERVICE'S PRIOR FISCAL YEAR OPERATING
25 COSTS OR EXPENSES FOR THE SERVICE AS AN INITIAL BASE
26 OPERATING ALLOCATION.

27 (IV) THE INITIAL BASE OPERATING ALLOCATION SHALL BE
28 TAKEN FROM THE GROWTH UNDER SECTION 1513 OVER THE PRIOR
29 YEAR BEFORE DISTRIBUTING THE REMAINDER OF THE FORMULA
30 DESCRIBED IN SECTION 1513.

1 (F) SHARED RIDE COMMUNITY TRANSPORTATION SERVICE DELIVERY
2 PILOT PROGRAM.--

3 (1) THE DEPARTMENT MAY DEVELOP AND IMPLEMENT A PILOT
4 PROGRAM TO TEST AND EVALUATE NEW MODELS OF PAYING FOR AND
5 DELIVERING SHARED RIDE AND COMMUNITY TRANSPORTATION. THE
6 GOALS OF THE PROGRAM ARE AS FOLLOWS:

7 (I) DEVELOP A COMMUNITY TRANSPORTATION DELIVERY
8 MODEL THAT CAN BE MANAGED TO STAY WITHIN BUDGET.

9 (II) DEVELOP COMMUNITY TRANSPORTATION SERVICE
10 STANDARDS WITH NEED-BASED PRIORITIES.

11 (III) DEVELOP A BUSINESS MODEL AND FARE STRUCTURE
12 THAT WORK ACROSS FUNDING PROGRAMS.

13 (IV) MAXIMIZE EFFICIENCY AND EFFECTIVENESS OF THE
14 SERVICES.

15 (2) THE DEPARTMENT SHALL ESTABLISH AN ADVISORY COMMITTEE
16 TO PROVIDE GUIDANCE AND INPUT FOR PILOT PLANNING, START-UP,
17 OPERATIONS, DATA COLLECTION AND POST PILOT EVALUATION. THE
18 COMMITTEE SHALL BE COMPRISED OF THE FOLLOWING:

19 (I) A MEMBER APPOINTED BY THE PRESIDENT PRO TEMPORE
20 OF THE SENATE.

21 (II) A MEMBER APPOINTED BY THE MINORITY LEADER OF
22 THE SENATE.

23 (III) A MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE
24 OF REPRESENTATIVES.

25 (IV) A MEMBER APPOINTED BY THE MINORITY LEADER OF
26 THE HOUSE OF REPRESENTATIVES.

27 (V) TWO MEMBERS FROM THE PENNSYLVANIA PUBLIC TRANSIT
28 ASSOCIATION APPOINTED BY THE SECRETARY.

29 (VI) A MEMBER APPOINTED BY THE SECRETARY TO
30 REPRESENT PEOPLE WITH DISABILITIES.

1 (VII) A MEMBER APPOINTED BY THE SECRETARY OF AGING
2 TO REPRESENT SENIOR CITIZENS.

3 (VIII) A MEMBER APPOINTED BY THE SECRETARY OF PUBLIC
4 WELFARE TO REPRESENT PEOPLE USING MEDICAL ASSISTANCE
5 TRANSPORTATION.

6 (IX) A MEMBER OF THE COUNTY COMMISSIONERS
7 ASSOCIATION APPOINTED BY THE SECRETARY.

8 (X) THE SECRETARY OR A DESIGNEE.

9 (XI) THE SECRETARY OF AGING OR A DESIGNEE.

10 (XII) THE SECRETARY OF THE BUDGET OR A DESIGNEE.

11 (XIII) THE SECRETARY OF PUBLIC WELFARE OR A
12 DESIGNEE.

13 (3) THE DEPARTMENT SHALL WORK WITH THE COMMITTEE TO
14 DEFINE POTENTIAL PILOT MODELS WITHIN 12 MONTHS OF THE
15 EFFECTIVE DATE OF THIS SUBSECTION.

16 (4) THE DEPARTMENT SHALL PUBLISH THE NOTICE OF
17 AVAILABILITY OF THE PROGRAM MODELS AND FRAMEWORK IN THE
18 PENNSYLVANIA BULLETIN AND RECEIVE APPLICATIONS FROM COUNTIES
19 AND SHARED-RIDE COMMUNITY TRANSPORTATION SYSTEMS INTERESTED
20 IN PARTICIPATING IN THE PROGRAM FOR THE THREE-MONTH PERIOD
21 FOLLOWING THE PUBLICATION OF THE NOTICE.

22 (5) THE DEPARTMENT MAY WORK WITH THE COMMITTEE TO
23 REDEFINE THE BASIS FOR PAYMENT USING LOTTERY AND OTHER STATE
24 FUNDING SOURCES CURRENTLY USED TO SUPPORT COMMUNITY
25 TRANSPORTATION PROGRAMS FOR SELECTED PILOT COUNTIES AND
26 SHARED-RIDE COMMUNITY TRANSPORTATION SYSTEMS TO TEST NEW
27 METHODS OF SERVICE DELIVERY AND PAYMENT. EACH PROJECT MUST
28 HAVE A BUSINESS PLAN WITH MANAGEMENT CONTROLS, SERVICE
29 STANDARDS AND BUDGET CONTROLS. THE BUSINESS PLAN SHALL BE
30 REVIEWED BY THE COMMITTEE PRIOR TO BEING IMPLEMENTED.

1 SECTION 10. SECTION 1517 OF TITLE 74 IS AMENDED BY ADDING A
2 SUBSECTION TO READ:

3 § 1517. CAPITAL IMPROVEMENTS PROGRAM.

4 * * *

5 (F) CERTIFICATION ENDS FUNDING.--FINANCIAL ASSISTANCE UNDER
6 THIS SECTION SHALL CEASE WHEN THE SECRETARY CERTIFIES THAT FUNDS
7 ARE NO LONGER AVAILABLE FOR THE PROGRAM ESTABLISHED UNDER THIS
8 SECTION.

9 SECTION 11. TITLE 74 IS AMENDED BY ADDING A SECTION TO READ:

10 § 1517.1. ALTERNATIVE ENERGY CAPITAL INVESTMENT PROGRAM.

11 (A) ESTABLISHMENT.--THE DEPARTMENT IS AUTHORIZED TO
12 ESTABLISH A COMPETITIVE GRANT PROGRAM TO IMPLEMENT CAPITAL
13 IMPROVEMENTS DEEMED NECESSARY TO SUPPORT CONVERSION OF A LOCAL
14 TRANSPORTATION ORGANIZATION'S FLEET FOR USE OF AN ALTERNATIVE
15 ENERGY SOURCE, INCLUDING COMPRESSED NATURAL GAS.

16 (B) CRITERIA.--THE DEPARTMENT SHALL ESTABLISH CRITERIA FOR
17 AWARDING GRANTS UNDER THIS SECTION. CRITERIA SHALL, AT A
18 MINIMUM, INCLUDE FEASIBILITY, COST/BENEFIT ANALYSIS AND PROJECT
19 READINESS.

20 (C) ADDITIONAL AUTHORIZATION.--NOTWITHSTANDING ANY OTHER
21 PROVISIONS OF THIS SECTION OR OTHER LAW, THE DEPARTMENT MAY USE
22 FUNDS DESIGNATED FOR THE PROGRAM ESTABLISHED UNDER SUBSECTION
23 (A) TO SUPPLEMENT A LOCAL TRANSPORTATION ORGANIZATION'S BASE
24 OPERATING ALLOCATION UNDER SECTION 1513 (RELATING TO OPERATING
25 PROGRAM) IF NECESSARY TO STABILIZE AN OPERATING BUDGET AND
26 ENSURE THAT EFFICIENT SERVICES MAY BE SUSTAINED TO SUPPORT
27 ECONOMIC DEVELOPMENT AND JOB CREATION AND RETENTION.

28 SECTION 12. TITLE 74 IS AMENDED BY ADDING A CHAPTER TO READ:

29 CHAPTER 21
30 MULTIMODAL FUND

1 SEC.
2 2101. DEFINITIONS.
3 2102. MULTIMODAL TRANSPORTATION FUND.
4 2103. TRANSFERS AND DEPOSITS TO THE FUND.
5 2104. USE OF MONEY IN THE FUND.
6 2105. PROJECT SELECTION CRITERIA.
7 2106. LOCAL MATCH.
8 2107. BALANCED MULTIMODAL TRANSPORTATION POLICY COMMISSION.

9 § 2101. DEFINITIONS.

10 THE FOLLOWING TERMS AND PHASES WHEN USED IN THIS CHAPTER
11 SHALL HAVE THE FOLLOWING MEANINGS GIVEN TO THEM IN THIS SECTION
12 UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

13 "FUND." THE MULTIMODAL TRANSPORTATION FUND ESTABLISHED IN
14 SECTION 2102 (RELATING TO MULTIMODAL TRANSPORTATION FUND).

15 "ELIGIBLE PROGRAM." ANY OF THE FOLLOWING:

16 (1) A PROJECT WHICH COORDINATES LOCAL LAND USE WITH
17 TRANSPORTATION ASSETS TO ENHANCE EXISTING COMMUNITIES.

18 (2) A PROJECT RELATED TO STREETScape, LIGHTING, SIDEWALK
19 ENHANCEMENT AND PEDESTRIAN SAFETY.

20 (3) A PROJECT IMPROVING CONNECTIVITY OR UTILIZATION OF
21 EXISTING TRANSPORTATION ASSETS.

22 (4) A PROJECT RELATED TO TRANSIT-ORIENTED DEVELOPMENT,
23 AS DEFINED IN SECTION 103 OF THE ACT OF DECEMBER 8, 2004
24 (P.L.1801, NO.238), KNOWN AS THE TRANSIT REVITALIZATION
25 INVESTMENT DISTRICT ACT.

26 § 2102. MULTIMODAL TRANSPORTATION FUND.

27 A SPECIAL FUND IS ESTABLISHED WITHIN THE STATE TREASURY TO BE
28 KNOWN AS THE MULTIMODAL TRANSPORTATION FUND. MONEYS IN THE FUND
29 ARE HEREBY APPROPRIATED TO THE DEPARTMENT, ON A NONLAPSING
30 BASIS.

1 § 2103. TRANSFERS AND DEPOSITS TO THE FUND.

2 IN ADDITION TO APPROPRIATIONS, DEPOSITS OR TRANSFERS TO THE
3 FUND, INTEREST EARNED ON MONEY IN THE FUND SHALL BE DEPOSITED IN
4 THE FUND.

5 § 2104. USE OF MONEY IN THE FUND.

6 (A) PURPOSES.--MONEY IN THE FUND SHALL BE USED AS FOLLOWS:

7 (1) TO ANNUALLY PROVIDE THE FOLLOWING GRANTS FOR
8 PROGRAMS ADMINISTERED BY THE DEPARTMENT:

9 (I) FOR PROGRAMS RELATED TO AVIATION:

10 (A) \$5,000,000 IN FISCAL YEAR 2013-2014.

11 (B) \$6,000,000 IN FISCAL YEAR 2014-2015 AND EACH
12 FISCAL YEAR THEREAFTER.

13 (II) FOR PROGRAMS RELATED TO RAIL FREIGHT:

14 (A) \$8,000,000 IN FISCAL YEAR 2013-2014.

15 (B) \$10,000,000 IN FISCAL YEAR 2014-2015 AND
16 EACH FISCAL YEAR THEREAFTER.

17 (III) FOR PROGRAMS RELATED TO PASSENGER RAIL:

18 (A) \$6,000,000 IN FISCAL YEAR 2013-2014.

19 (B) \$8,000,000 IN FISCAL YEAR 2014-2015 AND EACH
20 FISCAL YEAR THEREAFTER.

21 (IV) FOR PROGRAMS RELATED TO PORTS AND WATERWAYS:

22 (A) \$8,000,000 IN FISCAL YEAR 2013-2014.

23 (B) \$10,000,000 IN FISCAL YEAR 2014-2015 AND
24 EACH FISCAL YEAR THEREAFTER.

25 (V) \$2,000,000 FOR PROGRAMS RELATED TO BICYCLE AND
26 PEDESTRIAN FACILITIES.

27 (2) TO ANNUALLY PAY COSTS INCURRED BY THE DEPARTMENT FOR
28 ACTIVITIES DIRECTLY INITIATED OR UNDERTAKEN BY THE DEPARTMENT
29 RELATED TO ELIGIBLE PROGRAMS IN ACCORDANCE WITH ALL OF THE
30 FOLLOWING:

1 (I) ACTIVITIES SHALL BE INITIATED OR UNDERTAKEN IN
2 CONSULTATION WITH THE CHAIRMAN AND MINORITY CHAIRMAN OF
3 THE TRANSPORTATION COMMITTEE OF THE SENATE AND THE
4 CHAIRMAN AND MINORITY CHAIRMAN OF THE TRANSPORTATION
5 COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

6 (II) COSTS MAY BE INCURRED AS FOLLOWS:

7 (A) \$0 FOR FISCAL YEAR 2013-2014.

8 (B) NOT TO EXCEED \$20,000,000 FOR FISCAL YEAR
9 2014-2015.

10 (C) NOT TO EXCEED \$40,000,000 ANNUALLY IN FISCAL
11 YEAR 2015-2016 AND EACH FISCAL YEAR THEREAFTER,
12 \$35,000,000 OF WHICH SHALL BE FROM REVENUES DEPOSITED
13 INTO THE FUND UNDER 75 PA.C.S. § 9502(A) (RELATING TO
14 IMPOSITION OF TAX).

15 (3) TO ANNUALLY PAY COSTS INCURRED BY THE DEPARTMENT IN
16 THE ADMINISTRATION OF THE PROGRAMS SPECIFIED IN PARAGRAPH (1)
17 AS APPROPRIATED BY THE GENERAL ASSEMBLY.

18 (4) ANNUALLY, ANY MONEY NOT ALLOCATED UNDER PARAGRAPHS
19 (1), (2) AND (3) OR AS PROVIDED IN SUBSECTION (B) SHALL BE
20 TRANSFERRED TO THE COMMONWEALTH FINANCING AUTHORITY AND USED
21 TO FUND ELIGIBLE PROGRAMS. THE AUTHORITY SHALL DEVELOP
22 GUIDELINES FOR USE OF THE MONEY FOR ELIGIBLE PROGRAMS, WHICH
23 SHALL INCLUDE THE REQUIREMENTS OF SECTION 2106 (RELATING TO
24 LOCAL MATCH).

25 (B) AUTOMATIC ADJUSTMENTS.--

26 (1) FOR THE INITIAL ADJUSTMENT, THE DEPARTMENT SHALL DO
27 ALL OF THE FOLLOWING:

28 (I) DETERMINE THE PERCENTAGE INCREASE IN THE
29 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE
30 PERIOD BEGINNING AUGUST 1, 2013, AND ENDING JANUARY 31,

1 2015.

2 (II) APPLY, AS OF JULY 1, 2015, THE INCREASE UNDER
3 SUBPARAGRAPH (I) TO EVERY GRANT AMOUNT UNDER SUBSECTION
4 (A) (1).

5 (2) FOR SUBSEQUENT ADJUSTMENTS, THE DEPARTMENT SHALL DO
6 ALL OF THE FOLLOWING:

7 (I) DETERMINE THE PERCENTAGE INCREASE IN THE
8 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE
9 PERIOD BEGINNING FEBRUARY 1, 2015, AND ENDING JANUARY 31,
10 2017, AND FOR EACH SUCCEEDING 24-MONTH PERIOD.

11 (II) APPLY, AS OF JULY 1, 2017, THE INCREASE UNDER
12 SUBPARAGRAPH (I) TO THE THEN CURRENT GRANT AMOUNT UNDER
13 SUBSECTION (A) (1).

14 § 2105. PROJECT SELECTION CRITERIA.

15 THE DEPARTMENT SHALL AWARD GRANTS UNDER SECTION 2104(A) (1)
16 (RELATING TO USE OF MONEY IN THE FUND) ON A COMPETITIVE BASIS.
17 THE DEPARTMENT MAY NOT RESERVE, DESIGNATE OR SET ASIDE A
18 SPECIFIC LEVEL OF FUNDING OR PERCENTAGE OF FUNDS TO AN APPLICANT
19 PRIOR TO THE COMPLETION OF THE APPLICATION PROCESS; NOR MAY THE
20 DEPARTMENT DESIGNATE A SET PERCENTAGE OF FUNDS TO AN APPLICANT.

21 § 2106. LOCAL MATCH.

22 UNLESS OTHERWISE SPECIFIED BY LAW, FINANCIAL ASSISTANCE UNDER
23 SECTION 2104(A) (2) AND (4) SHALL BE MATCHED BY LOCAL FUNDING IN
24 AN AMOUNT NOT LESS THAN 30% OF THE NON-FEDERAL SHARE OF THE
25 PROJECT COSTS. MATCHING FUNDS FROM A COUNTY OR MUNICIPALITY
26 SHALL ONLY CONSIST OF CASH CONTRIBUTIONS PROVIDED BY ONE OR MORE
27 COUNTIES OR MUNICIPALITIES.

28 § 2107. BALANCED MULTIMODAL TRANSPORTATION POLICY COMMISSION.

29 (A) COMMISSION.--THERE IS ESTABLISHED A BALANCED MULTIMODAL
30 TRANSPORTATION POLICY COMMISSION TO STUDY AND MAKE

1 RECOMMENDATIONS ON DEVELOPING AND MAINTAINING A BALANCED
2 MULTIMODAL TRANSPORTATION POLICY FOR THIS COMMONWEALTH.

3 (B) MEMBERS.--THE COMMISSION SHALL CONSIST OF THE FOLLOWING
4 MEMBERS:

5 (1) THE SECRETARY OF TRANSPORTATION.

6 (2) THE SECRETARY OF COMMUNITY AND ECONOMIC DEVELOPMENT.

7 (3) THE SECRETARY OF ENVIRONMENTAL PROTECTION.

8 (4) ONE APPOINTMENT FROM EACH OF THE FOLLOWING:

9 (I) THE PRESIDENT PRO TEMPORE OF THE SENATE;

10 (II) THE MINORITY LEADER OF THE SENATE;

11 (III) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;

12 AND

13 (IV) THE MINORITY LEADER OF THE HOUSE OF

14 REPRESENTATIVES.

15 (5) TWO APPOINTMENTS FROM THE GOVERNOR, AT LEAST ONE OF

16 WHICH MUST HAVE EXPERTISE IN REGIONAL PLANNING.

17 (6) SIX ADDITIONAL MEMBERS MAY BE APPOINTED BY THE

18 COMMISSION MEMBERS UNDER PARAGRAPHS (1), (2), (3), (4) AND

19 (5).

20 (C) CHAIRPERSON.--THE MEMBERS OF THE COMMISSION UNDER

21 PARAGRAPHS (1), (2), (3), (4) AND (5) SHALL ELECT A CHAIRPERSON

22 FROM AMONG THE MEMBERS.

23 (D) TERMS.--MEMBERS OF THE COMMISSION MAY SERVE ON THE

24 COMMISSION UNTIL REPLACED BY AN APPOINTING AUTHORITY UNDER

25 SUBSECTION (B).

26 (E) STUDY.--THE COMMISSION SHALL STUDY FACETS ON

27 IMPLEMENTING BALANCED MULTIMODAL TRANSPORTATION POLICIES FOR

28 METROPOLITAN AREAS IN THIS COMMONWEALTH, WHICH SHALL INCLUDE AT

29 LEAST THE CITIES OF THE FIRST CLASS AND SECOND CLASS, BUT MAY

30 INCLUDE OTHER REGIONS AS WELL.

1 AIRPORT OR ANY PORTION OR ACTIVITIES OF THE AIRPORT.
2 "AIRPORT PROPERTY." PROPERTY OWNED AND OPERATED BY AN
3 AIRPORT OWNER, INCLUDING PROPERTY THAT IS LEASED, LICENSED OR
4 AVAILABLE FOR USE BY THE AIRPORT OWNER.

5 "CITY." A CITY OF THE FIRST CLASS.

6 "CONCESSION AGREEMENT." A REGULATION, CONTRACT, PERMIT,
7 LICENSE OR OTHER AGREEMENT ENTERED INTO BETWEEN AN AIRPORT OWNER
8 AND A VEHICLE RENTAL COMPANY WHICH INCLUDES THE TERMS AND
9 CONDITIONS UNDER WHICH THE COMPANY MAY CONDUCT ANY ASPECT OF ITS
10 RENTAL VEHICLE BUSINESS AT THE AIRPORT OR THROUGH THE USE OF
11 AIRPORT PROPERTY, INCLUDING A VEHICLE RENTAL COMPANY WHICH
12 PROVIDES A CUSTOMER ACCESS TO A VEHICLE OR EXECUTES A RENTAL
13 CONTRACT ON OR OFF AIRPORT PROPERTY.

14 "CUSTOMER FACILITY CHARGE." A FEE ASSESSED ON EACH MOTOR
15 VEHICLE RENTAL UNDER THIS SUBCHAPTER FOR THE PURPOSES DESCRIBED
16 IN SECTION 5933(G) (RELATING TO CUSTOMER FACILITY CHARGE).

17 "MOTOR VEHICLE." A PRIVATE PASSENGER MOTOR VEHICLE THAT
18 MEETS ALL OF THE FOLLOWING:

19 (1) IS DESIGNED TO TRANSPORT NOT MORE THAN 15
20 PASSENGERS.

21 (2) IS RENTED FOR 29 OR FEWER CONTINUOUS DAYS WITHOUT A
22 DRIVER.

23 (3) IS PART OF A FLEET OF AT LEAST FIVE PASSENGER
24 VEHICLES USED FOR THE PURPOSE UNDER PARAGRAPH (2).

25 "RENTAL FACILITY." A CONSOLIDATED FACILITY FOR THE USE OF A
26 VEHICLE RENTAL COMPANY TO CONDUCT BUSINESS ON AIRPORT PROPERTY.

27 "RENTAL FACILITY AGREEMENT." A WRITTEN AGREEMENT ENTERED
28 INTO BETWEEN AN AIRPORT OWNER AND VEHICLE RENTAL COMPANIES WHICH
29 INCLUDES THE FOLLOWING:

30 (1) LOCATION, SCOPE OF OPERATIONS AND GENERAL DESIGN OF

1 THE RENTAL FACILITY, A RENTAL FACILITY IMPROVEMENT AND A
2 TRANSPORTATION SYSTEM WHICH CONNECTS TO A TERMINAL OR RELATED
3 STRUCTURE.

4 (2) THE MANNER IN WHICH THE PROCEEDS OF THE CUSTOMER
5 FACILITY CHARGE ARE TO BE USED AS PROVIDED IN SECTION
6 5933(G).

7 (3) A PROCEDURE AND REQUIREMENT FOR A CONSULTATION WITH
8 VEHICLE RENTAL COMPANIES REGARDING THE IMPLEMENTATION OF THIS
9 SUBCHAPTER AND FOR THE DISCLOSURE TO VEHICLE RENTAL COMPANIES
10 OF INFORMATION RELATING TO THE COLLECTION AND USE OF THE
11 CUSTOMER FACILITY CHARGE.

12 (4) A METHODOLOGY AND PROCEDURE BY WHICH THE AMOUNT OF
13 THE CUSTOMER FACILITY CHARGE WILL BE CALCULATED AND ADJUSTED.

14 (5) ANY OTHER PROVISION AGREED TO BY THE AIRPORT OWNER
15 AND THE VEHICLE RENTAL COMPANIES.

16 "RENTAL FACILITY IMPROVEMENT." A FACILITY OR STRUCTURE ON
17 AIRPORT PROPERTY NEEDED FOR DEVELOPMENT OR USE OF THE RENTAL
18 FACILITY. THE TERM INCLUDES COSTS NECESSARY FOR PLANNING,
19 FINANCING, DESIGNING, CONSTRUCTING, EQUIPPING OR FURNISHING THE
20 RENTAL FACILITY IMPROVEMENTS.

21 "RENTAL FACILITY OPERATIONS AND MAINTENANCE EXPENSES." THE
22 COST OF OPERATING AND MAINTAINING A RENTAL FACILITY.

23 "TRANSPORTATION SYSTEM." A SYSTEM WHICH TRANSPORTS AN
24 ARRIVING OR DEPARTING VEHICLE RENTAL CUSTOMER BETWEEN A TERMINAL
25 AND RELATED STRUCTURE AND THE RENTAL FACILITY.

26 "TRANSPORTATION SYSTEM COSTS." THE PORTION OF TOTAL COSTS
27 INCURRED TO DESIGN, FINANCE, CONSTRUCT, OPERATE AND MAINTAIN A
28 TRANSPORTATION SYSTEM WHICH REFLECTS THE USAGE OR BENEFIT OF THE
29 SYSTEM TO VEHICLE RENTAL COMPANIES AND THEIR CUSTOMERS.

30 "VEHICLE RENTAL COMPANY." A PERSON ENGAGED IN THE BUSINESS

1 OF RENTING A MOTOR VEHICLE IN THIS COMMONWEALTH THAT PROVIDES A
2 MOTOR VEHICLE RENTAL TO A CUSTOMER AND UTILIZES AIRPORT PROPERTY
3 IN ANY ASPECT OF ITS BUSINESS, NOTWITHSTANDING IF OTHER ASPECTS
4 OF ITS BUSINESS ARE NOT CONDUCTED ON AIRPORT PROPERTY, INCLUDING
5 TO DO ANY OF THE FOLLOWING ON AN AIRPORT PROPERTY:

6 (1) CONTACT CUSTOMERS OR PICK UP OR DROP OFF CUSTOMERS.

7 (2) ADVERTISE THE AVAILABILITY OF A VEHICLE RENTAL
8 SERVICE.

9 § 5933. CUSTOMER FACILITY CHARGE.

10 (A) IMPOSITION.--

11 (1) EXCEPT AS SET FORTH IN PARAGRAPH (2), A CITY MAY
12 IMPOSE A CUSTOMER FACILITY CHARGE OF NOT MORE THAN \$8 PER
13 RENTAL DAY ON A CUSTOMER RENTING A MOTOR VEHICLE FROM A
14 VEHICLE RENTAL COMPANY DOING BUSINESS AT AN AIRPORT.

15 (2) NOTWITHSTANDING PARAGRAPH (1), A RENTAL FACILITY
16 AGREEMENT MAY PROVIDE FOR A CUSTOMER FACILITY CHARGE IN
17 EXCESS OF \$8 PER RENTAL DAY.

18 (3) A CUSTOMER FACILITY CHARGE MAY BE IMPOSED
19 NOTWITHSTANDING THE ABSENCE OF AUTHORITY IN A REGULATION OR
20 CONCESSION AGREEMENT.

21 (4) A CUSTOMER FACILITY CHARGE MAY NOT AFFECT THE
22 VALIDITY OR ENFORCEABILITY OF A CONCESSION AGREEMENT.

23 (B) AMENDMENT.--THE FOLLOWING SHALL APPLY:

24 (1) THE CUSTOMER FACILITY CHARGE MAY BE INCREASED BEYOND
25 \$8 PER RENTAL DAY BY WRITTEN AMENDMENT TO AN EXISTING RENTAL
26 FACILITY AGREEMENT SIGNED BY THE PARTIES TO THE RENTAL
27 FACILITY AGREEMENT OR THE PARTIES' SUCCESSORS OR ASSIGNS. AN
28 INCREASE TO THE CUSTOMER FACILITY CHARGE UNDER THIS PARAGRAPH
29 MAY ONLY OCCUR ONE TIME EACH YEAR.

30 (2) A CITY MAY DECREASE THE AMOUNT OF THE CUSTOMER

1 FACILITY CHARGE AT ANY TIME WITHOUT THE REQUIREMENT OF AN
2 AMENDMENT TO AN EXISTING RENTAL FACILITY AGREEMENT.
3 FOLLOWING A DECREASE IN THE AMOUNT OF THE CUSTOMER FACILITY
4 CHARGE BY THE CITY, THE CITY MAY INCREASE THE AMOUNT OF THE
5 CUSTOMER FACILITY CHARGE WITHOUT THE REQUIREMENT OF AN
6 AMENDMENT TO AN EXISTING RENTAL FACILITY AGREEMENT IF THE
7 AMOUNT OF THE CUSTOMER FACILITY CHARGE DOES NOT EXCEED THE
8 AMOUNT THAT WAS IN EFFECT PRIOR TO THE DECREASE. AN INCREASE
9 BEYOND THAT AMOUNT SHALL REQUIRE A WRITTEN AMENDMENT TO THE
10 EXISTING RENTAL FACILITY AGREEMENT SIGNED BY THE PARTIES TO
11 THE RENTAL FACILITY AGREEMENT OR THE PARTIES' SUCCESSORS OR
12 ASSIGNS.

13 (C) RENTAL FACILITY AGREEMENT.--

14 (1) A RENTAL FACILITY AGREEMENT SHALL TAKE EFFECT AND BE
15 ENFORCEABLE IF, AT THE TIME IT IS EXECUTED, IT IS SIGNED BY
16 THE AIRPORT OWNER AND AT LEAST 80% OF THE VEHICLE RENTAL
17 COMPANIES WHICH UTILIZED AIRPORT PROPERTY AND WHICH TOGETHER
18 PROVIDED AT LEAST 90% OF THE MOTOR VEHICLE RENTALS UTILIZING
19 AIRPORT PROPERTY IN THE MOST RECENTLY COMPLETED CALENDAR
20 YEAR.

21 (2) THE TERMS OF A RENTAL FACILITY AGREEMENT MAY BE
22 INTERPRETED AND ENFORCED BY A COURT OF COMPETENT JURISDICTION
23 THROUGH THE IMPOSITION OF A MANDATORY OR PROHIBITIVE
24 INJUNCTION. MONETARY DAMAGES MAY NOT BE AWARDED TO A VEHICLE
25 RENTAL COMPANY OR TO A PERSON REQUIRED TO PAY THE CUSTOMER
26 FACILITY CHARGE FOR A VIOLATION OF THE TERMS AND CONDITIONS
27 OF THE RENTAL FACILITY AGREEMENT.

28 (D) LIMITATIONS.--

29 (1) NOTWITHSTANDING THE AUTHORIZATION FOR THE USE OF THE
30 PROCEEDS OF THE CUSTOMER FACILITY CHARGE UNDER SUBSECTION (G)

1 AND EXCEPT AS PROVIDED IN PARAGRAPH (2), UNTIL A RENTAL
2 FACILITY AGREEMENT IS EXECUTED, THE PROCEEDS OF THE CUSTOMER
3 FACILITY CHARGE MAY BE USED ONLY FOR PLANNING, DESIGN,
4 FEASIBILITY STUDIES AND OTHER PRELIMINARY EXPENSES NECESSARY
5 FOR THE USES AUTHORIZED IN SUBSECTION (G).

6 (2) IF A RENTAL FACILITY AGREEMENT IS NOT EXECUTED
7 WITHIN TWO YEARS FOLLOWING THE DATE A VEHICLE RENTAL COMPANY
8 IS REQUIRED TO BEGIN COLLECTING THE CUSTOMER FACILITY CHARGE,
9 A CITY MAY CONTINUE TO IMPOSE AND COLLECT THE CUSTOMER
10 FACILITY CHARGE AUTHORIZED UNDER THIS SECTION AFTER NOTICE TO
11 THE VEHICLE RENTAL COMPANIES. THE CITY MAY USE THE PROCEEDS
12 OF THE CUSTOMER FACILITY CHARGE IN THE MANNER AUTHORIZED BY
13 SUBSECTION (G) EXCEPT THAT ANY EXPENSES IMPOSED ON VEHICLE
14 RENTAL COMPANIES MAY NOT EXCEED THE PROCEEDS OF THE CUSTOMER
15 FACILITY CHARGE.

16 (E) ADDITIONAL COST.--A CUSTOMER FACILITY CHARGE SHALL BE IN
17 ADDITION TO OTHER MOTOR VEHICLE RENTAL FEES AND TAXES IMPOSED
18 UNDER LAW, EXCEPT THAT THE CUSTOMER FACILITY CHARGE MAY NOT
19 CONSTITUTE PART OF THE PURCHASE PRICE OF A MOTOR VEHICLE RENTAL
20 IMPOSED UNDER ANY OF THE FOLLOWING:

21 (1) ARTICLE II OF THE ACT OF MARCH 4, 1971 (P.L.6,
22 NO.2), KNOWN AS THE TAX REFORM CODE OF 1971.

23 (2) THE ACT OF JUNE 5, 1991 (P.L.9, NO.6), KNOWN AS THE
24 PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY ACT FOR
25 CITIES OF THE FIRST CLASS.

26 (3) A LAW SIMILAR TO THE STATUTES UNDER PARAGRAPHS (1)
27 AND (2).

28 (F) COLLECTION.--THE FOLLOWING SHALL APPLY:

29 (1) A CUSTOMER FACILITY CHARGE SHALL BE:

30 (I) COLLECTED FROM A CUSTOMER BY A VEHICLE RENTAL

1 COMPANY AND HELD IN A SEGREGATED TRUST FUND FOR THE
2 BENEFIT OF THE AIRPORT OWNER; AND

3 (II) PAID TO THE AIRPORT OWNER:

4 (A) BY THE LAST DAY OF THE MONTH FOLLOWING THE
5 MONTH IN WHICH THE CUSTOMER FACILITY CHARGES ARE
6 COLLECTED; OR

7 (B) IF NECESSARY TO FACILITATE A PLEDGE UNDER
8 SUBSECTION (H), AT AN EARLIER DATE AS DESIGNATED BY
9 THE AIRPORT OWNER, BUT NOT SOONER THAN THE 15TH DAY
10 OF THE MONTH FOLLOWING THE MONTH IN WHICH THE
11 CUSTOMER FACILITY CHARGE IS COLLECTED.

12 (2) A CUSTOMER FACILITY CHARGE SHALL NOT CONSTITUTE
13 GROSS RECEIPTS OR INCOME OF A VEHICLE RENTAL COMPANY FOR THE
14 PURPOSE OF TAX IMPOSED BY THE COMMONWEALTH, A CITY OR A
15 MUNICIPALITY.

16 (3) MONEY IN A SEGREGATED TRUST FUND UNDER PARAGRAPH (1)
17 MAY NOT BE PLEDGED, SUBJECTED TO A LIEN OR ENCUMBERED BY A
18 VEHICLE RENTAL COMPANY.

19 (G) USE.--PROCEEDS OF THE CUSTOMER FACILITY CHARGE SHALL BE
20 DEPOSITED BY THE AIRPORT OWNER INTO A SEGREGATED ACCOUNT TO BE
21 USED SOLELY FOR:

22 (1) THE PLANNING, DEVELOPMENT, FINANCING, CONSTRUCTION
23 AND OPERATION OF A RENTAL FACILITY AND RENTAL FACILITY
24 IMPROVEMENTS.

25 (2) TRANSPORTATION SYSTEM COSTS.

26 (3) A RENTAL FACILITY OPERATION AND MAINTENANCE
27 EXPENSES.

28 (H) PLEDGE.--AN AIRPORT OWNER MAY PLEDGE CUSTOMER FACILITY
29 CHARGE REVENUES FOR ANY OF THE FOLLOWING:

30 (1) TO SUPPORT DEBT TO FINANCE ANY USE AUTHORIZED UNDER

1 SUBSECTION (G).

2 (2) THE CREATION AND MAINTENANCE OF REASONABLE RESERVES
3 AND FOR THE PAYMENT OF DEBT SERVICE FOR ANY USE AUTHORIZED
4 UNDER SUBSECTION (G).

5 (I) ADMINISTRATION.--AN AIRPORT OWNER MAY DO ANY OF THE
6 FOLLOWING:

7 (1) REQUIRE A VEHICLE RENTAL COMPANY TO PROVIDE PERIODIC
8 STATEMENTS OF ACCOUNT, FILE RETURNS, AUTHORIZE PAYMENTS AND
9 MAINTAIN RECORDS, IN ACCORDANCE WITH THE VEHICLE RENTAL
10 COMPANY'S OBLIGATIONS UNDER THIS SUBCHAPTER.

11 (2) CONDUCT AN EXAMINATION TO ENSURE A VEHICLE RENTAL
12 COMPANY'S COMPLIANCE WITH ITS OBLIGATIONS UNDER THIS
13 SUBCHAPTER AND MAY DO THE FOLLOWING:

14 (I) COLLECT AN AMOUNT DUE.

15 (II) IMPOSE A LIEN AND FILE A SUIT TO RECOVER AN
16 AMOUNT DUE.

17 (III) GRANT A REFUND.

18 (IV) REQUIRE THE PAYMENT OF AN AUTHORIZED ADDITION
19 TO A CUSTOMER FACILITY CHARGE, INTEREST AND PENALTY.

20 (V) ADOPT RULES AND REGULATIONS TO IMPLEMENT THIS
21 SECTION.

22 (VI) SEEK CRIMINAL PENALTIES FOR FAILURE TO COMPLY
23 WITH THE REQUIREMENTS OF THIS SUBCHAPTER IN THE SAME
24 MANNER AS A CITY IS AUTHORIZED TO DO UNDER LAW FOR THE
25 COLLECTION OF TAXES.

26 (J) COMMONWEALTH AGREEMENT.--THE COMMONWEALTH AGREES AS
27 FOLLOWS:

28 (1) WITH ANY PERSON, FIRM OR CORPORATION, GOVERNMENT
29 AGENCY, WHETHER IN THIS COMMONWEALTH OR ELSEWHERE, AND WITH
30 ANY FEDERAL AGENCY SUBSCRIBING TO OR ACQUIRING DEBT

1 OBLIGATIONS SECURED BY CUSTOMER FACILITY CHARGES, THAT THE
2 COMMONWEALTH WILL NOT LIMIT OR ALTER THE RIGHTS VESTED IN THE
3 AIRPORT OWNER UNDER THIS SUBCHAPTER IN A MANNER INCONSISTENT
4 WITH THE OBLIGATIONS OF AN AIRPORT OWNER TO THE OBLIGEEES OF
5 THE AIRPORT OWNER UNTIL ALL DEBT OBLIGATIONS SECURED BY
6 CUSTOMER FACILITY CHARGES AND INTEREST ON THE DEBT
7 OBLIGATIONS ARE FULLY PAID OR PROVIDED FOR.

8 (2) WITH ANY FEDERAL AGENCY THAT, IF THE FEDERAL AGENCY
9 CONTRIBUTES FUNDS TO SUPPORT ANY PROJECTS NEEDED FOR THE
10 IMPLEMENTATION OF THIS SUBCHAPTER, THE COMMONWEALTH WILL NOT
11 ALTER OR LIMIT THE RIGHTS AND POWERS OF THE AIRPORT OWNER IN
12 A MANNER WHICH WOULD BE INCONSISTENT WITH THE DUE PERFORMANCE
13 OF ANY AGREEMENT BETWEEN THE AIRPORT OWNER AND A FEDERAL
14 AGENCY OF WHICH THE COMMONWEALTH HAS KNOWLEDGE.

15 SECTION 14. SECTIONS 8105(B) (2) AND 8121 OF TITLE 74 ARE
16 AMENDED TO READ:

17 § 8105. COMMISSION.

18 * * *

19 (B) VACANCIES AND TERMS.--

20 * * *

21 (2) THE APPOINTED MEMBER SHALL SERVE FOR A TERM OF FOUR
22 YEARS. UPON THE EXPIRATION OF THIS TERM, THE APPOINTED MEMBER
23 MAY CONTINUE TO HOLD OFFICE FOR 90 DAYS OR UNTIL HIS
24 SUCCESSOR SHALL BE DULY APPOINTED AND QUALIFIED, WHICHEVER IS
25 LESS. A MEMBER MAY NOT SERVE MORE THAN TWO TERMS.

26 * * *

27 § 8121. [(RESERVED).] ANNUAL HEARING.

28 UPON REQUEST, AT LEAST ONE COMMISSION MEMBER SHALL TESTIFY AT
29 A PUBLIC HEARING BEFORE THE APPROPRIATIONS COMMITTEE OF THE
30 SENATE AND THE APPROPRIATIONS COMMITTEE OF THE HOUSE OF

1 REPRESENTATIVES EACH YEAR TO PRESENT INFORMATION ON TURNPIKE
2 OPERATIONS AND COORDINATION WITH OTHER STATE AGENCIES.

3 SECTION 15. (RESERVED).

4 SECTION 16. (RESERVED).

5 SECTION 17. SECTIONS 8204(B)(1) AND 9119(A)(1) OF TITLE 74
6 ARE AMENDED TO READ:

7 § 8204. CODE OF CONDUCT.

8 * * *

9 (B) AUDIT.--

10 (1) AT LEAST ONCE EVERY [FOUR] TWO YEARS, THE DEPARTMENT
11 OF THE AUDITOR GENERAL SHALL REVIEW THE PERFORMANCE,
12 PROCEDURES, OPERATING BUDGET, CAPITAL BUDGET AND DEBT OF THE
13 COMMISSION AND SHALL AUDIT THE ACCOUNTS OF THE COMMISSION.

14 * * *

15 § 9119. APPLICABILITY OF OTHER LAWS.

16 (A) GENERAL RULE.--EXCEPT AS PROVIDED UNDER SUBSECTION (B),
17 ALL PROVISIONS OF LAWS RELATED TO THE DEVELOPMENT, CONSTRUCTION,
18 OPERATION OR FINANCING OF A TRANSPORTATION PROJECT IN EFFECT ON
19 THE DATE THE PUBLIC-PRIVATE TRANSPORTATION PARTNERSHIP AGREEMENT
20 IS FULLY EXECUTED SHALL APPLY TO A PUBLIC-PRIVATE TRANSPORTATION
21 PARTNERSHIP AGREEMENT ENTERED INTO BETWEEN A PROPRIETARY PUBLIC
22 ENTITY AND A DEVELOPMENT ENTITY. THE PROVISIONS SHALL INCLUDE:

23 (1) THE ACT OF MAY 1, 1913 (P.L.155, NO.104), REFERRED
24 TO AS THE SEPARATIONS ACT[.]; HOWEVER, THE DEVELOPMENT ENTITY
25 SELECTED UNDER SECTION 9109 (RELATING TO SELECTION OF
26 DEVELOPMENT ENTITIES) SHALL BE THE PERSON WHOSE DUTY IT IS TO
27 RECEIVE SEPARATE BIDS AND AWARD AND ENTER INTO SEPARATE
28 CONTRACTS FOR EACH OF THE SUBJECT BRANCHES OF WORK REQUIRED
29 FOR THE ERECTION, CONSTRUCTION AND ALTERATION OF A PUBLIC
30 BUILDING UNDER A PUBLIC-PRIVATE TRANSPORTATION PARTNERSHIP

1 AGREEMENT.

2 * * *

3 SECTION 18. TITLE 74 IS AMENDED BY ADDING CHAPTERS TO READ:

4 CHAPTER 92

5 TRAFFIC SIGNALS

6 SEC.

7 9201. DEFINITIONS.

8 9202. MAINTENANCE AGREEMENT.

9 § 9201. DEFINITIONS.

10 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
11 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
12 CONTEXT CLEARLY INDICATES OTHERWISE:

13 "CRITICAL CORRIDOR." EITHER OF THE FOLLOWING:

14 (1) A STATE HIGHWAY SEGMENT INTERSECTING WITH A LIMITED
15 ACCESS RAMP IDENTIFIED BY THE SECRETARY.

16 (2) A STATE HIGHWAY SEGMENT WITH BIDIRECTIONAL AVERAGE
17 ANNUAL DAILY TRAFFIC GREATER THAN 10,000 VEHICLES AS
18 DETERMINED BY THE DEPARTMENT'S ROADWAY MANAGEMENT SYSTEM.

19 "DEPARTMENT." THE DEPARTMENT OF TRANSPORTATION OF THE
20 COMMONWEALTH.

21 "DESIGNATED TRAFFIC CORRIDOR." A STATE HIGHWAY SEGMENT,
22 OTHER THAN A CRITICAL CORRIDOR, DETERMINED BY THE SECRETARY TO
23 BE SUBJECT TO THE PROVISIONS OF THIS CHAPTER.

24 "EXISTING AGREEMENT." AN AGREEMENT BETWEEN THE DEPARTMENT
25 AND A MUNICIPALITY FOR THE MAINTENANCE OF A TRAFFIC SIGNAL
26 EXISTING PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

27 "MUNICIPALITY." A CITY, BOROUGH, TOWN OR TOWNSHIP.

28 "MAINTENANCE." THE ACTIVITY OF KEEPING A TRAFFIC SIGNAL IN
29 PROPER WORKING CONDITION DURING THE USEFUL LIFE OF THE TRAFFIC
30 SIGNAL.

1 "REPLACE." THE MODERNIZATION OF AN EXISTING TRAFFIC SIGNAL
2 WITHIN A DESIGNATED TRAFFIC CORRIDOR.

3 "SYNCHRONIZE." THE COORDINATION OF THE TIMING OF ALL TRAFFIC
4 SIGNALS WITHIN A DESIGNATED TRAFFIC CORRIDOR FOR THE PURPOSE OF
5 OPERATING AS A SINGLE SYSTEM.

6 "TIMING." THE PROGRAMMING OF TRAFFIC SIGNALS WITHIN A
7 DESIGNATED TRAFFIC CORRIDOR IN ORDER TO SYNCHRONIZE THE SIGNALS.
8 § 9202. MAINTENANCE AGREEMENT.

9 (A) AGREEMENT.--A MUNICIPALITY MAY ENTER INTO AN AGREEMENT
10 WITH THE DEPARTMENT TO REPLACE, SYNCHRONIZE AND TIME TRAFFIC
11 SIGNALS LOCATED WITHIN A DESIGNATED TRAFFIC CORRIDOR. THE TERMS
12 OF THE AGREEMENT MAY SPECIFY THAT THE MUNICIPALITY PROVIDE
13 SERVICES TO THE DEPARTMENT. THE AGREEMENT SHALL NOT EXCEED THE
14 TIME PERIOD OF THE USEFUL LIFE OF THE TRAFFIC SIGNALS. THE
15 MUNICIPALITY SHALL, DURING THE DURATION OF THE AGREEMENT,
16 PROPERLY MAINTAIN AND TIME THE TRAFFIC SIGNALS IN ACCORDANCE
17 WITH THE AGREEMENT.

18 (B) CRITICAL CORRIDORS.--A MUNICIPALITY SHALL ENTER INTO AN
19 AGREEMENT WITH THE DEPARTMENT UNDER TERMS SPECIFIED UNDER
20 SUBSECTION (A) FOR CRITICAL CORRIDORS. A MUNICIPALITY SHALL
21 PROVIDE TO THE DEPARTMENT IN A TIMELY MANNER ALL TRAFFIC AND
22 INTERSECTION DATA THAT THE MUNICIPALITY MAINTAINS FOR CRITICAL
23 CORRIDORS AND ESTABLISH AND AGREE TO AN OPERATIONS PLAN WITH THE
24 DEPARTMENT FOR CRITICAL CORRIDORS.

25 (C) PRIORITIZATION.--THE DEPARTMENT SHALL PRIORITIZE
26 CRITICAL CORRIDORS AND DESIGNATED TRAFFIC CORRIDORS WHERE PROPER
27 SIGNALIZATION WILL PROVIDE THE MOST BENEFIT TO THE TRAVELING
28 PUBLIC AND REDUCE CONGESTION. PRIORITIES SHALL BE REEVALUATED
29 AND UPDATED AS PART OF THE 12-YEAR TRANSPORTATION IMPROVEMENT
30 PLAN CYCLE.

1 (D) INTERGOVERNMENTAL COOPERATION.--TWO OR MORE
2 MUNICIPALITIES MAY ENTER INTO AN AGREEMENT WITH THE DEPARTMENT
3 IF A DESIGNATED TRAFFIC CORRIDOR IS LOCATED IN TWO OR MORE
4 MUNICIPALITIES.

5 (E) MAINTENANCE.--IF THE DEPARTMENT DETERMINES THAT ONE OR
6 MORE TRAFFIC SIGNALS ARE NOT BEING MAINTAINED OR TIMED IN
7 ACCORDANCE WITH AN AGREEMENT UNDER SUBSECTION (A) OR AN EXISTING
8 AGREEMENT, THE DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO ALL
9 MUNICIPALITIES SUBJECT TO THE AGREEMENT NO LESS THAN 60 DAYS
10 PRIOR TO TAKING ANY ACTION TO CORRECT THE DEFICIENT MAINTENANCE
11 AND TIMING. THE WRITTEN NOTICE SHALL SPECIFY THE MAINTENANCE AND
12 TIMING DEFICIENCIES THAT ARE TO BE CORRECTED.

13 (1) A MUNICIPALITY SUBJECT TO AN AGREEMENT UNDER
14 SUBSECTION (A) SHALL HAVE 60 DAYS TO CORRECT THE DEFICIENCIES
15 CONTAINED IN THE WRITTEN NOTICE OR TO CONTEST, IN WRITING,
16 THE FINDINGS OF THE DEPARTMENT WITHIN 30 DAYS FOLLOWING
17 RECEIPT OF THE WRITTEN NOTICE.

18 (2) THE REQUIREMENT THAT THE MUNICIPALITY CORRECT THE
19 DEFICIENCIES WITHIN 60 DAYS FOLLOWING RECEIPT OF THE WRITTEN
20 NOTICE SHALL BE TEMPORARILY STAYED, IF THE MUNICIPALITY
21 TIMELY CONTESTS THE DEPARTMENT'S FINDINGS IN WRITING.

22 (3) A MUNICIPALITY THAT CONTESTS THE DEFICIENCIES
23 SPECIFIED IN THE WRITTEN NOTICE SHALL HAVE 30 DAYS TO REACH A
24 WRITTEN UNDERSTANDING WITH THE DEPARTMENT RELATED TO THE
25 DEFICIENCIES SPECIFIED IN THE WRITTEN NOTICE.

26 (4) IF THE DEPARTMENT AND THE MUNICIPALITY DO NOT REACH
27 A WRITTEN UNDERSTANDING UNDER PARAGRAPH (3), THE DEPARTMENT
28 AND THE MUNICIPALITY SHALL SELECT A CIVIL ENGINEER LICENSED
29 BY THE COMMONWEALTH WHO HAS SUBSTANTIAL EXPERIENCE IN TRAFFIC
30 ENGINEERING TO MEDIATE THE DISPUTE. THE ENGINEER CHOSEN MUST

1 NOT BE UNDER AN EXISTING CONTRACT WITH THE DEPARTMENT OR
2 MUNICIPALITY UNLESS THE CONTRACT IS SPECIFICALLY RELATED TO
3 TRAFFIC SIGNAL MEDIATION.

4 (F) FAILURE OF MUNICIPALITY TO PERFORM.--IF A MUNICIPALITY
5 THAT HAS ENTERED INTO AN AGREEMENT WITH THE DEPARTMENT UNDER
6 SUBSECTION (A) FAILS TO MEET THE REQUIREMENTS OF SUBSECTION (E)
7 (1) OR (2), THE DEPARTMENT MAY TAKE ACTION TO CORRECT THE
8 DEFICIENCIES SPECIFIED IN THE NOTICE UNDER SUBSECTION (E).

9 (G) PAYMENT FOR FAILURE TO CORRECT DEFICIENCIES.--IF THE
10 DEPARTMENT TAKES ACTION UNDER SUBSECTION (F), THE DEPARTMENT MAY
11 DEDUCT THE ACTUAL COSTS OF CORRECTING THE DEFICIENCIES IN
12 MAINTENANCE AND TIMING FROM THE PAYMENTS MADE TO THE
13 MUNICIPALITY UNDER THE ACT OF JUNE 1, 1956 (1955 P.L.1944,
14 NO.655), REFERRED TO AS THE LIQUID FUELS TAX MUNICIPAL
15 ALLOCATION LAW, AND 75 PA.C.S. CHS. 89 (RELATING TO PENNSYLVANIA
16 TURNPIKE) AND 95 (RELATING TO TAXES FOR HIGHWAY MAINTENANCE AND
17 CONSTRUCTION).

18 CHAPTER 93

19 BRIDGE BUNDLING PROGRAM

20 SEC.

21 9301. DEFINITIONS.

22 9302. BUNDLING AUTHORIZATION.

23 9303. BRIDGE BUNDLING PROGRAM.

24 9304. SPECIAL EXCEPTIONS.

25 § 9301. DEFINITIONS.

26 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
27 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
28 CONTEXT CLEARLY INDICATES OTHERWISE:

29 "BRIDGE CAPITAL BUDGET ACT." THE ACT OF DECEMBER 8, 1982
30 (P.L.848, NO.235), KNOWN AS THE HIGHWAY-RAILROAD AND HIGHWAY

1 BRIDGE CAPITAL BUDGET ACT FOR 1982-1983.

2 "DEPARTMENT." THE DEPARTMENT OF TRANSPORTATION OF THE
3 COMMONWEALTH.

4 "DETERMINATION." A DECISION BY THE DEPARTMENT AS TO THE
5 ELIGIBILITY, RECOMMENDATION AND INCLUSION IN THE PROGRAM.

6 "LOCAL GOVERNMENT." A COUNTY, CITY, BOROUGH, TOWN OR
7 TOWNSHIP.

8 "PROGRAM." THE BRIDGE BUNDLING PROGRAM.

9 § 9302. BUNDLING AUTHORIZATION.

10 NOTWITHSTANDING ANY OTHER LAW, THE DEPARTMENT IS AUTHORIZED
11 TO BUNDLE THE DESIGN AND CONSTRUCTION OF BRIDGES OWNED BY THE
12 COMMONWEALTH OR AN INSTRUMENTALITY OF THE COMMONWEALTH OR A
13 LOCAL GOVERNMENT AS PROVIDED UNDER THIS CHAPTER.

14 § 9303. BRIDGE BUNDLING PROGRAM.

15 (A) ESTABLISHMENT.--THE BRIDGE BUNDLING PROGRAM IS
16 ESTABLISHED WITHIN THE DEPARTMENT.

17 (B) PURPOSE.--THE PURPOSE OF THE PROGRAM IS TO SAVE COSTS
18 AND TIME BY ALLOWING MULTIPLE BRIDGES TO BE REPLACED OR
19 REHABILITATED AS ONE PROJECT FOR DESIGN AND CONSTRUCTION
20 PURPOSES.

21 (C) ELIGIBILITY.--BRIDGES SHALL BE ELIGIBLE FOR THE PROGRAM
22 IF THE BRIDGES MEET ALL OF THE FOLLOWING:

23 (1) ARE WITHIN GEOGRAPHICAL PROXIMITY TO EACH OTHER.

24 (2) ARE OF SIMILAR SIZE OR DESIGN.

25 (3) INCLUSION IN THE PROGRAM WILL FURTHER THE PURPOSE OF
26 THE PROGRAM.

27 (D) IMPLEMENTATION.--THE DEPARTMENT SHALL IMPLEMENT THE
28 PROGRAM AS FOLLOWS:

29 (1) THE DEPARTMENT SHALL ANNUALLY DEVELOP A PRELIMINARY
30 LIST FROM DIFFERENT REGIONS OF THIS COMMONWEALTH, ON A

1 ROTATING BASIS, OF BRIDGES MEETING ELIGIBILITY REQUIREMENTS.

2 (2) THE DEPARTMENT SHALL NOTIFY LOCAL GOVERNMENTS OWNING
3 BRIDGES RECOMMENDED FOR INCLUSION IN THAT YEAR'S PROGRAM.

4 (3) FOLLOWING RECEIPT OF NOTIFICATION FROM THE
5 DEPARTMENT, THE GOVERNING BODY OF A LOCAL GOVERNMENT SHALL
6 HAVE 60 DAYS TO AGREE OR REFUSE TO PARTICIPATE IN THE
7 PROGRAM. FAILURE TO RESPOND IN WRITING WITHIN 60 DAYS SHALL
8 BE CONSIDERED A REFUSAL TO PARTICIPATE IN THE PROGRAM.

9 (4) BASED ON THE RESPONSE FROM LOCAL GOVERNMENTS UNDER
10 PARAGRAPH (3), THE DEPARTMENT SHALL MAKE A DETERMINATION OF
11 BRIDGES TO BE DESIGNED AND CONSTRUCTED UNDER THE PROGRAM AND
12 PROVIDE A LIST OF THE BRIDGES TO THE APPROPRIATE PLANNING
13 ORGANIZATIONS.

14 (4.1) A DETERMINATION SHALL NOT BE:

15 (I) CONSIDERED TO BE AN ADJUDICATION UNDER 2 PA.C.S.
16 CHS. 5 SUBCH. A (RELATING TO PRACTICE AND PROCEDURE OF
17 COMMONWEALTH AGENCIES) AND 7 SUBCH. A (RELATING TO
18 JUDICIAL REVIEW OF COMMONWEALTH AGENCY ACTION); OR

19 (II) APPEALABLE TO THE DEPARTMENT OR A COURT OF LAW.

20 (5) THE FOLLOWING SHALL APPLY:

21 (I) A LOCAL GOVERNMENT THAT AGREES TO PARTICIPATE IN
22 THE PROGRAM FOR ONE OR MORE OF ITS BRIDGES SHALL ENTER
23 INTO AN AGREEMENT WITH THE DEPARTMENT. THE AGREEMENT
24 SHALL DEFINE THE DEPARTMENT'S RESPONSIBILITY FOR THE
25 DESIGN AND CONSTRUCTION OF THE BRIDGES AND THE CONTINUING
26 OWNERSHIP AND MAINTENANCE RESPONSIBILITIES OF THE LOCAL
27 GOVERNMENT FOR THE BRIDGES REPLACED OR REHABILITATED
28 UNDER THE PROGRAM.

29 (II) THE LOCAL GOVERNMENT SHALL HAVE 90 DAYS
30 FOLLOWING RECEIPT OF THE AGREEMENT TO EXECUTE AND RETURN

1 THE AGREEMENT TO THE DEPARTMENT.

2 (III) FAILURE TO RETURN AN AGREEMENT EXECUTED BY
3 AUTHORIZED LOCAL GOVERNMENT OFFICIALS UNDER SUBPARAGRAPH
4 (II) SHALL BE DEEMED A REFUSAL TO PARTICIPATE IN THE
5 PROGRAM.

6 (6) UPON FULL EXECUTION OF AN AGREEMENT UNDER THE
7 PROGRAM, THE DEPARTMENT SHALL MANAGE THE PROJECT DESIGN AND
8 CONSTRUCTION IN A MANNER CONSISTENT WITH THE PURPOSE OF THE
9 PROGRAM.

10 (F) ITEMIZATION.--NOTWITHSTANDING ANY OTHER LAW, BRIDGES
11 DETERMINED TO BE ELIGIBLE AND RECOMMENDED FOR THE PROGRAM BY THE
12 DEPARTMENT SHALL NOT REQUIRE SPECIFIC ITEMIZATION IN A CAPITAL
13 BUDGET.

14 § 9304. SPECIAL EXCEPTIONS.

15 NOTWITHSTANDING SECTION 2(C) OF THE BRIDGE CAPITAL BUDGET
16 ACT:

17 (1) A LOCAL GOVERNMENT THAT PARTICIPATES IN THE PROGRAM
18 SHALL BE ELIGIBLE FOR A REDUCTION OF UP TO 100%, AS
19 DETERMINED BY THE SECRETARY, OF ITS SHARE OF LOCAL COSTS
20 ASSOCIATED WITH THE DESIGN AND CONSTRUCTION OF THE BRIDGE
21 DETERMINED TO BE ELIGIBLE FOR THE PROGRAM BY THE SECRETARY.

22 (2) A LOCAL GOVERNMENT THAT REFUSES TO PARTICIPATE, OR
23 HAS BEEN DEEMED TO HAVE REFUSED TO PARTICIPATE, IN THE
24 PROGRAM AFTER RECEIVING NOTIFICATION FROM THE DEPARTMENT
25 UNDER SECTION 9303(D) (RELATING TO BRIDGE BUNDLING PROGRAM)
26 SHALL BE RESPONSIBLE FOR 30% OF THE NON-FEDERAL SHARE OF THE
27 COSTS INCURRED WITH RESPECT TO THE LOCAL GOVERNMENT'S BRIDGES
28 REPLACED OR REHABILITATED UNDER PROGRAMS OTHER THAN THE
29 PROGRAM ESTABLISHED IN THIS CHAPTER.

30 CHAPTER 95

1 PUBLIC UTILITY FACILITIES

2 SEC.

3 9501. ADJUSTMENT.

4 § 9501. ADJUSTMENT.

5 (A) GENERAL RULE.--THE FOLLOWING SHALL APPLY:

6 (1) IF, IN THE CONSTRUCTION, RECONSTRUCTION, WIDENING OR
7 RELOCATION OF A STATE HIGHWAY, BRIDGE OR TUNNEL OR A PART OF
8 A STATE HIGHWAY, BRIDGE OR TUNNEL, IT BECOMES NECESSARY, IN
9 THE OPINION OF THE DEPARTMENT, TO CHANGE, ALTER, ADJUST OR
10 RELOCATE A WATER LINE OR SANITARY SEWER OWNED AND OPERATED BY
11 A PUBLIC UTILITY, AS DEFINED IN 66 PA.C.S. § 102 (RELATING TO
12 DEFINITIONS), THE DEPARTMENT MAY MAKE THE CHANGE, ALTERATION,
13 ADJUSTMENT OR RELOCATION AS MAY BE REQUIRED AS A PART OF THE
14 CONSTRUCTION, RECONSTRUCTION, WIDENING OR RELOCATION.

15 (2) IN ADDITION TO PARAGRAPH (1), THE DEPARTMENT MAY
16 ALSO ENTER INTO AGREEMENTS WITH THE PUBLIC UTILITY FOR THE
17 SHARING OF COSTS OF THE CHANGE, ALTERATION, ADJUSTMENT OR
18 RELOCATION. IF, IN THE OPINION OF THE DEPARTMENT, THE COSTS
19 SHOULD BE SHARED BY THE DEPARTMENT AND A PUBLIC UTILITY AND
20 THE DEPARTMENT IS UNABLE TO AGREE WITH THE PUBLIC UTILITY TO
21 A DIVISION OF COSTS, THE DEPARTMENT MAY PROCEED WITH THE WORK
22 AND PETITION THE PENNSYLVANIA PUBLIC UTILITY COMMISSION FOR A
23 DETERMINATION OF THE COSTS TO BE BORNE BY EACH PARTY.

24 (B) DECLARATION OF POLICY.--A PUBLIC UTILITY UNDER
25 SUBSECTION (A) SHALL BE ENTITLED TO A REIMBURSEMENT IN A SIMILAR
26 MANNER AS A CITY, BOROUGH, INCORPORATED TOWN, TOWNSHIP AND
27 MUNICIPAL AUTHORITY UNDER SECTION 412.1 OF THE ACT OF JUNE 1,
28 1945 (P.L.1242, NO.428), KNOWN AS THE STATE HIGHWAY LAW.

29 CHAPTER 96

30 STEEL PAINTING

1 SEC.

2 9601. DEFINITIONS.

3 9602. PREQUALIFICATION OF BIDDERS.

4 § 9601. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATED OTHERWISE:

8 "DEPARTMENT." THE DEPARTMENT OF TRANSPORTATION OF THE
9 COMMONWEALTH.

10 "OP1 CERTIFICATION." A PAINTING CONTRACTOR APPROVAL THAT
11 EVALUATES A CONTRACTOR WHO PERFORMS SURFACE PREPARATION AND
12 INDUSTRIAL COATING APPLICATION ON STEEL STRUCTURES IN THE FIELD
13 TO CONFIRM THE CONTRACTOR'S ABILITY TO PROVIDE QUALITY WORK IN
14 ACCORDANCE WITH APPLICABLE SAFETY, HEALTH AND ENVIRONMENTAL
15 STANDARDS.

16 "OP2 CERTIFICATION." A PAINTING CONTRACTOR APPROVAL THAT
17 EVALUATES A CONTRACTOR'S ABILITY TO PERFORM INDUSTRIAL HAZARDOUS
18 PAINT REMOVAL IN A FIELD OPERATION TO CONFIRM THE CONTRACTOR'S
19 ABILITY TO PROVIDE QUALITY WORK IN ACCORDANCE WITH APPLICABLE
20 SAFETY, HEALTH AND ENVIRONMENTAL STANDARDS.

21 "SECRETARY." THE SECRETARY OF TRANSPORTATION OF THE
22 COMMONWEALTH.

23 § 9602. PREQUALIFICATION OF BIDDERS.

24 (A) ESTABLISHMENT.--NOTWITHSTANDING ANY OTHER PROVISION OF
25 LAW, THE DEPARTMENT SHALL ESTABLISH PROCEDURES TO AUTHORIZE
26 THIRD PARTIES TO PREQUALIFY COMPETENT AND RESPONSIBLE BIDDERS
27 FOR HIGH PERFORMANCE AND CONVENTIONAL STEEL PAINTING FOR HIGHWAY
28 AND BRIDGE PROJECTS.

29 (B) CERTIFICATION.--BIDDERS ELIGIBLE FOR PREQUALIFICATION
30 UNDER SUBSECTION (A) SHALL HAVE OBTAINED A OP1 CERTIFICATION OR

1 OP2 CERTIFICATION, AS APPROPRIATE, AS DEVELOPED BY THE SOCIETY
2 FOR PROTECTIVE COATINGS, FORMERLY KNOWN AS THE STEEL STRUCTURES
3 PAINTING COUNCIL, OR OTHER CERTIFICATION THAT IS SUBSTANTIALLY
4 EQUIVALENT TO A OP1 OR OP2 CERTIFICATION, AS DETERMINED BY THE
5 SECRETARY.

6 (C) EFFECTIVENESS.--THE SECRETARY'S DESIGNATION OF A THIRD
7 PARTY TO PREQUALIFY BIDDERS UNDER THIS SECTION SHALL BE
8 EFFECTIVE FOR A PERIOD NOT EXCEEDING ONE YEAR FROM THE DATE OF
9 THE DESIGNATION.

10 (D) SUSPENSION OR DEBARMENT.--NOTHING UNDER THIS SECTION
11 SHALL PREVENT THE DEPARTMENT FROM SUSPENDING OR DEBARRING A
12 CONTRACTOR, UNDER THE TERMS AND CONDITIONS SET FORTH IN 67 PA.
13 CODE §§ 457.13 (RELATING TO SUSPENSION OR DEBARMENT) AND 457.14
14 (RELATING TO DEBARMENT APPEALS PROCEDURE), THAT HAS BEEN
15 PREQUALIFIED BY A THIRD PARTY UNDER THIS SECTION.

16 SECTION 19. SECTION 1307(F) OF TITLE 75 IS AMENDED AND THE
17 SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:
18 § 1307. PERIOD OF REGISTRATION.

19 * * *

20 (F) OPTIONAL PERMANENT TRAILER REGISTRATION.--[THE] EXCEPT
21 AS SET FORTH IN SECTION 1920(C) (RELATING TO TRAILERS), THE
22 REGISTRATION OF TRAILERS PERMANENTLY REGISTERED AS PROVIDED IN
23 SECTION 1920(C) [(RELATING TO TRAILERS)] SHALL EXPIRE UPON
24 SALVAGING OF THE VEHICLE OR TRANSFER OF OWNERSHIP.

25 (G) ELECTION.--UPON APPLICATION ON A FORM PRESCRIBED BY THE
26 DEPARTMENT, THE OWNER OR LESSEE OF A MOTOR VEHICLE, EXCEPT A
27 MOTOR VEHICLE REGISTERED UNDER THE INTERNATIONAL REGISTRATION
28 PLAN AND A MOTOR VEHICLE WITH A SEASONAL REGISTRATION OR A
29 CIRCUS OR CARNIVAL PLATE, MAY ELECT TO PAY AN ANNUAL
30 REGISTRATION FEE FOR A TWO-YEAR PERIOD. THE FEE SHALL BE TWO

1 TIMES THE AMOUNT OF THE REGISTRATION FEE OTHERWISE PAYABLE FOR
2 THE MOTOR VEHICLE UNDER THIS TITLE.

3 SECTION 19.1. SECTION 1332 OF TITLE 75 IS AMENDED BY ADDING
4 SUBSECTIONS TO READ:

5 § 1332. DISPLAY OF REGISTRATION PLATE.

6 * * *

7 (A.1) MOTORCYCLE REGISTRATION PLATE.--

8 (1) A REGISTRATION PLATE ISSUED FOR A MOTORCYCLE MAY BE
9 MOUNTED ON THE MOTORCYCLE IN A VERTICAL MANNER IF:

10 (I) THE IDENTIFYING CHARACTERS ON THE PLATE ARE
11 DISPLAYED IN A VERTICAL ALIGNMENT; AND

12 (II) THE MOUNTING COMPLIES WITH ALL OTHER PROVISIONS
13 OF THIS SECTION.

14 (2) A REGISTRATION PLATE THAT HAS ITS IDENTIFYING
15 CHARACTERS DISPLAYED HORIZONTALLY SHALL NOT BE DISPLAYED AND
16 MOUNTED VERTICALLY.

17 (3) THE DEPARTMENT SHALL PRODUCE A REGISTRATION PLATE
18 FOR MOTORCYCLES WHICH DISPLAYS THE IDENTIFYING CHARACTERS ON
19 THE PLATE IN A VERTICAL ALIGNMENT. THE DEPARTMENT SHALL ISSUE
20 SUCH A PLATE UPON REQUEST AND UPON PAYMENT OF A FEE OF \$20,
21 WHICH SHALL BE IN ADDITION TO THE ANNUAL REGISTRATION FEE.

22 (4) NO LATER THAN JANUARY 1, 2016, THE DEPARTMENT SHALL
23 REPORT TO THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
24 TRANSPORTATION COMMITTEE OF THE SENATE AND THE CHAIRMAN AND
25 MINORITY CHAIRMAN OF THE TRANSPORTATION COMMITTEE OF THE
26 HOUSE OF REPRESENTATIVES ON THE NUMBER OF MOTORCYCLE
27 REGISTRATION PLATES ISSUED IN A VERTICAL ALIGNMENT, THE COST
28 OF ISSUANCE AND ANY REQUIRED REVISION TO THE FEE SO AS TO
29 MAINTAIN NECESSARY FINANCIAL SUPPORT FOR THE HIGHWAY SYSTEM
30 IN THIS COMMONWEALTH.

1 * * *

2 (D) VALIDATING REGISTRATION STICKERS.--VALIDATING
3 REGISTRATION STICKERS SHALL NOT BE ISSUED OR REQUIRED TO BE
4 DISPLAYED.

5 SECTION 20. SECTION 1353 OF TITLE 75 IS AMENDED TO READ:

6 § 1353. PRESERVE OUR HERITAGE REGISTRATION PLATE.

7 THE DEPARTMENT, IN CONSULTATION WITH THE PENNSYLVANIA
8 HISTORICAL AND MUSEUM COMMISSION, SHALL DESIGN A SPECIAL
9 PRESERVE OUR HERITAGE REGISTRATION PLATE. UPON RECEIPT OF AN
10 APPLICATION, ACCOMPANIED BY A FEE OF [\$35] \$54 WHICH SHALL BE IN
11 ADDITION TO THE ANNUAL REGISTRATION FEE, THE DEPARTMENT SHALL
12 ISSUE THE PLATE FOR A PASSENGER CAR, MOTOR HOME, TRAILER OR
13 TRUCK WITH A REGISTERED GROSS WEIGHT OF NOT MORE THAN 10,000
14 POUNDS. THE HISTORICAL PRESERVATION FUND SHALL RECEIVE [\$15] \$23
15 OF EACH ADDITIONAL FEE FOR THIS PLATE.

16 SECTION 21. SECTION 1354 OF TITLE 75 IS REPEALED:

17 [§ 1354. FLAGSHIP NIAGARA COMMEMORATIVE REGISTRATION PLATE.

18 (A) PLATE.--THE DEPARTMENT, IN CONSULTATION WITH THE
19 PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION, SHALL DESIGN A
20 FLAGSHIP NIAGARA COMMEMORATIVE REGISTRATION PLATE. UPON
21 APPLICATION OF ANY PERSON, ACCOMPANIED BY A FEE OF \$35 WHICH
22 SHALL BE IN ADDITION TO THE ANNUAL REGISTRATION FEE, THE
23 DEPARTMENT SHALL ISSUE THE PLATE FOR A PASSENGER CAR, MOTOR
24 HOME, TRAILER OR TRUCK WITH A REGISTERED GROSS WEIGHT OF NOT
25 MORE THAN 10,000 POUNDS.

26 (B) USE OF FEE.--OF EACH FEE PAID UNDER SUBSECTION (A), \$15
27 SHALL BE DEPOSITED INTO THE FLAGSHIP NIAGARA ACCOUNT, WHICH IS
28 ESTABLISHED AS A SPECIAL ACCOUNT IN THE HISTORICAL PRESERVATION
29 FUND OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION. THE
30 COMMISSION SHALL ADMINISTER THE ACCOUNT AS FOLLOWS:

1 (1) TO PRESERVE, MAINTAIN AND OPERATE THE FLAGSHIP
2 NIAGARA.

3 (2) AFTER MAKING A DETERMINATION THAT THERE HAS BEEN
4 COMPLIANCE WITH PARAGRAPH (1) FOR A FISCAL YEAR, TO
5 CONTRIBUTE TO THE FUND.]

6 SECTION 22. SECTION 1355 OF TITLE 75 IS AMENDED TO READ:
7 § 1355. ZOOLOGICAL PLATE.

8 THE DEPARTMENT, IN CONSULTATION WITH THE PENNSYLVANIA
9 ZOOLOGICAL COUNCIL, SHALL DESIGN A SPECIAL ZOOLOGICAL
10 REGISTRATION PLATE. UPON APPLICATION OF ANY PERSON, ACCOMPANIED
11 BY A FEE OF [~~\$35~~] \$54 WHICH SHALL BE IN ADDITION TO THE ANNUAL
12 REGISTRATION FEE, THE DEPARTMENT SHALL ISSUE THE PLATE FOR A
13 PASSENGER CAR, MOTOR HOME, TRAILER OR TRUCK WITH A REGISTERED
14 GROSS WEIGHT OF NOT MORE THAN 10,000 POUNDS. THE ZOOLOGICAL
15 ENHANCEMENT FUND SHALL RECEIVE [~~\$15~~] \$23 OF THE FEE PAID BY THE
16 APPLICANT FOR THE PLATE.

17 SECTION 22.1. TITLE 75 IS AMENDED BY ADDING A SECTION TO
18 READ:
19 § 1370. REPORT TO GENERAL ASSEMBLY.

20 NO LATER THAN JANUARY 1, 2015, AND ON JANUARY 1 OF EVERY
21 FIFTH YEAR THEREAFTER, THE DEPARTMENT SHALL REPORT TO THE
22 CHAIRMAN AND MINORITY CHAIRMAN OF THE TRANSPORTATION COMMITTEE
23 OF THE SENATE AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
24 TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES ON THE
25 UTILIZATION OF SPECIAL REGISTRATION PLATES PROVIDED FOR IN THIS
26 CHAPTER. FOR EACH SPECIAL REGISTRATION PLATE, THE REPORT SHALL
27 INCLUDE THE NUMBER OF PLATES THEN IN USE, THE NUMBER OF NEW
28 PLATES ISSUED ANNUALLY SINCE THE PRECEDING REPORT AND MAKE
29 RECOMMENDATIONS REGARDING THE NEED FOR THE CONTINUED ISSUANCE OF
30 SUCH PLATES, INCLUDING AN ANALYSIS OF USAGE, COST OF ISSUANCE

1 AND ANY REQUIRED REVISION TO FEES SO AS TO MAINTAIN NECESSARY
2 FINANCIAL SUPPORT FOR THE HIGHWAY SYSTEM IN THIS COMMONWEALTH.

3 SECTION 23. SECTION 1550(D) (2) OF TITLE 75 IS REENACTED TO
4 READ:

5 § 1550. JUDICIAL REVIEW.

6 * * *

7 (D) DOCUMENTATION.--

8 * * *

9 (2) IN ANY PROCEEDING UNDER THIS SECTION, DOCUMENTS
10 RECEIVED BY THE DEPARTMENT FROM ANY OTHER COURT OR FROM AN
11 INSURANCE COMPANY SHALL BE ADMISSIBLE INTO EVIDENCE TO
12 SUPPORT THE DEPARTMENT'S CASE. IN ADDITION, IF THE DEPARTMENT
13 RECEIVES INFORMATION FROM A COURT BY MEANS OF ELECTRONIC
14 TRANSMISSION OR FROM AN INSURANCE COMPANY WHICH IS COMPLYING
15 WITH ITS OBLIGATION UNDER SUBCHAPTER H OF CHAPTER 17
16 (RELATING TO PROOF OF FINANCIAL RESPONSIBILITY) BY MEANS OF
17 ELECTRONIC TRANSMISSION, IT MAY CERTIFY THAT IT HAS RECEIVED
18 THE INFORMATION BY MEANS OF ELECTRONIC TRANSMISSION, AND THAT
19 CERTIFICATION SHALL BE PRIMA FACIE PROOF OF THE ADJUDICATION
20 AND FACTS CONTAINED IN SUCH AN ELECTRONIC TRANSMISSION.

21 SECTION 24. SECTIONS 1553(C), 1554(C), 1617, 1786(D), 1903,
22 1904, 1911, 1913, 1916(A), 1917, 1918, 1920(A) AND (C), 1921,
23 1922, 1924, 1925, 1926(A) (B) AND (C), 1926.1, 1927, 1928, 1929,
24 1930, 1931, 1931.1, 1932 AND 1933 OF TITLE 75 ARE AMENDED TO
25 READ:

26 § 1553. OCCUPATIONAL LIMITED LICENSE.

27 * * *

28 (C) FEE.--THE FEE FOR APPLYING FOR AN OCCUPATIONAL LIMITED
29 LICENSE SHALL BE [\$50] \$65. THIS FEE SHALL BE NONREFUNDABLE AND
30 NO OTHER FEE SHALL BE REQUIRED.

1 * * *

2 § 1554. PROBATIONARY LICENSE.

3 * * *

4 (C) FEE.--THE FEE FOR APPLYING FOR A PROBATIONARY LICENSE
5 SHALL BE [\$25] \$35. THE FEE SHALL BE NONREFUNDABLE. THE ANNUAL
6 FEE FOR ISSUANCE OF A PROBATIONARY LICENSE SHALL BE [\$50] \$75,
7 PLUS THE COST OF THE PHOTOGRAPH REQUIRED IN SECTION 1510(A)
8 (RELATING TO ISSUANCE AND CONTENT OF DRIVER'S LICENSE), WHICH
9 SHALL BE IN ADDITION TO ALL OTHER LICENSING FEES.

10 * * *

11 § 1617. FEES.

12 FEES RELATING TO COMMERCIAL DRIVERS' LICENSES TO BE COLLECTED
13 BY THE DEPARTMENT UNDER THIS CHAPTER SHALL BE IN ADDITION TO ANY
14 OTHER FEES IMPOSED UNDER THE PROVISIONS OF THIS TITLE AND ARE AS
15 FOLLOWS:

16 (1) THE ANNUAL FEE FOR A COMMERCIAL DRIVER'S LICENSE
17 DESIGNATION SHALL BE [\$10] \$15.

18 (2) IN ADDITION TO ANY OTHER RESTORATION FEE REQUIRED BY
19 THIS TITLE, AN ADDITIONAL RESTORATION FEE OF [\$50] \$100 SHALL
20 BE ASSESSED AND COLLECTED BEFORE REINSTATING A COMMERCIAL
21 DRIVER'S OPERATING PRIVILEGE FOLLOWING A SUSPENSION OR
22 REVOCATION UNDER THIS TITLE OR DISQUALIFICATION UNDER THIS
23 CHAPTER.

24 (3) IF THE COMMERCIAL DRIVING PRIVILEGE OF A DRIVER IS
25 DISQUALIFIED, A CLASS C NONCOMMERCIAL OR M LICENSE, IF THE
26 DRIVER POSSESSES THE MOTORCYCLE QUALIFICATION, MAY BE
27 OBTAINED UPON PAYMENT OF THE FEES ASSOCIATED WITH OBTAINING A
28 DUPLICATE LICENSE.

29 (4) AN ADDITIONAL FEE OF [\$10] \$15 SHALL BE IMPOSED FOR
30 THE INITIAL ISSUANCE OR RENEWAL OF A COMMERCIAL DRIVER'S

1 LICENSE WITH AN "H" OR "X" ENDORSEMENT, IN ADDITION TO THE
2 COST OF A CRIMINAL HISTORY BACKGROUND CHECK AS REQUIRED BY
3 THE USA PATRIOT ACT OF 2001 (PUBLIC LAW 107-56, 115 STAT.
4 272).

5 § 1786. REQUIRED FINANCIAL RESPONSIBILITY.

6 * * *

7 (D) SUSPENSION OF REGISTRATION AND OPERATING PRIVILEGE.--

8 (1) THE DEPARTMENT OF TRANSPORTATION SHALL SUSPEND THE
9 REGISTRATION OF A VEHICLE FOR A PERIOD OF THREE MONTHS IF IT
10 DETERMINES THE REQUIRED FINANCIAL RESPONSIBILITY WAS NOT
11 SECURED AS REQUIRED BY THIS CHAPTER AND SHALL SUSPEND THE
12 OPERATING PRIVILEGE OF THE OWNER OR REGISTRANT FOR A PERIOD
13 OF THREE MONTHS IF THE DEPARTMENT DETERMINES THAT THE OWNER
14 OR REGISTRANT HAS OPERATED OR PERMITTED THE OPERATION OF THE
15 VEHICLE WITHOUT THE REQUIRED FINANCIAL RESPONSIBILITY. THE
16 OPERATING PRIVILEGE SHALL NOT BE RESTORED UNTIL THE
17 RESTORATION FEE FOR OPERATING PRIVILEGE PROVIDED BY SECTION
18 1960 (RELATING TO REINSTATEMENT OF OPERATING PRIVILEGE OR
19 VEHICLE REGISTRATION) IS PAID.

20 (1.1) IN LIEU OF SERVING A REGISTRATION SUSPENSION
21 IMPOSED UNDER THIS SECTION, AN OWNER OR REGISTRANT MAY PAY TO
22 THE DEPARTMENT A CIVIL PENALTY OF \$500, THE RESTORATION FEE
23 PRESCRIBED UNDER SECTION 1960 AND FURNISH PROOF OF FINANCIAL
24 RESPONSIBILITY IN A MANNER DETERMINED BY THE DEPARTMENT. AN
25 OWNER OR REGISTRANT MAY EXERCISE THIS OPTION NO MORE THAN
26 ONCE IN A 12-MONTH PERIOD.

27 (2) WHENEVER THE DEPARTMENT REVOKES OR SUSPENDS THE
28 REGISTRATION OF ANY VEHICLE UNDER THIS CHAPTER, THE
29 DEPARTMENT SHALL NOT RESTORE OR TRANSFER THE REGISTRATION
30 UNTIL THE SUSPENSION HAS BEEN SERVED OR THE CIVIL PENALTY HAS

1 BEEN PAID TO THE DEPARTMENT AND THE VEHICLE OWNER FURNISHES
2 PROOF OF FINANCIAL RESPONSIBILITY IN A MANNER DETERMINED BY
3 THE DEPARTMENT AND SUBMITS AN APPLICATION FOR REGISTRATION TO
4 THE DEPARTMENT, ACCOMPANIED BY THE FEE FOR RESTORATION OF
5 REGISTRATION PROVIDED BY SECTION 1960. THIS SUBSECTION SHALL
6 NOT APPLY IN THE FOLLOWING CIRCUMSTANCES:

7 (I) THE OWNER OR REGISTRANT PROVES TO THE
8 SATISFACTION OF THE DEPARTMENT THAT THE LAPSE IN
9 FINANCIAL RESPONSIBILITY COVERAGE WAS FOR A PERIOD OF
10 LESS THAN 31 DAYS AND THAT THE OWNER OR REGISTRANT DID
11 NOT OPERATE OR PERMIT THE OPERATION OF THE VEHICLE DURING
12 THE PERIOD OF LAPSE IN FINANCIAL RESPONSIBILITY.

13 (II) THE OWNER OR REGISTRANT IS A MEMBER OF THE
14 ARMED SERVICES OF THE UNITED STATES, THE OWNER OR
15 REGISTRANT HAS PREVIOUSLY HAD THE FINANCIAL
16 RESPONSIBILITY REQUIRED BY THIS CHAPTER, FINANCIAL
17 RESPONSIBILITY HAD LAPSED WHILE THE OWNER OR REGISTRANT
18 WAS ON TEMPORARY, EMERGENCY DUTY AND THE VEHICLE WAS NOT
19 OPERATED DURING THE PERIOD OF LAPSE IN FINANCIAL
20 RESPONSIBILITY. THE EXEMPTION GRANTED BY THIS PARAGRAPH
21 SHALL CONTINUE FOR 30 DAYS AFTER THE OWNER OR REGISTRANT
22 RETURNS FROM DUTY AS LONG AS THE VEHICLE IS NOT OPERATED
23 UNTIL THE REQUIRED FINANCIAL RESPONSIBILITY HAS BEEN
24 ESTABLISHED.

25 (III) THE INSURANCE COVERAGE HAS TERMINATED OR
26 FINANCIAL RESPONSIBILITY HAS LAPSED SIMULTANEOUSLY WITH
27 OR SUBSEQUENT TO EXPIRATION OF A SEASONAL REGISTRATION,
28 AS PROVIDED IN SECTION 1307(A.1) (RELATING TO PERIOD OF
29 REGISTRATION).

30 (3) AN OWNER WHOSE VEHICLE REGISTRATION HAS BEEN

1 SUSPENDED UNDER THIS SUBSECTION SHALL HAVE THE SAME RIGHT OF
2 APPEAL UNDER SECTION 1377 (RELATING TO JUDICIAL REVIEW) AS
3 PROVIDED FOR IN CASES OF THE SUSPENSION OF VEHICLE
4 REGISTRATION FOR OTHER PURPOSES. THE FILING OF THE APPEAL
5 SHALL ACT AS A SUPERSEDEAS, AND THE SUSPENSION SHALL NOT BE
6 IMPOSED UNTIL DETERMINATION OF THE MATTER AS PROVIDED IN
7 SECTION 1377. THE COURT'S SCOPE OF REVIEW IN AN APPEAL FROM A
8 VEHICLE REGISTRATION SUSPENSION SHALL BE LIMITED TO
9 DETERMINING WHETHER:

10 (I) THE VEHICLE IS REGISTERED OR OF A TYPE THAT IS
11 REQUIRED TO BE REGISTERED UNDER THIS TITLE; AND

12 (II) THERE HAS BEEN EITHER NOTICE TO THE DEPARTMENT
13 OF A LAPSE, TERMINATION OR CANCELLATION IN THE FINANCIAL
14 RESPONSIBILITY COVERAGE AS REQUIRED BY LAW FOR THAT
15 VEHICLE OR THAT THE OWNER, REGISTRANT OR DRIVER WAS
16 REQUESTED TO PROVIDE PROOF OF FINANCIAL RESPONSIBILITY TO
17 THE DEPARTMENT, A POLICE OFFICER OR ANOTHER DRIVER AND
18 FAILED TO DO SO. NOTICE TO THE DEPARTMENT OF THE LAPSE,
19 TERMINATION OR CANCELLATION OR THE FAILURE TO PROVIDE THE
20 REQUESTED PROOF OF FINANCIAL RESPONSIBILITY SHALL CREATE
21 A PRESUMPTION THAT THE VEHICLE LACKED THE REQUISITE
22 FINANCIAL RESPONSIBILITY. THIS PRESUMPTION MAY BE
23 OVERCOME BY PRODUCING CLEAR AND CONVINCING EVIDENCE THAT
24 THE VEHICLE WAS INSURED AT ALL RELEVANT TIMES.

25 (4) WHERE AN OWNER OR REGISTRANT'S OPERATING PRIVILEGE
26 HAS BEEN SUSPENDED UNDER THIS SUBSECTION, THE OWNER OR
27 REGISTRANT SHALL HAVE THE SAME RIGHT OF APPEAL UNDER SECTION
28 1550 (RELATING TO JUDICIAL REVIEW) AS PROVIDED FOR IN CASES
29 OF SUSPENSION FOR OTHER REASON. THE COURT'S SCOPE OF REVIEW
30 IN AN APPEAL FROM AN OPERATING PRIVILEGE SUSPENSION SHALL BE

1 LIMITED TO DETERMINING WHETHER:

2 (I) THE VEHICLE WAS REGISTERED OR OF A TYPE REQUIRED
3 TO BE REGISTERED UNDER THIS TITLE; AND

4 (II) THE OWNER OR REGISTRANT OPERATED OR PERMITTED
5 THE OPERATION OF THE SAME VEHICLE WHEN IT WAS NOT COVERED
6 BY FINANCIAL RESPONSIBILITY. THE FACT THAT AN OWNER,
7 REGISTRANT OR OPERATOR OF THE MOTOR VEHICLE FAILED TO
8 PROVIDE COMPETENT EVIDENCE OF INSURANCE OR THE FACT THAT
9 THE DEPARTMENT RECEIVED NOTICE OF A LAPSE, TERMINATION OR
10 CANCELLATION OF INSURANCE FOR THE VEHICLE SHALL CREATE A
11 PRESUMPTION THAT THE VEHICLE LACKED THE REQUISITE
12 FINANCIAL RESPONSIBILITY. THIS PRESUMPTION MAY BE
13 OVERCOME BY PRODUCING CLEAR AND CONVINCING EVIDENCE THAT
14 THE VEHICLE WAS INSURED AT THE TIME THAT IT WAS DRIVEN.

15 (5) AN ALLEGED LAPSE, CANCELLATION OR TERMINATION OF A
16 POLICY OF INSURANCE BY AN INSURER MAY ONLY BE CHALLENGED BY
17 REQUESTING REVIEW BY THE INSURANCE COMMISSIONER PURSUANT TO
18 ARTICLE XX OF THE ACT OF MAY 17, 1921 (P.L.682, NO.284),
19 KNOWN AS THE INSURANCE COMPANY LAW OF 1921. PROOF THAT A
20 TIMELY REQUEST HAS BEEN MADE TO THE INSURANCE COMMISSIONER
21 FOR SUCH A REVIEW SHALL ACT AS A SUPERSEDEAS, STAYING THE
22 SUSPENSION OF REGISTRATION OR OPERATING PRIVILEGE UNDER THIS
23 SECTION PENDING A DETERMINATION PURSUANT TO SECTION 2009(A)
24 OF THE INSURANCE COMPANY LAW OF 1921 OR, IN THE EVENT THAT
25 FURTHER REVIEW AT A HEARING IS REQUESTED BY EITHER PARTY, A
26 FINAL ORDER PURSUANT TO SECTION 2009(I) OF THE INSURANCE
27 COMPANY LAW OF 1921.

28 (6) THE CIVIL PENALTY COLLECTED UNDER PARAGRAPH (1.1)
29 SHALL BE DEPOSITED INTO THE PUBLIC TRANSPORTATION TRUST FUND.

30 * * *

1 § 1903. LIMITATION ON LOCAL LICENSE FEES AND TAXES.

2 [NO] EXCEPT AS SET FORTH IN SECTION 1935 (RELATING TO FEE FOR
3 LOCAL USE), NO MUNICIPALITY SHALL REQUIRE OR COLLECT ANY
4 REGISTRATION OR LICENSE FEE OR TAX FOR ANY VEHICLE OR DRIVER'S
5 LICENSE FROM ANY PERSON.

6 § 1904. COLLECTION AND DISPOSITION OF FEES AND MONEYS.

7 [THE] (A) GENERAL RULE.--EXCEPT AS PROVIDED UNDER THIS
8 SECTION, THE DEPARTMENT SHALL COLLECT ALL FEES PAYABLE UNDER
9 THIS TITLE AND ALL OTHER MONEYS RECEIVED IN CONNECTION WITH THE
10 ADMINISTRATION OF THIS TITLE AND TRANSMIT THEM TO THE STATE
11 TREASURER FOR DEPOSIT IN THE MOTOR LICENSE FUND. MONEYS PAID IN
12 ERROR MAY BE REFUNDED BY THE DEPARTMENT.

13 (B) DISPOSITION.--FEES COLLECTED UNDER SECTIONS 1951(C)
14 (RELATING TO DRIVER'S LICENSE AND LEARNER'S PERMIT), 1952
15 (RELATING TO CERTIFICATE OF TITLE), 1953 (RELATING TO SECURITY
16 INTEREST), 1955 (RELATING TO INFORMATION CONCERNING DRIVERS AND
17 VEHICLES), 1956 (RELATING TO CERTIFIED COPIES OF RECORDS) AND
18 1958 (RELATING TO CERTIFICATE OF INSPECTION) SHALL BE
19 TRANSMITTED TO THE STATE TREASURER FOR DEPOSIT IN THE FOLLOWING
20 FUNDS:

21 (1) FOR FISCAL YEAR 2013-2014:

22 (I) 33.9% TO THE PUBLIC TRANSPORTATION TRUST FUND;

23 (II) 30.7% TO THE MULTIMODAL TRANSPORTATION FUND;

24 AND

25 (III) 35.4% TO THE MOTOR LICENSE FUND.

26 (1.1) FOR FISCAL YEAR 2014-2015:

27 (I) 43.9% TO THE PUBLIC TRANSPORTATION TRUST FUND;

28 (II) 23% TO THE MULTIMODAL TRANSPORTATION FUND; AND

29 (III) 33.1% TO THE MOTOR LICENSE FUND.

30 (2) FOR FISCAL YEARS 2015-2016 AND 2016-2017:

1 (I) 66.6% TO THE PUBLIC TRANSPORTATION TRUST FUND;
2 (II) 23% TO THE MULTIMODAL TRANSPORTATION FUND; AND
3 (III) 10.4% TO THE MOTOR LICENSE FUND.

4 (3) FOR FISCAL YEARS BEGINNING AFTER JUNE 30, 2017:

5 (I) 77% TO THE PUBLIC TRANSPORTATION TRUST FUND; AND
6 (II) 23% TO THE MULTIMODAL TRANSPORTATION FUND.

7 (C) AUTOMATIC ADJUSTMENTS.--

8 (1) FOR THE INITIAL ADJUSTMENT, THE DEPARTMENT SHALL DO
9 ALL OF THE FOLLOWING:

10 (I) DETERMINE THE PERCENTAGE INCREASE IN THE
11 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE
12 PERIOD BEGINNING AUGUST 1, 2013, AND ENDING JANUARY 31,
13 2015.

14 (II) EXCEPT AS SET FORTH IN PARAGRAPH (3), APPLY, AS
15 OF JULY 1, 2015, THE INCREASE UNDER SUBPARAGRAPH (I) TO
16 EVERY FEE CHARGED UNDER THIS TITLE.

17 (2) FOR SUBSEQUENT ADJUSTMENTS, THE DEPARTMENT SHALL DO
18 ALL OF THE FOLLOWING:

19 (I) DETERMINE THE PERCENTAGE INCREASE IN THE
20 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE
21 PERIOD BEGINNING FEBRUARY 1, 2015, AND ENDING JANUARY 31,
22 2017, AND FOR EACH SUCCEEDING 24-MONTH PERIOD.

23 (II) EXCEPT AS SET FORTH IN PARAGRAPH (3), APPLY, AS
24 OF JULY 1, 2017, THE INCREASE UNDER SUBPARAGRAPH (I) TO
25 EVERY FEE CHARGED UNDER THIS TITLE.

26 (3) FOR FEES CHARGED UNDER SECTIONS 1916 (RELATING TO
27 TRUCKS AND TRUCK TRACTORS), 1917 (RELATING TO MOTOR BUSES AND
28 LIMOUSINES) AND 1918 (RELATING TO SCHOOL BUSES AND SCHOOL
29 VEHICLES), THE DEPARTMENT SHALL DO ALL OF THE FOLLOWING:

30 (I) DETERMINE THE PERCENTAGE INCREASE IN THE

1 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE
2 PERIOD BEGINNING FEBRUARY 1, 2017, AND ENDING JANUARY 31,
3 2019, AND FOR EACH SUCCEEDING 24-MONTH PERIOD.

4 (II) APPLY, AS OF JULY 1, 2019, THE INCREASE UNDER
5 SUBPARAGRAPH (I) TO EVERY FEE UNDER THIS PARAGRAPH.

6 (4) IF A FEE IS INCREASED UNDER THIS SUBSECTION AND
7 RESULTS IN A FEE WHICH IS LESS THAN A WHOLE DOLLAR, THE
8 FOLLOWING APPLY:

9 (I) EXCEPT AS SET FORTH IN SUBPARAGRAPH (II), THE
10 FEE SHALL BE ROUNDED TO THE NEAREST WHOLE DOLLAR.

11 (II) IF THE FEE IS PRESCRIBED IN A SECTION
12 REFERENCED IN SUBSECTION (B), THE FEE SHALL BE ROUNDED TO
13 THE NEXT HIGHER DOLLAR.

14 § 1911. [ANNUAL REGISTRATION] REGISTRATION FEES.

15 (A) GENERAL RULE.--[AN ANNUAL] A FEE FOR THE REGISTRATION OF
16 VEHICLES AS PROVIDED IN CHAPTER 13 (RELATING TO THE REGISTRATION
17 OF VEHICLES) SHALL BE CHARGED BY THE DEPARTMENT AS PROVIDED IN
18 THIS TITLE.

19 (B) DEPARTMENT TO ESTABLISH CERTAIN FEES.--IF A VEHICLE TO
20 BE REGISTERED IS OF A TYPE NOT SPECIFICALLY PROVIDED FOR BY THIS
21 TITLE AND IS OTHERWISE ELIGIBLE FOR REGISTRATION, THE DEPARTMENT
22 SHALL DETERMINE THE MOST APPROPRIATE FEE OR FEE SCHEDULE FOR THE
23 VEHICLE OR TYPE OF VEHICLE BASED ON SUCH FACTORS AS DESIGN AND
24 INTENDED USE.

25 § 1913. MOTOR HOMES.

26 THE ANNUAL FEE FOR REGISTRATION OF A MOTOR HOME SHALL BE
27 DETERMINED BY ITS REGISTERED GROSS WEIGHT IN POUNDS ACCORDING TO
28 THE FOLLOWING TABLE:

29	REGISTERED GROSS		
30	CLASS	WEIGHT IN POUNDS	FEE

1	1	8,000 OR LESS	[\$45] <u>\$ 65</u>
2	2	8,001 - 11,000	[63] <u>90</u>
3	3	11,001 OR MORE	[81] <u>116</u>

4 § 1916. TRUCKS AND TRUCK TRACTORS.

5 (A) GENERAL RULE.--

6 (1) THE ANNUAL FEE FOR REGISTRATION OF A TRUCK OR TRUCK
7 TRACTOR SHALL BE DETERMINED BY ITS REGISTERED GROSS WEIGHT OR
8 COMBINATION WEIGHT IN POUNDS ACCORDING TO THE FOLLOWING
9 TABLE:

10	[REGISTERED		
11	GROSS OR COMBINATION		
12	CLASS	WEIGHT IN POUNDS	FEE
13	1	5,000 OR LESS	\$ 58.50
14	2	5,001 - 7,000	81.00
15	3	7,001 - 9,000	153.00
16	4A	9,001 - 10,000	198.00
17	4B	10,001 - 11,000	198.00
18	5	11,001 - 14,000	243.00
19	6	14,001 - 17,000	288.00
20	7	17,001 - 21,000	355.50
21	8	21,001 - 26,000	405.00
22	9	26,001 - 30,000	472.50
23	10	30,001 - 33,000	567.00
24	11	33,001 - 36,000	621.00
25	12	36,001 - 40,000	657.00
26	13	40,001 - 44,000	697.50
27	14	44,001 - 48,000	751.50
28	15	48,001 - 52,000	828.00
29	16	52,001 - 56,000	882.00
30	17	56,001 - 60,000	999.00

1	18	60,001 - 64,000	1,111.50
2	19	64,001 - 68,000	1,165.50
3	20	68,001 - 73,280	1,251.00
4	21	73,281 - 76,000	1,597.50
5	22	76,001 - 78,000	1,633.50
6	23	78,001 - 78,500	1,651.50
7	24	78,501 - 79,000	1,669.50
8	25	79,001 - 80,000	1,687.50]

REGISTERED FEES

	<u>GROSS OR</u>	<u>FISCAL</u>	<u>FISCAL</u>	<u>FISCAL</u>	<u>FISCAL</u>	<u>FISCAL</u>	
	<u>COMBINATION</u>	<u>YEAR</u>	<u>YEAR</u>	<u>YEAR</u>	<u>YEAR</u>	<u>YEAR</u>	
	<u>WEIGHT IN</u>	<u>2013-</u>	<u>2014-</u>	<u>2015-</u>	<u>2016-</u>	<u>2017-</u>	
<u>CLASS</u>	<u>POUNDS</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	
14	<u>1</u>	<u>5,000 OR LESS</u>	<u>\$58.50</u>	<u>\$60</u>	<u>\$60</u>	<u>\$62</u>	<u>\$62</u>
15	<u>2</u>	<u>5,001 - 7,000</u>	<u>81</u>	<u>83</u>	<u>83</u>	<u>86</u>	<u>86</u>
16	<u>3</u>	<u>7,001 - 9,000</u>	<u>153</u>	<u>158</u>	<u>158</u>	<u>164</u>	<u>164</u>
17	<u>4A</u>	<u>9,001 - 10,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
18	<u>4B</u>	<u>10,001 - 11,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
19	<u>5</u>	<u>11,001 - 14,000</u>	<u>243</u>	<u>263</u>	<u>283</u>	<u>303</u>	<u>323</u>
20	<u>6</u>	<u>14,001 - 17,000</u>	<u>288</u>	<u>312</u>	<u>336</u>	<u>359</u>	<u>383</u>
21	<u>7</u>	<u>17,001 - 21,000</u>	<u>355.50</u>	<u>385</u>	<u>414</u>	<u>443</u>	<u>473</u>
22	<u>8</u>	<u>21,001 - 26,000</u>	<u>405</u>	<u>438</u>	<u>472</u>	<u>505</u>	<u>539</u>
23	<u>9</u>	<u>26,001 - 30,000</u>	<u>472.50</u>	<u>511</u>	<u>550</u>	<u>589</u>	<u>628</u>
24	<u>10</u>	<u>30,001 - 33,000</u>	<u>567</u>	<u>614</u>	<u>661</u>	<u>707</u>	<u>754</u>
25	<u>11</u>	<u>33,001 - 36,000</u>	<u>621</u>	<u>672</u>	<u>723</u>	<u>775</u>	<u>826</u>
26	<u>12</u>	<u>36,001 - 40,000</u>	<u>657</u>	<u>711</u>	<u>765</u>	<u>820</u>	<u>874</u>
27	<u>13</u>	<u>40,001 - 44,000</u>	<u>697.50</u>	<u>755</u>	<u>813</u>	<u>870</u>	<u>928</u>
28	<u>14</u>	<u>44,001 - 48,000</u>	<u>751.50</u>	<u>813</u>	<u>875</u>	<u>937</u>	<u>999</u>
29	<u>15</u>	<u>48,001 - 52,000</u>	<u>828</u>	<u>896</u>	<u>965</u>	<u>1,033</u>	<u>1,101</u>
30	<u>16</u>	<u>52,001 - 56,000</u>	<u>882</u>	<u>955</u>	<u>1,028</u>	<u>1,100</u>	<u>1,173</u>

1	<u>17</u>	<u>56,001 - 60,000</u>	<u>999</u>	<u>1,081</u>	<u>1,164</u>	<u>1,246</u>	<u>1,329</u>
2	<u>18</u>	<u>60,001 - 64,000</u>	<u>1,111.50</u>	<u>1,203</u>	<u>1,295</u>	<u>1,387</u>	<u>1,487</u>
3	<u>19</u>	<u>64,001 - 68,000</u>	<u>1,165.50</u>	<u>1,262</u>	<u>1,358</u>	<u>1,454</u>	<u>1,550</u>
4	<u>20</u>	<u>68,001 - 73,280</u>	<u>1,251</u>	<u>1,354</u>	<u>1,457</u>	<u>1,561</u>	<u>1,664</u>
5	<u>21</u>	<u>73,281 - 76,000</u>	<u>1,597.50</u>	<u>1,729</u>	<u>1,861</u>	<u>1,993</u>	<u>2,125</u>
6	<u>22</u>	<u>76,001 - 78,000</u>	<u>1,633.50</u>	<u>1,768</u>	<u>1,903</u>	<u>2,038</u>	<u>2,173</u>
7	<u>23</u>	<u>78,001 - 78,500</u>	<u>1,651.50</u>	<u>1,788</u>	<u>1,924</u>	<u>2,060</u>	<u>2,196</u>
8	<u>24</u>	<u>78,501 - 79,000</u>	<u>1,669.50</u>	<u>1,807</u>	<u>1,945</u>	<u>2,083</u>	<u>2,220</u>
9	<u>25</u>	<u>79,001 - 80,000</u>	<u>1,687.50</u>	<u>1,827</u>	<u>1,966</u>	<u>2,105</u>	<u>2,244</u>

10 (2) A PORTION OF THE REGISTRATION FEE FOR ANY TRUCK OR
11 TRUCK TRACTOR IN CLASSES 9 THROUGH 25 SHALL BE DEPOSITED IN
12 THE HIGHWAY BRIDGE IMPROVEMENT RESTRICTED ACCOUNT WITHIN THE
13 MOTOR LICENSE FUND ACCORDING TO THE FOLLOWING TABLE:

14		AMOUNT DEPOSITED IN
15		HIGHWAY BRIDGE IMPROVEMENT
16	CLASSES	RESTRICTED ACCOUNT
17	9-12	\$ 72
18	13-17	108
19	18-20	144
20	21-25	180

21 * * *

22 § 1917. MOTOR BUSES AND LIMOUSINES.

23 THE ANNUAL FEE FOR REGISTRATION OF A MOTOR BUS OR A LIMOUSINE
24 SHALL BE DETERMINED BY ITS SEATING CAPACITY ACCORDING TO THE
25 [FOLLOWING TABLE:

26	SEATING CAPACITY	FEE
27	26 OR LESS	\$ 9 PER SEAT
28	27 - 51	234 PLUS \$11.25 PER SEAT
29		IN EXCESS OF 26
30	52 OR MORE	540]

1 FOLLOWING:

2 (1) IF THE SEATING CAPACITY IS LESS THAN 27:

3 (I) FOR FISCAL YEAR 2013-2014, \$9 PER SEAT.

4 (II) FOR FISCAL YEAR 2014-2015, \$10 PER SEAT.

5 (III) FOR FISCAL YEAR 2015-2016, \$11 PER SEAT.

6 (IV) FOR FISCAL YEAR 2016-2017, \$12 PER SEAT.

7 (V) FOR FISCAL YEARS BEGINNING AFTER JUNE 30, 2017,
8 \$13 PER SEAT.

9 (2) IF THE SEATING CAPACITY IS MORE THAN 26 BUT LESS
10 THAN 52:

11 (I) FOR FISCAL YEAR 2013-2014, \$234 PLUS \$11.25 FOR
12 EACH SEAT BEYOND 26.

13 (II) FOR FISCAL YEAR 2014-2015, \$259.50 PLUS \$13 FOR
14 EACH SEAT BEYOND 26.

15 (III) FOR FISCAL YEAR 2015-2016, \$285 PLUS \$14 FOR
16 EACH SEAT BEYOND 26.

17 (IV) FOR FISCAL YEAR 2016-2017, \$310.50 PLUS \$15 FOR
18 EACH SEAT BEYOND 26.

19 (V) FOR FISCAL YEARS BEGINNING AFTER JUNE 30, 2017,
20 \$336 PLUS \$16 FOR EACH SEAT BEYOND 26.

21 (3) IF THE SEATING CAPACITY IS MORE THAN 51:

22 (I) FOR FISCAL YEAR 2013-2014, \$540.

23 (II) FOR FISCAL YEAR 2014-2015, \$600.

24 (III) FOR FISCAL YEAR 2015-2016, \$660.

25 (IV) FOR FISCAL YEAR 2016-2017, \$720.

26 (V) FOR FISCAL YEARS BEGINNING AFTER JUNE 30, 2017,
27 \$775.

28 § 1918. SCHOOL BUSES AND SCHOOL VEHICLES.

29 THE ANNUAL FEE FOR REGISTRATION OF A SCHOOL BUS OR SCHOOL

30 VEHICLE SHALL BE [\$24.] DETERMINED AS FOLLOWS:

- 1 (1) FOR FISCAL YEAR 2013-2014, \$24.
 2 (2) FOR FISCAL YEAR 2014-2015, \$27.
 3 (3) FOR FISCAL YEAR 2015-2016, \$30.
 4 (4) FOR FISCAL YEAR 2016-2017, \$33.
 5 (5) FOR FISCAL YEARS BEGINNING AFTER JUNE 30, 2017, \$35.

6 § 1920. TRAILERS.

7 (A) GENERAL RULE.--THE ANNUAL FEE FOR REGISTRATION OF A
 8 TRAILER SHALL BE DETERMINED BY ITS REGISTERED GROSS WEIGHT
 9 ACCORDING TO THE FOLLOWING TABLE:

REGISTERED GROSS	FEE
WEIGHT IN POUNDS	
3,000 OR LESS	\$ 6
3,001 - 10,000	12
10,001 OR MORE	[27] <u>35</u>

15 * * *

16 (C) OPTIONAL PERMANENT REGISTRATION.--

17 (1) A TRAILER WITH A REGISTERED GROSS WEIGHT OF 10,001
 18 OR MORE POUNDS MAY BE REGISTERED FOR A ONE-TIME FEE OF [\$135]
 19 \$165 IN LIEU OF THE ANNUAL FEE AT THE OPTION OF THE
 20 REGISTRANT.

21 (2) A PERMANENT REGISTRATION OF A TRAILER UNDER THIS
 22 SECTION MAY BE TRANSFERRED TO ANOTHER TRAILER ONE TIME UPON
 23 PAYMENT OF THE FEE UNDER SECTION 1927 (RELATING TO TRANSFER
 24 OF REGISTRATION).

25 § 1921. SPECIAL MOBILE EQUIPMENT.

26 THE ANNUAL FEE FOR REGISTRATION OF SPECIAL MOBILE EQUIPMENT
 27 SHALL BE [\$36] \$52.

28 § 1922. IMPLEMENTS OF HUSBANDRY.

29 THE ANNUAL FEE FOR REGISTRATION OF AN IMPLEMENT OF HUSBANDRY
 30 NOT EXEMPT FROM REGISTRATION UNDER THIS TITLE SHALL BE [\$18]

1 \$26.

2 § 1924. FARM VEHICLES.

3 (A) GENERAL RULE.--THE ANNUAL FEE FOR REGISTRATION OF A FARM
4 VEHICLE SHALL BE [\$76.50] \$110 OR ONE-THIRD OF THE REGULAR FEE,
5 WHICHEVER IS GREATER.

6 (B) CERTIFICATE OF EXEMPTION.--THE BIENNIAL PROCESSING FEE
7 FOR A CERTIFICATE OF EXEMPTION ISSUED IN LIEU OF REGISTRATION OF
8 A FARM VEHICLE SHALL BE DETERMINED BY THE TYPE OF CERTIFICATE
9 ISSUED AND THE GROSS WEIGHT OR COMBINATION WEIGHT OR WEIGHT
10 RATING ACCORDING TO THE FOLLOWING TABLE:

11 CERTIFICATE TYPE	WEIGHT IN POUNDS	FEE
12 TYPE A	10,000 OR LESS	\$24
13 TYPE B	GREATER THAN 10,000 AND	
14	NOT EXCEEDING 17,000	24
15 TYPE C	GREATER THAN 17,000	50
16 TYPE D	GREATER THAN 17,000	100

17 § 1925. AMBULANCES, TAXIS AND HEARSEs.

18 THE ANNUAL FEE FOR REGISTRATION OF AN AMBULANCE, TAXI OR
19 HEARSE SHALL BE [\$54] \$77.

20 § 1926. DEALERS AND MISCELLANEOUS MOTOR VEHICLE BUSINESS.

21 (A) GENERAL RULE.--THE ANNUAL FEE FOR A DEALER REGISTRATION
22 PLATE OR MISCELLANEOUS MOTOR VEHICLE BUSINESS PLATE SHALL BE
23 [\$36] \$52.

24 (B) MOTORCYCLE DEALERS.--THE ANNUAL FEE FOR EACH DEALER
25 REGISTRATION PLATE ISSUED TO A MOTORCYCLE DEALER OTHER THAN A
26 MOTOR-DRIVEN CYCLE DEALER SHALL BE [\$18] \$26.

27 (C) MOTOR-DRIVEN CYCLE DEALERS.--THE ANNUAL FEE FOR EACH
28 DEALER REGISTRATION PLATE ISSUED TO A MOTOR-DRIVEN CYCLE DEALER
29 SHALL BE [\$9] \$13.

30 * * *

1 § 1926.1. FARM EQUIPMENT VEHICLE DEALERS.

2 THE ANNUAL FEE FOR REGISTRATION OF A FARM EQUIPMENT DEALER
3 TRUCK OR TRUCK TRACTOR SHALL BE ONE-HALF OF THE REGULAR FEE OR
4 [\$243] \$349, WHICHEVER IS GREATER.

5 § 1927. TRANSFER OF REGISTRATION.

6 THE FEE FOR TRANSFER OF REGISTRATION SHALL BE [\$6] \$9.

7 § 1928. TEMPORARY AND ELECTRONICALLY ISSUED REGISTRATION
8 PLATES.

9 THE FEE PAYABLE BY A DEALER OR OTHER DISPENSING AGENT FOR A
10 TEMPORARY REGISTRATION PLATE OR FOR A REGISTRATION PLATE TO BE
11 ISSUED FOR NEW REGISTRATION PROCESSED ELECTRONICALLY WITH THE
12 DEPARTMENT SHALL BE [\$5] \$14. THE CHARGE OF THE AGENT FOR
13 PROVIDING AN APPLICANT WITH A PLATE UNDER THIS SECTION SHALL NOT
14 EXCEED A TOTAL OF [\$10] \$14.

15 § 1929. REPLACEMENT REGISTRATION PLATES.

16 THE FEE FOR A REPLACEMENT REGISTRATION PLATE OTHER THAN A
17 LEGISLATIVE OR PERSONAL PLATE SHALL BE [\$7.50] \$11.

18 § 1930. LEGISLATIVE REGISTRATION PLATES.

19 THE FEE FOR ISSUANCE OF A LEGISLATIVE REGISTRATION PLATE
20 SHALL BE [\$20] \$76 WHICH SHALL BE IN ADDITION TO THE ANNUAL
21 REGISTRATION FEE. ONLY ONE PAYMENT OF THE ISSUANCE FEE SHALL BE
22 CHARGED FOR EACH LEGISLATIVE REGISTRATION PLATE ISSUED OR
23 REPLACED.

24 § 1931. PERSONAL REGISTRATION PLATES.

25 THE FEE FOR ISSUANCE OF A PERSONAL REGISTRATION PLATE SHALL
26 BE [\$20] \$76 WHICH SHALL BE IN ADDITION TO THE ANNUAL
27 REGISTRATION FEE. ONLY ONE PAYMENT OF THE ISSUANCE FEE SHALL BE
28 CHARGED FOR EACH PERSONAL REGISTRATION ISSUED OR REPLACED.

29 § 1931.1. STREET ROD REGISTRATION PLATES.

30 THE FEE FOR THE ISSUANCE OF A STREET ROD REGISTRATION PLATE

1 SHALL BE [\$20] \$51 WHICH SHALL BE IN ADDITION TO THE ANNUAL
2 REGISTRATION FEE. ONLY ONE PAYMENT OF THE ISSUANCE FEE SHALL BE
3 CHARGED FOR EACH STREET ROD REGISTRATION PLATE ISSUED OR
4 REPLACED.

5 § 1932. DUPLICATE REGISTRATION CARDS.

6 THE FEE FOR EACH DUPLICATE REGISTRATION CARD WHEN ORDERED AT
7 THE TIME OF VEHICLE REGISTRATION, THE TRANSFER OR RENEWAL OF
8 REGISTRATION OR THE REPLACEMENT OF A REGISTRATION PLATE SHALL BE
9 [\$1.50] \$2. THE FEE FOR EACH DUPLICATE REGISTRATION CARD ISSUED
10 AT ANY OTHER TIME SHALL BE [\$4.50] \$6.

11 § 1933. COMMERCIAL IMPLEMENTS OF HUSBANDRY.

12 THE ANNUAL FEE FOR REGISTRATION OF A COMMERCIAL IMPLEMENT OF
13 HUSBANDRY SHALL BE [\$76.50] \$110 OR ONE-HALF OF THE REGULAR FEE,
14 WHICHEVER IS GREATER.

15 SECTION 25. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ:

16 § 1935. FEE FOR LOCAL USE.

17 (A) ESTABLISHMENT OF FUND.--A SPECIAL FUND IS ESTABLISHED
18 WITHIN THE STATE TREASURY TO BE KNOWN AS THE FEE FOR LOCAL USE
19 FUND. MONEY IN THE FUND IS APPROPRIATED TO THE DEPARTMENT FOR
20 THE PURPOSES SET FORTH IN THIS SECTION.

21 (B) LEVY.--BEGINNING AFTER DECEMBER 31, 2014, A COUNTY MAY,
22 IN ITS DISCRETION, BY ORDINANCE, IMPOSE A FEE OF \$5 FOR EACH
23 NONEXEMPT VEHICLE REGISTERED TO AN ADDRESS LOCATED IN THE
24 COUNTY. A COUNTY SHALL NOTIFY THE DEPARTMENT OF THE PASSAGE OF
25 THE ORDINANCE 90 DAYS PRIOR TO THE EFFECTIVE DATE OF THE
26 ORDINANCE.

27 (C) COLLECTION.--THE DEPARTMENT SHALL COLLECT FEES IMPOSED
28 UNDER SUBSECTION (A) AT THE TIME A VEHICLE IS REGISTERED AND
29 SHALL DEPOSIT THE MONEY IN THE FEE FOR LOCAL USE FUND.

30 (D) DISTRIBUTION.--MONEY PAID INTO THE FEE FOR LOCAL USE

1 FUND SHALL BE DISTRIBUTED BY THE DEPARTMENT TO EACH
2 PARTICIPATING COUNTY IN ACCORDANCE WITH THE AMOUNTS COLLECTED
3 FROM THE COUNTY. FUNDS PAYABLE TO A COUNTY UNDER THIS SECTION
4 SHALL BE ADDED TO FUNDS PAYABLE TO THE COUNTY UNDER SECTION
5 9010(B) (RELATING TO DISPOSITION AND USE OF TAX) AND SHALL BE
6 USED BY THE COUNTY FOR TRANSPORTATION PURPOSES OR BE ALLOCATED
7 BY THE COUNTY IN ACCORDANCE WITH SECTION 9010(C).

8 SECTION 26. SECTIONS 1942(A), 1943, 1944, 1945(B), 1947,
9 1951(C) AND (D), 1952, 1953, 1955(A), 1956, 1957, 1958(A), 1959,
10 1960 AND 1961 OF TITLE 75 ARE AMENDED TO READ:

11 § 1942. SPECIAL HAULING PERMITS AS TO WEIGHT AND SIZE.

12 (A) FEE SCHEDULE.--THE FEE FOR A SPECIAL HAULING PERMIT FOR
13 EACH MOVEMENT OF AN OVERWEIGHT OR OVERSIZE VEHICLE OR LOAD, OR
14 BOTH, SHALL BE AS FOLLOWS:

15 (1) OVERSIZE VEHICLE OR LOAD, OR BOTH, HAVING A WIDTH UP
16 TO 14 FEET AND NOT EXCEEDING LEGAL WEIGHT LIMIT, [~~\$25~~] \$35.

17 (2) OVERSIZE VEHICLE OR LOAD, OR BOTH, HAVING A WIDTH
18 EXCEEDING 14 FEET AND NOT EXCEEDING ANY LEGAL WEIGHT LIMIT,
19 [~~\$50~~] \$71.

20 (3) VEHICLE AND LOAD WEIGHING IN EXCESS OF LEGAL WEIGHT
21 LIMIT, [~~3¢~~] 4¢ PER MILE PER TON BY WHICH THE GROSS WEIGHT
22 EXCEEDS THE REGISTERED GROSS WEIGHT.

23 * * *

24 § 1943. ANNUAL HAULING PERMITS.

25 (A) QUARRY EQUIPMENT AND MACHINERY.--THE ANNUAL FEE FOR
26 OPERATION OR MOVEMENT OF EACH PIECE OF HEAVY QUARRY EQUIPMENT OR
27 MACHINERY, AS PROVIDED FOR IN SECTION 4966 (RELATING TO PERMIT
28 FOR MOVEMENT OF QUARRY EQUIPMENT), SHALL BE [~~\$500~~] \$706.

29 (C) COURSE OF MANUFACTURE.--THE ANNUAL FEE FOR OPERATION OR
30 MOVEMENT OF LOADS OR VEHICLES, AS PROVIDED FOR IN SECTION 4968

1 (RELATING TO PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE),
2 SHALL BE AS FOLLOWS:

3 (1) OVERSIZED MOVEMENTS:

4 (I) MOVEMENTS LIMITED TO DAYLIGHT HOURS ONLY -
5 [\$100] \$130.

6 (II) MOVEMENTS THAT CAN BE CONDUCTED 24 HOURS PER
7 DAY - [\$1,000] \$1,300.

8 (2) OVERWEIGHT MOVEMENTS:

9 (I) MOVEMENTS NOT EXCEEDING 100,000 POUNDS GROSS
10 WEIGHT:

11 (A) NOT MORE THAN ONE MILE IN DISTANCE - [\$50]
12 \$69.

13 (B) MORE THAN ONE MILE IN DISTANCE - [\$400]
14 \$750.

15 (II) MOVEMENTS IN EXCESS OF 100,000 POUNDS GROSS
16 WEIGHT - [\$500] \$756, PLUS [\$100] \$152 FOR EACH MILE OF
17 HIGHWAY AUTHORIZED UNDER THE PERMIT.

18 (D) MULTIPLE HIGHWAY CROSSINGS.--THE ANNUAL FEE FOR A SINGLE
19 PERMIT FOR MULTIPLE HIGHWAY CROSSINGS, AS PROVIDED FOR IN
20 SECTION 4965 (RELATING TO SINGLE PERMITS FOR MULTIPLE HIGHWAY
21 CROSSINGS), SHALL BE [\$300] \$415.

22 (E.1) SPECIAL MOBILE EQUIPMENT.--THE ANNUAL FEE FOR HAULING
23 OR TOWING EACH PIECE OF SPECIAL MOBILE EQUIPMENT, AS PROVIDED
24 FOR IN SECTION 4975 (RELATING TO PERMIT FOR MOVEMENT OF SPECIAL
25 MOBILE EQUIPMENT), SHALL BE [\$200] \$300.

26 (F) CONTAINERIZED CARGO.--THE ANNUAL COMPANY FEE FOR
27 MOVEMENT OF ANY COMBINATION WITH OVERWEIGHT CONTAINERIZED CARGO
28 AS PROVIDED FOR IN SECTION 4974 (RELATING TO PERMIT FOR MOVEMENT
29 OF CONTAINERIZED CARGO) SHALL BE:

30 (1) [\$100] \$155 FOR A MOTOR CARRIER REQUESTING PERMITS

1 FOR UP TO 15 TRUCK TRACTORS.

2 (2) [\$150] \$233 FOR A MOTOR CARRIER REQUESTING PERMITS
3 FOR 16 TO 50 TRUCK TRACTORS.

4 (3) [\$250] \$388 FOR A MOTOR CARRIER REQUESTING PERMITS
5 FOR 51 TO 100 TRUCK TRACTORS.

6 (4) [\$350] \$544 FOR A MOTOR CARRIER REQUESTING PERMITS
7 FOR 101 TO 150 TRUCK TRACTORS.

8 (5) [\$400] \$622 FOR A MOTOR CARRIER REQUESTING PERMITS
9 FOR 151 OR MORE TRUCK TRACTORS.

10 (G) DOMESTIC ANIMAL FEED.--THE ANNUAL FEE FOR MOVEMENT OF
11 EACH VEHICLE HAULING DOMESTIC ANIMAL FEED, IN BULK, AS PROVIDED
12 FOR IN SECTION 4976 (RELATING TO PERMIT FOR MOVEMENT OF DOMESTIC
13 ANIMAL FEED) SHALL BE [\$400] \$587.

14 (G.1) EGGS.--THE ANNUAL FEE FOR MOVEMENT OF EACH VEHICLE
15 HAULING EGGS AS PROVIDED FOR IN SECTION 4976.2 (RELATING TO
16 PERMIT FOR MOVEMENT OF EGGS) SHALL BE \$400.

17 (H) MOVEMENT OF WOODEN STRUCTURES.--THE ANNUAL FEE FOR
18 MOVEMENT OF WOODEN STRUCTURES AS PROVIDED FOR IN SECTION 4977
19 (RELATING TO PERMIT FOR MOVEMENT OF WOODEN STRUCTURES) SHALL BE
20 [\$1,000] \$1,468.

21 (I) LIVE DOMESTIC ANIMALS.--THE ANNUAL PERMIT FEE FOR EACH
22 TRUCK TRACTOR AUTHORIZED TO TRANSPORT LIVE DOMESTIC ANIMALS, AS
23 PROVIDED IN SECTION 4976.1 (RELATING TO PERMIT FOR MOVEMENT OF
24 LIVE DOMESTIC ANIMALS), SHALL BE [\$400] \$520.

25 (J) BUILDING STRUCTURAL COMPONENTS.--THE PERMIT FEE FOR EACH
26 TRUCK TRACTOR AUTHORIZED TO TRANSPORT BUILDING STRUCTURAL
27 COMPONENTS, AS PROVIDED IN SECTION 4978 (RELATING TO PERMIT FOR
28 MOVEMENT OF BUILDING STRUCTURAL COMPONENTS), SHALL BE [\$100]
29 \$141 FOR EACH MONTH THE PERMIT IS VALID.

30 (K) UTILITY CONSTRUCTION EQUIPMENT.--THE PERMIT FEE FOR

1 UTILITY CONSTRUCTION EQUIPMENT, AS PROVIDED FOR IN SECTION
2 4970(A) (RELATING TO PERMIT FOR MOVEMENT OF CONSTRUCTION
3 EQUIPMENT), SHALL BE [\$100] \$141 FOR EACH MONTH THE PERMIT IS
4 VALID.

5 (L) PARTICLEBOARD OR FIBERBOARD.--THE ANNUAL FEE FOR
6 MOVEMENT OF PARTICLEBOARD OR FIBERBOARD, AS PROVIDED FOR IN
7 SECTION 4979 (RELATING TO PERMIT FOR MOVEMENT OF PARTICLEBOARD
8 OR FIBERBOARD USED FOR THE MANUFACTURE OF READY-TO-ASSEMBLE
9 FURNITURE), SHALL BE [\$800] \$1,130.

10 (M) BULK REFINED OIL.--THE ANNUAL FEE FOR MOVEMENT OF BULK
11 REFINED OIL, AS PROVIDED FOR IN SECTION 4979.1 (RELATING TO
12 PERMIT FOR MOVEMENT OF BULK REFINED OIL), SHALL BE:

13 (1) [\$800] \$1,130 FOR A DISTANCE UP TO 50 MILES.

14 (2) [\$1,600] \$1,690 FOR A DISTANCE OF MORE THAN 50 MILES
15 UP TO 125 MILES.

16 (N) WASTE COAL AND BENEFICIAL COMBUSTION ASH.--THE ANNUAL
17 FEE FOR THE MOVEMENT OF WASTE COAL AND BENEFICIAL COMBUSTION
18 ASH, AS PROVIDED FOR IN SECTION 4979.2 (RELATING TO PERMIT FOR
19 MOVEMENT OF WASTE COAL AND BENEFICIAL COMBUSTION ASH), SHALL BE
20 [\$400] \$565.

21 (O) FLOAT GLASS OR FLAT GLASS.--THE ANNUAL FEE FOR THE
22 MOVEMENT OF FLOAT GLASS OR FLAT GLASS, AS PROVIDED FOR IN
23 SECTION 4979.3 (RELATING TO PERMIT FOR MOVEMENT OF FLOAT GLASS
24 OR FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END USES), SHALL
25 BE [\$800] \$1,209.

26 (P) SELF-PROPELLED CRANES.--THE ANNUAL PERMIT FEE FOR EACH
27 SELF-PROPELLED CRANE, AS PROVIDED FOR IN SECTION 4979.4
28 (RELATING TO PERMIT FOR MOVEMENT OF SELF-PROPELLED CRANES),
29 SHALL BE AS FOLLOWS:

30 (1) CRANES NOT EXCEEDING 100,000 POUNDS GROSS WEIGHT,

1 PRORATED UP TO A MAXIMUM OF [\$400] \$553.

2 (2) CRANES IN EXCESS OF 100,000 POUNDS GROSS WEIGHT,
3 PRORATED UP TO A MAXIMUM OF [\$100] \$139 PLUS [\$50] \$69 FOR
4 EACH MILE OF HIGHWAY AUTHORIZED UNDER THE PERMIT.

5 (Q) CONSTRUCTION EQUIPMENT.--THE ANNUAL FEE FOR THE MOVEMENT
6 OF CONSTRUCTION EQUIPMENT SHALL BE [\$400] \$520.

7 (Q.1) NONHAZARDOUS LIQUID GLUE.--THE ANNUAL FEE FOR THE
8 MOVEMENT OF NONHAZARDOUS LIQUID GLUE, AS PROVIDED FOR IN SECTION
9 4979.5 (RELATING TO PERMIT FOR MOVEMENT OF NONHAZARDOUS LIQUID
10 GLUE), SHALL BE [\$800] \$1,000.

11 (Q.2) WASTE TIRES.--THE ANNUAL FEE FOR THE MOVEMENT OF WASTE
12 TIRES UNDER SECTION 4979.6 (RELATING TO PERMIT FOR MOVEMENT OF
13 WASTE TIRES) SHALL BE [\$800] \$845.

14 (R) EXCESS DAMAGE PERMIT.--THE ANNUAL FEE FOR EXCESS DAMAGE
15 PERMITS, AS PROVIDED FOR IN SECTION 4961(D) (RELATING TO
16 AUTHORITY TO ISSUE PERMITS), SHALL BE [\$500] \$640 TO COVER THE
17 COSTS OF ADMINISTERING THE PERMIT AND INSPECTIONS OF THE
18 INVOLVED HIGHWAY.

19 § 1944. MOBILE HOMES, MODULAR HOUSING UNITS AND MODULAR HOUSING
20 UNDERCARRIAGES.

21 THE FEE FOR A SPECIAL HAULING PERMIT FOR A MOBILE HOME,
22 MODULAR HOUSING UNIT OR MODULAR HOUSING UNDERCARRIAGE WHICH
23 EXCEEDS THE MAXIMUM SIZE PRESCRIBED IN THIS TITLE BUT WHICH DOES
24 NOT EXCEED 14 FEET IN BODY WIDTH SHALL BE [\$25] \$39. THE FEE FOR
25 A SPECIAL HAULING PERMIT FOR A MOBILE HOME OR MODULAR HOUSING
26 UNIT, AS PROVIDED IN SECTION 4973 (RELATING TO PERMITS FOR
27 MOVEMENT OF A MOBILE HOME OR A MODULAR HOUSING UNIT AND MODULAR
28 HOUSING UNDERCARRIAGE), SHALL BE [\$50] \$76.

29 § 1945. BOOKS OF PERMITS.

30 * * *

1 (B) PENALTY.--ANY PERSON VIOLATING ANY OF THE PROVISIONS OF
2 THIS SECTION IS GUILTY OF A SUMMARY OFFENSE AND SHALL, UPON
3 CONVICTION, BE SENTENCED TO PAY A FINE OF [\$500] \$1,000.

4 § 1947. REFUND OF CERTAIN FEES.

5 THE PORTION OF THE FEE OF AN UNUSED OVERWEIGHT PERMIT BASED
6 ON TON-MILES OR THE FEE FOR AN UNUSED ESCORT, OR BOTH, MAY BE
7 REFUNDED UPON PAYMENT OF A PROCESSING FEE OF [\$10] \$38.

8 § 1951. DRIVER'S LICENSE AND LEARNER'S PERMIT.

9 * * *

10 (C) IDENTIFICATION CARD.--THE FEE FOR AN IDENTIFICATION CARD
11 FEE SHALL BE [\$5] \$19 PLUS THE COST OF THE PHOTOGRAPH.

12 (D) REPLACEMENT LICENSE OR CARD.--THE FEE FOR A REPLACEMENT
13 DRIVER'S LICENSE OR IDENTIFICATION CARD SHALL BE [\$5] \$19 PLUS
14 THE COST OF THE PHOTOGRAPH.

15 § 1952. CERTIFICATE OF TITLE.

16 (A) GENERAL RULE.--THE FEE FOR ISSUANCE OF A CERTIFICATE OF
17 TITLE SHALL BE [\$22.50] \$50.

18 (B) MANUFACTURER'S OR DEALER'S NOTIFICATION.--THE FEE FOR A
19 MANUFACTURER'S OR DEALER'S NOTIFICATION OF ACQUISITION OF A
20 VEHICLE FROM ANOTHER MANUFACTURER OR DEALER FOR RESALE PURSUANT
21 TO SECTION 1113 (RELATING TO TRANSFER TO OR FROM MANUFACTURER OR
22 DEALER) SHALL BE [\$3] \$5.

23 § 1953. SECURITY INTEREST.

24 THE FEE FOR RECORDING OR CHANGING THE AMOUNT OF SECURITY
25 INTEREST ON A CERTIFICATE OF TITLE SHALL BE [\$5] \$23.

26 § 1955. INFORMATION CONCERNING DRIVERS AND VEHICLES.

27 (A) DRIVERS, REGISTRATIONS, TITLES AND SECURITY INTERESTS.--

28 (1) THE FEE FOR A COPY OF WRITTEN OR ELECTRONIC
29 INFORMATION RELATING TO A DRIVER, REGISTRATION, TITLE OR
30 SECURITY INTEREST SHALL BE [\$5.] \$8.

1 (2) IF A COMMONWEALTH AGENCY HAS ENTERED INTO A CONTRACT
2 WITH A THIRD PARTY TO DELIVER DRIVER INFORMATION TO A PERSON
3 THAT HAS COMPLIED WITH SECTION 6114(B) (5) (RELATING TO
4 LIMITATION ON SALE, PUBLICATION AND DISCLOSURE OF RECORDS),
5 THE DEPARTMENT MAY IMPOSE AN ADDITIONAL FEE OF UP TO \$2 FOR
6 THE REQUESTED RECORD.

7 (3) UPON APPROVAL FROM THE DEPARTMENT, A PERSON THAT HAS
8 RECEIVED THE DRIVER INFORMATION FROM THE THIRD PARTY UNDER
9 PARAGRAPH (2) THAT HAS COMPLIED WITH SECTION 6114(B) (5) MAY
10 PROVIDE THE INFORMATION, FOR A FEE, TO A THIRD PARTY FOR THE
11 SAME PURPOSES CONTAINED IN SECTION 6114(B) (5) WITHOUT THE
12 PAYMENT OF ANY ADDITIONAL FEES UNDER THIS SUBSECTION TO THE
13 DEPARTMENT.

14 (4) EXCEPT AS PROVIDED IN PARAGRAPH (3), A PERSON THAT
15 SELLS, PUBLISHES OR DISCLOSES OR OFFERS TO SELL, PUBLISH OR
16 DISCLOSE THE INFORMATION RECEIVED BY THE PERSON UNDER THIS
17 SUBSECTION COMMITS A SUMMARY OFFENSE AND SHALL, UPON
18 CONVICTION, BE SENTENCED TO PAY A FINE OF NOT LESS THAN \$500
19 NOR MORE THAN \$1,000.

20 (5) THE DEPARTMENT SHALL COMPLY WITH THE PROVISIONS OF
21 SECTION 6114(D) WITH RESPECT TO THE INFORMATION OF A DRIVER
22 UNDER 18 YEARS OF AGE WHOSE INFORMATION IS PROVIDED TO ANY
23 PERSON UNDER THIS SUBSECTION.

24 * * *

25 § 1956. CERTIFIED COPIES OF RECORDS.

26 (A) DEPARTMENT RECORDS.--THE FEE FOR A CERTIFIED COPY OF ANY
27 DEPARTMENT RECORD WHICH THE DEPARTMENT IS AUTHORIZED BY LAW TO
28 FURNISH TO THE PUBLIC SHALL BE [\$5] \$22 FOR EACH FORM OR
29 SUPPORTING DOCUMENT COMPRISING SUCH RECORD.

30 (B) STATE POLICE REPORTS.--THE FEE FOR A CERTIFIED

1 PENNSYLVANIA STATE POLICE RECORD OF INVESTIGATION OF A VEHICLE
2 ACCIDENT WHICH THE PENNSYLVANIA STATE POLICE ARE AUTHORIZED BY
3 THIS TITLE TO FURNISH TO THE PUBLIC SHALL BE [\$5] \$22 FOR EACH
4 COPY OF THE PENNSYLVANIA STATE POLICE FULL REPORT OF
5 INVESTIGATION.

6 § 1957. UNCOLLECTIBLE CHECKS.

7 WHENEVER ANY CHECK ISSUED IN PAYMENT OF ANY FEE OR FOR ANY
8 OTHER PURPOSE IS RETURNED TO THE DEPARTMENT OR A MUNICIPALITY AS
9 UNCOLLECTIBLE, THE DEPARTMENT OR MUNICIPALITY SHALL CHARGE A FEE
10 OF [\$10] \$38 FOR EACH DRIVER'S LICENSE, REGISTRATION,
11 REPLACEMENT OF TAGS, TRANSFER OF REGISTRATION, CERTIFICATE OF
12 TITLE, WHETHER ORIGINAL OR DUPLICATE, SPECIAL HAULING PERMIT AND
13 EACH OTHER UNIT OF ISSUE BY THE DEPARTMENT OR MUNICIPALITY, PLUS
14 ALL PROTEST FEES, TO THE PERSON PRESENTING THE CHECK, TO COVER
15 THE COST OF COLLECTION.

16 § 1958. CERTIFICATE OF INSPECTION.

17 (A) GENERAL RULE.--THE DEPARTMENT SHALL CHARGE [\$2] \$5 FOR
18 EACH ANNUAL CERTIFICATE OF INSPECTION [AND \$1], \$3 FOR EACH
19 SEMIANNUAL CERTIFICATE OF INSPECTION AND \$2 FOR EACH CERTIFICATE
20 OF EXEMPTION.

21 § 1959. MESSENGER SERVICE.

22 (A) ANNUAL REGISTRATION.--THE ANNUAL FEE FOR REGISTRATION OF
23 A MESSENGER SERVICE AS PROVIDED FOR IN CHAPTER 75 (RELATING TO
24 MESSENGER SERVICE) SHALL BE [\$50] \$192.

25 (B) ADDITIONAL PLACES OF BUSINESS.--THE ANNUAL FEE FOR
26 REGISTRATION OF ADDITIONAL PLACE OF BUSINESS OR BRANCH OFFICE
27 FROM WHICH A MESSENGER SERVICE MAY TRANSACT BUSINESS SHALL BE
28 [\$25] \$95.

29 (C) TRANSFER OF LOCATION.--THE FEE FOR THE TRANSFER OF
30 LOCATION OF A REGISTERED PLACE OF BUSINESS OR BRANCH OFFICE OF A

1 MESSENGER SERVICE DURING A PERIOD OF REGISTRATION SHALL BE [\$5]
2 \$19.

3 § 1960. REINSTATEMENT OF OPERATING PRIVILEGE OR VEHICLE
4 REGISTRATION.

5 THE DEPARTMENT SHALL CHARGE A FEE OF [\$25] \$70 OR, IF SECTION
6 1379 (RELATING TO SUSPENSION OF REGISTRATION UPON SIXTH UNPAID
7 PARKING VIOLATION IN CITIES OF THE FIRST CLASS) OR 1786(D)
8 (RELATING TO REQUIRED FINANCIAL RESPONSIBILITY) APPLIES, A FEE
9 OF [\$50] \$88 TO RESTORE A PERSON'S OPERATING PRIVILEGE OR THE
10 REGISTRATION OF A VEHICLE FOLLOWING A SUSPENSION OR REVOCATION.

11 § 1961. SECURE POWER OF ATTORNEY.

12 THE FEE FOR PROCESSING A SECURE POWER OF ATTORNEY SUBMITTED
13 FOR THE PURPOSE OF ODOMETER DISCLOSURE WHEN NOT ACCOMPANIED BY
14 AN APPLICATION FOR TITLE SHALL BE [\$15] \$23.

15 SECTION 27. (RESERVED).

16 SECTION 28. SECTION 2102(B) AND (D) (2) AND (3) OF TITLE 75
17 ARE AMENDED TO READ:

18 § 2102. IDENTIFICATION MARKERS AND LICENSE OR ROAD TAX
19 REGISTRATION CARD REQUIRED.

20 * * *

21 (B) FEE.--THE FEE FOR ISSUANCE OF IDENTIFICATION MARKERS
22 SHALL BE [\$5] \$12 PER VEHICLE.

23 * * *

24 (D) OPERATION WITHOUT IDENTIFICATION MARKERS UNLAWFUL.--
25 EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3), IT SHALL BE
26 UNLAWFUL TO OPERATE OR TO CAUSE TO BE OPERATED IN THIS
27 COMMONWEALTH ANY QUALIFIED MOTOR VEHICLE UNLESS THE VEHICLE
28 BEARS THE IDENTIFICATION MARKERS REQUIRED BY THIS SECTION OR
29 VALID AND UNREVOKED IFTA IDENTIFICATION MARKERS ISSUED BY
30 ANOTHER IFTA JURISDICTION.

1 * * *

2 (2) FOR A PERIOD NOT EXCEEDING 30 DAYS AS TO ANY ONE
3 MOTOR CARRIER, THE SECRETARY OF REVENUE BY LETTER OR TELEGRAM
4 MAY AUTHORIZE THE OPERATION OF A QUALIFIED MOTOR VEHICLE OR
5 VEHICLES WITHOUT THE IDENTIFICATION MARKERS REQUIRED WHEN
6 BOTH THE FOLLOWING ARE APPLICABLE:

7 (I) ENFORCEMENT OF THIS SECTION FOR THAT PERIOD
8 WOULD CAUSE UNDUE DELAY AND HARDSHIP IN THE OPERATION OF
9 SUCH QUALIFIED MOTOR VEHICLE; AND

10 (II) THE MOTOR CARRIER IS REGISTERED AND/OR LICENSED
11 FOR THE MOTOR CARRIERS ROAD TAX WITH THE DEPARTMENT OF
12 REVENUE OR HAS FILED AN APPLICATION THEREFOR WITH THE
13 DEPARTMENT OF REVENUE:

14 (A) THE FEE FOR SUCH TEMPORARY PERMITS SHALL BE
15 [\$5] \$7 FOR EACH QUALIFIED MOTOR VEHICLE WHICH SHALL
16 BE DEPOSITED IN THE HIGHWAY BRIDGE IMPROVEMENT
17 RESTRICTED ACCOUNT WITHIN THE MOTOR LICENSE FUND.

18 (B) CONDITIONS FOR THE ISSUANCE OF SUCH PERMITS
19 SHALL BE SET FORTH IN REGULATIONS PROMULGATED BY THE
20 DEPARTMENT OF REVENUE.

21 (C) A TEMPORARY PERMIT ISSUED BY ANOTHER IFTA
22 JURISDICTION UNDER AUTHORITY SIMILAR TO THIS
23 PARAGRAPH SHALL BE ACCORDED THE SAME EFFECT AS A
24 TEMPORARY PERMIT ISSUED UNDER THIS PARAGRAPH.

25 (3) A MOTOR CARRIER MAY, IN LIEU OF PAYING THE TAX
26 IMPOSED AND FILING THE TAX REPORT REQUIRED BY CHAPTER 96 AND
27 IN LIEU OF COMPLYING WITH ANY OTHER PROVISIONS OF THIS
28 SECTION THAT WOULD OTHERWISE BE APPLICABLE AS A RESULT OF THE
29 OPERATION OF A PARTICULAR QUALIFIED MOTOR VEHICLE, OBTAIN
30 FROM THE DEPARTMENT OF REVENUE A TRIP PERMIT AUTHORIZING THE

1 CARRIER TO OPERATE THE QUALIFIED MOTOR VEHICLE FOR A PERIOD
2 OF FIVE CONSECUTIVE DAYS. THE DEPARTMENT OF REVENUE SHALL
3 SPECIFY THE BEGINNING AND ENDING DAYS ON THE FACE OF THE
4 PERMIT. THE FEE FOR A TRIP PERMIT FOR EACH QUALIFIED MOTOR
5 VEHICLE IS [\$50] \$73 WHICH SHALL BE DEPOSITED IN THE HIGHWAY
6 BRIDGE IMPROVEMENT RESTRICTED ACCOUNT WITHIN THE MOTOR
7 LICENSE FUND. THE REPORT OTHERWISE REQUIRED UNDER CHAPTER 96
8 IS NOT REQUIRED WITH RESPECT TO A VEHICLE FOR WHICH A TRIP
9 PERMIT HAS BEEN ISSUED UNDER THIS SUBSECTION.

10 * * *

11 SECTION 29. (RESERVED).

12 SECTION 30. (RESERVED).

13 SECTION 31. SECTION 3111 OF TITLE 75 IS AMENDED BY ADDING A
14 SUBSECTION TO READ:

15 § 3111. OBEDIENCE TO TRAFFIC-CONTROL DEVICES.

16 * * *

17 (A.1) PENALTY.--

18 (1) A PERSON WHO VIOLATES THIS SECTION COMMITS A SUMMARY
19 OFFENSE AND SHALL, UPON CONVICTION, PAY A FINE OF \$150. NO
20 OTHER COSTS OR SURCHARGES, INCLUDING THOSE DESCRIBED IN 42
21 PA.C.S. § 1725.1 (RELATING TO COSTS) AND SECTION 6506
22 (RELATING TO SURCHARGE), SHALL BE ASSESSED OR IMPOSED UPON A
23 CONVICTION UNDER THIS PARAGRAPH.

24 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
25 INCLUDING 42 PA.C.S. § 3733(A) (RELATING TO DEPOSITS INTO
26 ACCOUNT), THE FINE COLLECTED UNDER PARAGRAPH (1) SHALL BE
27 DEPOSITED AS FOLLOWS:

28 (I) TWENTY-FIVE DOLLARS OF THE FINE SHALL BE
29 DEPOSITED AS PROVIDED UNDER 42 PA.C.S. § 3733(A).

30 (II) AFTER DEPOSIT OF THE AMOUNT UNDER SUBPARAGRAPH

1 (I), THE REMAINING PORTION OF THE FINE SHALL BE DEPOSITED
2 INTO THE PUBLIC TRANSPORTATION TRUST FUND.

3 * * *

4 SECTION 32. SECTIONS 3362 (A) AND (C) AND 3363 OF TITLE 75
5 ARE AMENDED TO READ:

6 § 3362. MAXIMUM SPEED LIMITS.

7 (A) GENERAL RULE.--EXCEPT WHEN A SPECIAL HAZARD EXISTS THAT
8 REQUIRES LOWER SPEED FOR COMPLIANCE WITH SECTION 3361 (RELATING
9 TO DRIVING VEHICLE AT SAFE SPEED), THE LIMITS SPECIFIED IN THIS
10 SECTION OR ESTABLISHED UNDER THIS SUBCHAPTER SHALL BE MAXIMUM
11 LAWFUL SPEEDS AND NO PERSON SHALL DRIVE A VEHICLE AT A SPEED IN
12 EXCESS OF THE FOLLOWING MAXIMUM LIMITS:

13 (1) 35 MILES PER HOUR IN ANY URBAN DISTRICT.

14 (1.1) [65] 70 MILES PER HOUR FOR ALL VEHICLES ON
15 FREEWAYS WHERE THE DEPARTMENT HAS POSTED A [65-MILES-PER-
16 HOUR] 70-MILES-PER-HOUR SPEED LIMIT.

17 (1.2) 25 MILES PER HOUR IN A RESIDENCE DISTRICT IF THE
18 HIGHWAY:

19 (I) IS NOT A NUMBERED TRAFFIC ROUTE; AND

20 (II) IS FUNCTIONALLY CLASSIFIED BY THE DEPARTMENT AS
21 A LOCAL HIGHWAY.

22 (2) 55 MILES PER HOUR IN OTHER LOCATIONS.

23 (3) ANY OTHER MAXIMUM SPEED LIMIT ESTABLISHED UNDER THIS
24 SUBCHAPTER.

25 * * *

26 (C) PENALTY.--

27 (1) ANY PERSON VIOLATING THIS SECTION IS GUILTY OF A
28 SUMMARY OFFENSE AND SHALL, UPON CONVICTION, BE SENTENCED TO
29 PAY A FINE OF:

30 (I) \$42.50 FOR VIOLATING A MAXIMUM SPEED LIMIT OF 65

1 MILES PER HOUR OR HIGHER; OR

2 (II) \$35 FOR VIOLATING ANY OTHER MAXIMUM SPEED
3 LIMIT.

4 (2) ANY PERSON EXCEEDING THE MAXIMUM SPEED LIMIT BY MORE
5 THAN FIVE MILES PER HOUR SHALL PAY AN ADDITIONAL FINE OF \$2
6 PER MILE FOR EACH MILE IN EXCESS OF FIVE MILES PER HOUR OVER
7 THE MAXIMUM SPEED LIMIT.

8 § 3363. ALTERATION OF MAXIMUM LIMITS.

9 ON HIGHWAYS UNDER THEIR RESPECTIVE JURISDICTIONS, LOCAL
10 AUTHORITIES SUBJECT TO SECTION 6109(E) (RELATING TO SPECIFIC
11 POWERS OF DEPARTMENT AND LOCAL AUTHORITIES) OR THE DEPARTMENT,
12 UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION, MAY
13 DETERMINE THAT THE MAXIMUM SPEED PERMITTED UNDER THIS SUBCHAPTER
14 IS GREATER OR LESS THAN IS REASONABLE AND SAFE UNDER THE
15 CONDITIONS FOUND TO EXIST UPON ANY SUCH HIGHWAY OR PART THEREOF
16 AND ESTABLISH A REASONABLE AND SAFE MAXIMUM LIMIT. THE MAXIMUM
17 SPEED LIMIT MAY BE MADE EFFECTIVE AT ALL TIMES OR AT TIMES
18 INDICATED AND MAY VARY FOR DIFFERENT WEATHER CONDITIONS AND
19 OTHER FACTORS BEARING ON SAFE SPEEDS. NO MAXIMUM SPEED GREATER
20 THAN 55 MILES PER HOUR SHALL BE ESTABLISHED UNDER THIS SECTION
21 EXCEPT ON HIGHWAYS LISTED IN SECTION 3362(A) (1.1) (RELATING TO
22 MAXIMUM SPEED LIMITS), WHERE THE MAXIMUM SPEED FOR ALL VEHICLES
23 SHALL NOT BE GREATER THAN [65] 70 MILES PER HOUR.

24 SECTION 33. SECTION 4902(A) AND (C) OF TITLE 75 ARE AMENDED
25 AND THE SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

26 § 4902. RESTRICTIONS ON USE OF HIGHWAYS AND BRIDGES.

27 (A) RESTRICTIONS BASED ON CONDITION OF HIGHWAY OR BRIDGE.--

28 (1) THE COMMONWEALTH AND LOCAL AUTHORITIES WITH RESPECT
29 TO HIGHWAYS AND BRIDGES UNDER THEIR JURISDICTIONS MAY
30 PROHIBIT THE OPERATION OF VEHICLES AND MAY IMPOSE

1 RESTRICTIONS AS TO THE WEIGHT OR SIZE OF VEHICLES OPERATED
2 UPON A HIGHWAY OR BRIDGE ONLY WHEN THEY DETERMINE BY
3 CONDUCTING AN ENGINEERING AND TRAFFIC STUDY AS PROVIDED FOR
4 IN DEPARTMENT REGULATIONS THAT THE HIGHWAY OR BRIDGE MAY BE
5 DAMAGED OR DESTROYED UNLESS USE BY VEHICLES IS PROHIBITED OR
6 THE PERMISSIBLE SIZE OR WEIGHT OF VEHICLES IS REDUCED.

7 (2) SCHOOL BUSES, EMERGENCY VEHICLES AND VEHICLES MAKING
8 LOCAL DELIVERIES OR PICKUPS MAY BE EXEMPTED FROM RESTRICTIONS
9 ON THE USE OF HIGHWAYS IMPOSED UNDER THIS SUBSECTION.

10 (3) THE DEPARTMENT MAY ISSUE A STATEMENT OF POLICY,
11 WHICH SHALL TAKE EFFECT UPON PUBLICATION IN THE PENNSYLVANIA
12 BULLETIN, ADOPTING AN APPROPRIATE METHODOLOGY TO PROVIDE
13 LETTERS OF LOCAL DETERMINATION THAT IDENTIFY PARTICULAR
14 VEHICLES, ROUTES OR USES AS LOCAL IN NATURE.

15 (4) THE METHODOLOGY UNDER PARAGRAPH (3) MAY ALLOW FOR
16 EXEMPTIONS FROM 67 PA. CODE CH. 189 (RELATING TO HAULING IN
17 EXCESS OF POSTED WEIGHT LIMIT) RELATED TO AT-RISK INDUSTRY
18 SECTORS EXPERIENCING A 20% DECLINE IN STATEWIDE EMPLOYMENT
19 BETWEEN MARCH 2002 AND MARCH 2011, AS DETERMINED BY THE
20 DEPARTMENT OF LABOR AND INDUSTRY.

21 (5) THE EXEMPTIONS AND RELATED REQUIREMENTS UNDER
22 PARAGRAPH (4) MAY REMAIN IN EXISTENCE ONLY UNTIL DECEMBER 31,
23 2018. EXEMPTIONS FOR LOCAL DELIVERY OR PICKUP MAY NOT INCLUDE
24 TRAFFIC GOING TO OR COMING FROM A SITE AT WHICH MINERALS,
25 NATURAL GAS OR NATURAL RESOURCES ARE DEVELOPED, HARVESTED OR
26 EXTRACTED, NOTWITHSTANDING WHETHER THE SITE IS LOCATED AT A
27 RESIDENCE, A COMMERCIAL SITE OR ON FARMLAND. DELIVERY OR
28 PICKUP OF LOGS OR OTHER FOREST PRODUCTS TO OR FROM PERMANENT
29 PROCESSING MILLS LOCATED ON OR REACHABLE ONLY THROUGH POSTED
30 HIGHWAYS SHALL BE CONSIDERED LOCAL DELIVERY OR PICKUP.

1 DELIVERY OR PICKUP OF COAL TO OR FROM PERMANENT COAL
2 REPROCESSING OR PREPARATION PLANTS LOCATED ON OR REACHABLE
3 ONLY THROUGH POSTED HIGHWAYS AND NOT ON THE SAME POSTED
4 HIGHWAY AS A SITE AT WHICH COAL IS EXTRACTED SHALL BE
5 CONSIDERED LOCAL DELIVERY OR PICKUP.

6 * * *

7 (C) PERMITS AND SECURITY.--

8 (1) THE COMMONWEALTH AND LOCAL AUTHORITIES MAY ISSUE
9 PERMITS FOR MOVEMENT OF VEHICLES OF SIZE AND WEIGHT IN EXCESS
10 OF RESTRICTIONS PROMULGATED UNDER SUBSECTIONS (A) AND (B)
11 WITH RESPECT TO HIGHWAYS AND BRIDGES UNDER THEIR JURISDICTION
12 AND MAY REQUIRE SUCH [UNDERTAKING] AGREEMENT OR SECURITY AS
13 THEY DEEM NECESSARY TO COVER THE COST OF REPAIRS AND
14 RESTORATION NECESSITATED BY THE PERMITTED MOVEMENT OF
15 VEHICLES. IN REFERENCE TO SUBSECTION (A), THE COMMONWEALTH
16 AND LOCAL AUTHORITIES SHALL NOT REFUSE TO ISSUE A PERMIT WITH
17 RESPECT TO A HIGHWAY UNDER THEIR JURISDICTION IF THERE IS NO
18 REASONABLE ALTERNATE ROUTE AVAILABLE. FOR PURPOSES OF THIS
19 SECTION, "REASONABLE ALTERNATE ROUTE" SHALL MEAN A ROUTE
20 MEETING THE CRITERIA SET FORTH IN DEPARTMENT REGULATIONS
21 RELATING TO TRAFFIC AND ENGINEERING STUDIES.

22 (2) THE DEPARTMENT MAY ESTABLISH THE TYPES OF PERMITS TO
23 BE ISSUED AND AGREEMENTS TO BE ENTERED INTO, SUBJECT TO THE
24 FOLLOWING:

25 (I) PERMITS MAY BE FOR LONG-TERM OR SHORT-TERM USE
26 OF THE POSTED HIGHWAYS.

27 (II) THE DEPARTMENT MAY REQUIRE MULTIPLE VEHICLES
28 TRAVELING TO OR FROM A SINGLE DESTINATION TO OPERATE
29 PURSUANT TO A SINGLE PERMIT.

30 (III) THE DEPARTMENT MAY ESTABLISH A PERMIT TYPE

1 ALLOWING THE POSTING AUTHORITY TO DETERMINE THAT DAMAGE
2 TO THE POSTED HIGHWAY COVERED BY THE PERMIT WILL BE
3 MINIMAL. THIS TYPE OF PERMIT MAY INCLUDE CATEGORIES BASED
4 ON THE NUMBER AND KINDS OF LOADS EXPECTED, INCLUDING A
5 CATEGORY PROVIDING THAT USE OF THE POSTED HIGHWAY UNDER A
6 SINGLE MINIMUM USE PERMIT OF LESS THAN 700 LOADS PER YEAR
7 SHALL NOT REQUIRE AN AGREEMENT OR SECURITY. THE
8 DEPARTMENT MAY ALTER THE 700 LOADS PER YEAR MINIMUM USE
9 THRESHOLD IF IT DETERMINES THE STRUCTURAL CAPACITY OF THE
10 STATE HIGHWAYS CAN ACCEPT A HIGHER OR LOWER AMOUNT OF
11 OVER-POSTED WEIGHT TRAFFIC. THE DEPARTMENT MAY EXPRESS
12 THE THRESHOLD AS A LOADS-PER-DAY, LOADS-PER-WEEK OR
13 LOADS-PER-MONTH NUMBER.

14 (IV) THE DEPARTMENT MAY RESTRICT USE OF DE MINIMIS
15 AND MINIMUM USE PERMITS DURING THAW PERIODS AS DETERMINED
16 BY THE DEPARTMENT.

17 (V) THE DEPARTMENT SHALL EXCLUDE HAULING RELATED TO
18 UNCONVENTIONAL OIL AND GAS DEVELOPMENT FROM MINIMUM USE
19 STATUS BASED ON ITS DISPROPORTIONATE AND QUALITATIVELY
20 DIFFERENT IMPACT UPON HIGHWAYS AND BRIDGES.

21 (3) THE DEPARTMENT SHALL PROMULGATE REGULATIONS TO
22 IMPLEMENT THIS SECTION. DURING THE TWO YEARS IMMEDIATELY
23 FOLLOWING THE EFFECTIVE DATE OF THIS SECTION, THE DEPARTMENT
24 MAY PROMULGATE TEMPORARY REGULATIONS, WHICH SHALL EXPIRE NO
25 LATER THAN THREE YEARS FOLLOWING THE EFFECTIVE DATE OF THIS
26 PARAGRAPH OR UPON PROMULGATION OF FINAL REGULATIONS,
27 WHICHEVER OCCURS FIRST. TEMPORARY REGULATIONS PROMULGATED BY
28 THE DEPARTMENT UNDER THIS PARAGRAPH SHALL NOT BE SUBJECT TO
29 ANY OF THE FOLLOWING:

30 (I) SECTIONS 201, 202 AND 203 OF THE ACT OF JULY 31,

1 1968 (P.L.769, NO.240), REFERRED TO AS THE COMMONWEALTH
2 DOCUMENTS LAW.

3 (II) THE ACT OF JUNE 25, 1982 (P.L.633, NO.181),
4 KNOWN AS THE REGULATORY REVIEW ACT.

5 * * *

6 (H) (RESERVED).

7 (I) AUTHORITY TO CONDUCT INVESTIGATIONS AND AUDITS.--THE
8 COMMONWEALTH AND LOCAL AUTHORITIES MAY CONDUCT OR CAUSE TO BE
9 CONDUCTED AN INVESTIGATION AND AUDIT OF A PERSON OR ENTITY TO
10 DETERMINE IF THERE HAS BEEN A VIOLATION OF THIS SECTION,
11 PERTINENT REGULATION OR AGREEMENT. AUDITS SHALL BE LIMITED TO
12 PROPER USAGE OF LETTERS OF LOCAL DETERMINATION AND DE MINIMIS
13 AND MINIMUM USE PERMITS.

14 (J) AUTHORITY TO SUSPEND, REVOKE OR DENY PERMITS.--THE
15 COMMONWEALTH AND LOCAL AUTHORITIES MAY SUSPEND, REVOKE OR DENY A
16 PERMIT AND AGREEMENT IF IT IS DETERMINED BY THE COMMONWEALTH OR
17 A LOCAL AUTHORITY THAT THERE HAS BEEN A VIOLATION OF THIS
18 SECTION, PERTINENT REGULATION OR AGREEMENT, NOTWITHSTANDING ANY
19 OTHER PROVISION OF THIS SECTION.

20 SECTION 33.1. SECTION 4962 OF TITLE 75 IS AMENDED BY ADDING
21 A SUBSECTION TO READ:

22 § 4962. CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES.

23 * * *

24 (F.3) ADDITIONAL AUTHORIZED TRAVEL PERIODS.--WITH RESPECT TO
25 OVERSIZED VEHICLES (OVER-LENGTH, OVER-WIDTH, OR OVER-HEIGHT), A
26 PERMITTED VEHICLE, COMBINATION OR LOAD MAY OPERATE UNDER A
27 PERMIT FROM SUNRISE TO SUNSET EVERY DAY OF THE WEEK EXCEPT AS
28 FOLLOWS:

29 (1) DURING A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
30 REGULATIONS OR IN THE PERMIT.

1 (2) DURING INCLEMENT WEATHER AS DEFINED IN DEPARTMENT
2 REGULATIONS.

3 (3) IN URBANIZED AREAS AS SPECIFIED IN DEPARTMENT
4 REGULATIONS OR THE PERMIT.

5 (4) AS RESTRICTED BY THE PERMIT.

6 * * *

7 SECTION 34. SECTION 4968 (A.1) (3), (A.2) (4) AND (B) OF TITLE
8 75 ARE AMENDED TO READ:

9 § 4968. PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE.

10 (A.1) GENERAL RULE.--AN ANNUAL PERMIT MAY BE ISSUED
11 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF:

12 * * *

13 (3) AIRCRAFT REFUELING VEHICLES OR VEHICLES AND
14 COMBINATIONS CARRYING [RAW] MILK, RAW COAL, FLAT-ROLLED STEEL
15 COILS, STEEL SLABS, HOT INGOTS, A HOT BOX, PULPWOOD AND WOOD
16 CHIPS, RAW WATER OR CRYOGENIC LIQUID WHICH EXCEED THE MAXIMUM
17 WEIGHT SPECIFIED IN SUBCHAPTER C WHILE THEY ARE IN THE COURSE
18 OF MANUFACTURE AND UNDER CONTRACT WITH OR UNDER THE DIRECT
19 CONTROL OF THE MANUFACTURER, PROVIDED THAT THEY DO NOT EXCEED
20 THE MAXIMUM HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B
21 UNLESS THEY ALSO QUALIFY UNDER PARAGRAPH (1), SUBJECT TO THE
22 PROVISIONS IN SUBSECTION (A.2).

23 (A.2) SPECIFICATIONS.--

24 * * *

25 (4) A COMBINATION OF VEHICLES WHICH IS HAULING [RAW]
26 MILK TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE
27 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
28 THEIR RESPECTIVE JURISDICTIONS 24 HOURS A DAY, SEVEN DAYS A
29 WEEK, EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN
30 DEPARTMENT REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED

1 95,000 POUNDS AND THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT
2 EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE
3 OF MOVEMENT UPON AN INTERSTATE HIGHWAY. AN APPLICATION TO THE
4 DEPARTMENT FOR THE MOVEMENT OF MILK, EXCEPT FOR RAW MILK,
5 SHALL DESIGNATE THE ROUTE THE APPLICANT REQUESTS TO USE.

6 * * *

7 (B) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
8 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
9 SUBSECTION:

10 "BULK MILK." THE TERM SHALL MEAN MILK, AS DEFINED IN SECTION
11 1 OF THE ACT OF JULY 2, 1935 (P.L.589, NO.210), REFERRED TO AS
12 THE MILK SANITATION LAW, WHICH IS NOT TRANSPORTED IN PACKAGES.

13 "CONDENSED MILK" AND "EVAPORATED MILK." THE TERM SHALL MEAN
14 MANUFACTURED DAIRY PRODUCTS AS DEFINED IN SECTION 1 OF THE MILK
15 SANITATION LAW, WHICH IS NOT TRANSPORTED IN PACKAGES.

16 "HOT BOX." CONSISTS OF AN ENCLOSURE CONSISTING OF WELDED
17 STEEL PLATE CHAINED TO A SEMITRAILER WITH A REMOVABLE LID LINED
18 WITH REFRACTION FOR PURPOSES OF INSULATION AND RETENTION OF
19 HEAT.

20 "MILK." THE TERM SHALL MEAN ANY OF THE FOLLOWING:

21 (1) BULK MILK.

22 (2) EVAPORATED MILK.

23 (3) RAW MILK.

24 (4) CONDENSED MILK.

25 "RAW MILK." HAS THE MEANING GIVEN TO IT IN THE ACT OF JULY
26 2, 1935 (P.L.589, NO.210), REFERRED TO AS THE MILK SANITATION
27 LAW.

28 SECTION 35. SECTION 6110 OF TITLE 75 IS AMENDED TO READ:
29 § 6110. REGULATION OF TRAFFIC ON PENNSYLVANIA TURNPIKE.

30 (A) GENERAL RULE.--THE PROVISIONS OF THIS TITLE APPLY UPON

1 ANY TURNPIKE OR HIGHWAY UNDER THE SUPERVISION AND CONTROL OF THE
2 PENNSYLVANIA TURNPIKE COMMISSION UNLESS SPECIFICALLY MODIFIED BY
3 RULES AND REGULATIONS PROMULGATED BY THE COMMISSION WHICH SHALL
4 BECOME EFFECTIVE ONLY UPON PUBLICATION IN ACCORDANCE WITH LAW. A
5 COPY OF THE RULES AND REGULATIONS, SO LONG AS THEY ARE
6 EFFECTIVE, SHALL BE POSTED AT ALL ENTRANCES TO THE TURNPIKE OR
7 HIGHWAY FOR THE INSPECTION OF PERSONS USING THE TURNPIKE OR
8 HIGHWAY. THIS SECTION DOES NOT AUTHORIZE THE ESTABLISHMENT OF A
9 MAXIMUM SPEED LIMIT GREATER THAN 55 MILES PER HOUR, EXCEPT THAT
10 A 65-MILES-PER-HOUR OR 70-MILES-PER-HOUR MAXIMUM SPEED LIMIT FOR
11 ALL VEHICLES MAY BE ESTABLISHED WHERE THE COMMISSION HAS POSTED
12 A 65-MILES-PER-HOUR OR 70-MILES-PER-HOUR SPEED LIMIT.

13 (A.1) POSTING.--NO MAXIMUM SPEED LIMIT ESTABLISHED UNDER
14 SUBSECTION [(A) (1) OR (2)] (A) SHALL BE EFFECTIVE UNLESS POSTED
15 ON FIXED OR VARIABLE OFFICIAL TRAFFIC-CONTROL DEVICES ERECTED
16 AFTER EACH INTERCHANGE ON THE PORTION OF HIGHWAY ON WHICH THE
17 SPEED LIMIT IS IN EFFECT AND WHEREVER ELSE THE COMMISSION SHALL
18 DETERMINE.

19 (B) PENALTIES.--

20 (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, ANY
21 PERSON VIOLATING ANY OF THE RULES AND REGULATIONS OF THE
22 PENNSYLVANIA TURNPIKE COMMISSION FOR WHICH NO PENALTY HAS
23 OTHERWISE BEEN PROVIDED BY STATUTE COMMITS A SUMMARY OFFENSE
24 AND SHALL, UPON CONVICTION, BE SENTENCED TO PAY A FINE OF
25 \$25.

26 [(2) ANY PERSON VIOLATING ANY OF THE RULES AND
27 REGULATIONS OF THE COMMISSION PROHIBITING FARE EVASION OR
28 ATTEMPTED FARE EVASION COMMITS A SUMMARY OFFENSE AND SHALL,
29 UPON CONVICTION, BE SENTENCED TO PAY A FINE ACCORDING TO THE
30 CLASSIFICATION BY THE COMMISSION OF THE VEHICLE DRIVEN BY

1 THAT PERSON AT THE TIME OF VIOLATION AS FOLLOWS:

2 (I) CLASS 1 THROUGH 2: \$100.

3 (II) CLASS 3 THROUGH 6: \$500.

4 (III) CLASS 7 AND HIGHER: \$1,000.

5 (3) IN ADDITION TO THE FINES IMPOSED UNDER THIS
6 SUBSECTION, RESTITUTION SHALL BE MADE TO THE COMMISSION IN AN
7 AMOUNT EQUAL TO THE FULL FARE, FOR THE APPROPRIATE VEHICLE
8 CLASS, FROM THE FARTHEST POINT OF ENTRY ON THE TURNPIKE TO
9 THE ACTUAL POINT OF EXIT.]

10 SECTION 35.1. TITLE 75 IS AMENDED BY ADDING SECTIONS TO
11 READ:

12 § 6110.1. FARE EVASION.

13 (A) PENALTY.--A PERSON THAT VIOLATES A REGULATION OF THE
14 PENNSYLVANIA TURNPIKE COMMISSION PROHIBITING FARE EVASION OR
15 ATTEMPTED FARE EVASION COMMITS A SUMMARY OFFENSE AND SHALL, UPON
16 CONVICTION, BE SENTENCED TO PAY A FINE ACCORDING TO THE
17 CLASSIFICATION BY THE COMMISSION OF THE VEHICLE DRIVEN BY THAT
18 PERSON AT THE TIME OF VIOLATION AS FOLLOWS:

19 (1) CLASS 1 THROUGH 2: \$100.

20 (2) CLASS 3 THROUGH 6: \$500.

21 (3) CLASS 7 AND HIGHER: \$1,000.

22 (B) AFFIRMATIVE ACTION.--A PERSON THAT INTENTIONALLY OR
23 KNOWINGLY TAKES AN AFFIRMATIVE ACTION IN AN ATTEMPT TO EVADE
24 TOLLS INCURRED FOR TRAVEL UPON THE PENNSYLVANIA TURNPIKE OR A
25 ROAD UNDER ITS CONTROL COMMITS A MISDEMEANOR OF THE THIRD DEGREE
26 AND SHALL, UPON CONVICTION, BE SENTENCED TO:

27 (1) PAY A FINE OF \$3,000 FOR A FIRST OFFENSE; AND

28 (2) PAY A FINE OF \$6,500 OR TO IMPRISONMENT OF NOT MORE
29 THAN SIX MONTHS, OR BOTH, FOR A SECOND OR SUBSEQUENT OFFENSE.

30 (C) CONSTRUCTION.--PROSECUTION OF A VIOLATION OF THIS

1 SECTION SHALL NOT PRECLUDE PROSECUTION UNDER SECTION 1332
2 (RELATING TO DISPLAY OF REGISTRATION PLATE), SECTION 7122
3 (RELATING TO ALTERED, FORGED OR COUNTERFEIT DOCUMENTS AND
4 PLATES) OR SECTION 7124 (RELATING TO FRAUDULENT USE OR REMOVAL
5 OF REGISTRATION PLATE).

6 (D) RESTITUTION.--IN ADDITION TO THE FINES IMPOSED UNDER
7 THIS SECTION, RESTITUTION SHALL BE MADE TO THE COMMISSION IN AN
8 AMOUNT EQUAL TO THE FULL FARE, FOR THE APPROPRIATE VEHICLE
9 CLASS, FROM THE FARTHEST POINT OF ENTRY ON THE TURNPIKE TO THE
10 ACTUAL POINT OF EXIT.

11 (E) DEPOSIT OF FINES.--NOTWITHSTANDING THE PROVISION OF ANY
12 OTHER LAW, THE FINES COLLECTED UNDER SUBSECTIONS (A) AND (B)
13 SHALL BE DEPOSITED INTO THE MOTOR LICENSE FUND.

14 (F) DEFINITION.--AS USED IN THIS SECTION, THE TERM
15 "AFFIRMATIVE ACTION" INCLUDES:

16 (1) REMOVING A LICENSE PLATE FROM A VEHICLE TO IMPEDE
17 ELECTRONIC TOLL COLLECTION;

18 (2) INSTALLING A MECHANISM WHICH ROTATES, CHANGES,
19 BLOCKS OR OTHERWISE MECHANICALLY ALTERS THE ABILITY OF A
20 LICENSE PLATE TO BE READ BY A VIOLATION ENFORCEMENT SYSTEM;

21 (3) INSTALLING A MECHANICAL APPARATUS UPON A VEHICLE
22 WHICH SERVES THE SOLE PURPOSE OF MASKING, HIDING OR
23 MANIPULATING THE TRUE WEIGHT OF THE VEHICLE AS IT APPEARS TO
24 A MECHANICAL SCALE;

25 (4) CONSPIRING WITH AN INDIVIDUAL OR GROUP OF
26 INDIVIDUALS TO ALTER, LOWER OR EVADE PAYMENT OF CORRECT
27 TOLLS; AND

28 (5) UNAUTHORIZED USE OF A PENNSYLVANIA TURNPIKE PRIVATE
29 GATE ACCESS OR OTHERWISE UNAUTHORIZED MOVEMENT ENTERING OR
30 EXITING THE TURNPIKE OTHER THAN AT APPROVED INTERCHANGES.

1 § 6118. MUNICIPAL POLICE OFFICER EDUCATION AND TRAINING.
2 BEGINNING JULY 1, 2014, AND EACH YEAR THEREAFTER, THE SUM OF
3 \$5,000,000 IS APPROPRIATED ANNUALLY TO THE PENNSYLVANIA STATE
4 POLICE FROM THE MOTOR LICENSE FUND TO MAKE PAYMENTS UNDER 53
5 PA.C.S. § 2170 (RELATING TO REIMBURSEMENT OF EXPENSES)
6 CONSISTENT WITH THE REQUIREMENTS OF SECTION 11 OF ARTICLE VIII
7 OF THE CONSTITUTION OF PENNSYLVANIA. IF MONEY IS NOT AVAILABLE
8 TO MAKE FULL PAYMENTS, THE MUNICIPAL POLICE OFFICERS' EDUCATION
9 AND TRAINING COMMISSION SHALL MAKE PAYMENTS ON A PRO RATA BASIS.

10 SECTION 35.2. SECTION 6506 OF TITLE 75 IS AMENDED TO READ:
11 § 6506. SURCHARGE.

12 (A) LEVY AND IMPOSITION.--IN ADDITION TO ANY FINES, FEES OR
13 PENALTIES LEVIED OR IMPOSED AS PROVIDED BY LAW, UNDER THIS TITLE
14 OR ANY OTHER STATUTE, A SURCHARGE SHALL BE LEVIED FOR
15 DISPOSITION IN ACCORDANCE WITH SUBSECTION (B) AS FOLLOWS:

16 (1) UPON CONVICTION FOR ANY VIOLATION OF THE PROVISIONS
17 OF THIS TITLE OR OTHER STATUTE OF THE COMMONWEALTH, OR
18 REGULATIONS PROMULGATED UNDER THIS TITLE, WHICH IS A TRAFFIC
19 VIOLATION AND WHICH IS NOT INCLUDED WITHIN THE PROVISIONS OF
20 PARAGRAPHS (2) THROUGH (7), EXCLUSIVE OF PARKING OFFENSES, A
21 SURCHARGE OF [\$30] \$45.

22 (2) UPON CONVICTION FOR A VIOLATION OF THE FOLLOWING
23 PROVISIONS OF THIS TITLE, A SURCHARGE OF [\$40] \$60:

24 (I) SECTION 3306(A)(1) (RELATING TO LIMITATIONS ON
25 DRIVING ON LEFT SIDE OF ROADWAY).

26 (II) SECTION 3745 (RELATING TO ACCIDENTS INVOLVING
27 DAMAGE TO UNATTENDED VEHICLE OR PROPERTY).

28 (3) UPON CONVICTION FOR A VIOLATION OF SECTION 3345(A)
29 (RELATING TO MEETING OR OVERTAKING SCHOOL BUS), A SURCHARGE
30 OF [\$50] \$75.

1 (4) UPON CONVICTION FOR A VIOLATION OF SECTION 3362
2 (RELATING TO MAXIMUM SPEED LIMITS), THE FOLLOWING APPLICABLE
3 SURCHARGE:

4 (I) [\$30] \$45 FOR EXCEEDING THE MAXIMUM SPEED LIMIT
5 BY 6 TO 10 MILES PER HOUR OR 11 TO 15 MILES PER HOUR.

6 (II) [\$40] \$60 FOR EXCEEDING THE MAXIMUM SPEED LIMIT
7 BY 16 TO 25 MILES PER HOUR.

8 (III) [\$50] \$75 FOR EXCEEDING THE MAXIMUM SPEED
9 LIMIT BY AT LEAST 26 MILES PER HOUR.

10 (5) UPON CONVICTION FOR VIOLATION OF SECTION 4902
11 (RELATING TO RESTRICTIONS ON USE OF HIGHWAYS AND BRIDGES),
12 SUBCHAPTER C OF CHAPTER 49 (RELATING TO MAXIMUM WEIGHTS OF
13 VEHICLES) OR SUBCHAPTER E OF CHAPTER 49 (RELATING TO
14 MEASURING AND ADJUSTING VEHICLE SIZE AND WEIGHT), A SURCHARGE
15 OF [\$150] \$225.

16 (6) UPON CONVICTION FOR VIOLATION OF CHAPTER 47
17 (RELATING TO INSPECTION OF VEHICLES), BY THE OWNER OR
18 OPERATOR OR DRIVER OF A VEHICLE WHICH IS SUBJECT TO THE
19 PROVISIONS OF CHAPTER 49 (RELATING TO SIZE, WEIGHT AND LOAD),
20 A SURCHARGE OF [\$30] \$45.

21 (7) UPON CONVICTION OF OFFENSES UNDER SECTION 1543(B)
22 (1.1) (RELATING TO DRIVING WHILE OPERATING PRIVILEGE IS
23 SUSPENDED OR REVOKED), 3802 (RELATING TO DRIVING UNDER
24 INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCE) OR 3808(A)(2)
25 (RELATING TO ILLEGALLY OPERATING A MOTOR VEHICLE NOT EQUIPPED
26 WITH IGNITION INTERLOCK), OR UPON ADMISSION TO PROGRAMS FOR
27 ACCELERATED REHABILITATIVE DISPOSITION FOR OFFENSES
28 ENUMERATED IN SECTION 1543(B)(1.1), 3802 OR 3808(A)(2), A
29 SURCHARGE, RESPECTIVELY, OF:

30 (I) [\$50] \$75 FOR THE FIRST OFFENSE.

1 (II) [\$100] \$150 FOR THE SECOND OFFENSE.
2 (III) [\$200] \$300 FOR THE THIRD OFFENSE.
3 (IV) [\$300] \$450 FOR THE FOURTH AND SUBSEQUENT
4 OFFENSES.

5 (8) UPON CONVICTION, IN A CITY OF THE FIRST CLASS, OF
6 ANY VIOLATION OF THIS TITLE, A SURCHARGE OF \$10.

7 (9) UPON CONVICTION OF ANY VIOLATION OF THIS TITLE IN A
8 CITY OF THE SECOND CLASS, A SURCHARGE OF \$10.

9 THE PROVISIONS OF THIS SUBSECTION SHALL NOT APPLY TO ANY
10 VIOLATION COMMITTED BY THE OPERATOR OF A MOTORCYCLE, MOTOR-
11 DRIVEN CYCLE, PEDALCYCLE, MOTORIZED PEDALCYCLE OR RECREATIONAL
12 VEHICLE NOT INTENDED FOR HIGHWAY USE.

13 (B) DISPOSITION.--

14 (1) NOTWITHSTANDING ANY OTHER STATUTORY PROVISION:

15 (I) ALL SURCHARGES LEVIED AND COLLECTED UNDER
16 SUBSECTION (A) (1) BY ANY DIVISION OF THE UNIFIED JUDICIAL
17 SYSTEM SHALL BE REMITTED TO THE COMMONWEALTH FOR DEPOSIT
18 IN THE GENERAL FUND.

19 (II) ALL SURCHARGES LEVIED AND COLLECTED UNDER
20 SUBSECTIONS (A) (2) THROUGH (7) BY ANY DIVISION OF THE
21 UNIFIED JUDICIAL SYSTEM SHALL BE REMITTED TO THE
22 COMMONWEALTH FOR DEPOSIT IN THE PENNSYLVANIA
23 TRANSPORTATION TRUST FUND.

24 (III) ALL SURCHARGES LEVIED AND COLLECTED UNDER
25 SUBSECTION (A) (8) AND (9) BY ANY DIVISION OF THE UNIFIED
26 JUDICIAL SYSTEM SHALL BE REMITTED TO THE APPROPRIATE
27 TOWING AND STORAGE AGENT AS SET FORTH IN SECTION
28 6309.2(E) (RELATING TO IMMOBILIZATION, TOWING AND STORAGE
29 OF VEHICLE FOR DRIVING WITHOUT OPERATING PRIVILEGES OR
30 REGISTRATION) FOR PURPOSES OF FUNDING ITS COSTS

1 ASSOCIATED WITH SUBCHAPTER A OF CHAPTER 63 (RELATING TO
2 GENERAL PROVISIONS).

3 (IV) IF THE FINES, FEES OR PENALTIES ARE BEING PAID
4 IN INSTALLMENTS, THE SURCHARGE SHALL BE REMITTED ON EACH
5 INSTALLMENT ON A PRO RATA BASIS.

6 (2) (RESERVED).

7 SECTION 36. THE DEFINITION OF "ANNUAL ADDITIONAL PAYMENTS,"
8 "ANNUAL BASE PAYMENTS" AND "SCHEDULED ANNUAL COMMISSION
9 CONTRIBUTIONS" IN SECTION 8901 OF TITLE 75 ARE AMENDED TO READ:
10 § 8901. DEFINITIONS.

11 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
12 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
13 CONTEXT CLEARLY INDICATES OTHERWISE:

14 "ANNUAL ADDITIONAL PAYMENTS." AS FOLLOWS:

15 (1) DURING THE CONVERSION PERIOD AND AFTER THE
16 CONVERSION DATE, AN AMOUNT EQUAL TO THE SCHEDULED ANNUAL
17 COMMISSION CONTRIBUTION, MINUS THE SUM OF:

18 (I) \$200,000,000 PAID AS ANNUAL BASE PAYMENTS;

19 (II) ANY INTERSTATE 80 SAVINGS FOR THAT FISCAL YEAR.

20 (2) IF THE CONVERSION PERIOD HAS EXPIRED AND A
21 CONVERSION NOTICE HAS NOT BEEN RECEIVED BY THE SECRETARY, IN
22 EACH SUBSEQUENT FISCAL YEAR UNTIL THE END OF THE TERM OF THE
23 LEASE AGREEMENT, THE ANNUAL ADDITIONAL PAYMENTS SHALL BE
24 \$250,000,000. NO ANNUAL ADDITIONAL PAYMENTS SHALL BE DUE
25 AFTER FISCAL YEAR 2021-2022.

26 "ANNUAL BASE PAYMENTS." AN AMOUNT EQUAL TO THE SUM OF THE
27 FOLLOWING:

28 (1) ANNUAL DEBT SERVICE ON OUTSTANDING BONDS ISSUED
29 UNDER SECTION 9511.2 (RELATING TO SPECIAL REVENUE BONDS)
30 PAYABLE AS REQUIRED PURSUANT TO THE BONDS.

1 (2) TWO HUNDRED MILLION DOLLARS PAYABLE ANNUALLY THROUGH
2 FISCAL YEAR 2021-2022 IN FOUR EQUAL INSTALLMENTS EACH DUE THE
3 LAST BUSINESS DAY OF EACH JULY, OCTOBER, JANUARY AND APRIL.

4 (3) FOR FISCAL YEAR 2022-2023 AND EACH FISCAL YEAR
5 THEREAFTER, THE AMOUNT SHALL BE \$50,000,000 PAYABLE ANNUALLY
6 FROM THEN CURRENT REVENUE.

7 * * *

8 "SCHEDULED ANNUAL COMMISSION CONTRIBUTION." THE FOLLOWING
9 AMOUNTS:

10 (1) \$750,000,000 IN FISCAL YEAR 2007-2008.

11 (2) \$850,000,000 IN FISCAL YEAR 2008-2009.

12 (3) \$900,000,000 IN FISCAL YEAR 2009-2010.

13 (4) FOR FISCAL YEAR 2010-2011 [AND EACH FISCAL YEAR
14 THEREAFTER] THROUGH FISCAL YEAR 2021-2022, THE AMOUNT SHALL
15 BE THE AMOUNT CALCULATED FOR THE PREVIOUS YEAR INCREASED BY
16 2.5%, EXCEPT THAT THE AMOUNT SHALL BE EQUAL TO THE ANNUAL
17 BASE PAYMENTS PLUS \$250,000,000 IF THE CONVERSION NOTICE IS
18 NOT RECEIVED BY THE SECRETARY PRIOR TO THE EXPIRATION OF THE
19 CONVERSION PERIOD. FOR FISCAL YEAR 2014-2015 AND EACH FISCAL
20 YEAR THEREAFTER THROUGH FISCAL YEAR 2021-2022, AT LEAST
21 \$30,000,000 OF THIS AMOUNT SHALL BE PAID FROM THEN CURRENT
22 REVENUE.

23 (5) FOR FISCAL YEAR 2022-2023 AND EACH FISCAL YEAR
24 THEREAFTER, THE AMOUNT SHALL BE \$50,000,000 PAYABLE ANNUALLY
25 FROM THEN CURRENT REVENUE.

26 SECTION 37. SECTION 8915.6(A) OF TITLE 75 IS AMENDED TO
27 READ:

28 § 8915.6. DEPOSIT AND DISTRIBUTION OF FUNDS.

29 (A) DEPOSITS.--UPON RECEIPT BY THE DEPARTMENT, THE FOLLOWING
30 AMOUNTS FROM THE SCHEDULED ANNUAL COMMISSION CONTRIBUTION SHALL

1 BE DEPOSITED IN THE MOTOR LICENSE FUND:

2 (1) FOR FISCAL YEAR 2007-2008, \$450,000,000.

3 (2) FOR FISCAL YEAR 2008-2009, \$500,000,000.

4 (3) FOR FISCAL YEAR 2009-2010, \$500,000,000.

5 (4) FOR FISCAL YEAR 2010-2011 [AND EACH FISCAL YEAR
6 THEREAFTER], THROUGH FISCAL YEAR 2013-2014, THE AMOUNT
7 CALCULATED FOR THE PREVIOUS YEAR INCREASED BY 2.5%.

8 (5) FOR FISCAL YEAR 2014-2015 AND EACH FISCAL YEAR
9 THEREAFTER, \$0.

10 * * *

11 SECTION 38. (RESERVED).

12 SECTION 39. (RESERVED).

13 SECTION 40. THE DEFINITION OF "AVERAGE WHOLESALE PRICE" IN
14 SECTION 9002 OF TITLE 75 IS AMENDED TO READ:

15 § 9002. DEFINITIONS.

16 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
17 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
18 CONTEXT CLEARLY INDICATES OTHERWISE:

19 * * *

20 "AVERAGE WHOLESALE PRICE." [THE AVERAGE WHOLESALE PRICE PER
21 GALLON OF ALL TAXABLE LIQUID FUELS AND FUELS, EXCLUDING THE
22 FEDERAL EXCISE TAX AND ALL LIQUID FUELS TAXES, AS DETERMINED BY
23 THE DEPARTMENT OF REVENUE FOR THE 12-MONTH PERIOD ENDING ON THE
24 SEPTEMBER 30 IMMEDIATELY PRIOR TO JANUARY 1 OF THE YEAR FOR
25 WHICH THE RATE IS TO BE SET. IN NO CASE SHALL THE AVERAGE
26 WHOLESALE PRICE BE LESS THAN 90¢ NOR MORE THAN \$1.25 PER
27 GALLON.] THE AVERAGE WHOLESALE PRICE OF ALL TAXABLE LIQUID FUELS
28 AND FUELS, EXCLUDING THE FEDERAL EXCISE TAX AND ALL LIQUID FUELS
29 TAXES SHALL BE AS FOLLOWS:

30 (1) AFTER DECEMBER 31, 2013, AND BEFORE JANUARY 1, 2015,

1 THE AVERAGE WHOLESALE PRICE SHALL BE \$1.87 PER GALLON.

2 (2) AFTER DECEMBER 31, 2014, AND BEFORE JANUARY 1, 2017,
3 THE AVERAGE WHOLESALE PRICE SHALL BE \$2.49 PER GALLON.

4 (3) AFTER DECEMBER 31, 2016, THE AVERAGE WHOLESALE PRICE
5 SHALL BE AS DETERMINED BY THE DEPARTMENT OF REVENUE FOR THE
6 12-MONTH PERIOD ENDING ON THE SEPTEMBER 30 IMMEDIATELY PRIOR
7 TO JANUARY 1 OF THE YEAR FOR WHICH THE RATE IS TO BE SET. IN
8 NO CASE SHALL THE AVERAGE WHOLESALE PRICE BE LESS THAN \$2.99
9 PER GALLON.

10 * * *

11 SECTION 40.1. SECTION 9004 (A), (B), (C) INTRODUCTORY
12 PARAGRAPH AND (E) INTRODUCTORY PARAGRAPH OF TITLE 75 ARE AMENDED
13 TO READ:

14 § 9004. IMPOSITION OF TAX, EXEMPTIONS AND DEDUCTIONS.

15 (A) [LIQUID FUELS AND FUELS TAX.--A PERMANENT STATE TAX OF
16 12¢ A GALLON OR FRACTIONAL PART THEREOF IS IMPOSED AND ASSESSED
17 UPON ALL LIQUID FUELS AND FUELS USED OR SOLD AND DELIVERED BY
18 DISTRIBUTORS WITHIN THIS COMMONWEALTH.] (RESERVED).

19 (B) OIL COMPANY FRANCHISE TAX FOR HIGHWAY MAINTENANCE AND
20 CONSTRUCTION.--[IN ADDITION TO THE TAX IMPOSED BY SUBSECTION
21 (A), THE] THE TAX IMPOSED BY CHAPTER 95 (RELATING TO TAXES FOR
22 HIGHWAY MAINTENANCE AND CONSTRUCTION) SHALL [ALSO] BE IMPOSED
23 AND COLLECTED ON LIQUID FUELS AND FUELS, ON A CENTS-PER-GALLON
24 EQUIVALENT BASIS, UPON ALL GALLONS OF LIQUID FUELS AND FUELS [AS
25 ARE TAXABLE UNDER SUBSECTION (A)] USED OR SOLD AND DELIVERED BY
26 DISTRIBUTORS WITHIN THIS COMMONWEALTH.

27 (C) AVIATION GASOLINE TAX.--IN LIEU OF THE TAXES UNDER
28 [SUBSECTIONS (A) AND] SUBSECTION (B):

29 * * *

30 (E) EXCEPTIONS.--THE TAX IMPOSED UNDER SUBSECTIONS [(A),]

1 (B), (C) AND (D) SHALL NOT APPLY TO LIQUID FUELS, FUELS OR
2 ALTERNATIVE FUELS:

3 * * *

4 SECTION 40.2. SECTION 9006(B) (2) OF TITLE 75 IS AMENDED TO
5 READ:

6 § 9006. DISTRIBUTOR'S REPORT AND PAYMENT OF TAX.

7 * * *

8 (B) COMPUTATION AND PAYMENT OF TAX.--

9 * * *

10 (2) THE DISCOUNT UNDER PARAGRAPH (1) SHALL NOT BE
11 COMPUTED ON ANY TAX IMPOSED AND REMITTED WITH RESPECT TO THE
12 OIL COMPANY FRANCHISE TAX IMPOSED UNDER SECTIONS 9004(B)
13 (RELATING TO IMPOSITION OF TAX, EXEMPTIONS AND DEDUCTIONS)
14 AND 9502 (RELATING TO IMPOSITION OF TAX), EXCEPT WITH RESPECT
15 TO THE OIL COMPANY FRANCHISE TAX IMPOSED UNDER SECTION
16 9502(A) (5) (RELATING TO IMPOSITION OF TAX).

17 * * *

18 SECTION 40.3. SECTION 9010(A), (B) (1) AND (E) (3) OF TITLE 75
19 ARE AMENDED TO READ:

20 § 9010. DISPOSITION AND USE OF TAX.

21 (A) [PAYMENT TO LIQUID FUELS TAX FUND.--ONE-HALF CENT PER
22 GALLON OF THE TAX COLLECTED UNDER SECTION 9004(A) (RELATING TO
23 IMPOSITION OF TAX, EXEMPTIONS AND DEDUCTIONS) SHALL BE PAID INTO
24 THE LIQUID FUELS TAX FUND OF THE STATE TREASURY. THE MONEY PAID
25 INTO THAT FUND IS SPECIFICALLY APPROPRIATED FOR THE PURPOSES SET
26 FORTH IN THIS CHAPTER.] (RESERVED).

27 (B) PAYMENT TO COUNTIES.--

28 (1) THE MONEY PAID INTO THE LIQUID FUELS TAX FUND UNDER
29 SECTION 9502(A) (5) (I) (RELATING TO IMPOSITION OF TAX), EXCEPT
30 THAT WHICH IS REFUNDED, SHALL BE PAID TO THE RESPECTIVE

1 COUNTIES OF THIS COMMONWEALTH ON JUNE 1 AND DECEMBER 1 OF
2 EACH YEAR IN THE RATIO THAT THE AVERAGE AMOUNT RETURNED TO
3 EACH COUNTY DURING THE THREE PRECEDING YEARS BEARS TO THE
4 AVERAGE AMOUNT RETURNED TO ALL COUNTIES DURING THE THREE
5 PRECEDING YEARS.

6 * * *

7 (E) APPROPRIATION.--

8 * * *

9 (3) THE [REMAINING TAX COLLECTED UNDER SECTION 9004(A),
10 THE] TAX OF 1 1/2¢ A GALLON IMPOSED AND ASSESSED ON LIQUID
11 FUELS USED OR SOLD AND DELIVERED FOR USE AS A FUEL IN
12 PROPELLER-DRIVEN AIRCRAFT OR AIRCRAFT ENGINES, THE TAX OF 1
13 1/2¢ A GALLON ON LIQUID FUELS USED OR SOLD AND DELIVERED FOR
14 USE AS A FUEL IN JET OR TURBOJET-PROPELLED AIRCRAFT OR
15 AIRCRAFT ENGINES IN LIEU OF OTHER TAXES, ALL PENALTIES AND
16 INTERESTS AND ALL INTEREST EARNED ON DEPOSITS OF THE LIQUID
17 FUELS TAX FUND SHALL BE PAID INTO THE MOTOR LICENSE FUND.
18 THIS MONEY IS SPECIFICALLY APPROPRIATED FOR THE SAME PURPOSES
19 FOR WHICH MONEY IN THE MOTOR LICENSE FUND IS APPROPRIATED BY
20 LAW.

21 SECTION 40.4. SECTION 9017(C) (1) OF TITLE 75 IS AMENDED TO
22 READ:

23 § 9017. REFUNDS.

24 * * *

25 (C) MOTORBOATS AND WATERCRAFT.--

26 (1) WHEN THE TAX IMPOSED BY THIS CHAPTER AND SECTION
27 9502(A) (5) (RELATING TO IMPOSITION OF TAX) HAS BEEN PAID AND
28 THE FUEL ON WHICH THE TAX HAS BEEN IMPOSED HAS BEEN CONSUMED
29 IN THE OPERATION OF MOTORBOATS OR WATERCRAFT UPON THE WATERS
30 OF THIS COMMONWEALTH, INCLUDING WATERWAYS BORDERING ON THIS

1 COMMONWEALTH, THE FULL AMOUNT OF THE TAX SHALL BE REFUNDED TO
2 THE BOAT FUND ON PETITION TO THE BOARD IN ACCORDANCE WITH
3 PRESCRIBED PROCEDURES.

4 * * *

5 SECTION 40.5. TITLE 75 IS AMENDED BY ADDING A SECTION TO
6 READ:

7 § 9024. APPLICATION OF PREVAILING WAGE ACT TO LOCALLY FUNDED
8 HIGHWAY AND BRIDGE PROJECTS.

9 (A) PUBLIC WORK.--FOR LOCALLY FUNDED HIGHWAY AND BRIDGE
10 PROJECTS, THE TERM "PUBLIC WORK" AS USED IN THE ACT OF AUGUST
11 15, 1961 (P.L.987, NO.442), KNOWN AS THE PENNSYLVANIA PREVAILING
12 WAGE ACT, SHALL MEAN CONSTRUCTION, RECONSTRUCTION, DEMOLITION,
13 ALTERATION AND REPAIR WORK, OTHER THAN MAINTENANCE WORK, DONE
14 UNDER CONTRACT AND PAID FOR IN WHOLE OR IN PART OUT OF THE FUNDS
15 OF A PUBLIC BODY IF THE ESTIMATED COST OF THE TOTAL PROJECT IS
16 IN EXCESS OF \$100,000. THE TERM SHALL NOT INCLUDE WORK PERFORMED
17 UNDER A REHABILITATION OR MANPOWER TRAINING PROGRAM.

18 (B) APPLICABILITY.--THIS SECTION SHALL APPLY TO A CONTRACT
19 ENTERED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION.

20 (C) DEFINITION.--AS USED IN THIS SECTION, THE TERM "LOCALLY
21 FUNDED" MEANS A HIGHWAY OR BRIDGE PROJECT THAT IS FUNDED
22 ENTIRELY BY FUNDS:

23 (1) PAID TO COUNTIES UNDER SECTION 9010(B) (RELATING TO
24 DISPOSITION AND USE OF TAX), INCLUDING BORROWED FUNDS UNDER
25 SECTION 9010(B)(2)(II), WHETHER EXPENDED BY THE COUNTY OR
26 ALLOCATED OR APPORTIONED TO POLITICAL SUBDIVISIONS;

27 (2) ALLOCATED OR APPROPRIATED TO MUNICIPALITIES UNDER
28 THE ACT OF JUNE 1, 1956 (1955 P.L.1944, NO.655), REFERRED TO
29 AS THE LIQUID FUELS TAX MUNICIPAL ALLOCATION LAW;

30 (3) MADE AVAILABLE TO MUNICIPALITIES FROM THE HIGHWAY

1 BRIDGE IMPROVEMENT RESTRICTED ACCOUNT WITHIN THE MOTOR
2 LICENSE FUND FOR EXPENDITURE ON BRIDGE REHABILITATION,
3 REPLACEMENT AND REMOVAL PROJECTS PURSUANT TO THE ACT OF
4 DECEMBER 8, 1982 (P.L. 848, NO.235), KNOWN AS THE HIGHWAY-
5 RAILROAD AND HIGHWAY BRIDGE CAPITAL BUDGET ACT FOR 1982-1983,
6 AND ITS SUPPLEMENTS;

7 (4) AWARDED TO MUNICIPALITIES AS TRANSPORTATION
8 ENHANCEMENT GRANTS UNDER SECTION 3116 (RELATING TO AUTOMATED
9 RED LIGHT ENFORCEMENT SYSTEMS IN FIRST CLASS CITIES) OR 3117
10 (RELATING TO AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN
11 CERTAIN MUNICIPALITIES);

12 (5) ALLOCATED FROM MUNICIPAL BUDGETARY SOURCES USING
13 REVENUES DERIVED THROUGH MUNICIPAL TAXES OR FEES; OR

14 (6) ALLOCATED TO MUNICIPALITIES UNDER 58 PA.C.S.
15 (RELATING TO OIL AND GAS).

16 SECTION 41. SECTIONS 9106 HEADING, (A) AND (B), 9301 AND
17 9502(A) OF TITLE 75 ARE AMENDED TO READ:

18 § 9106. DIRT [AND GRAVEL], GRAVEL AND LOW-VOLUME ROAD
19 MAINTENANCE.

20 (A) STATEMENT OF PURPOSE.--IT IS THE INTENT AND PURPOSE OF
21 THIS SECTION:

22 (1) TO FUND SAFE, EFFICIENT AND ENVIRONMENTALLY SOUND
23 MAINTENANCE OF SECTIONS OF DIRT AND GRAVEL ROADS WHICH HAVE
24 BEEN IDENTIFIED AS SOURCES OF DUST AND SEDIMENT POLLUTION.

25 (2) TO ESTABLISH A DEDICATED AND EARMARKED FUNDING
26 MECHANISM THAT PROVIDES STREAMLINED APPROPRIATION TO THE
27 COUNTY LEVEL AND ENABLES LOCAL OFFICIALS TO ESTABLISH FISCAL
28 AND ENVIRONMENTAL CONTROLS.

29 (3) TO FUND SAFE, EFFICIENT AND ENVIRONMENTALLY SOUND
30 MAINTENANCE OF SECTIONS OF LOW-VOLUME ROADS THAT ARE SEALED

1 OR PAVED WITH AN AVERAGE DAILY TRAFFIC COUNT OF 500 VEHICLES
2 OR LESS.

3 (B) GENERAL RULE.--OF THE FUNDS AVAILABLE UNDER SECTION
4 9502 (A) (1) (RELATING TO IMPOSITION OF TAX), [\$1,000,000]
5 \$7,000,000 SHALL BE ANNUALLY DISTRIBUTED TO THE DEPARTMENT OF
6 CONSERVATION AND NATURAL RESOURCES FOR THE MAINTENANCE AND
7 MITIGATION OF DUST AND SEDIMENT POLLUTION FROM PARKS AND
8 FORESTRY ROADS. FUNDS IN THE AMOUNT OF [\$4,000,000] \$28,000,000
9 SHALL BE APPROPRIATED ANNUALLY TO THE STATE CONSERVATION
10 COMMISSION AND ADMINISTERED IN A NONLAPSING, NONTRANSFERABLE
11 ACCOUNT RESTRICTED TO MAINTENANCE AND IMPROVEMENT OF DIRT [AND
12 GRAVEL], GRAVEL AND LOW-VOLUME STATE AND MUNICIPAL ROADS. THE
13 STATE CONSERVATION COMMISSION SHALL APPORTION THE FUNDS BASED ON
14 WRITTEN CRITERIA IT DEVELOPS TO ESTABLISH PRIORITIES BASED ON
15 PREVENTING DUST AND SEDIMENT POLLUTION. IN THE FIRST FISCAL
16 YEAR, TOP PRIORITY SHALL BE GIVEN TO SPECIFIC TROUBLE SPOT
17 LOCATIONS ALREADY MAPPED BY THE TASK FORCE ON DIRT AND GRAVEL
18 ROADS AND AVAILABLE FROM THE DEPARTMENT. A MINIMUM OF \$8,000,000
19 OF THE TOTAL APPROPRIATED ANNUALLY SHALL BE FOR MAINTENANCE AND
20 IMPROVEMENT OF LOW-VOLUME ROADS.

21 * * *

22 § 9301. SUPPLEMENTAL FUNDING FOR MUNICIPAL HIGHWAY MAINTENANCE.

23 (A) ANNUAL APPROPRIATION.--THE GENERAL ASSEMBLY SHALL
24 ANNUALLY APPROPRIATE, BEGINNING WITH THE 1980-1981 FISCAL YEAR,
25 THE SUM OF \$5,000,000 FOR SUPPLEMENTAL PAYMENTS TO
26 MUNICIPALITIES TO ASSIST IN THE MAINTENANCE AND CONSTRUCTION
27 COSTS OF MUNICIPAL ROADS. THE MONEYS APPROPRIATED BY AUTHORITY
28 OF THIS SECTION SHALL BE DISTRIBUTED TO MUNICIPALITIES IN
29 ACCORDANCE WITH THE PROVISIONS OF THE ACT OF JUNE 1, 1956 (1955
30 P.L.1944, NO.655), [ENTITLED "AN ACT PROVIDING A PERMANENT

1 ALLOCATION OF A PART OF THE FUELS AND LIQUIDS FUELS TAX PROCEEDS
2 TO CITIES, BOROUGH, INCORPORATED TOWNS AND TOWNSHIPS, FOR THEIR
3 ROAD, STREET AND BRIDGE PURPOSES; CONFERRING POWERS AND IMPOSING
4 DUTIES ON LOCAL OFFICERS AND THE DEPARTMENT OF HIGHWAYS; AND
5 MAKING AN APPROPRIATION OUT OF THE MOTOR LICENSE FUND; AND
6 REPEALING EXISTING LEGISLATION."] REFERRED TO AS THE LIQUID
7 FUELS TAX MUNICIPAL ALLOCATION LAW.

8 (B) COUNTY ALLOCATION SUPPLEMENT.--COMMENCING JULY 1, 2014,
9 THE AMOUNT OF \$5,000,000 IS APPROPRIATED OUT OF THE MOTOR
10 LICENSE FUND TO COUNTIES ANNUALLY. THE FOLLOWING SHALL APPLY:

11 (1) THE DISTRIBUTION SHALL BE IN THE RATIO OF:

12 (I) THE SQUARE FOOTAGE OF DECK AREA OF A COUNTY'S
13 COUNTY-OWNED BRIDGES; TO

14 (II) THE TOTAL SQUARE FOOTAGE OF DECK AREA OF
15 COUNTY-OWNED BRIDGES THROUGHOUT THIS COMMONWEALTH.

16 (2) THE AMOUNT OF SQUARE FOOTAGE UNDER PARAGRAPH (1) (I)
17 SHALL BE THE AMOUNT REPORTED AS PART OF THE NATIONAL BRIDGE
18 INSPECTION STANDARDS PROGRAM.

19 (C) ADDITIONAL ALLOCATION TO MUNICIPALITIES.--COMMENCING
20 JULY 1, 2014, AN AMOUNT OF \$30,000,000 IS APPROPRIATED OUT OF
21 THE MOTOR LICENSE FUND AND SHALL BE DISTRIBUTED TO
22 MUNICIPALITIES PURSUANT TO THE LIQUID FUELS TAX MUNICIPAL
23 ALLOCATION LAW.

24 § 9502. IMPOSITION OF TAX.

25 (A) GENERAL RULE.--

26 (1) AN "OIL COMPANY FRANCHISE TAX FOR HIGHWAY
27 MAINTENANCE AND CONSTRUCTION" WHICH SHALL BE AN EXCISE TAX OF
28 60 MILLS IS HEREBY IMPOSED UPON ALL LIQUID FUELS AND FUELS AS
29 DEFINED AND PROVIDED IN CHAPTER 90 (RELATING TO LIQUID FUELS
30 AND FUELS TAX), AND SUCH TAX SHALL BE COLLECTED AS PROVIDED

1 IN SECTION 9004(B) (RELATING TO IMPOSITION OF TAX, EXEMPTIONS
2 AND DEDUCTIONS). OF THE AMOUNT COLLECTED IN FISCAL YEAR 2015-
3 2016, AND EACH FISCAL YEAR THEREAFTER, \$35,000,000 SHALL BE
4 DEPOSITED IN THE MULTIMODAL TRANSPORTATION FUND ESTABLISHED
5 UNDER 74 PA.C.S. § 2101 (RELATING TO MULTIMODAL
6 TRANSPORTATION FUND), TO BE EXPENDED IN ACCORDANCE WITH
7 SECTION 11 OF ARTICLE VIII OF THE CONSTITUTION OF
8 PENNSYLVANIA.

9 (2) AN ADDITIONAL 55 MILLS IS HEREBY IMPOSED ON ALL
10 LIQUID FUELS AND FUELS AS DEFINED AND PROVIDED IN CHAPTER 90
11 AND SUCH TAX SHALL ALSO BE COLLECTED AS PROVIDED IN SECTION
12 9004(B), THE PROCEEDS OF WHICH SHALL BE DISTRIBUTED AS
13 FOLLOWS:

14 (I) [FORTY-TWO] FORTY-FIVE PERCENT TO COUNTY
15 MAINTENANCE DISTRICTS FOR HIGHWAY MAINTENANCE FOR FISCAL
16 YEAR 2013-2014, 29% FOR FISCAL YEAR 2014-2015, 25% FOR
17 FISCAL YEAR 2015-2016 AND 19% FOR FISCAL YEAR 2016-2017
18 AND EACH YEAR THEREAFTER. THIS ALLOCATION SHALL BE MADE
19 ACCORDING TO THE FORMULA PROVIDED IN SECTION 9102(B) (2)
20 (RELATING TO DISTRIBUTION OF STATE HIGHWAY MAINTENANCE
21 FUNDS). THIS ALLOCATION SHALL BE MADE IN ADDITION TO AND
22 NOT A REPLACEMENT FOR AMOUNTS NORMALLY DISTRIBUTED TO
23 COUNTY MAINTENANCE DISTRICTS UNDER SECTION 9102.

24 (II) [SEVENTEEN PERCENT FOR HIGHWAY CAPITAL
25 PROJECTS.] FOURTEEN PERCENT FOR HIGHWAY CAPITAL PROJECTS
26 FOR FISCAL YEAR 2013-2014, 30% FOR FISCAL YEAR 2014-2015,
27 34% FOR FISCAL YEAR 2015-2016 AND 40% FOR FISCAL YEAR
28 2016-2017 AND EACH YEAR THEREAFTER. ANNUALLY, UNTIL
29 FISCAL YEAR 2023-2024, AN AMOUNT EQUAL TO 15% OF ALL
30 APPROPRIATIONS TO THE DEPARTMENT FOR HIGHWAY AND BRIDGE

1 CAPITAL PROGRAMS SHALL BE DISTRIBUTED AT THE DISCRETION
2 OF THE SECRETARY FROM THE AMOUNT DISTRIBUTED UNDER THIS
3 SUBPARAGRAPH.

4 (III) THIRTEEN PERCENT FOR BRIDGES.

5 (IV) TWO PERCENT FOR BRIDGES IDENTIFIED AS COUNTY OR
6 FORESTRY BRIDGES. DISTRIBUTION UNDER THIS SUBPARAGRAPH
7 SHALL BE IN THE RATIO OF:

8 (A) THE SQUARE FOOTAGE OF DECK AREAS, AS
9 REPORTED AS PART OF THE NATIONAL BRIDGE INSPECTION
10 STANDARDS PROGRAM, OF A COUNTY'S COUNTY-OWNED
11 BRIDGES; TO

12 (B) THE TOTAL SQUARE FOOTAGE OF DECK AREA, AS
13 REPORTED AS PART OF THE NATIONAL BRIDGE INSPECTION
14 STANDARDS PROGRAM, OF ALL COUNTY-OWNED BRIDGES IN
15 THIS COMMONWEALTH.

16 (V) TWELVE PERCENT FOR LOCAL ROADS PURSUANT TO
17 SECTION 9511(C) (RELATING TO BASIC ALLOCATION TO
18 MUNICIPALITIES).

19 (VI) FOURTEEN PERCENT FOR TOLL ROADS DESIGNATED
20 PURSUANT TO THE ACT OF SEPTEMBER 30, 1985 (P.L.240,
21 NO.61), KNOWN AS THE TURNPIKE ORGANIZATION, EXTENSION AND
22 TOLL ROAD CONVERSION ACT, TO BE APPROPRIATED UNDER
23 SECTION 9511(H).

24 (3) AN ADDITIONAL 38.5 MILLS IS HEREBY IMPOSED UPON ALL
25 LIQUID FUELS AND FUELS AS DEFINED AND PROVIDED IN CHAPTER 90,
26 AND SUCH TAX SHALL ALSO BE COLLECTED AS PROVIDED IN SECTION
27 9004(B), THE PROCEEDS OF WHICH SHALL BE DEPOSITED IN THE
28 MOTOR LICENSE FUND AND DISTRIBUTED AS FOLLOWS:

29 (I) TWELVE PERCENT TO MUNICIPALITIES ON THE BASIS OF
30 AND SUBJECT TO THE PROVISIONS OF THE ACT OF JUNE 1, 1956

1 (1955 P.L.1944, NO.655), REFERRED TO AS THE LIQUID FUELS
2 TAX MUNICIPAL ALLOCATION LAW, IS APPROPRIATED.

3 [(II) EIGHTY-EIGHT PERCENT TO THE DEPARTMENT IS
4 APPROPRIATED AS FOLLOWS:

5 (A) FORTY-SEVEN PERCENT FOR DISTRIBUTION IN
6 ACCORDANCE WITH SECTION 9102(B) (2) FOR FISCAL YEAR
7 1997-1998.

8 (B) FIFTY-THREE PERCENT FOR A STATEWIDE HIGHWAY
9 RESTORATION, BETTERMENT AND RESURFACING PROGRAM FOR
10 FISCAL YEAR 1997-1998.

11 (C) FIFTY-SEVEN PERCENT FOR DISTRIBUTION IN
12 ACCORDANCE WITH SECTION 9102(B) (2) FOR FISCAL YEAR
13 1998-1999.

14 (D) FORTY-THREE PERCENT FOR A STATEWIDE HIGHWAY
15 RESTORATION, BETTERMENT AND RESURFACING PROGRAM FOR
16 FISCAL YEAR 1998-1999.

17 (E) SIXTY-SEVEN PERCENT FOR DISTRIBUTION IN
18 ACCORDANCE WITH SECTION 9102(B) (2) FOR FISCAL YEAR
19 1999-2000.

20 (F) THIRTY-THREE PERCENT FOR A STATEWIDE HIGHWAY
21 RESTORATION, BETTERMENT AND RESURFACING PROGRAM FOR
22 FISCAL YEAR 1999-2000.

23 (G) SEVENTY-SEVEN PERCENT FOR DISTRIBUTION IN
24 ACCORDANCE WITH SECTION 9201(B) (2) FOR FISCAL YEAR
25 2000-2001.

26 (H) TWENTY-THREE PERCENT FOR A STATEWIDE HIGHWAY
27 RESTORATION, BETTERMENT AND RESURFACING PROGRAM FOR
28 FISCAL YEAR 2000-2001.

29 (I) ONE HUNDRED PERCENT FOR DISTRIBUTION IN
30 ACCORDANCE WITH SECTION 9102(B) (2) FOR FISCAL YEAR

1 2001-2002 AND EACH YEAR THEREAFTER.

2 (J) FOR ANY FISCAL YEAR BEGINNING WITH 1997-1998
3 THROUGH AND INCLUDING FISCAL YEAR 2000-2001, THE
4 DEPARTMENT SHALL MAKE SUPPLEMENTAL MAINTENANCE
5 PROGRAM PAYMENTS FROM THE STATEWIDE HIGHWAY
6 RESTORATION BETTERMENT PROGRAM TO THOSE COUNTY
7 MAINTENANCE DISTRICTS FOR WHICH THE TOTAL HIGHWAY
8 MAINTENANCE APPROPRIATIONS AND EXECUTIVE
9 AUTHORIZATIONS IN ACCORDANCE WITH SECTION 9102(B)
10 WOULD BE LESS THAN THE AMOUNT RECEIVED IN 1996-1997
11 FROM THE HIGHWAY MAINTENANCE APPROPRIATION, THE
12 SECONDARY ROADS-MAINTENANCE AND RESURFACING EXECUTIVE
13 AUTHORIZATION, THE HIGHWAY MAINTENANCE EXCISE TAX
14 EXECUTIVE AUTHORIZATION AND THE HIGHWAY MAINTENANCE
15 SUPPLEMENTAL APPROPRIATION.

16 THE WORDS AND PHRASES USED IN THIS PARAGRAPH SHALL HAVE THE
17 MEANINGS GIVEN TO THEM IN SECTION 9101 (RELATING TO
18 DEFINITIONS). THIS ONE-TIME ALLOCATION SHALL BE MADE IN
19 ADDITION TO AND IS NOT A REPLACEMENT FOR AMOUNTS NORMALLY
20 DISTRIBUTED TO COUNTY MAINTENANCE DISTRICTS UNDER SECTION
21 9102.]

22 (II) SIXTY-EIGHT PERCENT TO THE DEPARTMENT FOR
23 DISTRIBUTION IN ACCORDANCE WITH SECTION 9102(B)(2) FOR
24 FISCAL YEAR 2013-2014; 49% FOR FISCAL YEAR 2014-2015 AND
25 40% FOR EACH FISCAL YEAR THEREAFTER.

26 (III) TWENTY PERCENT TO THE DEPARTMENT FOR EXPANDED
27 HIGHWAY AND BRIDGE MAINTENANCE FOR FISCAL YEAR 2013-2014;
28 39% FOR FISCAL YEAR 2014-2015 AND 48% FOR EACH FISCAL
29 YEAR THEREAFTER TO BE DISTRIBUTED AS FOLLOWS:

30 (A) ANNUALLY, 15% OF THE AMOUNT DEPOSITED IN A

1 FISCAL YEAR SHALL BE DISTRIBUTED AT THE DISCRETION OF
2 THE SECRETARY.

3 (B) ANY FUNDS DEPOSITED BUT NOT DISTRIBUTED
4 UNDER CLAUSE (A) SHALL BE DISTRIBUTED IN ACCORDANCE
5 WITH THE FORMULA UNDER SECTION 9102(B)(2).

6 (C) TEMPORARY TRANSFERS OF FUNDS MAY BE MADE
7 BETWEEN COUNTIES IF REQUIRED FOR PROJECT CASH FLOW.

8 (4) AN ADDITIONAL 55 MILLS IS HEREBY IMPOSED UPON ALL
9 FUELS AS DEFINED AND PROVIDED IN CHAPTER 90 AND SUCH TAX
10 SHALL ALSO BE COLLECTED AS PROVIDED IN SECTION 9004(B) UPON
11 SUCH FUELS, THE PROCEEDS OF WHICH SHALL BE DEPOSITED IN THE
12 HIGHWAY BRIDGE IMPROVEMENT RESTRICTED ACCOUNT WITHIN THE
13 MOTOR LICENSE FUND AND IS HEREBY APPROPRIATED.

14 (5) AN ADDITIONAL 64 MILLS IN CALENDAR YEAR 2014, 49
15 MILLS IN CALENDAR YEAR 2015, 48 MILLS IN CALENDAR YEAR 2016,
16 41 MILLS IN CALENDAR YEAR 2017 AND 39 MILLS IN EACH CALENDAR
17 YEAR THEREAFTER, IS IMPOSED UPON ALL LIQUID FUELS AND FUELS
18 AS DEFINED AND PROVIDED IN CHAPTER 90; AND THE TAX SHALL ALSO
19 BE COLLECTED AS PROVIDED IN SECTION 9004(B) UPON SUCH FUELS.
20 THE PROCEEDS OF THE TAX SHALL BE DEPOSITED AND DISTRIBUTED AS
21 FOLLOWS:

22 (I) FOUR AND SEVENTEEN HUNDREDTHS PERCENT TO THE
23 LIQUID FUELS TAX FUND OF THE STATE TREASURY. THE MONEY
24 PAID INTO THAT FUND IS SPECIFICALLY APPROPRIATED FOR THE
25 PURPOSES SET FORTH IN SECTION 9010 (RELATING TO
26 DISPOSITION AND USE OF TAX).

27 (II) NINETY-FIVE AND EIGHTY-THREE HUNDREDTHS
28 PERCENT TO THE MOTOR LICENSE FUND. THIS MONEY IS
29 SPECIFICALLY APPROPRIATED FOR THE SAME PURPOSES FOR WHICH
30 MONEY IN THE MOTOR LICENSE FUND IS APPROPRIATED BY LAW.

1 TWENTY PERCENT OF THE MONEY UNDER THIS SUBPARAGRAPH SHALL
2 BE ALLOCATED TO MUNICIPALITIES IN ACCORDANCE WITH SECTION
3 9511(D).

4 * * *

5 SECTION 42. SECTION 9511(B) AND (G) OF TITLE 75 ARE AMENDED
6 AND THE SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

7 § 9511. ALLOCATION OF PROCEEDS.

8 * * *

9 (B) STATE HIGHWAY TRANSFER RESTORATION RESTRICTED ACCOUNT
10 AND LOCAL BRIDGES.--

11 (1) THE AMOUNT OF THE PROCEEDS DEPOSITED IN THE MOTOR
12 LICENSE FUND PURSUANT TO THIS CHAPTER WHICH[, IN FISCAL YEAR
13 1983-1984,] IS ATTRIBUTABLE TO [TWO] THREE MILLS OF THE TAX
14 IMPOSED UNDER SECTION 9502(A) (RELATING TO IMPOSITION OF TAX)
15 [AND WHICH, IN FISCAL YEAR 1984-1985 AND THEREAFTER, IS
16 ATTRIBUTABLE TO THREE MILLS OF THE TAX,] SHALL BE DEPOSITED
17 AS FOLLOWS:

18 (I) FOR FISCAL YEARS 2013-2014 THROUGH FISCAL YEAR
19 2016-2017, AS FOLLOWS:

20 (A) TWENTY-SEVEN MILLION DOLLARS SHALL BE
21 DEPOSITED IN THE STATE HIGHWAY TRANSFER RESTORATION
22 RESTRICTED ACCOUNT WITHIN THE MOTOR LICENSE FUND. THE
23 FUNDS DEPOSITED IN THE STATE HIGHWAY TRANSFER
24 RESTORATION RESTRICTED ACCOUNT SHALL BE APPROPRIATED
25 ANNUALLY FOR EXPENDITURE AS PROVIDED UNDER SUBSECTION
26 (G).

27 (B) ALL FUNDS NOT DEPOSITED IN ACCORDANCE WITH
28 CLAUSE (A) SHALL BE DEPOSITED IN THE HIGHWAY BRIDGE
29 IMPROVEMENT RESTRICTED ACCOUNT WITHIN THE MOTOR
30 LICENSE FUND FOR LOCAL BRIDGES, NOTWITHSTANDING IF

1 THE PROJECT IS ADMINISTERED BY A COUNTY, MUNICIPALITY
2 OR THE DEPARTMENT.

3 (II) FOR FISCAL YEAR 2017-2018 AND EACH FISCAL YEAR
4 THEREAFTER, AS FOLLOWS:

5 (A) ONE AND ONE-HALF MILL SHALL BE DEPOSITED IN
6 THE STATE HIGHWAY TRANSFER RESTORATION RESTRICTED
7 ACCOUNT WITHIN THE MOTOR LICENSE FUND, WHICH ACCOUNT
8 IS HEREBY CREATED. THE FUNDS DEPOSITED IN THE STATE
9 HIGHWAY TRANSFER RESTORATION RESTRICTED ACCOUNT ARE
10 HEREBY ANNUALLY APPROPRIATED OUT OF THE ACCOUNT UPON
11 AUTHORIZATION BY THE GOVERNOR FOR EXPENDITURE AS
12 PROVIDED IN SUBSECTION (G).

13 (B) ONE AND ONE-HALF MILL SHALL BE DEPOSITED IN
14 THE HIGHWAY BRIDGE IMPROVEMENT RESTRICTED ACCOUNT
15 WITHIN THE MOTOR LICENSE FUND FOR LOCAL BRIDGES,
16 NOTWITHSTANDING IF THE PROJECT IS ADMINISTERED BY A
17 COUNTY, MUNICIPALITY OR THE DEPARTMENT.

18 (2) IF FUNDS ARE AVAILABLE TO MAKE PAYMENTS UNDER
19 SUBSECTION (G) (1), THE DEPARTMENT MAY TRANSFER FUNDS
20 DEPOSITED UNDER PARAGRAPH (1) (I) AND (II) BETWEEN THE STATE
21 HIGHWAY TRANSFER RESTORATION RESTRICTED ACCOUNT AND THE
22 HIGHWAY BRIDGE IMPROVEMENT RESTRICTED ACCOUNT AT THE
23 DISCRETION OF THE SECRETARY.

24 * * *

25 (E.1) ALLOCATION TO MUNICIPALITIES FOR TRAFFIC SIGNALS.--IN
26 ADDITION, UP TO \$10,000,000 FOR FISCAL YEAR 2014-2015, UP TO
27 \$25,000,000 FOR FISCAL YEAR 2015-2016 AND UP TO \$40,000,000 FOR
28 FISCAL YEAR 2016-2017 AND EACH FISCAL YEAR THEREAFTER, IS
29 APPROPRIATED OUT OF THE MOTOR LICENSE FUND TO REPLACE,
30 SYNCHRONIZE, TIME, OPERATE AND MAINTAIN TRAFFIC SIGNALS WITHIN

1 TRAFFIC CORRIDORS CONSISTENT WITH 74 PA.C.S. CH. 92 (RELATING TO
2 TRAFFIC SIGNALS). THE FUNDS SHALL BE USED AND ALLOCATED IN
3 ACCORDANCE WITH THE FOLLOWING:

4 (1) DURING FISCAL YEAR 2014-2015, UP TO \$10,000,000 IS
5 ALLOCATED TO MUNICIPALITIES FOR UPGRADING TRAFFIC SIGNALS TO
6 LIGHT-EMITTING DIODE TECHNOLOGY AND FOR PERFORMING REGIONAL
7 OPERATIONS SUCH AS RETIMING, DEVELOPING SPECIAL EVENT PLANS
8 AND MONITORING TRAFFIC SIGNALS.

9 (2) DURING FISCAL YEAR 2015-2016, UP TO \$25,000,000
10 SHALL BE ALLOCATED TO MUNICIPALITIES FOR UPGRADING TRAFFIC
11 SIGNALS TO LIGHT-EMITTING DIODE TECHNOLOGY, PERFORMING
12 REGIONAL OPERATIONS SUCH AS RETIMING, DEVELOPING SPECIAL
13 EVENT PLANS AND MONITORING TRAFFIC SIGNALS AND FOR
14 MAINTAINING AND OPERATING TRAFFIC SIGNALS.

15 (3) DURING FISCAL YEARS 2016-2017 AND EACH FISCAL YEAR
16 THEREAFTER, UP TO \$40,000,000 SHALL BE ALLOCATED TO
17 MUNICIPALITIES FOR UPGRADING TRAFFIC SIGNALS TO LIGHT-
18 EMITTING DIODE TECHNOLOGY, PERFORMING REGIONAL OPERATIONS
19 SUCH AS RETIMING, DEVELOPING SPECIAL EVENT PLANS AND
20 MONITORING TRAFFIC SIGNALS AND FOR MAINTAINING AND OPERATING
21 TRAFFIC SIGNALS.

22 (4) FINANCIAL ASSISTANCE UNDER THIS SECTION SHALL BE
23 MATCHED BY MUNICIPAL OR PRIVATE CASH FUNDING IN AN AMOUNT NOT
24 LESS THAN 50% OF THE AMOUNT OF THE FINANCIAL ASSISTANCE BEING
25 PROVIDED.

26 (5) THE DEPARTMENT SHALL ESTABLISH GUIDELINES FOR
27 APPLICATIONS AND APPROVAL OF APPLICATIONS FROM MUNICIPALITIES
28 FOR THE FINANCIAL ASSISTANCE BEING PROVIDED. APPLICANTS MUST
29 ENTER INTO AGREEMENTS PROVIDED FOR UNDER 74 PA.C.S. CH. 92.
30 PRIORITY WILL BE GIVEN TO MULTI-MUNICIPAL IMPROVEMENTS.

1 * * *

2 (G) USE OF FUNDS IN THE STATE HIGHWAY TRANSFER RESTORATION
3 RESTRICTED ACCOUNT.--THE FUNDS APPROPRIATED IN SUBSECTION (B)
4 FOR DEPOSIT IN THE STATE HIGHWAY TRANSFER RESTORATION RESTRICTED
5 ACCOUNT SHALL BE USED TO PAY FOR THE COSTS OF RESTORATION OF
6 SUCH HIGHWAYS AS PROVIDED IN CHAPTER 92 (RELATING TO TRANSFER OF
7 STATE HIGHWAYS) AND ANNUAL PAYMENTS TO THE MUNICIPALITIES FOR
8 HIGHWAY MAINTENANCE IN ACCORDANCE WITH THE FOLLOWING:

9 (1) ANNUAL MAINTENANCE PAYMENTS SHALL BE AT THE RATE OF
10 \$4,000 PER MILE FOR EACH HIGHWAY OR PORTION OF HIGHWAY
11 TRANSFERRED UNDER CHAPTER 92, SECTION 222 OF THE ACT OF JUNE
12 1, 1945 (P.L.1242, NO.428), KNOWN AS THE STATE HIGHWAY LAW,
13 OR ANY STATUTE ENACTED IN 1981.

14 (2) ANNUAL MAINTENANCE PAYMENTS SHALL BE PAID AT THE
15 SAME TIME AS FUNDS APPROPRIATED UNDER THE ACT OF JUNE 1, 1956
16 (1955 P.L.1944, NO.655), REFERRED TO AS THE LIQUID FUELS TAX
17 MUNICIPAL ALLOCATION LAW, EXCEPT THAT NO MAINTENANCE PAYMENT
18 SHALL BE PAID FOR A HIGHWAY UNTIL AFTER THE YEAR FOLLOWING
19 ITS TRANSFER TO THE MUNICIPALITY.

20 (3) ANNUAL MAINTENANCE PAYMENTS UNDER THIS SUBSECTION
21 SHALL BE IN LIEU OF ANNUAL PAYMENTS UNDER THE LIQUID FUELS
22 TAX MUNICIPAL ALLOCATION LAW.

23 (4) ANNUAL MAINTENANCE PAYMENTS UNDER THIS SUBSECTION
24 SHALL BE DEPOSITED INTO THE MUNICIPALITY'S LIQUID FUELS TAX
25 ACCOUNT AND MAY BE USED ON ANY STREETS AND HIGHWAYS IN THE
26 MUNICIPALITY IN THE SAME MANNER AND SUBJECT TO THE SAME
27 RESTRICTIONS AS LIQUID FUELS TAX FUNDS PAID UNDER THE LIQUID
28 FUELS TAX MUNICIPAL ALLOCATION LAW OR, IN THE CASE OF A
29 COUNTY, UNDER SECTION 10 OF THE ACT OF MAY 21, 1931 (P.L.149,
30 NO.105), KNOWN AS THE LIQUID FUELS TAX ACT.

1 * * *

2 (I) REFUND TO PENNSYLVANIA FISH AND BOAT COMMISSION.--

3 (1) WHEN THE TAX IMPOSED BY SECTION 9502(A) (1), (2), (3)
4 AND (4) (RELATING TO IMPOSITION OF TAX) HAS BEEN PAID AND THE
5 FUEL ON WHICH THE TAX HAS BEEN IMPOSED HAS BEEN CONSUMED IN
6 THE OPERATION OF MOTORBOATS OR WATERCRAFT UPON THE WATERS OF
7 THIS COMMONWEALTH, INCLUDING WATERWAYS BORDERING THIS
8 COMMONWEALTH, THE FULL AMOUNT OF THE TAX SHALL BE REFUNDED TO
9 THE BOAT FUND ON PETITION TO THE BOARD OF FINANCE AND REVENUE
10 IN ACCORDANCE WITH PRESCRIBED PROCEDURES.

11 (2) IN ACCORDANCE WITH THE PROCEDURES, THE PENNSYLVANIA
12 FISH AND BOAT COMMISSION SHALL BIANNUALLY CALCULATE THE
13 AMOUNT OF LIQUID FUELS CONSUMED BY THE MOTORCRAFT AND FURNISH
14 THE INFORMATION RELATING TO ITS CALCULATIONS AND DATA AS
15 REQUIRED BY THE BOARD OF FINANCE AND REVENUE. THE BOARD OF
16 FINANCE AND REVENUE SHALL REVIEW THE PETITION AND MOTORBOAT
17 FUEL CONSUMPTION CALCULATIONS OF THE COMMISSION, DETERMINE
18 THE AMOUNT OF THE OIL COMPANY FRANCHISE TAX PAID AND CERTIFY
19 TO THE STATE TREASURER TO REFUND ANNUALLY TO THE BOAT FUND
20 THE AMOUNT SO DETERMINED. THE DEPARTMENT SHALL BE ACCORDED
21 THE RIGHT TO APPEAR AT THE PROCEEDINGS AND MAKE ITS VIEWS
22 KNOWN.

23 (3) FOR THE FISCAL YEARS COMMENCING JULY 1, 2013, JULY
24 1, 2014, JULY 1, 2015, JULY 1, 2016, AND JULY 1, 2017, THE
25 MONEY UNDER PARAGRAPH (2) SHALL BE USED BY THE COMMISSION
26 ACTING BY ITSELF OR BY AGREEMENT WITH OTHER FEDERAL AND STATE
27 AGENCIES ONLY FOR THE IMPROVEMENT OF HAZARDOUS DAMS
28 IMPOUNDING WATERS OF THIS COMMONWEALTH ON WHICH BOATING IS
29 PERMITTED, INCLUDING THE DEVELOPMENT AND CONSTRUCTION OF
30 BOATING AREAS AND THE DREDGING AND CLEARING OF WATER AREAS

1 WHERE BOATS CAN BE USED. THE COMMISSION SHALL PRESENT ITS
2 PLAN NO LATER THAN SEPTEMBER 30 OF EACH YEAR THROUGH
3 SEPTEMBER 30, 2017, TO THE CHAIRMAN AND MINORITY CHAIRMAN OF
4 THE TRANSPORTATION COMMITTEE AND THE CHAIRMAN AND MINORITY
5 CHAIRMAN OF THE GAME AND FISHERIES COMMITTEE OF THE SENATE
6 AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE TRANSPORTATION
7 COMMITTEE AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE GAME
8 AND FISHERIES COMMITTEE OF THE HOUSE OF REPRESENTATIVES
9 REGARDING THE USE OF THE FUNDS. FOR THE FISCAL YEAR
10 COMMENCING JULY 1, 2018, AND FOR EACH FISCAL YEAR THEREAFTER,
11 THIS MONEY SHALL BE USED BY THE COMMISSION ACTING BY ITSELF
12 OR BY AGREEMENT WITH OTHER FEDERAL AND STATE AGENCIES ONLY
13 FOR THE IMPROVEMENT OF THE WATERS OF THIS COMMONWEALTH ON
14 WHICH MOTORBOATS ARE PERMITTED TO OPERATE AND MAY BE USED FOR
15 THE DEVELOPMENT AND CONSTRUCTION OF MOTORBOAT AREAS; THE
16 DREDGING AND CLEARING OF WATER AREAS WHERE MOTORBOATS CAN BE
17 USED; THE PLACEMENT AND REPLACEMENT OF NAVIGATIONAL AIDS; THE
18 PURCHASE, DEVELOPMENT AND MAINTENANCE OF PUBLIC ACCESS SITES
19 AND FACILITIES TO AND ON WATERS WHERE MOTORBOATING IS
20 PERMITTED; THE PATROLLING OF MOTORBOATING WATERS; THE
21 PUBLISHING OF NAUTICAL CHARTS IN THOSE AREAS OF THIS
22 COMMONWEALTH NOT COVERED BY NAUTICAL CHARTS PUBLISHED BY THE
23 UNITED STATES COAST AND GEODETIC SURVEY OR THE UNITED STATES
24 ARMY CORPS OF ENGINEERS AND THE ADMINISTRATIVE EXPENSES
25 ARISING OUT OF THE ACTIVITIES; AND OTHER SIMILAR PURPOSES.

26 SECTION 43. THE FOLLOWING SHALL APPLY:

27 (1) THE AMENDMENT OF 74 PA.C.S. § 303 SHALL APPLY TO
28 COMPETITIVE CONTRACT OPPORTUNITIES ISSUED ON OR AFTER JULY 1,
29 2014.

30 (2) THE AMENDMENT OF 74 PA.C.S. § 1512 SHALL APPLY TO

1 FEASIBILITY STUDIES PERFORMED PRIOR TO AND AFTER THE
2 EFFECTIVE DATE OF THIS SECTION.

3 (3) THE AMENDMENTS OF 74 PA.C.S. § 8105(B)(2) SHALL
4 APPLY TO MEMBERS OF THE PENNSYLVANIA TURNPIKE COMMISSION
5 APPOINTED FOR THE FIRST TIME AFTER THE EFFECTIVE DATE OF THIS
6 SECTION.

7 (4) THE ADDITION OF 75 PA.C.S. § 9024 SHALL APPLY TO
8 CONTRACTS ENTERED INTO ON OR AFTER JANUARY 1, 2014.

9 (5) THE ADDITION OF 74 PA.C.S. § 9202 SHALL APPLY TO
10 CONTRACTS ENTERED INTO ON OR AFTER THE EFFECTIVE DATE OF THIS
11 SECTION.

12 SECTION 44. THE GENERAL ASSEMBLY DECLARES THAT THE AMENDMENT
13 OF 75 PA.C.S. § 4968(A.2)(4) SHALL NOT AFFECT REQUIREMENTS OF
14 THE DEPARTMENT OF TRANSPORTATION REGARDING THE PERMIT FOR THE
15 MOVEMENT OF RAW MILK FOUND AT 50A ON PAGES 83 AND 84 OF
16 PUBLICATION 31 OF THE DEPARTMENT OF TRANSPORTATION.

17 SECTION 45. THE DEPARTMENT OF TRANSPORTATION AND THE
18 PENNSYLVANIA TURNPIKE COMMISSION MAY AMEND THE LEASE AGREEMENT
19 ENTERED INTO BY THEM PURSUANT TO 75 PA.C.S. § 8915.3 IN ORDER TO
20 CONFORM THE PROVISIONS OF THE LEASE TO THE AMENDMENTS TO THE
21 RIGHTS AND OBLIGATIONS OF THE DEPARTMENT OF TRANSPORTATION AND
22 THE PENNSYLVANIA TURNPIKE COMMISSION CONTAINED IN THIS ACT.

23 SECTION 46. THE MAXIMUM PRINCIPAL AMOUNT OF ADDITIONAL DEBT
24 TO BE INCURRED UNDER THIS ACT FOR CAPITAL PROJECTS SPECIFICALLY
25 ITEMIZED IN A CAPITAL PROJECT ITEMIZATION ACT PURSUANT TO
26 SECTION 7(A)(4) OF ARTICLE VIII OF THE CONSTITUTION OF
27 PENNSYLVANIA SHALL BE \$500,000,000. DEBT SHALL BE INCURRED IN
28 ACCORDANCE WITH THE ACT OF FEBRUARY 9, 1999 (P.L.1, NO.1), KNOWN
29 AS THE CAPITAL FACILITIES DEBT ENABLING ACT, AND THE MOTOR
30 LICENSE FUND SHALL BE CHARGED WITH THE REPAYMENT OF THE DEBT.

1 THE NET PROCEEDS FROM THE SALE OF OBLIGATIONS AUTHORIZED IN THIS
2 SECTION ARE APPROPRIATED TO THE DEPARTMENT OF TRANSPORTATION TO
3 BE USED EXCLUSIVELY TO DEFRAY FINANCIAL COSTS OF CAPITAL
4 PROJECTS SPECIFICALLY ITEMIZED IN ACCORDANCE WITH THE CAPITAL
5 FACILITIES DEBT ENABLING ACT. THE MONEY NECESSARY TO PAY DEBT
6 SERVICE OR TO PAY ARBITRAGE REBATES REQUIRED UNDER SECTION 148
7 OF THE INTERNAL REVENUE CODE OF 1986 (PUBLIC LAW 99-514, 26
8 U.S.C. § 148) DUE ON THE OBLIGATIONS UNDER THIS SECTION IN
9 FISCAL YEAR 2013-2014 IS APPROPRIATED TO THE STATE TREASURER
10 FROM THE MOTOR LICENSE FUND.

11 SECTION 47. THE SUM OF \$1,000,000 IS APPROPRIATED TO THE
12 DEPARTMENT OF TRANSPORTATION FROM THE MULTIMODAL TRANSPORTATION
13 FUND FOR COSTS INCURRED BY THE DEPARTMENT IN THE ADMINISTRATION
14 OF THE PROGRAMS UNDER 74 PA.C.S. § 2401(A) (1).

15 SECTION 48. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

16 (1) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT
17 IMMEDIATELY:

18 (I) THIS SECTION.

19 (II) SECTIONS 43, 44, 45 AND 46 OF THIS ACT.

20 (III) THE ADDITION OF 74 PA.C.S. CH. 2.

21 (IV) THE AMENDMENT OF 74 PA.C.S. § 1504.

22 (V) THE AMENDMENT OR ADDITION OF 74 PA.C.S. §
23 1506(C), (E) (1) (I), (VI) AND (VII), (2), (3) AND (5).

24 (VI) THE AMENDMENT OF 74 PA.C.S. § 1512.

25 (VII) THE AMENDMENT OR ADDITION OF 74 PA.C.S. §
26 1514(C) AND (E.1).

27 (VIII) THE AMENDMENT OR ADDITION OF 74 PA.C.S. §
28 1516(B) (1), (E) AND (F).

29 (IX) THE ADDITION OF 74 PA.C.S. § 1517.1.

30 (X) THE ADDITION OF 74 PA.C.S. CH. 21.

1 (XI) THE ADDITION OF 74 PA.C.S. CH. 59 SUBCH. C.

2 (XII) THE AMENDMENT OF 74 PA.C.S. § 8105(B)(2).

3 (XIII) THE ADDITION OF 74 PA.C.S. CH. 92.

4 (XIV) THE ADDITION OF 74 PA.C.S. CH. 93.

5 (XV) THE REENACTMENT OF 75 PA.C.S. § 1550(D)(2).

6 (XV.1) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §
7 1955(A)(2).

8 (XV.2) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§
9 3362(A) AND (C) AND 3363.

10 (XVI) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§
11 4902 AND 4968.

12 (XVI.1) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §
13 6110(A) AND (A.1).

14 (XVII) THE AMENDMENT OF 75 PA.C.S. § 8915.6.

15 (XVIII) THE AMENDMENT OF 75 PA.C.S. § 9002.

16 (XIX) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§
17 9502(A)(1), (2)(I) AND (II), (3), (4) AND (5) AND 9511.

18 (2) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT JANUARY
19 1, 2014, OR IMMEDIATELY, WHICHEVER OCCURS LATER:

20 (I) THE AMENDMENT OR ADDITION OF 74 PA.C.S. §
21 1506(E)(1)(III) AND (V) AND (4).

22 (II) THE AMENDMENT OF 75 PA.C.S. § 1307(F).

23 (III) THE AMENDMENT OF 75 PA.C.S. § 1904.

24 (IV) THE AMENDMENT OF 75 PA.C.S. § 3111.

25 (V) THE AMENDMENT OF 75 PA.C.S. § 6506.

26 (VI) THE AMENDMENT OF 75 PA.C.S. CH. 90, EXCEPT §§
27 9002 AND 9024.

28 (VII) THE ADDITION OF 75 PA.C.S. § 9024.

29 (3) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT APRIL 1,
30 2014:

1 (I) THE AMENDMENT OF 75 PA.C.S. §§ 1951, 1952, 1953,
2 1955 AND 1956.

3 (II) THE AMENDMENT OF 75 PA.C.S. § 2102.

4 (4) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT JULY 1,
5 2014:

6 (I) THE AMENDMENT OF 74 PA.C.S. §§ 1503 AND 1506(B)
7 AND (E) (6).

8 (II) THE AMENDMENT OF 75 PA.C.S. §§ 1353 AND 1355.

9 (III) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§
10 1913, 1920(A) AND (C) (1), 1921, 1922, 1924, 1925, 1926,
11 1926.1, 1927, 1928, 1929, 1930, 1931, 1931.1, 1933, 1942,
12 1943, 1944, 1945, 1947 AND 1958.

13 (IV) THE AMENDMENT OF 75 PA.C.S. § 8901.

14 (V) THE AMENDMENT OF 75 PA.C.S. § 9106.

15 (VI) THE AMENDMENT OF 75 PA.C.S. § 9502(A) (2) (IV).

16 (5) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT JANUARY
17 1, 2015:

18 (I) THE AMENDMENT OF 75 PA.C.S. §§ 1553(C) AND
19 1554(C).

20 (II) THE AMENDMENT OF 75 PA.C.S. § 1617.

21 (III) THE AMENDMENT OF 75 PA.C.S. § 1786(D).

22 (IV) THE AMENDMENT OF 75 PA.C.S. §§ 1916, 1917,
23 1918, 1920(C) (2), 1932, 1935, 1957, 1959, 1960 AND 1961.

24 (6) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§ 1307(G),
25 1332(D) AND 1911 SHALL TAKE EFFECT DECEMBER 31, 2016.

26 (7) THE ADDITION OF 75 PA.C.S. § 1332(A.1) SHALL TAKE
27 EFFECT IN 90 DAYS.

28 (8) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60
29 DAYS.