

## AMENDMENTS TO HOUSE BILL NO. 1060

Sponsor: SENATOR RAFFERTY

Printer's No. 2014

1 Amend Bill, page 1, lines 1 through 3, by striking out all of  
2 said lines and inserting

3 Amending Titles 74 (Transportation) and 75 (Vehicles) of the  
4 Pennsylvania Consolidated Statutes by:

5 --In Title 74:

6 Providing for organization.

7 In administrative practice and procedure, further  
8 providing for minority and women-owned business  
9 participation.

10 In sustainable mobility options:

11 further providing for definitions, for department  
12 authorization, for the Public Transportation Trust  
13 Fund, for application and approval process, for  
14 executive and legislative reports, for coordination,  
15 for asset improvement program, for Statewide programs  
16 and for capital improvements program.

17 Providing for multimodal transportation funding.

18 In airport operation and zoning, providing for first  
19 class city consolidated car rental facilities.

20 In Turnpike:

21 further providing for commission; and  
22 providing for annual hearing.

23 In Turnpike Commission standards of conduct, further  
24 providing for code of conduct.

25 Providing for traffic signals.

26 Establishing the Bridge Bundling Program.

27 Providing for public utility facilities.

28 Providing for steel painting.

29 In Public/Private Transportation Partnerships,  
30 further providing for applicability of other laws.

31 --In Title 75:

32 In registration of vehicles:

33 further providing for period of registration, for  
34 display of registration plate and for certain  
35 special plates.

36 Providing for report to General Assembly.

37 In licensing of drivers, further providing  
38 for judicial review, for occupational limited

1 license and for probationary license.  
2 In commercial drivers, further providing for fees.  
3 In financial responsibility, further providing for  
4 required financial responsibility.  
5 In fees:  
6 further providing for limitation on local license  
7 fees and taxes, for collection and disposition of  
8 fees and money, for motor homes, for annual  
9 registration fees, for trucks and truck tractors, for  
10 motor buses and limousines, for school buses and  
11 school vehicles, for trailers, for special mobile  
12 equipment, for implements of husbandry, for farm  
13 vehicles, for ambulances, taxis and hearses, for  
14 dealers and miscellaneous motor vehicle business, for  
15 farm equipment vehicle dealers, for transfer of  
16 registration, for temporary and electronically issued  
17 registration plates, for replacement registration  
18 plates, for legislative registration plates, for  
19 personal registration plates, for street rod  
20 registration plates, for duplicate registration cards  
21 and for commercial implements of husbandry;  
22 providing for fee for local use; and  
23 further providing for special hauling permits as  
24 to weight and size, for annual hauling permits, for  
25 mobile homes, modular housing units and modular  
26 housing undercarriages, for books of permits, for  
27 refund of certain fees, for driver's license and  
28 learner's permit, for certificate of title, for  
29 security interest, for information concerning drivers  
30 and vehicles, for certified copies of records, for  
31 uncollectible checks, for certificate of inspection,  
32 for messenger service, for reinstatement of operating  
33 privilege or vehicle registration and for secure  
34 power of attorney.  
35 In motor carriers road tax identification markers:  
36 further providing for identification markers and  
37 license or road tax registration card required.  
38 In general provisions, further providing for  
39 obedience to traffic-control devices.  
40 In rules of the road, further providing for maximum  
41 speed limits and for alteration of maximum limits.  
42 In size, weight and load, further providing for  
43 restrictions on use of highways and bridges, for  
44 conditions of permits and security for damages and for  
45 permit for movement during course of manufacturing.  
46 In powers of department and local authorities:  
47 further providing for regulation of traffic on  
48 Turnpike; and  
49 providing for fare evasion and for municipal  
50 police officer education and training.  
51 In penalties and disposition of fines, further

1 providing for surcharge.

2 In the Pennsylvania Turnpike, further providing for  
3 definitions and for deposit and distribution of funds.

4 In liquid fuels and fuels tax:

5 further providing for definitions, for  
6 imposition, exemptions and deductions, for  
7 distributor's report and payment, for disposition and  
8 use and for refunds; and

9 providing for application of Prevailing Wage Act  
10 to locally funded highway and bridge projects.

11 In State highway maintenance, further providing for  
12 dirt and gravel road maintenance.

13 In supplemental funding for municipal highway  
14 maintenance, making further provisions.

15 In taxes for highway maintenance and construction,  
16 further providing for imposition and for allocation of  
17 proceeds.

18 --Providing for permits for movement of raw milk.

19 --Providing for amendment of lease agreements.

20 --Providing for authorization to incur additional debt  
21 and appropriations.

22 --Making an appropriation.

23 --Making repeals.

24 The General Assembly finds and declares as follows:

25 (1) It is the purpose of this act to ensure that a safe  
26 and reliable system of transportation is available to the  
27 residents of this Commonwealth.

28 (2) The Commonwealth's transportation system includes  
29 nearly 40,000 miles of roads and 25,000 bridges owned by the  
30 Commonwealth, nearly 77,000 miles of roads and 12,000 bridges  
31 owned by counties and municipal governments, 36 fixed-route  
32 public transportation agencies, 67 railroads, 133 public use  
33 airports, the Ports of Erie, Philadelphia and Pittsburgh, and  
34 numerous bicycle and pedestrian facilities.

35 (3) The Commonwealth's transportation system provides  
36 for access to employment, educational services, medical care  
37 and other life-sustaining services for all residents of this  
38 Commonwealth, including senior citizens and people with  
39 disabilities.

40 (4) The Department of Transportation of the Commonwealth  
41 has indicated that 9,000 miles of roads owned by the  
42 Commonwealth are in poor condition and that 4,400 bridges  
43 owned by the Commonwealth are rated structurally deficient.  
44 The State Transportation Advisory Committee has indicated  
45 that 2,189 bridges exceeding 20 feet in length owned by  
46 counties and municipalities are rated structurally deficient.

47 (5) There is urgent public need to reduce congestion,  
48 increase capacity, improve safety and promote economic  
49 efficiency of transportation facilities throughout this  
50 Commonwealth.

51 (6) The Commonwealth has limited resources to fund the

1 maintenance and expansion of its transportation facilities.

2 (7) The State Transportation Advisory Committee reported  
3 in 2010 that the Commonwealth's transportation system is  
4 underfunded by \$3,500,000,000 and projected that amount will  
5 grow to \$6,700,000,000 by 2020 without additional financial  
6 investment by the Commonwealth.

7 (8) To ensure the needs of the public are adequately  
8 addressed, funding mechanisms must be enhanced to sustain the  
9 Commonwealth's transportation system in the future.

10 (9) The utilization of user fees establishes a funding  
11 source for transportation needs that spreads the costs across  
12 those who benefit from the Commonwealth's transportation  
13 system.

14 (10) Pursuant to section 11 of Article VIII of the  
15 Constitution of Pennsylvania, all highway and bridge user  
16 fees must be used solely for construction, reconstruction,  
17 maintenance and repair of and safety on public highways and  
18 bridges and costs and expenses incident thereto.

19 (11) In order to ensure a safe and reliable system of  
20 public transportation, aviation, ports, rail and bicycle and  
21 pedestrian facilities, other transportation-related user fees  
22 must be deposited in the Public Transportation Trust Fund and  
23 the Multimodal Transportation Fund.

24 (12) In furtherance of the Commonwealth's energy policy,  
25 which includes becoming independent from overreliance on  
26 foreign energy sources, programs must be established to  
27 promote reliance on or conversion to alternative energy  
28 sources, including the vast natural gas supply of this  
29 Commonwealth.

30 (13) The Department of Transportation is responsible for  
31 the operation of the Commonwealth's transportation system,  
32 including administration, driver and vehicle services,  
33 highway administration, multimodal transportation and  
34 planning. To this end, the department is charged with the  
35 registration of vehicles, including the issuance and proper  
36 mounting of license plates and special registration plates  
37 and assessing those costs and financial impact and ensuring  
38 road safety and movement by the posting of maximum speed  
39 limits on highways.

40 (14) Recognition and furtherance of all these elements  
41 is essential to promoting the health, safety and welfare of  
42 the citizens of this Commonwealth.

43 Amend Bill, page 1, lines 6 through 12; page 2, lines 1  
44 through 18, by striking out all of said lines on said pages and  
45 inserting

46 Section 1. Title 74 of the Pennsylvania Consolidated  
47 Statutes is amended by adding a chapter to read:

48 CHAPTER 2



- 1           (2) Rail freight.
- 2           (3) Ports and waterways.
- 3           (4) Aviation and airports.

4       (f) Planning.--The Deputy Secretary of Planning has the  
5 powers and duties of the department under law relating to all of  
6 the following:

- 7           (1) Planning and research.
- 8           (2) Program development and management.
- 9           (3) Services to municipalities.

10       Section 2. Section 303 of Title 74 is amended to read:  
11 § 303. [Minority and women-owned] Diverse business  
12 participation.

13       (a) General rule.--In administering contracts for  
14 construction and professional services relating to  
15 transportation projects which are funded pursuant to the  
16 provisions of this title or 75 Pa.C.S. (relating to vehicles),  
17 the [department and any local transportation organization]  
18 contracting entities shall:

19           (1) Be responsible for ensuring that all competitive  
20 contract opportunities subject to this section which are  
21 issued by the [department or local transportation  
22 organization] contracting entities seek to maximize  
23 participation by [minority-owned and women-owned businesses  
24 and other disadvantaged] diverse businesses.

25           (1.1) Include in solicitations for bids and requests for  
26 proposals on all competitive contracting opportunities  
27 subject to this section notice to the bidder or offeror that:

28           (i) The bidder or offeror shall document and submit  
29 to the applicable contracting entity all good faith  
30 efforts to solicit subcontractors that are diverse  
31 businesses during the bidding or proposal process.

32           (ii) The bidder or offeror shall provide within  
33 seven days of being declared the low bidder or successful  
34 offeror the name and business address of each  
35 subcontractor that is a diverse business that will  
36 provide the contractor with construction or professional  
37 services in connection with the performance of the  
38 contract.

39           (2) [Give] Include in the solicitations for bids and  
40 requests for proposals under paragraph (1.1), language  
41 encouraging bidders and offerors to utilize and give  
42 consideration[, when possible and cost effective,] to  
43 contractors offering to utilize [minority-owned and women-  
44 owned businesses and disadvantaged] diverse businesses in the  
45 selection and award of contracts.

46           (3) Ensure that the [department's and local  
47 transportation organizations' commitment to the minority-  
48 owned and women-owned business program] contracting entities'  
49 commitment to participation by diverse businesses is clearly  
50 understood and appropriately implemented and enforced by all  
51 [department and local transportation organization employees]

1 the contracting entities.

2 (4) Designate a responsible official to supervise the  
3 [department and local transportation organization minority-  
4 owned and women-owned] contracting entities' diverse business  
5 program and ensure compliance within the [department or local  
6 transportation organization] contracting entities.

7 (5) [Furnish the Department of General Services, upon  
8 request, all requested information or assistance.]  
9 (Reserved).

10 (6) [Recommend sanctions to the Secretary of General  
11 Services,] Impose sanctions as may be appropriate under 62  
12 Pa.C.S. § 531 (relating to debarment or suspension), against  
13 businesses that fail to comply with this section or the  
14 policies of the Commonwealth [minority-owned and women-owned  
15 business program] related to diverse businesses. This  
16 paragraph shall not apply to a local transportation  
17 organization.

18 (7) Ensure that each contract entered into with a  
19 contractor under this section includes provisions prohibiting  
20 discrimination in accordance with 62 Pa.C.S. § 3701 (relating  
21 to contract provisions prohibiting discrimination).

22 (a.1) Additional duties of department.--The department, with  
23 the assistance of a diverse business enterprise supportive  
24 services center, shall have the following duties:

25 (1) Conduct the necessary and appropriate outreach,  
26 including using the database available on the Internet  
27 website of the Department of General Services and the Federal  
28 Government's system of award management database, for  
29 purposes of identifying diverse businesses in general  
30 construction or professional services capable of performing  
31 contracts subject to this section.

32 (2) By October 1, 2014, and each October 1 thereafter,  
33 submit a report to the chairman and minority chairman of the  
34 Transportation Committee of the Senate and the chairman and  
35 minority chairman of the Transportation Committee of the  
36 House of Representatives summarizing the participation level  
37 of diverse businesses in all competitive contract  
38 opportunities issued by contracting entities. The commission  
39 and local transportation organizations shall cooperate with  
40 the department to complete the report. The report shall  
41 include:

42 (i) The percentage of participation by diverse  
43 businesses.

44 (ii) The total value of all contracts executed which  
45 include participation by diverse businesses pursuant to  
46 this section in the prior year.

47 (iii) The number of businesses penalized for  
48 violating this section.

49 (3) Transmit the report under paragraph (2) to the  
50 Minority Business Development Authority, established under  
51 the act of July 22, 1974 (P.L.598, No.206), known as the

1 Pennsylvania Minority Business Development Authority Act. The  
2 authority shall review the report to assess the effectiveness  
3 in advancing this section and to make any recommendations for  
4 changes in this section deemed necessary or desirable to the  
5 secretary and the chairman and minority chairman of the  
6 Transportation Committee of the Senate and the chairman and  
7 minority chairman of the Transportation Committee of the  
8 House of Representatives.

9 (a.2) Replacement of diverse business.--If, at any time  
10 during the evaluation of a bid or proposal, or the construction  
11 of a project or the performance of a professional service  
12 pursuant to a bid, proposal or contract subject to this section,  
13 it becomes necessary to replace a subcontractor that is a  
14 diverse business, the bidder, offeror or contractor, as  
15 appropriate, shall immediately notify the contracting entity of  
16 the need to replace the diverse business. The notice shall  
17 include the reasons for the replacement.

18 (a.3) Applicability.--The following shall apply to a  
19 contractor and contract subject to subsection (a):

20 (1) The provisions of 62 Pa.C.S. § 2108 (relating to  
21 compliance with Federal requirements).

22 (2) Prompt payment policies between a contractor and  
23 subcontractor adopted by the Department of General Services  
24 pursuant to 62 Pa.C.S. Pt. II (relating to general  
25 procurement provisions).

26 (a.4) Construction.--Nothing in this section shall be  
27 construed to supersede, nullify or otherwise affect 51 Pa.C.S. §  
28 9603 (relating to participation goals). In the case of an  
29 inconsistency between this section and 51 Pa.C.S. Ch. 96  
30 (relating to veteran-owned small businesses), the provisions of  
31 51 Pa.C.S. Ch. 96 shall prevail.

32 (b) Definitions.--As used in this section, the following  
33 words and phrases shall have the meanings given to them in this  
34 subsection:

35 "Commission." As defined in section 8102 (relating to  
36 definitions).

37 "Contract." As defined in 62 Pa.C.S. § 103 (relating to  
38 definitions).

39 "Contracting entities." The following:

40 (1) The Department of Transportation.

41 (2) The commission.

42 (3) A local transportation organization.

43 "Disadvantaged business." A business that is owned or  
44 controlled by a majority of persons, not limited to members of  
45 minority groups, who are subject to racial or ethnic prejudice  
46 or cultural bias.

47 "Diverse business." A disadvantaged business, minority-owned  
48 or women-owned business or service-disabled veteran-owned or  
49 veteran-owned small business that has been certified by a third-  
50 party certifying organization.

51 "Local transportation organization." Any of the following:



1 (1) A political subdivision or a public transportation  
2 authority, port authority or redevelopment authority  
3 organized under the laws of this Commonwealth or pursuant to  
4 an interstate compact or otherwise empowered to render,  
5 contract for the rendering of or assist in the rendering of  
6 transportation service in a limited area in this  
7 Commonwealth, even though it may also render or assist in  
8 rendering transportation service in adjacent states.

9 (2) A nonprofit association that directly or indirectly  
10 provides public transportation service.

11 (3) A nonprofit association of public transportation  
12 providers operating within this Commonwealth.

13 "Minority-owned business." A business owned and controlled  
14 by a majority of individuals who are African Americans, Hispanic  
15 Americans, Native Americans, Asian Americans, Alaskans or  
16 Pacific Islanders.

17 "Professional services." An industry of infrequent,  
18 technical or unique functions performed by independent  
19 contractors or consultants whose occupation is the rendering of  
20 the services. The term includes:

21 (1) Design professional services as defined in 62  
22 Pa.C.S. § 901 (relating to definitions).

23 (2) Legal services.

24 (3) Advertising or public relations services.

25 (4) Accounting, auditing or actuarial services.

26 (5) Security consultant services.

27 (6) Computer and information technology services.

28 (7) Insurance underwriting services.

29 "Service-disabled veteran-owned small business." As defined  
30 in 51 Pa.C.S. § 9601 (relating to definitions).

31 "Third-party certifying organization." An organization that  
32 certifies a small business, minority-owned business, women-owned  
33 business or veteran-owned small business as a diverse business.  
34 The term includes:

35 (1) The National Minority Supplier Development Council.

36 (2) The Women's Business Development Enterprise National  
37 Council.

38 (3) The Small Business Administration.

39 (4) The Department of Veterans Affairs.

40 (5) The Pennsylvania Unified Certification Program.

41 "Veteran-owned small business." As defined in 51 Pa.C.S. §  
42 9601 (relating to definitions).

43 "Women-owned business." A business owned and controlled by a  
44 majority of individuals who are women.

45 Section 3. The definitions of "base operating allocation"  
46 and "capital expenditures" in section 1503 of Title 74 are  
47 amended to read:

48 § 1503. Definitions.

49 The following words and phrases when used in this chapter  
50 shall have the meanings given to them in this section unless the  
51 context clearly indicates otherwise:

1 \* \* \*

2 "Base operating allocation." The total amount of State  
3 operating assistance, reimbursement in lieu of fares for senior  
4 passengers and other assistance which was used for operating  
5 assistance as determined by the department in [fiscal year 2005-  
6 2006.] the last full fiscal year that the qualifying local  
7 transportation organization received the assistance, including  
8 the funds received under section 1517.1(c) (relating to  
9 Alternative Energy Capital Investment Program).

10 "Capital expenditures." All costs of capital projects,  
11 including, but not limited to, the costs of acquisition,  
12 construction, installation, start-up of operations, improvements  
13 and all work and materials incident thereto. Preventive  
14 maintenance expenses, as defined by the Federal Transit  
15 Administration, may be deemed eligible as a capital expenditure  
16 based on written approval by the department at its discretion.

17 \* \* \*

18 Section 4. Section 1504(a) of Title 74 is amended to read:  
19 § 1504. Department authorization.

20 (a) General.--

21 (1) The department may, within the limitations provided  
22 in this chapter, incur costs directly and provide financial  
23 assistance for the purposes and activities enumerated in this  
24 chapter.

25 (2) In the event of imminent service termination, the  
26 department shall make every effort to contract with a local  
27 transportation organization to provide the programs,  
28 activities and services enumerated in this chapter. After all  
29 local transportation organization contracting options are  
30 exhausted, the department may contract with a transportation  
31 company to provide the programs, activities and services  
32 enumerated in this chapter. The operation of the programs,  
33 activities and services administered by the department and  
34 provided by the local transportation organization or  
35 transportation company under this subsection shall not be  
36 subject to the jurisdiction of the Pennsylvania Public  
37 Utility Commission.

38 \* \* \*

39 Section 5. (Reserved).

40 Section 6. Section 1506(b) (1), (c) and (e) of Title 74 are  
41 amended to read:

42 § 1506. Fund.

43 \* \* \*

44 (b) Deposits to fund by department.--

45 (1) The following apply:

46 (i) [Except as provided under subparagraph (ii),  
47 upon] Upon receipt, the department shall deposit into the  
48 fund the revenues received by the department under 75  
49 Pa.C.S. Ch. 89 (relating to Pennsylvania Turnpike) and  
50 the lease agreement executed between the department and  
51 the Pennsylvania Turnpike Commission under 75 Pa.C.S. §

1 8915.3 (relating to lease of Interstate 80; related  
2 agreements). [as follows:  
3 (A) For fiscal year 2007-2008, \$250,000,000.  
4 (B) For fiscal year 2008-2009, \$250,000,000.  
5 (C) For fiscal year 2009-2010, \$250,000,000.  
6 (D) For fiscal year 2010-2011 and each fiscal  
7 year thereafter, the amount calculated for the  
8 previous fiscal year, increased by 2.5%.]

9 (ii) The deposits made to the fund under this  
10 subsection shall equal [\$250,000,000 annually for each  
11 fiscal year commencing after the expiration of the  
12 conversion period if the conversion notice is not  
13 received by the secretary prior to expiration of the  
14 conversion period as set forth under 75 Pa.C.S. §  
15 8915.3(3).] \$450,000,000 annually for each fiscal year  
16 for fiscal years 2014-2015 through 2021-2022.

17 (iii) The deposits made to the fund under this  
18 subsection shall equal \$50,000,000 annually for fiscal  
19 year 2022-2023 and each fiscal year thereafter.

20 \* \* \*

21 (c) Other deposits.--The following shall be deposited into  
22 the fund annually:

23 (1) 4.4% of the amount collected under Article II of the  
24 Tax Reform Code. Revenues under this paragraph shall be  
25 deposited into the fund by the 20th day of each month for the  
26 preceding month. The amount deposited under this paragraph is  
27 estimated to be equivalent to the money available to the  
28 department from the following sources:

29 (i) The Supplemental Public Transportation Account  
30 established under former section 1310.1 (relating to  
31 supplemental public transportation assistance funding).

32 (ii) The amount appropriated annually by the  
33 Commonwealth from the General Fund for mass transit  
34 programs pursuant to a General Appropriations Act.

35 (2) An amount of proceeds of Commonwealth capital bonds  
36 as determined annually by the Secretary of the Budget.

37 (3) Revenue in the Public Transportation Assistance Fund  
38 established under Article XXIII of the Tax Reform Code not  
39 otherwise dedicated pursuant to law.

40 (3.1) (Reserved).

41 (3.2) The revenues deposited in the fund in accordance  
42 with 75 Pa.C.S. § 1786 (relating to required financial  
43 responsibility).

44 (3.3) The revenues deposited in the fund in accordance  
45 with 75 Pa.C.S. § 3111(a.1)(2)(ii) (relating to obedience to  
46 traffic-control devices).

47 (3.4) For fiscal year 2022-2023 and each fiscal year  
48 thereafter, an amount equal to the amount collected under  
49 Article II of the Tax Reform Code, multiplied by the ratio  
50 that \$450,000,000 is to the total amount collected under  
51 Article II of the Tax Reform Code in the fiscal year ending

1 June 30, 2021, or \$450,000,000, whichever is greater, shall  
2 be transferred to the fund. The source of the transfer shall  
3 be the revenue collected under section 238 of the Tax Reform  
4 Code on motor vehicles, trailers and semi-trailers.

5 (4) Other appropriations, deposits or transfers to the  
6 fund.

7 \* \* \*

8 (e) Program funding amounts.--Subject to available funds,  
9 the programs established under this chapter shall be funded  
10 annually as follows:

11 (1) For the program established under section 1513  
12 (relating to operating program), the following amounts shall  
13 be allocated from the fund:

14 (i) [All] From the revenues deposited in the fund  
15 under subsection (b)(1)[.]:

16 (A) For fiscal year 2013-2014, \$209,000,000 and  
17 for fiscal year 2014-2015, \$187,000,000.

18 (B) For fiscal years 2015-2016 and 2016-2017,  
19 \$110,000,000.

20 (C) For fiscal years 2017-2018 and each fiscal  
21 year thereafter, \$25,000,000.

22 (ii) All revenues deposited in the fund under  
23 subsection (b)(2).

24 (iii) [69.99%] 86.76% of the revenues deposited in  
25 the fund under subsection (c)(1).

26 (iv) All revenues deposited into the fund under  
27 subsection (c)(3).

28 (v) The following percentages of the revenue  
29 deposited in the fund in accordance with 75 Pa.C.S. §  
30 1904 (relating to collection and disposition of fees and  
31 moneys):

32 (A) For fiscal year 2013-2014, 5.8%.

33 (A.1) For fiscal year 2014-2015, 8.8%.

34 (B) For fiscal years 2015-2016 and 2016-2017,  
35 46.6%.

36 (C) For fiscal year 2017-2018 and each fiscal  
37 year thereafter, 69.3%.

38 (vi) All revenue deposited into the fund under  
39 subsection (c)(3.2).

40 (vii) Twenty-five million from the revenue deposited  
41 into the fund under subsection (c)(3.4).

42 (2) [(i) Except as provided under subparagraph (ii),  
43 for] For the program established under section 1514 (relating  
44 to asset improvement program):

45 (A) By the proceeds of Commonwealth capital  
46 bonds deposited into the fund under subsection (c)  
47 (2).

48 [(A.1) For fiscal year 2007-2008, \$50,000,000  
49 from the revenues received by the department under 75  
50 Pa.C.S. Ch. 89 and the lease agreement executed  
51 between the department and the Pennsylvania Turnpike

1 Commission under 75 Pa.C.S. § 8915.3. The amount  
2 received by the department under this section shall  
3 be deposited into the fund prior to distribution and  
4 shall be in addition to the amounts received under  
5 subsection (b) (1).

6 (B) For fiscal year 2008-2009, \$100,000,000 from  
7 the revenues received by the department under 75  
8 Pa.C.S. Ch. 89 and the lease agreement executed  
9 between the department and the Pennsylvania Turnpike  
10 Commission under 75 Pa.C.S. § 8915.3. The amount  
11 received by the department under this section shall  
12 be deposited into the fund prior to distribution and  
13 shall be in addition to the amounts received under  
14 subsection (b) (1).

15 (C) For fiscal year 2009-2010, \$150,000,000 from  
16 the revenues received by the department under 75  
17 Pa.C.S. Ch. 89 and the lease agreement executed  
18 between the department and the Pennsylvania Turnpike  
19 Commission under 75 Pa.C.S. § 8915.3. The amount  
20 received by the department under this section shall  
21 be deposited into the fund prior to distribution and  
22 shall be in addition to the amounts received under  
23 subsection (b) (1).

24 (D) For fiscal year 2010-2011 and each fiscal  
25 year thereafter, the amount calculated for the prior  
26 fiscal year increased by 2.5% from the revenues  
27 received by the department under 75 Pa.C.S. Ch. 89  
28 and the lease agreement executed between the  
29 department and the Pennsylvania Turnpike Commission  
30 under 75 Pa.C.S. § 8915.3. The amount received by the  
31 department under this section shall be deposited into  
32 the fund prior to distribution and shall be in  
33 addition to the amounts received under subsection (b)  
34 (1).]

35 (E) Ninety-five percent of the remaining revenue  
36 deposited in the fund under subsection (b) (1) and  
37 (c) (3.4), after the transfer of \$30,000,000 to the  
38 Multimodal Transportation Fund under paragraph (6).

39 (F) The revenue deposited in the fund under  
40 subsection (c) (3.3).

41 (G) The following percentages of revenue  
42 deposited in the fund in accordance with 75 Pa.C.S. §  
43 1904 (relating to collection and disposition of fees  
44 and moneys):

45 (I) For fiscal year 2013-2014, 28.1%.

46 (II) For fiscal year 2014-2015, 35.1%.

47 (III) For fiscal years 2015-2016 and 2016-  
48 2017, 20%.

49 (IV) For fiscal year 2017-2018 and each  
50 fiscal year thereafter, 7.7%.

51 [(ii) If the conversion notice is not received by

1 the secretary prior to the end of the conversion period  
2 as set forth in 75 Pa.C.S. § 8915.3(3), no additional  
3 allocation shall be made under subparagraph (i).]

4 (3) For the program established under section 1516  
5 (relating to programs of Statewide significance),

6 (i) 13.24% of the revenues deposited in the fund  
7 under subsection (c)(1). [shall be allocated from the  
8 fund.]

9 (ii) The revenue deposited in the fund under  
10 subsection (b)(1) and (c)(3.4) remaining after the  
11 allocation under paragraph (2)(E).

12 [(4) For the program established under section 1517  
13 (relating to capital improvements program), 16.77% of the  
14 revenues deposited in the fund under subsection (c)(1).  
15 Additional funds for this program may be provided from the  
16 funds allocated but not distributed based on the limitation  
17 set forth under section 1513(c)(3).]

18 (5) For the program established under section 1517.1  
19 (relating to Alternative Energy Capital Investments Program),  
20 no more than \$60,000,000 of the revenue deposited in the fund  
21 under subsection (c) may be allocated from the fund.

22 (6) Thirty million dollars of the revenue deposited in  
23 the fund under subsection (b)(1) and (c)(3.4) shall be  
24 transferred to the Multimodal Transportation Fund.

25 Section 7. Section 1507(a)(6) and (c) of Title 74 are  
26 amended and subsection (a) is amended by adding a paragraph to  
27 read:

28 § 1507. Application and approval process.

29 (a) Application.--An eligible applicant that wishes to  
30 receive financial assistance under this chapter shall submit a  
31 written application to the department on a form developed by the  
32 department, which shall include the following:

33 \* \* \*

34 (6) Evidence satisfactory to the department of the  
35 commitment for matching funds required under this chapter  
36 sufficient to match the projected financial assistance  
37 payments [at the same times that the financial assistance  
38 payments are to be provided.], provided no later than June 30  
39 of the applicable fiscal year. If the evidence required under  
40 this paragraph is not provided to the satisfaction of the  
41 department, subsequent funding under section 1513 (relating  
42 to operating program) shall be withheld until the applicant  
43 meets the requirements of this paragraph.

44 (6.1) A statement of policy outlining the basic  
45 principles for the adjustment of fare growth to meet the rate  
46 of inflation.

47 \* \* \*

48 (c) Restriction on use of funds.--[Financial] Unless the  
49 department grants the award recipient a waiver allowing the  
50 funds to be used for a different purpose, financial assistance  
51 under this chapter shall be used only for activities set forth

1 under the financial assistance agreement [unless the department  
2 grants the award recipient a waiver allowing the funds to be  
3 used for a different purpose]. The department's regulations  
4 shall describe circumstances under which it will consider waiver  
5 requests and shall set forth all information to be included in a  
6 waiver request. The [maximum duration of a waiver shall be one  
7 year, and a] waiver request shall include a plan of corrective  
8 action to demonstrate that the award recipient does not have an  
9 ongoing need to use financial assistance funds for activities  
10 other than those for which funds were originally awarded. The  
11 duration of the waiver may not exceed the duration of the plan  
12 of corrective action. The department shall monitor  
13 implementation of the plan of corrective action. If the plan of  
14 corrective action is not implemented by the local transportation  
15 organization, the department shall rescind the waiver approval.

16 Section 8. Sections 1511 and 1512 of Title 74 are amended to  
17 read:

18 § 1511. Report to Governor and General Assembly.

19 [The following shall apply:

20 (1) Except as provided in paragraph (2), the] The  
21 department shall submit a public passenger transportation  
22 performance report to the Governor and the General Assembly  
23 by April 30 of each year, covering the prior fiscal year.

24 [(2) The report covering the 2005-2006 fiscal year shall  
25 be submitted by July 31, 2007.]

26 § 1512. Coordination and consolidation.

27 (a) Coordination.--Coordination is required in regions where  
28 two or more award recipients have services or activities for  
29 which financial assistance is being provided under this chapter  
30 to assure that the services or activities are provided  
31 efficiently and effectively.

32 (b) Consolidation and mutual cooperation.--

33 (1) The department, in consultation with local  
34 governments and local transportation organizations, shall  
35 study the feasibility of consolidation and mutual cooperation  
36 among local transportation organizations as a means of  
37 reducing annual expenses without loss of service to the  
38 communities they serve. The study shall examine the creation  
39 of service regions or mutual cooperation pacts to determine  
40 whether either method would reduce annual expenses. The  
41 feasibility analysis is to include a cost-benefit analysis  
42 and operational analysis.

43 (2) If the results of a feasibility analysis under  
44 paragraph (1) estimate an annual net savings at the time of  
45 completion of the study, the transportation organization and  
46 local government may implement the recommended action.

47 (3) The department shall waive the match requirement  
48 under sections 1513 (relating to operating program) and 1514  
49 (relating to asset improvement program) for five fiscal years  
50 for the transportation organization's participation in the  
51 recommended action under paragraph (2) in an amount not to

1 exceed the estimated annual net savings of the implemented  
2 recommendations.

3 (c) Funding for merger and consolidation incentives and  
4 mutual cooperation pacts.--A capital project that is needed to  
5 support a local transportation organization that has agreed to  
6 merge and consolidate operations and administration or share  
7 facilities or staff through a mutual cooperation pact to achieve  
8 cost and service efficiencies shall be eligible for financial  
9 assistance under this chapter. The application for financial  
10 assistance must do all the following:

11 (1) Identify the efficiencies in a merger and  
12 consolidation plan or mutual cooperation pact.

13 (2) Include the expected net dollar savings that will  
14 result from the merger, consolidation or pact.

15 Section 9. Sections 1514(c) and 1516(b)(1) and (e) of Title  
16 74 are amended and the sections are amended by adding  
17 subsections to read:

18 § 1514. Asset improvement program.

19 \* \* \*

20 (c) Local match requirements.--

21 (1) Financial assistance under this section shall be  
22 matched by local or private cash funding in an amount not  
23 less than 3.33% of the amount of the financial assistance  
24 being provided. The source of funds for the local match shall  
25 be subject to the requirements of section 1513(d)(3)  
26 (relating to operating program).

27 (2) The secretary may waive up to 75% of the local match  
28 required under paragraph (1), upon the written request of an  
29 applicant accompanied by the applicant's justification for  
30 the waiver.

31 \* \* \*

32 (e.1) Distribution.--The department shall allocate financial  
33 assistance under this section on a percentage basis of available  
34 funds each fiscal year as follows:

35 (1) The local transportation organization organized and  
36 existing under Chapter 17 (relating to metropolitan  
37 transportation authorities) as the primary provider of public  
38 passenger transportation for the counties of Bucks, Chester,  
39 Delaware, Montgomery and Philadelphia shall receive 69.4% of  
40 the funds available for distribution under this section.

41 (2) The local transportation organization organized and  
42 existing under the act of April 6, 1956 (1955 P.L.1414,  
43 No.465), known as the Second Class County Port Authority Act,  
44 as the primary provider of public transportation for the  
45 county of Allegheny shall receive 22.6% of the funds  
46 available for distribution under this section.

47 (3) Other local transportation organizations organized  
48 and existing as the primary providers of public passenger  
49 transportation for the counties of this Commonwealth not  
50 identified under paragraph (1) or (2) shall receive 8% of the  
51 funds available for distribution under this section. The



1 department shall allocate the funds under this paragraph  
2 among the local transportation organizations.

3 (4) Notwithstanding paragraphs (1), (2) and (3) and  
4 before distributing the funds under paragraph (1), (2) or  
5 (3), the department shall set aside 5% of the funds available  
6 for distribution under this section for discretionary use and  
7 distribution by the secretary.

8 \* \* \*

9 § 1516. Programs of Statewide significance.

10 \* \* \*

11 (b) Persons with disabilities.--The department shall  
12 establish and administer a program providing reduced fares to  
13 persons with disabilities on community transportation services  
14 and to provide financial assistance for start-up, administrative  
15 and capital expenses related to reduced fares for persons with  
16 disabilities. All of the following shall apply:

17 (1) A community transportation system operating in the  
18 Commonwealth other than in [counties of the first and second  
19 class] a county of the first class may apply for financial  
20 assistance under this subsection.

21 \* \* \*

22 (e) Technical assistance [and demonstration], demonstration  
23 and emergency.--The department is authorized to provide  
24 financial assistance under this section for technical  
25 assistance, research and short-term demonstration or emergency  
26 projects. All of the following shall apply:

27 (1) A local transportation organization or an agency or  
28 instrumentality of the Commonwealth may apply to the  
29 department for financial assistance under this subsection.

30 (2) Financial assistance provided under this subsection  
31 may be used for reimbursement for any approved operating or  
32 capital costs related to technical assistance and  
33 demonstration program projects. Financial assistance for  
34 short-term demonstration projects may be provided at the  
35 department's discretion on an annual basis based on the level  
36 of financial commitment provided by the award recipient to  
37 provide ongoing future funding for the project as soon as the  
38 project meets the criteria established by the department and  
39 the award recipient. Financial assistance for this purpose  
40 shall not be provided for more than three fiscal years.  
41 Financial assistance may be provided to meet any short-term  
42 emergency need that requires immediate attention and cannot  
43 be funded through other sources.

44 (3) Financial assistance under this subsection provided  
45 to a local transportation organization shall be matched by  
46 local or private cash funding in an amount not less than  
47 3.33% of the amount of the financial assistance being  
48 provided. The sources of funds for the local match shall be  
49 subject to the requirements of section 1513(d) (3) (relating  
50 to operating program).

51 (4) As follows:

1           (i) For short-term demonstration projects awarded  
2 financial assistance under this subsection, the  
3 department shall determine if the demonstration project  
4 was successful based upon the performance criteria  
5 established prior to the commencement of the  
6 demonstration project and approved by the department.

7           (ii) If the department determines that the  
8 demonstration project was successful, the local  
9 transportation organization or agency or instrumentality  
10 of the Commonwealth that conducted the demonstration  
11 project shall be eligible to apply for and receive funds  
12 under section 1513 to sustain and transition the  
13 demonstration project into regularly scheduled public  
14 passenger transportation service.

15           (iii) During the first year in which the  
16 demonstration project is eligible for and applies for  
17 financial assistance under section 1513, the local  
18 transportation organization or agency or instrumentality  
19 of the Commonwealth that conducted the demonstration  
20 project and transitioned it to regularly scheduled public  
21 passenger transportation service shall be eligible to  
22 receive financial assistance up to 65% of the  
23 transportation service's prior fiscal year operating  
24 costs or expenses for the service as an initial base  
25 operating allocation.

26           (iv) The initial base operating allocation shall be  
27 taken from the growth under section 1513 over the prior  
28 year before distributing the remainder of the formula  
29 described in section 1513.

30 (f) Shared Ride Community Transportation Service Delivery  
31 Pilot Program.--

32           (1) The department may develop and implement a pilot  
33 program to test and evaluate new models of paying for and  
34 delivering shared ride and community transportation. The  
35 goals of the program are as follows:

36           (i) Develop a community transportation delivery  
37 model that can be managed to stay within budget.

38           (ii) Develop community transportation service  
39 standards with need-based priorities.

40           (iii) Develop a business model and fare structure  
41 that work across funding programs.

42           (iv) Maximize efficiency and effectiveness of the  
43 services.

44           (2) The department shall establish an advisory committee  
45 to provide guidance and input for pilot planning, start-up,  
46 operations, data collection and post pilot evaluation. The  
47 committee shall be comprised of the following:

48           (i) A member appointed by the President pro tempore  
49 of the Senate.

50           (ii) A member appointed by the Minority Leader of  
51 the Senate.

1 (iii) A member appointed by the Speaker of the House  
2 of Representatives.

3 (iv) A member appointed by the Minority Leader of  
4 the House of Representatives.

5 (v) Two members from the Pennsylvania Public Transit  
6 Association appointed by the secretary.

7 (vi) A member appointed by the secretary to  
8 represent people with disabilities.

9 (vii) A member appointed by the Secretary of Aging  
10 to represent senior citizens.

11 (viii) A member appointed by the Secretary of Public  
12 Welfare to represent people using medical assistance  
13 transportation.

14 (ix) A member of the County Commissioners  
15 Association appointed by the secretary.

16 (x) The secretary or a designee.

17 (xi) The Secretary of Aging or a designee.

18 (xii) The Secretary of the Budget or a designee.

19 (xiii) The Secretary of Public Welfare or a  
20 designee.

21 (3) The department shall work with the committee to  
22 define potential pilot models within 12 months of the  
23 effective date of this subsection.

24 (4) The department shall publish the notice of  
25 availability of the program models and framework in the  
26 Pennsylvania Bulletin and receive applications from counties  
27 and shared-ride community transportation systems interested  
28 in participating in the program for the three-month period  
29 following the publication of the notice.

30 (5) The department may work with the committee to  
31 redefine the basis for payment using lottery and other State  
32 funding sources currently used to support community  
33 transportation programs for selected pilot counties and  
34 shared-ride community transportation systems to test new  
35 methods of service delivery and payment. Each project must  
36 have a business plan with management controls, service  
37 standards and budget controls. The business plan shall be  
38 reviewed by the committee prior to being implemented.

39 Section 10. Section 1517 of Title 74 is amended by adding a  
40 subsection to read:

41 § 1517. Capital improvements program.

42 \* \* \*

43 (f) Certification ends funding.--Financial assistance under  
44 this section shall cease when the secretary certifies that funds  
45 are no longer available for the program established under this  
46 section.

47 Section 11. Title 74 is amended by adding a section to read:  
48 § 1517.1. Alternative Energy Capital Investment Program.

49 (a) Establishment.--The department is authorized to  
50 establish a competitive grant program to implement capital  
51 improvements deemed necessary to support conversion of a local

1 transportation organization's fleet for use of an alternative  
2 energy source, including compressed natural gas.

3 (b) Criteria.--The department shall establish criteria for  
4 awarding grants under this section. Criteria shall, at a  
5 minimum, include feasibility, cost/benefit analysis and project  
6 readiness.

7 (c) Additional authorization.--Notwithstanding any other  
8 provisions of this section or other law, the department may use  
9 funds designated for the program established under subsection  
10 (a) to supplement a local transportation organization's base  
11 operating allocation under section 1513 (relating to operating  
12 program) if necessary to stabilize an operating budget and  
13 ensure that efficient services may be sustained to support  
14 economic development and job creation and retention.

15 Section 12. Title 74 is amended by adding a chapter to read:

16 CHAPTER 21  
17 MULTIMODAL FUND

18 Sec.

19 2101. Definitions.

20 2102. Multimodal Transportation Fund.

21 2103. Transfers and deposits to the fund.

22 2104. Use of money in the fund.

23 2105. Project selection criteria.

24 2106. Local match.

25 2107. Balanced Multimodal Transportation Policy Commission.

26 § 2101. Definitions.

27 The following terms and phrases when used in this chapter  
28 shall have the following meanings given to them in this section  
29 unless the context clearly indicates otherwise:

30 "Fund." The Multimodal Transportation Fund established in  
31 section 2102 (relating to Multimodal Transportation Fund).

32 "Eligible program." Any of the following:

33 (1) A project which coordinates local land use with  
34 transportation assets to enhance existing communities.

35 (2) A project related to streetscape, lighting, sidewalk  
36 enhancement and pedestrian safety.

37 (3) A project improving connectivity or utilization of  
38 existing transportation assets.

39 (4) A project related to transit-oriented development,  
40 as defined in section 103 of the act of December 8, 2004  
41 (P.L.1801, No.238), known as the Transit Revitalization  
42 Investment District Act.

43 § 2102. Multimodal Transportation Fund.

44 A special fund is established within the State Treasury to be  
45 known as the Multimodal Transportation Fund. Moneys in the fund  
46 are hereby appropriated to the department, on a nonlapsing  
47 basis.

48 § 2103. Transfers and deposits to the fund.

49 In addition to appropriations, deposits or transfers to the  
50 fund, interest earned on money in the fund shall be deposited in  
51 the fund.

1 § 2104. Use of money in the fund.

2 (a) Purposes.--Money in the fund shall be used as follows:

3 (1) To annually provide the following grants for  
4 programs administered by the department:

5 (i) For programs related to aviation:

6 (A) \$5,000,000 in fiscal year 2013-2014.

7 (B) \$6,000,000 in fiscal year 2014-2015 and each  
8 fiscal year thereafter.

9 (ii) For programs related to rail freight:

10 (A) \$8,000,000 in fiscal year 2013-2014.

11 (B) \$10,000,000 in fiscal year 2014-2015 and  
12 each fiscal year thereafter.

13 (iii) For programs related to passenger rail:

14 (A) \$6,000,000 in fiscal year 2013-2014.

15 (B) \$8,000,000 in fiscal year 2014-2015 and each  
16 fiscal year thereafter.

17 (iv) For programs related to ports and waterways:

18 (A) \$8,000,000 in fiscal year 2013-2014.

19 (B) \$10,000,000 in fiscal year 2014-2015 and  
20 each fiscal year thereafter.

21 (v) \$2,000,000 for programs related to bicycle and  
22 pedestrian facilities.

23 (2) To annually pay costs incurred by the department for  
24 activities directly initiated or undertaken by the department  
25 related to eligible programs in accordance with all of the  
26 following:

27 (i) Activities shall be initiated or undertaken in  
28 consultation with the chairman and minority chairman of  
29 the Transportation Committee of the Senate and the  
30 chairman and minority chairman of the Transportation  
31 Committee of the House of Representatives.

32 (ii) Costs may be incurred as follows:

33 (A) \$0 for fiscal year 2013-2014.

34 (B) Not to exceed \$20,000,000 for fiscal year  
35 2014-2015.

36 (C) Not to exceed \$40,000,000 annually in fiscal  
37 year 2015-2016 and each fiscal year thereafter,  
38 \$35,000,000 of which shall be from revenues deposited  
39 into the fund under 75 Pa.C.S. § 9502(a) (relating to  
40 imposition of tax).

41 (3) To annually pay costs incurred by the department in  
42 the administration of the programs specified in paragraph (1)  
43 as appropriated by the General Assembly.

44 (4) Annually, any money not allocated under paragraphs  
45 (1), (2) and (3) or as provided in subsection (b) shall be  
46 transferred to the Commonwealth Financing Authority and used  
47 to fund eligible programs. The authority shall develop  
48 guidelines for use of the money for eligible programs, which  
49 shall include the requirements of section 2106 (relating to  
50 local match).

51 (b) Automatic adjustments.--

1           (1) For the initial adjustment, the department shall do  
2 all of the following:

3           (i) Determine the percentage increase in the  
4 Consumer Price Index for All Urban Consumers for the  
5 period beginning August 1, 2013, and ending January 31,  
6 2015.

7           (ii) Apply, as of July 1, 2015, the increase under  
8 subparagraph (i) to every grant amount under subsection  
9 (a)(1).

10          (2) For subsequent adjustments, the department shall do  
11 all of the following:

12           (i) Determine the percentage increase in the  
13 Consumer Price Index for All Urban Consumers for the  
14 period beginning February 1, 2015, and ending January 31,  
15 2017, and for each succeeding 24-month period.

16           (ii) Apply, as of July 1, 2017, the increase under  
17 subparagraph (i) to the then current grant amount under  
18 subsection (a)(1).

19 § 2105. Project selection criteria.

20          The department shall award grants under section 2104(a)(1)  
21 (relating to use of money in the fund) on a competitive basis.  
22 The department may not reserve, designate or set aside a  
23 specific level of funding or percentage of funds to an applicant  
24 prior to the completion of the application process; nor may the  
25 department designate a set percentage of funds to an applicant.

26 § 2106. Local match.

27          Unless otherwise specified by law, financial assistance under  
28 section 2104(a)(2) and (4) shall be matched by local funding in  
29 an amount not less than 30% of the non-Federal share of the  
30 project costs. Matching funds from a county or municipality  
31 shall only consist of cash contributions provided by one or more  
32 counties or municipalities.

33 § 2107. Balanced Multimodal Transportation Policy Commission.

34          (a) Commission.--There is established a Balanced Multimodal  
35 Transportation Policy Commission to study and make  
36 recommendations on developing and maintaining a balanced  
37 multimodal transportation policy for this Commonwealth.

38          (b) Members.--The commission shall consist of the following  
39 members:

40           (1) The Secretary of Transportation.

41           (2) The Secretary of Community and Economic Development.

42           (3) The Secretary of Environmental Protection.

43           (4) One appointment from each of the following:

44           (i) the President pro tempore of the Senate;

45           (ii) the Minority Leader of the Senate;

46           (iii) the Speaker of the House of Representatives;

47          and

48           (iv) the Minority Leader of the House of  
49 Representatives.

50           (5) Two appointments from the Governor, at least one of  
51 which must have expertise in regional planning.

1 (6) Six additional members may be appointed by the  
2 commission members under paragraphs (1), (2), (3), (4) and  
3 (5).

4 (c) Chairperson.--The members of the commission under  
5 paragraphs (1), (2), (3), (4) and (5) shall elect a chairperson  
6 from among the members.

7 (d) Terms.--Members of the commission may serve on the  
8 commission until replaced by an appointing authority under  
9 subsection (b).

10 (e) Study.--The commission shall study facets on  
11 implementing balanced multimodal transportation policies for  
12 metropolitan areas in this Commonwealth, which shall include at  
13 least the cities of the first class and second class, but may  
14 include other regions as well.

15 (f) Staff.--Upon recommendation of the commission, the  
16 Secretary of Transportation may hire independent consultants to  
17 aid the work of the commission. The commission shall be staffed  
18 by employees of the Department of Transportation. Ordinary  
19 expenses shall be paid to members of the commission.

20 (g) Report.--No later than two years after the effective  
21 date of this section, the commission shall issue its initial  
22 report to the Governor and members of the General Assembly and a  
23 report every four years thereafter.

24 Section 13. Chapter 59 of Title 74 is amended by adding a  
25 subchapter to read:

26 SUBCHAPTER C

27 FIRST CLASS CITY CONSOLIDATED CAR RENTAL FACILITY

28 Sec.

29 5931. Scope of subchapter.

30 5932. Definitions.

31 5933. Customer facility charge.

32 § 5931. Scope of subchapter.

33 This subchapter relates to consolidated rental car facilities  
34 in cities of the first class.

35 § 5932. Definitions.

36 The following words and phrases when used in this subchapter  
37 shall have the meanings given to them in this section unless the  
38 context clearly indicates otherwise:

39 "Airport." A public international airport located partially  
40 in a city of the first class and partially in an adjacent  
41 municipality.

42 "Airport owner." Any of the following:

43 (1) A city which owns and operates an airport.

44 (2) An authority created by a city to own and operate an  
45 airport or any portion or activities of the airport.

46 "Airport property." Property owned and operated by an  
47 airport owner, including property that is leased, licensed or  
48 available for use by the airport owner.

49 "City." A city of the first class.

50 "Concession agreement." A regulation, contract, permit,  
51 license or other agreement entered into between an airport owner

1 and a vehicle rental company which includes the terms and  
2 conditions under which the company may conduct any aspect of its  
3 rental vehicle business at the airport or through the use of  
4 airport property, including a vehicle rental company which  
5 provides a customer access to a vehicle or executes a rental  
6 contract on or off airport property.

7 "Customer facility charge." A fee assessed on each motor  
8 vehicle rental under this subchapter for the purposes described  
9 in section 5933(g) (relating to customer facility charge).

10 "Motor vehicle." A private passenger motor vehicle that  
11 meets all of the following:

12 (1) Is designed to transport not more than 15  
13 passengers.

14 (2) Is rented for 29 or fewer continuous days without a  
15 driver.

16 (3) Is part of a fleet of at least five passenger  
17 vehicles used for the purpose under paragraph (2).

18 "Rental facility." A consolidated facility for the use of a  
19 vehicle rental company to conduct business on airport property.

20 "Rental facility agreement." A written agreement entered  
21 into between an airport owner and vehicle rental companies which  
22 includes the following:

23 (1) Location, scope of operations and general design of  
24 the rental facility, a rental facility improvement and a  
25 transportation system which connects to a terminal or related  
26 structure.

27 (2) The manner in which the proceeds of the customer  
28 facility charge are to be used as provided in section  
29 5933(g).

30 (3) A procedure and requirement for a consultation with  
31 vehicle rental companies regarding the implementation of this  
32 subchapter and for the disclosure to vehicle rental companies  
33 of information relating to the collection and use of the  
34 customer facility charge.

35 (4) A methodology and procedure by which the amount of  
36 the customer facility charge will be calculated and adjusted.

37 (5) Any other provision agreed to by the airport owner  
38 and the vehicle rental companies.

39 "Rental facility improvement." A facility or structure on  
40 airport property needed for development or use of the rental  
41 facility. The term includes costs necessary for planning,  
42 financing, designing, constructing, equipping or furnishing the  
43 rental facility improvements.

44 "Rental facility operations and maintenance expenses." The  
45 cost of operating and maintaining a rental facility.

46 "Transportation system." A system which transports an  
47 arriving or departing vehicle rental customer between a terminal  
48 and related structure and the rental facility.

49 "Transportation system costs." The portion of total costs  
50 incurred to design, finance, construct, operate and maintain a  
51 transportation system which reflects the usage or benefit of the



1 system to vehicle rental companies and their customers.

2 "Vehicle rental company." A person engaged in the business  
3 of renting a motor vehicle in this Commonwealth that provides a  
4 motor vehicle rental to a customer and utilizes airport property  
5 in any aspect of its business, notwithstanding if other aspects  
6 of its business are not conducted on airport property, including  
7 to do any of the following on an airport property:

8 (1) Contact customers or pick up or drop off customers.

9 (2) Advertise the availability of a vehicle rental  
10 service.

11 § 5933. Customer facility charge.

12 (a) Imposition.--

13 (1) Except as set forth in paragraph (2), a city may  
14 impose a customer facility charge of not more than \$8 per  
15 rental day on a customer renting a motor vehicle from a  
16 vehicle rental company doing business at an airport.

17 (2) Notwithstanding paragraph (1), a rental facility  
18 agreement may provide for a customer facility charge in  
19 excess of \$8 per rental day.

20 (3) A customer facility charge may be imposed  
21 notwithstanding the absence of authority in a regulation or  
22 concession agreement.

23 (4) A customer facility charge may not affect the  
24 validity or enforceability of a concession agreement.

25 (b) Amendment.--The following shall apply:

26 (1) The customer facility charge may be increased beyond  
27 \$8 per rental day by written amendment to an existing rental  
28 facility agreement signed by the parties to the rental  
29 facility agreement or the parties' successors or assigns. An  
30 increase to the customer facility charge under this paragraph  
31 may only occur one time each year.

32 (2) A city may decrease the amount of the customer  
33 facility charge at any time without the requirement of an  
34 amendment to an existing rental facility agreement.  
35 Following a decrease in the amount of the customer facility  
36 charge by the city, the city may increase the amount of the  
37 customer facility charge without the requirement of an  
38 amendment to an existing rental facility agreement if the  
39 amount of the customer facility charge does not exceed the  
40 amount that was in effect prior to the decrease. An increase  
41 beyond that amount shall require a written amendment to the  
42 existing rental facility agreement signed by the parties to  
43 the rental facility agreement or the parties' successors or  
44 assigns.

45 (c) Rental facility agreement.--

46 (1) A rental facility agreement shall take effect and be  
47 enforceable if, at the time it is executed, it is signed by  
48 the airport owner and at least 80% of the vehicle rental  
49 companies which utilized airport property and which together  
50 provided at least 90% of the motor vehicle rentals utilizing  
51 airport property in the most recently completed calendar

1 year.

2 (2) The terms of a rental facility agreement may be  
3 interpreted and enforced by a court of competent jurisdiction  
4 through the imposition of a mandatory or prohibitive  
5 injunction. Monetary damages may not be awarded to a vehicle  
6 rental company or to a person required to pay the customer  
7 facility charge for a violation of the terms and conditions  
8 of the rental facility agreement.

9 (d) Limitations.--

10 (1) Notwithstanding the authorization for the use of the  
11 proceeds of the customer facility charge under subsection (g)  
12 and except as provided in paragraph (2), until a rental  
13 facility agreement is executed, the proceeds of the customer  
14 facility charge may be used only for planning, design,  
15 feasibility studies and other preliminary expenses necessary  
16 for the uses authorized in subsection (g).

17 (2) If a rental facility agreement is not executed  
18 within two years following the date a vehicle rental company  
19 is required to begin collecting the customer facility charge,  
20 a city may continue to impose and collect the customer  
21 facility charge authorized under this section after notice to  
22 the vehicle rental companies. The city may use the proceeds  
23 of the customer facility charge in the manner authorized by  
24 subsection (g) except that any expenses imposed on vehicle  
25 rental companies may not exceed the proceeds of the customer  
26 facility charge.

27 (e) Additional cost.--A customer facility charge shall be in  
28 addition to other motor vehicle rental fees and taxes imposed  
29 under law, except that the customer facility charge may not  
30 constitute part of the purchase price of a motor vehicle rental  
31 imposed under any of the following:

32 (1) Article II of the act of March 4, 1971 (P.L.6,  
33 No.2), known as the Tax Reform Code of 1971.

34 (2) The act of June 5, 1991 (P.L.9, No.6), known as the  
35 Pennsylvania Intergovernmental Cooperation Authority Act for  
36 Cities of the First Class.

37 (3) A law similar to the statutes under paragraphs (1)  
38 and (2).

39 (f) Collection.--The following shall apply:

40 (1) A customer facility charge shall be:

41 (i) collected from a customer by a vehicle rental  
42 company and held in a segregated trust fund for the  
43 benefit of the airport owner; and

44 (ii) paid to the airport owner:

45 (A) by the last day of the month following the  
46 month in which the customer facility charges are  
47 collected; or

48 (B) if necessary to facilitate a pledge under  
49 subsection (h), at an earlier date as designated by  
50 the airport owner, but not sooner than the 15th day  
51 of the month following the month in which the

1 customer facility charge is collected.

2 (2) A customer facility charge shall not constitute  
3 gross receipts or income of a vehicle rental company for the  
4 purpose of tax imposed by the Commonwealth, a city or a  
5 municipality.

6 (3) Money in a segregated trust fund under paragraph (1)  
7 may not be pledged, subjected to a lien or encumbered by a  
8 vehicle rental company.

9 (g) Use.--Proceeds of the customer facility charge shall be  
10 deposited by the airport owner into a segregated account to be  
11 used solely for:

12 (1) The planning, development, financing, construction  
13 and operation of a rental facility and rental facility  
14 improvements.

15 (2) Transportation system costs.

16 (3) A rental facility operation and maintenance  
17 expenses.

18 (h) Pledge.--An airport owner may pledge customer facility  
19 charge revenues for any of the following:

20 (1) To support debt to finance any use authorized under  
21 subsection (g).

22 (2) The creation and maintenance of reasonable reserves  
23 and for the payment of debt service for any use authorized  
24 under subsection (g).

25 (i) Administration.--An airport owner may do any of the  
26 following:

27 (1) Require a vehicle rental company to provide periodic  
28 statements of account, file returns, authorize payments and  
29 maintain records, in accordance with the vehicle rental  
30 company's obligations under this subchapter.

31 (2) Conduct an examination to ensure a vehicle rental  
32 company's compliance with its obligations under this  
33 subchapter and may do the following:

34 (i) Collect an amount due.

35 (ii) Impose a lien and file a suit to recover an  
36 amount due.

37 (iii) Grant a refund.

38 (iv) Require the payment of an authorized addition  
39 to a customer facility charge, interest and penalty.

40 (v) Adopt rules and regulations to implement this  
41 section.

42 (vi) Seek criminal penalties for failure to comply  
43 with the requirements of this subchapter in the same  
44 manner as a city is authorized to do under law for the  
45 collection of taxes.

46 (j) Commonwealth agreement.--The Commonwealth agrees as  
47 follows:

48 (1) With any person, firm or corporation, government  
49 agency, whether in this Commonwealth or elsewhere, and with  
50 any Federal agency subscribing to or acquiring debt  
51 obligations secured by customer facility charges, that the

1 Commonwealth will not limit or alter the rights vested in the  
2 airport owner under this subchapter in a manner inconsistent  
3 with the obligations of an airport owner to the obligees of  
4 the airport owner until all debt obligations secured by  
5 customer facility charges and interest on the debt  
6 obligations are fully paid or provided for.

7 (2) With any Federal agency that, if the Federal agency  
8 contributes funds to support any projects needed for the  
9 implementation of this subchapter, the Commonwealth will not  
10 alter or limit the rights and powers of the airport owner in  
11 a manner which would be inconsistent with the due performance  
12 of any agreement between the airport owner and a Federal  
13 agency of which the Commonwealth has knowledge.

14 Section 14. Sections 8105(b)(2) and 8121 of Title 74 are  
15 amended to read:

16 § 8105. Commission.

17 \* \* \*

18 (b) Vacancies and terms.--

19 \* \* \*

20 (2) The appointed member shall serve for a term of four  
21 years. Upon the expiration of this term, the appointed member  
22 may continue to hold office for 90 days or until his  
23 successor shall be duly appointed and qualified, whichever is  
24 less. A member may not serve more than two terms.

25 \* \* \*

26 § 8121. [(Reserved).] Annual hearing.

27 Upon request, at least one commission member shall testify at  
28 a public hearing before the Appropriations Committee of the  
29 Senate and the Appropriations Committee of the House of  
30 Representatives each year to present information on turnpike  
31 operations and coordination with other State agencies.

32 Section 15. (Reserved).

33 Section 16. (Reserved).

34 Section 17. Sections 8204(b)(1) and 9119(a)(1) of Title 74  
35 are amended to read:

36 § 8204. Code of conduct.

37 \* \* \*

38 (b) Audit.--

39 (1) At least once every [four] two years, the Department  
40 of the Auditor General shall review the performance,  
41 procedures, operating budget, capital budget and debt of the  
42 commission and shall audit the accounts of the commission.

43 \* \* \*

44 § 9119. Applicability of other laws.

45 (a) General rule.--Except as provided under subsection (b),  
46 all provisions of laws related to the development, construction,  
47 operation or financing of a transportation project in effect on  
48 the date the public-private transportation partnership agreement  
49 is fully executed shall apply to a public-private transportation  
50 partnership agreement entered into between a proprietary public  
51 entity and a development entity. The provisions shall include:

1           (1) The act of May 1, 1913 (P.L.155, No.104), referred  
2 to as the Separations Act[.]; however, the development entity  
3 selected under section 9109 (relating to selection of  
4 development entities) shall be the person whose duty it is to  
5 receive separate bids and award and enter into separate  
6 contracts for each of the subject branches of work required  
7 for the erection, construction and alteration of a public  
8 building under a public-private transportation partnership  
9 agreement.

10           \* \* \*

11           Section 18. Title 74 is amended by adding chapters to read:

12                           CHAPTER 92

13                           TRAFFIC SIGNALS

14           Sec.

15           9201. Definitions.

16           9202. Maintenance agreement.

17           § 9201. Definitions.

18           The following words and phrases when used in this chapter  
19 shall have the meanings given to them in this section unless the  
20 context clearly indicates otherwise:

21           "Critical corridor." Either of the following:

22                   (1) A State highway segment intersecting with a limited  
23 access ramp identified by the secretary.

24                   (2) A State highway segment with bidirectional average  
25 annual daily traffic greater than 10,000 vehicles as  
26 determined by the department's Roadway Management System.

27           "Department." The Department of Transportation of the  
28 Commonwealth.

29           "Designated traffic corridor." A State highway segment,  
30 other than a critical corridor, determined by the secretary to  
31 be subject to the provisions of this chapter.

32           "Existing agreement." An agreement between the department  
33 and a municipality for the maintenance of a traffic signal  
34 existing prior to the effective date of this section.

35           "Municipality." A city, borough, town or township.

36           "Maintenance." The activity of keeping a traffic signal in  
37 proper working condition during the useful life of the traffic  
38 signal.

39           "Replace." The modernization of an existing traffic signal  
40 within a designated traffic corridor.

41           "Synchronize." The coordination of the timing of all traffic  
42 signals within a designated traffic corridor for the purpose of  
43 operating as a single system.

44           "Timing." The programming of traffic signals within a  
45 designated traffic corridor in order to synchronize the signals.

46           § 9202. Maintenance agreement.

47                   (a) Agreement.--A municipality may enter into an agreement  
48 with the department to replace, synchronize and time traffic  
49 signals located within a designated traffic corridor. The terms  
50 of the agreement may specify that the municipality provide  
51 services to the department. The agreement shall not exceed the

1 time period of the useful life of the traffic signals. The  
2 municipality shall, during the duration of the agreement,  
3 properly maintain and time the traffic signals in accordance  
4 with the agreement.

5 (b) Critical corridors.--A municipality shall enter into an  
6 agreement with the department under terms specified under  
7 subsection (a) for critical corridors. A municipality shall  
8 provide to the department in a timely manner all traffic and  
9 intersection data that the municipality maintains for critical  
10 corridors and establish and agree to an operations plan with the  
11 department for critical corridors.

12 (c) Prioritization.--The department shall prioritize  
13 critical corridors and designated traffic corridors where proper  
14 signalization will provide the most benefit to the traveling  
15 public and reduce congestion. Priorities shall be reevaluated  
16 and updated as part of the 12-year transportation improvement  
17 plan cycle.

18 (d) Intergovernmental cooperation.--Two or more  
19 municipalities may enter into an agreement with the department  
20 if a designated traffic corridor is located in two or more  
21 municipalities.

22 (e) Maintenance.--If the department determines that one or  
23 more traffic signals are not being maintained or timed in  
24 accordance with an agreement under subsection (a) or an existing  
25 agreement, the department shall provide written notice to all  
26 municipalities subject to the agreement no less than 60 days  
27 prior to taking any action to correct the deficient maintenance  
28 and timing. The written notice shall specify the maintenance and  
29 timing deficiencies that are to be corrected.

30 (1) A municipality subject to an agreement under  
31 subsection (a) shall have 60 days to correct the deficiencies  
32 contained in the written notice or to contest, in writing,  
33 the findings of the department within 30 days following  
34 receipt of the written notice.

35 (2) The requirement that the municipality correct the  
36 deficiencies within 60 days following receipt of the written  
37 notice shall be temporarily stayed, if the municipality  
38 timely contests the department's findings in writing.

39 (3) A municipality that contests the deficiencies  
40 specified in the written notice shall have 30 days to reach a  
41 written understanding with the department related to the  
42 deficiencies specified in the written notice.

43 (4) If the department and the municipality do not reach  
44 a written understanding under paragraph (3), the department  
45 and the municipality shall select a civil engineer licensed  
46 by the Commonwealth who has substantial experience in traffic  
47 engineering to mediate the dispute. The engineer chosen must  
48 not be under an existing contract with the department or  
49 municipality unless the contract is specifically related to  
50 traffic signal mediation.

51 (f) Failure of municipality to perform.--If a municipality

1 that has entered into an agreement with the department under  
2 subsection (a) fails to meet the requirements of subsection (e)  
3 (1) or (2), the department may take action to correct the  
4 deficiencies specified in the notice under subsection (e).

5 (g) Payment for failure to correct deficiencies.--If the  
6 department takes action under subsection (f), the department may  
7 deduct the actual costs of correcting the deficiencies in  
8 maintenance and timing from the payments made to the  
9 municipality under the act of June 1, 1956 (1955 P.L.1944,  
10 No.655), referred to as the Liquid Fuels Tax Municipal  
11 Allocation Law, and 75 Pa.C.S. Chs. 89 (relating to Pennsylvania  
12 Turnpike) and 95 (relating to taxes for highway maintenance and  
13 construction).

#### 14 CHAPTER 93

#### 15 BRIDGE BUNDLING PROGRAM

16 Sec.

17 9301. Definitions.

18 9302. Bundling authorization.

19 9303. Bridge Bundling Program.

20 9304. Special exceptions.

21 § 9301. Definitions.

22 The following words and phrases when used in this chapter  
23 shall have the meanings given to them in this section unless the  
24 context clearly indicates otherwise:

25 "Bridge capital budget act." The act of December 8, 1982  
26 (P.L.848, No.235), known as the Highway-Railroad and Highway  
27 Bridge Capital Budget Act for 1982-1983.

28 "Department." The Department of Transportation of the  
29 Commonwealth.

30 "Determination." A decision by the department as to the  
31 eligibility, recommendation and inclusion in the program.

32 "Local government." A county, city, borough, town or  
33 township.

34 "Program." The Bridge Bundling Program.

35 § 9302. Bundling authorization.

36 Notwithstanding any other law, the department is authorized  
37 to bundle the design and construction of bridges owned by the  
38 Commonwealth or an instrumentality of the Commonwealth or a  
39 local government as provided under this chapter.

40 § 9303. Bridge Bundling Program.

41 (a) Establishment.--The Bridge Bundling Program is  
42 established within the department.

43 (b) Purpose.--The purpose of the program is to save costs  
44 and time by allowing multiple bridges to be replaced or  
45 rehabilitated as one project for design and construction  
46 purposes.

47 (c) Eligibility.--Bridges shall be eligible for the program  
48 if the bridges meet all of the following:

49 (1) Are within geographical proximity to each other.

50 (2) Are of similar size or design.

51 (3) Inclusion in the program will further the purpose of

1 the program.

2 (d) Implementation.--The department shall implement the  
3 program as follows:

4 (1) The department shall annually develop a preliminary  
5 list from different regions of this Commonwealth, on a  
6 rotating basis, of bridges meeting eligibility requirements.

7 (2) The department shall notify local governments owning  
8 bridges recommended for inclusion in that year's program.

9 (3) Following receipt of notification from the  
10 department, the governing body of a local government shall  
11 have 60 days to agree or refuse to participate in the  
12 program. Failure to respond in writing within 60 days shall  
13 be considered a refusal to participate in the program.

14 (4) Based on the response from local governments under  
15 paragraph (3), the department shall make a determination of  
16 bridges to be designed and constructed under the program and  
17 provide a list of the bridges to the appropriate planning  
18 organizations.

19 (4.1) A determination shall not be:

20 (i) considered to be an adjudication under 2 Pa.C.S.  
21 Chs. 5 Subch. A (relating to practice and procedure of  
22 Commonwealth agencies) and 7 Subch. A (relating to  
23 judicial review of Commonwealth agency action); or

24 (ii) appealable to the department or a court of law.

25 (5) The following shall apply:

26 (i) A local government that agrees to participate in  
27 the program for one or more of its bridges shall enter  
28 into an agreement with the department. The agreement  
29 shall define the department's responsibility for the  
30 design and construction of the bridges and the continuing  
31 ownership and maintenance responsibilities of the local  
32 government for the bridges replaced or rehabilitated  
33 under the program.

34 (ii) The local government shall have 90 days  
35 following receipt of the agreement to execute and return  
36 the agreement to the department.

37 (iii) Failure to return an agreement executed by  
38 authorized local government officials under subparagraph  
39 (ii) shall be deemed a refusal to participate in the  
40 program.

41 (6) Upon full execution of an agreement under the  
42 program, the department shall manage the project design and  
43 construction in a manner consistent with the purpose of the  
44 program.

45 (f) Itemization.--Notwithstanding any other law, bridges  
46 determined to be eligible and recommended for the program by the  
47 department shall not require specific itemization in a capital  
48 budget.

49 § 9304. Special exceptions.

50 Notwithstanding section 2(c) of the bridge capital budget  
51 act:





1 "Department." The Department of Transportation of the  
2 Commonwealth.

3 "QP1 certification." A painting contractor approval that  
4 evaluates a contractor who performs surface preparation and  
5 industrial coating application on steel structures in the field  
6 to confirm the contractor's ability to provide quality work in  
7 accordance with applicable safety, health and environmental  
8 standards.

9 "QP2 certification." A painting contractor approval that  
10 evaluates a contractor's ability to perform industrial hazardous  
11 paint removal in a field operation to confirm the contractor's  
12 ability to provide quality work in accordance with applicable  
13 safety, health and environmental standards.

14 "Secretary." The Secretary of Transportation of the  
15 Commonwealth.

16 § 9602. Prequalification of bidders.

17 (a) Establishment.--Notwithstanding any other provision of  
18 law, the department shall establish procedures to authorize  
19 third parties to prequalify competent and responsible bidders  
20 for high performance and conventional steel painting for highway  
21 and bridge projects.

22 (b) Certification.--Bidders eligible for prequalification  
23 under subsection (a) shall have obtained a QP1 certification or  
24 QP2 certification, as appropriate, as developed by the Society  
25 for Protective Coatings, formerly known as the Steel Structures  
26 Painting Council, or other certification that is substantially  
27 equivalent to a QP1 or QP2 certification, as determined by the  
28 secretary.

29 (c) Effectiveness.--The secretary's designation of a third  
30 party to prequalify bidders under this section shall be  
31 effective for a period not exceeding one year from the date of  
32 the designation.

33 (d) Suspension or debarment.--Nothing under this section  
34 shall prevent the department from suspending or debarring a  
35 contractor, under the terms and conditions set forth in 67 Pa.  
36 Code §§ 457.13 (relating to suspension or debarment) and 457.14  
37 (relating to debarment appeals procedure), that has been  
38 prequalified by a third party under this section.

39 Section 19. Section 1307(f) of Title 75 is amended and the  
40 section is amended by adding a subsection to read:  
41 § 1307. Period of registration.

42 \* \* \*

43 (f) Optional permanent trailer registration.--[The] Except  
44 as set forth in section 1920(c) (relating to trailers), the  
45 registration of trailers permanently registered as provided in  
46 section 1920(c) [(relating to trailers)] shall expire upon  
47 salvaging of the vehicle or transfer of ownership.

48 (g) Election.--Upon application on a form prescribed by the  
49 department, the owner or lessee of a motor vehicle, except a  
50 motor vehicle registered under the International Registration  
51 Plan and a motor vehicle with a seasonal registration or a

1 circus or carnival plate, may elect to pay an annual  
2 registration fee for a two-year period. The fee shall be two  
3 times the amount of the registration fee otherwise payable for  
4 the motor vehicle under this title.

5 Section 19.1. Section 1332 of Title 75 is amended by adding  
6 subsections 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 (4) No later than January 1, 2016, the department shall  
25 report to the chairman and minority chairman of the  
26 Transportation Committee of the Senate and the chairman and  
27 minority chairman of the Transportation Committee of the  
28 House of Representatives on the number of motorcycle  
29 registration plates issued in a vertical alignment, the cost  
30 of issuance and any required revision to the fee so as to  
31 maintain necessary financial support for the highway system  
32 in this Commonwealth.

33 \* \* \*

34 (d) Validating registration stickers.--Validating  
35 registration stickers shall not be issued or required to be  
36 displayed.

37 Section 20. Section 1353 of Title 75 is amended to read:  
38 § 1353. Preserve our heritage registration plate.

39 The department, in consultation with the Pennsylvania  
40 Historical and Museum Commission, shall design a special  
41 preserve our heritage registration plate. Upon receipt of an  
42 application, accompanied by a fee of [~~\$35~~] \$54 which shall be in  
43 addition to the annual registration fee, the department shall  
44 issue the plate for a passenger car, motor home, trailer or  
45 truck with a registered gross weight of not more than 10,000  
46 pounds. The Historical Preservation Fund shall receive [~~\$15~~] \$23  
47 of each additional fee for this plate.

48 Section 21. Section 1354 of Title 75 is repealed:

49 [~~§ 1354. Flagship Niagara commemorative registration plate.~~

50 (a) Plate.--The department, in consultation with the  
51 Pennsylvania Historical and Museum Commission, shall design a

1 Flagship Niagara commemorative registration plate. Upon  
2 application of any person, accompanied by a fee of \$35 which  
3 shall be in addition to the annual registration fee, the  
4 department shall issue the plate for a passenger car, motor  
5 home, trailer or truck with a registered gross weight of not  
6 more than 10,000 pounds.

7 (b) Use of fee.--Of each fee paid under subsection (a), \$15  
8 shall be deposited into the Flagship Niagara Account, which is  
9 established as a special account in the Historical Preservation  
10 Fund of the Pennsylvania Historical and Museum Commission. The  
11 commission shall administer the account as follows:

12 (1) To preserve, maintain and operate the Flagship  
13 Niagara.

14 (2) After making a determination that there has been  
15 compliance with paragraph (1) for a fiscal year, to  
16 contribute to the fund.]

17 Section 22. Section 1355 of Title 75 is amended to read:  
18 § 1355. Zoological plate.

19 The department, in consultation with the Pennsylvania  
20 Zoological Council, shall design a special zoological  
21 registration plate. Upon application of any person, accompanied  
22 by a fee of [~~\$35~~] \$54 which shall be in addition to the annual  
23 registration fee, the department shall issue the plate for a  
24 passenger car, motor home, trailer or truck with a registered  
25 gross weight of not more than 10,000 pounds. The Zoological  
26 Enhancement Fund shall receive [~~\$15~~] \$23 of the fee paid by the  
27 applicant for the plate.

28 Section 22.1. Title 75 is amended by adding a section to  
29 read:  
30 § 1370. Report to General Assembly.

31 No later than January 1, 2015, and on January 1 of every  
32 fifth year thereafter, the department shall report to the  
33 chairman and minority chairman of the Transportation Committee  
34 of the Senate and the chairman and minority chairman of the  
35 Transportation Committee of the House of Representatives on the  
36 utilization of special registration plates provided for in this  
37 chapter. For each special registration plate, the report shall  
38 include the number of plates then in use, the number of new  
39 plates issued annually since the preceding report and make  
40 recommendations regarding the need for the continued issuance of  
41 such plates, including an analysis of usage, cost of issuance  
42 and any required revision to fees so as to maintain necessary  
43 financial support for the highway system in this Commonwealth.

44 Section 23. Section 1550(d)(2) of Title 75 is reenacted to  
45 read:  
46 § 1550. Judicial review.

47 \* \* \*

48 (d) Documentation.--

49 \* \* \*

50 (2) In any proceeding under this section, documents  
51 received by the department from any other court or from an

1 insurance company shall be admissible into evidence to  
2 support the department's case. In addition, if the department  
3 receives information from a court by means of electronic  
4 transmission or from an insurance company which is complying  
5 with its obligation under Subchapter H of Chapter 17  
6 (relating to proof of financial responsibility) by means of  
7 electronic transmission, it may certify that it has received  
8 the information by means of electronic transmission, and that  
9 certification shall be prima facie proof of the adjudication  
10 and facts contained in such an electronic transmission.

11 Section 24. Sections 1553(c), 1554(c), 1617, 1786(d), 1903,  
12 1904, 1911, 1913, 1916(a), 1917, 1918, 1920(a) and (c), 1921,  
13 1922, 1924, 1925, 1926(a) (b) and (c), 1926.1, 1927, 1928, 1929,  
14 1930, 1931, 1931.1, 1932 and 1933 of Title 75 are amended to  
15 read:

16 § 1553. Occupational limited license.

17 \* \* \*

18 (c) Fee.--The fee for applying for an occupational limited  
19 license shall be [\$50] \$65. This fee shall be nonrefundable and  
20 no other fee shall be required.

21 \* \* \*

22 § 1554. Probationary license.

23 \* \* \*

24 (c) Fee.--The fee for applying for a probationary license  
25 shall be [\$25] \$35. The fee shall be nonrefundable. The annual  
26 fee for issuance of a probationary license shall be [\$50] \$75,  
27 plus the cost of the photograph required in section 1510(a)  
28 (relating to issuance and content of driver's license), which  
29 shall be in addition to all other licensing fees.

30 \* \* \*

31 § 1617. Fees.

32 Fees relating to commercial drivers' licenses to be collected  
33 by the department under this chapter shall be in addition to any  
34 other fees imposed under the provisions of this title and are as  
35 follows:

36 (1) The annual fee for a commercial driver's license  
37 designation shall be [\$10] \$15.

38 (2) In addition to any other restoration fee required by  
39 this title, an additional restoration fee of [\$50] \$100 shall  
40 be assessed and collected before reinstating a commercial  
41 driver's operating privilege following a suspension or  
42 revocation under this title or disqualification under this  
43 chapter.

44 (3) If the commercial driving privilege of a driver is  
45 disqualified, a Class C noncommercial or M license, if the  
46 driver possesses the motorcycle qualification, may be  
47 obtained upon payment of the fees associated with obtaining a  
48 duplicate license.

49 (4) An additional fee of [\$10] \$15 shall be imposed for  
50 the initial issuance or renewal of a commercial driver's  
51 license with an "H" or "X" endorsement, in addition to the

1 cost of a criminal history background check as required by  
2 the USA Patriot Act of 2001 (Public Law 107-56, 115 Stat.  
3 272).

4 § 1786. Required financial responsibility.

5 \* \* \*

6 (d) Suspension of registration and operating privilege.--

7 (1) The Department of Transportation shall suspend the  
8 registration of a vehicle for a period of three months if it  
9 determines the required financial responsibility was not  
10 secured as required by this chapter and shall suspend the  
11 operating privilege of the owner or registrant for a period  
12 of three months if the department determines that the owner  
13 or registrant has operated or permitted the operation of the  
14 vehicle without the required financial responsibility. The  
15 operating privilege shall not be restored until the  
16 restoration fee for operating privilege provided by section  
17 1960 (relating to reinstatement of operating privilege or  
18 vehicle registration) is paid.

19 (1.1) In lieu of serving a registration suspension  
20 imposed under this section, an owner or registrant may pay to  
21 the department a civil penalty of \$500, the restoration fee  
22 prescribed under section 1960 and furnish proof of financial  
23 responsibility in a manner determined by the department. An  
24 owner or registrant may exercise this option no more than  
25 once in a 12-month period.

26 (2) Whenever the department revokes or suspends the  
27 registration of any vehicle under this chapter, the  
28 department shall not restore or transfer the registration  
29 until the suspension has been served or the civil penalty has  
30 been paid to the department and the vehicle owner furnishes  
31 proof of financial responsibility in a manner determined by  
32 the department and submits an application for registration to  
33 the department, accompanied by the fee for restoration of  
34 registration provided by section 1960. This subsection shall  
35 not apply in the following circumstances:

36 (i) The owner or registrant proves to the  
37 satisfaction of the department that the lapse in  
38 financial responsibility coverage was for a period of  
39 less than 31 days and that the owner or registrant did  
40 not operate or permit the operation of the vehicle during  
41 the period of lapse in financial responsibility.

42 (ii) The owner or registrant is a member of the  
43 armed services of the United States, the owner or  
44 registrant has previously had the financial  
45 responsibility required by this chapter, financial  
46 responsibility had lapsed while the owner or registrant  
47 was on temporary, emergency duty and the vehicle was not  
48 operated during the period of lapse in financial  
49 responsibility. The exemption granted by this paragraph  
50 shall continue for 30 days after the owner or registrant  
51 returns from duty as long as the vehicle is not operated

1 until the required financial responsibility has been  
2 established.

3 (iii) The insurance coverage has terminated or  
4 financial responsibility has lapsed simultaneously with  
5 or subsequent to expiration of a seasonal registration,  
6 as provided in section 1307(a.1) (relating to period of  
7 registration).

8 (3) An owner whose vehicle registration has been  
9 suspended under this subsection shall have the same right of  
10 appeal under section 1377 (relating to judicial review) as  
11 provided for in cases of the suspension of vehicle  
12 registration for other purposes. The filing of the appeal  
13 shall act as a supersedeas, and the suspension shall not be  
14 imposed until determination of the matter as provided in  
15 section 1377. The court's scope of review in an appeal from a  
16 vehicle registration suspension shall be limited to  
17 determining whether:

18 (i) the vehicle is registered or of a type that is  
19 required to be registered under this title; and

20 (ii) there has been either notice to the department  
21 of a lapse, termination or cancellation in the financial  
22 responsibility coverage as required by law for that  
23 vehicle or that the owner, registrant or driver was  
24 requested to provide proof of financial responsibility to  
25 the department, a police officer or another driver and  
26 failed to do so. Notice to the department of the lapse,  
27 termination or cancellation or the failure to provide the  
28 requested proof of financial responsibility shall create  
29 a presumption that the vehicle lacked the requisite  
30 financial responsibility. This presumption may be  
31 overcome by producing clear and convincing evidence that  
32 the vehicle was insured at all relevant times.

33 (4) Where an owner or registrant's operating privilege  
34 has been suspended under this subsection, the owner or  
35 registrant shall have the same right of appeal under section  
36 1550 (relating to judicial review) as provided for in cases  
37 of suspension for other reason. The court's scope of review  
38 in an appeal from an operating privilege suspension shall be  
39 limited to determining whether:

40 (i) the vehicle was registered or of a type required  
41 to be registered under this title; and

42 (ii) the owner or registrant operated or permitted  
43 the operation of the same vehicle when it was not covered  
44 by financial responsibility. The fact that an owner,  
45 registrant or operator of the motor vehicle failed to  
46 provide competent evidence of insurance or the fact that  
47 the department received notice of a lapse, termination or  
48 cancellation of insurance for the vehicle shall create a  
49 presumption that the vehicle lacked the requisite  
50 financial responsibility. This presumption may be  
51 overcome by producing clear and convincing evidence that

1 the vehicle was insured at the time that it was driven.  
2 (5) An alleged lapse, cancellation or termination of a  
3 policy of insurance by an insurer may only be challenged by  
4 requesting review by the Insurance Commissioner pursuant to  
5 Article XX of the act of May 17, 1921 (P.L.682, No.284),  
6 known as The Insurance Company Law of 1921. Proof that a  
7 timely request has been made to the Insurance Commissioner  
8 for such a review shall act as a supersedeas, staying the  
9 suspension of registration or operating privilege under this  
10 section pending a determination pursuant to section 2009(a)  
11 of The Insurance Company Law of 1921 or, in the event that  
12 further review at a hearing is requested by either party, a  
13 final order pursuant to section 2009(i) of The Insurance  
14 Company Law of 1921.

15 (6) The civil penalty collected under paragraph (1.1)  
16 shall be deposited into the Public Transportation Trust Fund.  
17 \* \* \*

18 § 1903. Limitation on local license fees and taxes.

19 [No] Except as set forth in section 1935 (relating to fee for  
20 local use), no municipality shall require or collect any  
21 registration or license fee or tax for any vehicle or driver's  
22 license from any person.

23 § 1904. Collection and disposition of fees and moneys.

24 [The] (a) General rule.--Except as provided under this  
25 section, the department shall collect all fees payable under  
26 this title and all other moneys received in connection with the  
27 administration of this title and transmit them to the State  
28 Treasurer for deposit in the Motor License Fund. Moneys paid in  
29 error may be refunded by the department.

30 (b) Disposition.--Fees collected under sections 1951(c)  
31 (relating to driver's license and learner's permit), 1952  
32 (relating to certificate of title), 1953 (relating to security  
33 interest), 1955 (relating to information concerning drivers and  
34 vehicles), 1956 (relating to certified copies of records) and  
35 1958 (relating to certificate of inspection) shall be  
36 transmitted to the State Treasurer for deposit in the following  
37 funds:

38 (1) For fiscal year 2013-2014:

39 (i) 33.9% to the Public Transportation Trust Fund;

40 (ii) 30.7% to the Multimodal Transportation Fund;

41 and

42 (iii) 35.4% to the Motor License Fund.

43 (1.1) For fiscal year 2014-2015:

44 (i) 43.9% to the Public Transportation Trust Fund;

45 (ii) 23% to the Multimodal Transportation Fund; and

46 (iii) 33.1% to the Motor License Fund.

47 (2) For fiscal years 2015-2016 and 2016-2017:

48 (i) 66.6% to the Public Transportation Trust Fund;

49 (ii) 23% to the Multimodal Transportation Fund; and

50 (iii) 10.4% to the Motor License Fund.

51 (3) For fiscal years beginning after June 30, 2017:



1           (i) 77% to the Public Transportation Trust Fund; and  
2           (ii) 23% to the Multimodal Transportation Fund.

3 (c) Automatic adjustments.--

4           (1) For the initial adjustment, the department shall do  
5 all of the following:

6           (i) Determine the percentage increase in the  
7 Consumer Price Index for All Urban Consumers for the  
8 period beginning August 1, 2013, and ending January 31,  
9 2015.

10           (ii) Except as set forth in paragraph (3), apply, as  
11 of July 1, 2015, the increase under subparagraph (i) to  
12 every fee charged under this title.

13           (2) For subsequent adjustments, the department shall do  
14 all of the following:

15           (i) Determine the percentage increase in the  
16 Consumer Price Index for All Urban Consumers for the  
17 period beginning February 1, 2015, and ending January 31,  
18 2017, and for each succeeding 24-month period.

19           (ii) Except as set forth in paragraph (3), apply, as  
20 of July 1, 2017, the increase under subparagraph (i) to  
21 every fee charged under this title.

22           (3) For fees charged under sections 1916 (relating to  
23 trucks and truck tractors), 1917 (relating to motor buses and  
24 limousines) and 1918 (relating to school buses and school  
25 vehicles), the department shall do all of the following:

26           (i) Determine the percentage increase in the  
27 Consumer Price Index for All Urban Consumers CPI for the  
28 period beginning February 1, 2017, and ending January 31,  
29 2019, and for each succeeding 24-month period.

30           (ii) Apply, as of July 1, 2019, the increase under  
31 subparagraph (i) to every fee under this paragraph.

32           (4) If a fee is increased under this subsection and  
33 results in a fee which is less than a whole dollar, the  
34 following apply:

35           (i) Except as set forth in subparagraph (ii), the  
36 fee shall be rounded to the nearest whole dollar.

37           (ii) If the fee is prescribed in a section  
38 referenced in subsection (b), the fee shall be rounded to  
39 the next higher dollar.

40 § 1911. [Annual registration] Registration fees.

41           (a) General rule.--[An annual] A fee for the registration of  
42 vehicles as provided in Chapter 13 (relating to the registration  
43 of vehicles) shall be charged by the department as provided in  
44 this title.

45           (b) Department to establish certain fees.--If a vehicle to  
46 be registered is of a type not specifically provided for by this  
47 title and is otherwise eligible for registration, the department  
48 shall determine the most appropriate fee or fee schedule for the  
49 vehicle or type of vehicle based on such factors as design and  
50 intended use.

51 § 1913. Motor homes.

1 The annual fee for registration of a motor home shall be  
 2 determined by its registered gross weight in pounds according to  
 3 the following table:

Class	Registered Gross Weight in Pounds	Fee
1	8,000 or less	[\$45] \$ <u>65</u>
2	8,001 - 11,000	[63] <u>90</u>
3	11,001 or more	[81] <u>116</u>

9 § 1916. Trucks and truck tractors.

10 (a) General rule.--

11 (1) The annual fee for registration of a truck or truck  
 12 tractor shall be determined by its registered gross weight or  
 13 combination weight in pounds according to the following  
 14 table:

Class	[Registered Gross or Combination Weight in Pounds]	Fee
1	5,000 or less	\$ 58.50
2	5,001 - 7,000	81.00
3	7,001 - 9,000	153.00
4A	9,001 - 10,000	198.00
4B	10,001 - 11,000	198.00
5	11,001 - 14,000	243.00
6	14,001 - 17,000	288.00
7	17,001 - 21,000	355.50
8	21,001 - 26,000	405.00
9	26,001 - 30,000	472.50
10	30,001 - 33,000	567.00
11	33,001 - 36,000	621.00
12	36,001 - 40,000	657.00
13	40,001 - 44,000	697.50
14	44,001 - 48,000	751.50
15	48,001 - 52,000	828.00
16	52,001 - 56,000	882.00
17	56,001 - 60,000	999.00
18	60,001 - 64,000	1,111.50
19	64,001 - 68,000	1,165.50
20	68,001 - 73,280	1,251.00
21	73,281 - 76,000	1,597.50
22	76,001 - 78,000	1,633.50
23	78,001 - 78,500	1,651.50
24	78,501 - 79,000	1,669.50
25	79,001 - 80,000	1,687.50]

44 Registered Fees

Class	<u>Gross or Combination Weight in Pounds</u>	<u>Fiscal Year 2013-2014</u>	<u>Fiscal Year 2014-2015</u>	<u>Fiscal Year 2015-2016</u>	<u>Fiscal Year 2016-2017</u>	<u>Fiscal Year 2017-2018</u>
1	<u>5,000 or less</u>	<u>\$58.50</u>	<u>\$60</u>	<u>\$60</u>	<u>\$62</u>	<u>\$62</u>
2	<u>5,001 - 7,000</u>	<u>81</u>	<u>83</u>	<u>83</u>	<u>86</u>	<u>86</u>
3	<u>7,001 - 9,000</u>	<u>153</u>	<u>158</u>	<u>158</u>	<u>164</u>	<u>164</u>

1	<u>4A</u>	<u>9,001 - 10,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
2	<u>4B</u>	<u>10,001 - 11,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
3	<u>5</u>	<u>11,001 - 14,000</u>	<u>243</u>	<u>263</u>	<u>283</u>	<u>303</u>	<u>323</u>
4	<u>6</u>	<u>14,001 - 17,000</u>	<u>288</u>	<u>312</u>	<u>336</u>	<u>359</u>	<u>383</u>
5	<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>
6	<u>8</u>	<u>21,001 - 26,000</u>	<u>405</u>	<u>438</u>	<u>472</u>	<u>505</u>	<u>539</u>
7	<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>
8	<u>10</u>	<u>30,001 - 33,000</u>	<u>567</u>	<u>614</u>	<u>661</u>	<u>707</u>	<u>754</u>
9	<u>11</u>	<u>33,001 - 36,000</u>	<u>621</u>	<u>672</u>	<u>723</u>	<u>775</u>	<u>826</u>
10	<u>12</u>	<u>36,001 - 40,000</u>	<u>657</u>	<u>711</u>	<u>765</u>	<u>820</u>	<u>874</u>
11	<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>
12	<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>
13	<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>
14	<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>
15	<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>
16	<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>
17	<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>
18	<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>
19	<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>
20	<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>
21	<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>
22	<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>
23	<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>

(2) A portion of the registration fee for any truck or truck tractor in Classes 9 through 25 shall be deposited in the Highway Bridge Improvement Restricted Account within the Motor License Fund according to the following table:

Classes	Amount Deposited in Highway Bridge Improvement Restricted Account
9-12	\$ 72
13-17	108
18-20	144
21-25	180

\* \* \*

§ 1917. Motor buses and limousines.

The annual fee for registration of a motor bus or a limousine shall be determined by its seating capacity according to the following table:

Seating Capacity	Fee
26 or less	\$ 9 per seat
27 - 51	234 plus \$11.25 per seat in excess of 26
52 or more	540]

following:

- (1) If the seating capacity is less than 27:
  - (i) For fiscal year 2013-2014, \$9 per seat.
  - (ii) For fiscal year 2014-2015, \$10 per seat.
  - (iii) For fiscal year 2015-2016, \$11 per seat.
  - (iv) For fiscal year 2016-2017, \$12 per seat.
  - (v) For fiscal years beginning after June 30, 2017,

1 \$13 per seat.

2 (2) If the seating capacity is more than 26 but less  
3 than 52:

4 (i) For fiscal year 2013-2014, \$234 plus \$11.25 for  
5 each seat beyond 26.

6 (ii) For fiscal year 2014-2015, \$259.50 plus \$13 for  
7 each seat beyond 26.

8 (iii) For fiscal year 2015-2016, \$285 plus \$14 for  
9 each seat beyond 26.

10 (iv) For fiscal year 2016-2017, \$310.50 plus \$15 for  
11 each seat beyond 26.

12 (v) For fiscal years beginning after June 30, 2017,  
13 \$336 plus \$16 for each seat beyond 26.

14 (3) If the seating capacity is more than 51:

15 (i) For fiscal year 2013-2014, \$540.

16 (ii) For fiscal year 2014-2015, \$600.

17 (iii) For fiscal year 2015-2016, \$660.

18 (iv) For fiscal year 2016-2017, \$720.

19 (v) For fiscal years beginning after June 30, 2017,  
20 \$775.

21 § 1918. School buses and school vehicles.

22 The annual fee for registration of a school bus or school  
23 vehicle shall be [~~\$24.~~] determined as follows:

24 (1) For fiscal year 2013-2014, \$24.

25 (2) For fiscal year 2014-2015, \$27.

26 (3) For fiscal year 2015-2016, \$30.

27 (4) For fiscal year 2016-2017, \$33.

28 (5) For fiscal years beginning after June 30, 2017, \$35.

29 § 1920. Trailers.

30 (a) General rule.--The annual fee for registration of a  
31 trailer shall be determined by its registered gross weight  
32 according to the following table:

Registered Gross Weight in Pounds	Fee
3,000 or less	\$ 6
3,001 - 10,000	12
10,001 or more	[27] <u>35</u>

38 \* \* \*

39 (c) Optional permanent registration.--

40 (1) A trailer with a registered gross weight of 10,001  
41 or more pounds may be registered for a one-time fee of [~~\$135~~  
42 \$165 in lieu of the annual fee at the option of the  
43 registrant.

44 (2) A permanent registration of a trailer under this  
45 section may be transferred to another trailer one time upon  
46 payment of the fee under section 1927 (relating to transfer  
47 of registration).

48 § 1921. Special mobile equipment.

49 The annual fee for registration of special mobile equipment  
50 shall be [~~\$36~~] \$52.

51 § 1922. Implements of husbandry.

1 The annual fee for registration of an implement of husbandry  
2 not exempt from registration under this title shall be [~~\$18~~  
3 \$26.

4 § 1924. Farm vehicles.

5 (a) General rule.--The annual fee for registration of a farm  
6 vehicle shall be [~~\$76.50~~] \$110 or one-third of the regular fee,  
7 whichever is greater.

8 (b) Certificate of exemption.--The biennial processing fee  
9 for a certificate of exemption issued in lieu of registration of  
10 a farm vehicle shall be determined by the type of certificate  
11 issued and the gross weight or combination weight or weight  
12 rating according to the following table:

Certificate type	Weight in pounds	Fee
14 Type A	10,000 or less	\$24
15 Type B	greater than 10,000 and 16 not exceeding 17,000	24
17 Type C	greater than 17,000	50
18 Type D	greater than 17,000	100

19 § 1925. Ambulances, taxis and hearses.

20 The annual fee for registration of an ambulance, taxi or  
21 hearse shall be [~~\$54~~] \$77.

22 § 1926. Dealers and miscellaneous motor vehicle business.

23 (a) General rule.--The annual fee for a dealer registration  
24 plate or miscellaneous motor vehicle business plate shall be  
25 [~~\$36~~] \$52.

26 (b) Motorcycle dealers.--The annual fee for each dealer  
27 registration plate issued to a motorcycle dealer other than a  
28 motor-driven cycle dealer shall be [~~\$18~~] \$26.

29 (c) Motor-driven cycle dealers.--The annual fee for each  
30 dealer registration plate issued to a motor-driven cycle dealer  
31 shall be [~~\$9~~] \$13.

32 \* \* \*

33 § 1926.1. Farm equipment vehicle dealers.

34 The annual fee for registration of a farm equipment dealer  
35 truck or truck tractor shall be one-half of the regular fee or  
36 [~~\$243~~] \$349, whichever is greater.

37 § 1927. Transfer of registration.

38 The fee for transfer of registration shall be [~~\$6~~] \$9.

39 § 1928. Temporary and electronically issued registration  
40 plates.

41 The fee payable by a dealer or other dispensing agent for a  
42 temporary registration plate or for a registration plate to be  
43 issued for new registration processed electronically with the  
44 department shall be [~~\$5~~] \$14. The charge of the agent for  
45 providing an applicant with a plate under this section shall not  
46 exceed a total of [~~\$10~~] \$14.

47 § 1929. Replacement registration plates.

48 The fee for a replacement registration plate other than a  
49 legislative or personal plate shall be [~~\$7.50~~] \$11.

50 § 1930. Legislative registration plates.

51 The fee for issuance of a legislative registration plate

1 shall be [\$20] \$76 which shall be in addition to the annual  
2 registration fee. Only one payment of the issuance fee shall be  
3 charged for each legislative registration plate issued or  
4 replaced.

5 § 1931. Personal registration plates.

6 The fee for issuance of a personal registration plate shall  
7 be [\$20] \$76 which shall be in addition to the annual  
8 registration fee. Only one payment of the issuance fee shall be  
9 charged for each personal registration issued or replaced.

10 § 1931.1. Street rod registration plates.

11 The fee for the issuance of a street rod registration plate  
12 shall be [\$20] \$51 which shall be in addition to the annual  
13 registration fee. Only one payment of the issuance fee shall be  
14 charged for each street rod registration plate issued or  
15 replaced.

16 § 1932. Duplicate registration cards.

17 The fee for each duplicate registration card when ordered at  
18 the time of vehicle registration, the transfer or renewal of  
19 registration or the replacement of a registration plate shall be  
20 [\$1.50] \$2. The fee for each duplicate registration card issued  
21 at any other time shall be [\$4.50] \$6.

22 § 1933. Commercial implements of husbandry.

23 The annual fee for registration of a commercial implement of  
24 husbandry shall be [\$76.50] \$110 or one-half of the regular fee,  
25 whichever is greater.

26 Section 25. Title 75 is amended by adding a section to read:

27 § 1935. Fee for local use.

28 (a) Establishment of fund.--A special fund is established  
29 within the State Treasury to be known as the Fee for Local Use  
30 Fund. Money in the fund is appropriated to the department for  
31 the purposes set forth in this section.

32 (b) Levy.--Beginning after December 31, 2014, a county may,  
33 in its discretion, by ordinance, impose a fee of \$5 for each  
34 nonexempt vehicle registered to an address located in the  
35 county. A county shall notify the department of the passage of  
36 the ordinance 90 days prior to the effective date of the  
37 ordinance.

38 (c) Collection.--The department shall collect fees imposed  
39 under subsection (a) at the time a vehicle is registered and  
40 shall deposit the money in the Fee for Local Use Fund.

41 (d) Distribution.--Money paid into the Fee for Local Use  
42 Fund shall be distributed by the department to each  
43 participating county in accordance with the amounts collected  
44 from the county. Funds payable to a county under this section  
45 shall be added to funds payable to the county under section  
46 9010(b) (relating to disposition and use of tax) and shall be  
47 used by the county for transportation purposes or be allocated  
48 by the county in accordance with section 9010(c).

49 Section 26. Sections 1942(a), 1943, 1944, 1945(b), 1947,  
50 1951(c) and (d), 1952, 1953, 1955(a), 1956, 1957, 1958(a), 1959,  
51 1960 and 1961 of Title 75 are amended to read:

1 § 1942. Special hauling permits as to weight and size.

2 (a) Fee schedule.--The fee for a special hauling permit for  
3 each movement of an overweight or oversize vehicle or load, or  
4 both, shall be as follows:

5 (1) Oversize vehicle or load, or both, having a width up  
6 to 14 feet and not exceeding legal weight limit, [~~\$25~~] \$35.

7 (2) Oversize vehicle or load, or both, having a width  
8 exceeding 14 feet and not exceeding any legal weight limit,  
9 [~~\$50~~] \$71.

10 (3) Vehicle and load weighing in excess of legal weight  
11 limit, [~~3¢~~] 4¢ per mile per ton by which the gross weight  
12 exceeds the registered gross weight.

13 \* \* \*

14 § 1943. Annual hauling permits.

15 (a) Quarry equipment and machinery.--The annual fee for  
16 operation or movement of each piece of heavy quarry equipment or  
17 machinery, as provided for in section 4966 (relating to permit  
18 for movement of quarry equipment), shall be [~~\$500~~] \$706.

19 (c) Course of manufacture.--The annual fee for operation or  
20 movement of loads or vehicles, as provided for in section 4968  
21 (relating to permit for movement during course of manufacture),  
22 shall be as follows:

23 (1) Oversized movements:

24 (i) Movements limited to daylight hours only -  
25 [~~\$100~~] \$130.

26 (ii) Movements that can be conducted 24 hours per  
27 day - [~~\$1,000~~] \$1,300.

28 (2) Overweight movements:

29 (i) Movements not exceeding 100,000 pounds gross  
30 weight:

31 (A) Not more than one mile in distance - [~~\$50~~]  
32 \$69.

33 (B) More than one mile in distance - [~~\$400~~]  
34 \$750.

35 (ii) Movements in excess of 100,000 pounds gross  
36 weight - [~~\$500~~] \$756, plus [~~\$100~~] \$152 for each mile of  
37 highway authorized under the permit.

38 (d) Multiple highway crossings.--The annual fee for a single  
39 permit for multiple highway crossings, as provided for in  
40 section 4965 (relating to single permits for multiple highway  
41 crossings), shall be [~~\$300~~] \$415.

42 (e.1) Special mobile equipment.--The annual fee for hauling  
43 or towing each piece of special mobile equipment, as provided  
44 for in section 4975 (relating to permit for movement of special  
45 mobile equipment), shall be [~~\$200~~] \$300.

46 (f) Containerized cargo.--The annual company fee for  
47 movement of any combination with overweight containerized cargo  
48 as provided for in section 4974 (relating to permit for movement  
49 of containerized cargo) shall be:

50 (1) [~~\$100~~] \$155 for a motor carrier requesting permits  
51 for up to 15 truck tractors.

1 (2) [\$150] \$233 for a motor carrier requesting permits  
2 for 16 to 50 truck tractors.

3 (3) [\$250] \$388 for a motor carrier requesting permits  
4 for 51 to 100 truck tractors.

5 (4) [\$350] \$544 for a motor carrier requesting permits  
6 for 101 to 150 truck tractors.

7 (5) [\$400] \$622 for a motor carrier requesting permits  
8 for 151 or more truck tractors.

9 (g) Domestic animal feed.--The annual fee for movement of  
10 each vehicle hauling domestic animal feed, in bulk, as provided  
11 for in section 4976 (relating to permit for movement of domestic  
12 animal feed) shall be [\$400] \$587.

13 (g.1) Eggs.--The annual fee for movement of each vehicle  
14 hauling eggs as provided for in section 4976.2 (relating to  
15 permit for movement of eggs) shall be \$400.

16 (h) Movement of wooden structures.--The annual fee for  
17 movement of wooden structures as provided for in section 4977  
18 (relating to permit for movement of wooden structures) shall be  
19 [\$1,000] \$1,468.

20 (i) Live domestic animals.--The annual permit fee for each  
21 truck tractor authorized to transport live domestic animals, as  
22 provided in section 4976.1 (relating to permit for movement of  
23 live domestic animals), shall be [\$400] \$520.

24 (j) Building structural components.--The permit fee for each  
25 truck tractor authorized to transport building structural  
26 components, as provided in section 4978 (relating to permit for  
27 movement of building structural components), shall be [\$100]  
28 \$141 for each month the permit is valid.

29 (k) Utility construction equipment.--The permit fee for  
30 utility construction equipment, as provided for in section  
31 4970(a) (relating to permit for movement of construction  
32 equipment), shall be [\$100] \$141 for each month the permit is  
33 valid.

34 (l) Particleboard or fiberboard.--The annual fee for  
35 movement of particleboard or fiberboard, as provided for in  
36 section 4979 (relating to permit for movement of particleboard  
37 or fiberboard used for the manufacture of ready-to-assemble  
38 furniture), shall be [\$800] \$1,130.

39 (m) Bulk refined oil.--The annual fee for movement of bulk  
40 refined oil, as provided for in section 4979.1 (relating to  
41 permit for movement of bulk refined oil), shall be:

42 (1) [\$800] \$1,130 for a distance up to 50 miles.

43 (2) [\$1,600] \$1,690 for a distance of more than 50 miles  
44 up to 125 miles.

45 (n) Waste coal and beneficial combustion ash.--The annual  
46 fee for the movement of waste coal and beneficial combustion  
47 ash, as provided for in section 4979.2 (relating to permit for  
48 movement of waste coal and beneficial combustion ash), shall be  
49 [\$400] \$565.

50 (o) Float glass or flat glass.--The annual fee for the  
51 movement of float glass or flat glass, as provided for in



1 section 4979.3 (relating to permit for movement of float glass  
2 or flat glass for use in construction and other end uses), shall  
3 be [~~\$800~~] \$1,209.

4 (p) Self-propelled cranes.--The annual permit fee for each  
5 self-propelled crane, as provided for in section 4979.4  
6 (relating to permit for movement of self-propelled cranes),  
7 shall be as follows:

8 (1) Cranes not exceeding 100,000 pounds gross weight,  
9 prorated up to a maximum of [~~\$400~~] \$553.

10 (2) Cranes in excess of 100,000 pounds gross weight,  
11 prorated up to a maximum of [~~\$100~~] \$139 plus [~~\$50~~] \$69 for  
12 each mile of highway authorized under the permit.

13 (q) Construction equipment.--The annual fee for the movement  
14 of construction equipment shall be [~~\$400~~] \$520.

15 (q.1) Nonhazardous liquid glue.--The annual fee for the  
16 movement of nonhazardous liquid glue, as provided for in section  
17 4979.5 (relating to permit for movement of nonhazardous liquid  
18 glue), shall be [~~\$800~~] \$1,000.

19 (q.2) Waste tires.--The annual fee for the movement of waste  
20 tires under section 4979.6 (relating to permit for movement of  
21 waste tires) shall be [~~\$800~~] \$845.

22 (r) Excess damage permit.--The annual fee for excess damage  
23 permits, as provided for in section 4961(d) (relating to  
24 authority to issue permits), shall be [~~\$500~~] \$640 to cover the  
25 costs of administering the permit and inspections of the  
26 involved highway.

27 § 1944. Mobile homes, modular housing units and modular housing  
28 undercarriages.

29 The fee for a special hauling permit for a mobile home,  
30 modular housing unit or modular housing undercarriage which  
31 exceeds the maximum size prescribed in this title but which does  
32 not exceed 14 feet in body width shall be [~~\$25~~] \$39. The fee for  
33 a special hauling permit for a mobile home or modular housing  
34 unit, as provided in section 4973 (relating to permits for  
35 movement of a mobile home or a modular housing unit and modular  
36 housing undercarriage), shall be [~~\$50~~] \$76.

37 § 1945. Books of permits.

38 \* \* \*

39 (b) Penalty.--Any person violating any of the provisions of  
40 this section is guilty of a summary offense and shall, upon  
41 conviction, be sentenced to pay a fine of [~~\$500~~] \$1,000.

42 § 1947. Refund of certain fees.

43 The portion of the fee of an unused overweight permit based  
44 on ton-miles or the fee for an unused escort, or both, may be  
45 refunded upon payment of a processing fee of [~~\$10~~] \$38.

46 § 1951. Driver's license and learner's permit.

47 \* \* \*

48 (c) Identification card.--The fee for an identification card  
49 fee shall be [~~\$5~~] \$19 plus the cost of the photograph.

50 (d) Replacement license or card.--The fee for a replacement  
51 driver's license or identification card shall be [~~\$5~~] \$19 plus

1 the cost of the photograph.

2 § 1952. Certificate of title.

3 (a) General rule.--The fee for issuance of a certificate of  
4 title shall be [~~\$22.50~~] \$50.

5 (b) Manufacturer's or dealer's notification.--The fee for a  
6 manufacturer's or dealer's notification of acquisition of a  
7 vehicle from another manufacturer or dealer for resale pursuant  
8 to section 1113 (relating to transfer to or from manufacturer or  
9 dealer) shall be [~~\$3~~] \$5.

10 § 1953. Security interest.

11 The fee for recording or changing the amount of security  
12 interest on a certificate of title shall be [~~\$5~~] \$23.

13 § 1955. Information concerning drivers and vehicles.

14 (a) Drivers, registrations, titles and security interests.--

15 (1) The fee for a copy of written or electronic  
16 information relating to a driver, registration, title or  
17 security interest shall be [~~\$5.~~] \$8.

18 (2) If a Commonwealth agency has entered into a contract  
19 with a third party to deliver driver information to a person  
20 that has complied with section 6114(b) (5) (relating to  
21 limitation on sale, publication and disclosure of records),  
22 the department may impose an additional fee of up to \$2 for  
23 the requested record.

24 (3) Upon approval from the department, a person that has  
25 received the driver information from the third party under  
26 paragraph (2) that has complied with section 6114(b) (5) may  
27 provide the information, for a fee, to a third party for the  
28 same purposes contained in section 6114(b) (5) without the  
29 payment of any additional fees under this subsection to the  
30 department.

31 (4) Except as provided in paragraph (3), a person that  
32 sells, publishes or discloses or offers to sell, publish or  
33 disclose the information received by the person under this  
34 subsection commits a summary offense and shall, upon  
35 conviction, be sentenced to pay a fine of not less than \$500  
36 nor more than \$1,000.

37 (5) The department shall comply with the provisions of  
38 section 6114(d) with respect to the information of a driver  
39 under 18 years of age whose information is provided to any  
40 person under this subsection.

41 \* \* \*

42 § 1956. Certified copies of records.

43 (a) Department records.--The fee for a certified copy of any  
44 department record which the department is authorized by law to  
45 furnish to the public shall be [~~\$5~~] \$22 for each form or  
46 supporting document comprising such record.

47 (b) State Police reports.--The fee for a certified  
48 Pennsylvania State Police record of investigation of a vehicle  
49 accident which the Pennsylvania State Police are authorized by  
50 this title to furnish to the public shall be [~~\$5~~] \$22 for each  
51 copy of the Pennsylvania State Police full report of

1 investigation.

2 § 1957. Uncollectible checks.

3 Whenever any check issued in payment of any fee or for any  
4 other purpose is returned to the department or a municipality as  
5 uncollectible, the department or municipality shall charge a fee  
6 of [\$10] \$38 for each driver's license, registration,  
7 replacement of tags, transfer of registration, certificate of  
8 title, whether original or duplicate, special hauling permit and  
9 each other unit of issue by the department or municipality, plus  
10 all protest fees, to the person presenting the check, to cover  
11 the cost of collection.

12 § 1958. Certificate of inspection.

13 (a) General rule.--The department shall charge [\$2] \$5 for  
14 each annual certificate of inspection [and \$1], \$3 for each  
15 semiannual certificate of inspection and \$2 for each certificate  
16 of exemption.

17 § 1959. Messenger service.

18 (a) Annual registration.--The annual fee for registration of  
19 a messenger service as provided for in Chapter 75 (relating to  
20 messenger service) shall be [\$50] \$192.

21 (b) Additional places of business.--The annual fee for  
22 registration of additional place of business or branch office  
23 from which a messenger service may transact business shall be  
24 [\$25] \$95.

25 (c) Transfer of location.--The fee for the transfer of  
26 location of a registered place of business or branch office of a  
27 messenger service during a period of registration shall be [\$5]  
28 \$19.

29 § 1960. Reinstatement of operating privilege or vehicle  
30 registration.

31 The department shall charge a fee of [\$25] \$70 or, if section  
32 1379 (relating to suspension of registration upon sixth unpaid  
33 parking violation in cities of the first class) or 1786(d)  
34 (relating to required financial responsibility) applies, a fee  
35 of [\$50] \$88 to restore a person's operating privilege or the  
36 registration of a vehicle following a suspension or revocation.

37 § 1961. Secure power of attorney.

38 The fee for processing a secure power of attorney submitted  
39 for the purpose of odometer disclosure when not accompanied by  
40 an application for title shall be [\$15] \$23.

41 Section 27. (Reserved).

42 Section 28. Section 2102(b) and (d)(2) and (3) of Title 75  
43 are amended to read:

44 § 2102. Identification markers and license or road tax  
45 registration card required.

46 \* \* \*

47 (b) Fee.--The fee for issuance of identification markers  
48 shall be [\$5] \$12 per vehicle.

49 \* \* \*

50 (d) Operation without identification markers unlawful.--  
51 Except as provided in paragraphs (2) and (3), it shall be

1 unlawful to operate or to cause to be operated in this  
2 Commonwealth any qualified motor vehicle unless the vehicle  
3 bears the identification markers required by this section or  
4 valid and unrevoked IFTA identification markers issued by  
5 another IFTA jurisdiction.

6 \* \* \*

7 (2) For a period not exceeding 30 days as to any one  
8 motor carrier, the Secretary of Revenue by letter or telegram  
9 may authorize the operation of a qualified motor vehicle or  
10 vehicles without the identification markers required when  
11 both the following are applicable:

12 (i) enforcement of this section for that period  
13 would cause undue delay and hardship in the operation of  
14 such qualified motor vehicle; and

15 (ii) the motor carrier is registered and/or licensed  
16 for the motor carriers road tax with the Department of  
17 Revenue or has filed an application therefor with the  
18 Department of Revenue:

19 (A) The fee for such temporary permits shall be  
20 [\$5] \$7 for each qualified motor vehicle which shall  
21 be deposited in the Highway Bridge Improvement  
22 Restricted Account within the Motor License Fund.

23 (B) Conditions for the issuance of such permits  
24 shall be set forth in regulations promulgated by the  
25 Department of Revenue.

26 (C) A temporary permit issued by another IFTA  
27 jurisdiction under authority similar to this  
28 paragraph shall be accorded the same effect as a  
29 temporary permit issued under this paragraph.

30 (3) A motor carrier may, in lieu of paying the tax  
31 imposed and filing the tax report required by Chapter 96 and  
32 in lieu of complying with any other provisions of this  
33 section that would otherwise be applicable as a result of the  
34 operation of a particular qualified motor vehicle, obtain  
35 from the Department of Revenue a trip permit authorizing the  
36 carrier to operate the qualified motor vehicle for a period  
37 of five consecutive days. The Department of Revenue shall  
38 specify the beginning and ending days on the face of the  
39 permit. The fee for a trip permit for each qualified motor  
40 vehicle is [\$50] \$73 which shall be deposited in the Highway  
41 Bridge Improvement Restricted Account within the Motor  
42 License Fund. The report otherwise required under Chapter 96  
43 is not required with respect to a vehicle for which a trip  
44 permit has been issued under this subsection.

45 \* \* \*

46 Section 29. (Reserved).

47 Section 30. (Reserved).

48 Section 31. Section 3111 of Title 75 is amended by adding a  
49 subsection to read:

50 § 3111. Obedience to traffic-control devices.

51 \* \* \*

1 (a.1) Penalty.--

2 (1) A person who violates this section commits a summary  
3 offense and shall, upon conviction, pay a fine of \$150. No  
4 other costs or surcharges, including those described in 42  
5 Pa.C.S. § 1725.1 (relating to costs) and section 6506  
6 (relating to surcharge), shall be assessed or imposed upon a  
7 conviction under this paragraph.

8 (2) Notwithstanding any other provision of law,  
9 including 42 Pa.C.S. § 3733(a) (relating to deposits into  
10 account), the fine collected under paragraph (1) shall be  
11 deposited as follows:

12 (i) Twenty-five dollars of the fine shall be  
13 deposited as provided under 42 Pa.C.S. § 3733(a).

14 (ii) After deposit of the amount under subparagraph  
15 (i), the remaining portion of the fine shall be deposited  
16 into the Public Transportation Trust Fund.

17 \* \* \*

18 Section 32. Sections 3362(a) and (c) and 3363 of Title 75  
19 are amended to read:

20 § 3362. Maximum speed limits.

21 (a) General rule.--Except when a special hazard exists that  
22 requires lower speed for compliance with section 3361 (relating  
23 to driving vehicle at safe speed), the limits specified in this  
24 section or established under this subchapter shall be maximum  
25 lawful speeds and no person shall drive a vehicle at a speed in  
26 excess of the following maximum limits:

27 (1) 35 miles per hour in any urban district.

28 (1.1) [65] 70 miles per hour for all vehicles on  
29 freeways where the department has posted a [65-miles-per-  
30 hour] 70-miles-per-hour speed limit.

31 (1.2) 25 miles per hour in a residence district if the  
32 highway:

33 (i) is not a numbered traffic route; and

34 (ii) is functionally classified by the department as  
35 a local highway.

36 (2) 55 miles per hour in other locations.

37 (3) Any other maximum speed limit established under this  
38 subchapter.

39 \* \* \*

40 (c) Penalty.--

41 (1) Any person violating this section is guilty of a  
42 summary offense and shall, upon conviction, be sentenced to  
43 pay a fine of:

44 (i) \$42.50 for violating a maximum speed limit of 65  
45 miles per hour or higher; or

46 (ii) \$35 for violating any other maximum speed  
47 limit.

48 (2) Any person exceeding the maximum speed limit by more  
49 than five miles per hour shall pay an additional fine of \$2  
50 per mile for each mile in excess of five miles per hour over  
51 the maximum speed limit.

1 § 3363. Alteration of maximum limits.

2 On highways under their respective jurisdictions, local  
3 authorities subject to section 6109(e) (relating to specific  
4 powers of department and local authorities) or the department,  
5 upon the basis of an engineering and traffic investigation, may  
6 determine that the maximum speed permitted under this subchapter  
7 is greater or less than is reasonable and safe under the  
8 conditions found to exist upon any such highway or part thereof  
9 and establish a reasonable and safe maximum limit. The maximum  
10 speed limit may be made effective at all times or at times  
11 indicated and may vary for different weather conditions and  
12 other factors bearing on safe speeds. No maximum speed greater  
13 than 55 miles per hour shall be established under this section  
14 except on highways listed in section 3362(a)(1.1) (relating to  
15 maximum speed limits), where the maximum speed for all vehicles  
16 shall not be greater than [65] 70 miles per hour.

17 Section 33. Section 4902(a) and (c) of Title 75 are amended  
18 and the section is amended by adding subsections to read:

19 § 4902. Restrictions on use of highways and bridges.

20 (a) Restrictions based on condition of highway or bridge.--

21 (1) The Commonwealth and local authorities with respect  
22 to highways and bridges under their jurisdictions may  
23 prohibit the operation of vehicles and may impose  
24 restrictions as to the weight or size of vehicles operated  
25 upon a highway or bridge only when they determine by  
26 conducting an engineering and traffic study as provided for  
27 in department regulations that the highway or bridge may be  
28 damaged or destroyed unless use by vehicles is prohibited or  
29 the permissible size or weight of vehicles is reduced.

30 (2) School buses, emergency vehicles and vehicles making  
31 local deliveries or pickups may be exempted from restrictions  
32 on the use of highways imposed under this subsection.

33 (3) The department may issue a statement of policy,  
34 which shall take effect upon publication in the Pennsylvania  
35 Bulletin, adopting an appropriate methodology to provide  
36 letters of local determination that identify particular  
37 vehicles, routes or uses as local in nature.

38 (4) The methodology under paragraph (3) may allow for  
39 exemptions from 67 Pa. Code Ch. 189 (relating to hauling in  
40 excess of posted weight limit) related to at-risk industry  
41 sectors experiencing a 20% decline in Statewide employment  
42 between March 2002 and March 2011, as determined by the  
43 Department of Labor and Industry.

44 (5) The exemptions and related requirements under  
45 paragraph (4) may remain in existence only until December 31,  
46 2018. Exemptions for local delivery or pickup may not include  
47 traffic going to or coming from a site at which minerals,  
48 natural gas or natural resources are developed, harvested or  
49 extracted, notwithstanding whether the site is located at a  
50 residence, a commercial site or on farmland. Delivery or  
51 pickup of logs or other forest products to or from permanent

1 processing mills located on or reachable only through posted  
2 highways shall be considered local delivery or pickup.  
3 Delivery or pickup of coal to or from permanent coal  
4 reprocessing or preparation plants located on or reachable  
5 only through posted highways and not on the same posted  
6 highway as a site at which coal is extracted shall be  
7 considered local delivery or pickup.

8 \* \* \*

9 (c) Permits and security.--

10 (1) The Commonwealth and local authorities may issue  
11 permits for movement of vehicles of size and weight in excess  
12 of restrictions promulgated under subsections (a) and (b)  
13 with respect to highways and bridges under their jurisdiction  
14 and may require such [undertaking] agreement or security as  
15 they deem necessary to cover the cost of repairs and  
16 restoration necessitated by the permitted movement of  
17 vehicles. In reference to subsection (a), the Commonwealth  
18 and local authorities shall not refuse to issue a permit with  
19 respect to a highway under their jurisdiction if there is no  
20 reasonable alternate route available. For purposes of this  
21 section, "reasonable alternate route" shall mean a route  
22 meeting the criteria set forth in department regulations  
23 relating to traffic and engineering studies.

24 (2) The department may establish the types of permits to  
25 be issued and agreements to be entered into, subject to the  
26 following:

27 (i) Permits may be for long-term or short-term use  
28 of the posted highways.

29 (ii) The department may require multiple vehicles  
30 traveling to or from a single destination to operate  
31 pursuant to a single permit.

32 (iii) The department may establish a permit type  
33 allowing the posting authority to determine that damage  
34 to the posted highway covered by the permit will be  
35 minimal. This type of permit may include categories based  
36 on the number and kinds of loads expected, including a  
37 category providing that use of the posted highway under a  
38 single minimum use permit of less than 700 loads per year  
39 shall not require an agreement or security. The  
40 department may alter the 700 loads per year minimum use  
41 threshold if it determines the structural capacity of the  
42 State highways can accept a higher or lower amount of  
43 over-posted weight traffic. The department may express  
44 the threshold as a loads-per-day, loads-per-week or  
45 loads-per-month number.

46 (iv) The department may restrict use of de minimis  
47 and minimum use permits during thaw periods as determined  
48 by the department.

49 (v) The department shall exclude hauling related to  
50 unconventional oil and gas development from minimum use  
51 status based on its disproportionate and qualitatively

1 different impact upon highways and bridges.

2 (3) The department shall promulgate regulations to  
3 implement this section. During the two years immediately  
4 following the effective date of this section, the department  
5 may promulgate temporary regulations, which shall expire no  
6 later than three years following the effective date of this  
7 paragraph or upon promulgation of final regulations,  
8 whichever occurs first. Temporary regulations promulgated by  
9 the department under this paragraph shall not be subject to  
10 any of the following:

11 (i) Sections 201, 202 and 203 of the Act of July 31,  
12 1968 (P.L.769, No.240), referred to as the Commonwealth  
13 Documents Law.

14 (ii) The Act of June 25, 1982 (P.L.633, No.181),  
15 known as the Regulatory Review Act.

16 \* \* \*

17 (h) (Reserved).

18 (i) Authority to conduct investigations and audits.--The  
19 Commonwealth and local authorities may conduct or cause to be  
20 conducted an investigation and audit of a person or entity to  
21 determine if there has been a violation of this section,  
22 pertinent regulation or agreement. Audits shall be limited to  
23 proper usage of letters of local determination and de minimis  
24 and minimum use permits.

25 (j) Authority to suspend, revoke or deny permits.--The  
26 Commonwealth and local authorities may suspend, revoke or deny a  
27 permit and agreement if it is determined by the Commonwealth or  
28 a local authority that there has been a violation of this  
29 section, pertinent regulation or agreement, notwithstanding any  
30 other provision of this section.

31 Section 33.1. Section 4962 of Title 75 is amended by adding  
32 a subsection to read:

33 § 4962. Conditions of permits and security for damages.

34 \* \* \*

35 (f.3) Additional authorized travel periods.--With respect to  
36 oversized vehicles (over-length, over-width, or over-height), a  
37 permitted vehicle, combination or load may operate under a  
38 permit from sunrise to sunset every day of the week except as  
39 follows:

40 (1) During a holiday period specified in department  
41 regulations or in the permit.

42 (2) During inclement weather as defined in department  
43 regulations.

44 (3) In urbanized areas as specified in department  
45 regulations or the permit.

46 (4) As restricted by the permit.

47 \* \* \*

48 Section 34. Section 4968(a.1)(3), (a.2)(4) and (b) of Title  
49 75 are amended to read:

50 § 4968. Permit for movement during course of manufacture.

51 (a.1) General rule.--An annual permit may be issued



1 authorizing movement on specified highways of:

2 \* \* \*

3 (3) aircraft refueling vehicles or vehicles and  
4 combinations carrying [raw] milk, raw coal, flat-rolled steel  
5 coils, steel slabs, hot ingots, a hot box, pulpwood and wood  
6 chips, raw water or cryogenic liquid which exceed the maximum  
7 weight specified in Subchapter C while they are in the course  
8 of manufacture and under contract with or under the direct  
9 control of the manufacturer, provided that they do not exceed  
10 the maximum height, width or length specified in Subchapter B  
11 unless they also qualify under paragraph (1), subject to the  
12 provisions in subsection (a.2).

13 (a.2) Specifications.--

14 \* \* \*

15 (4) A combination of vehicles which is hauling [raw]  
16 milk to or from a manufacturer may be permitted by the  
17 department and local authorities to move upon highways within  
18 their respective jurisdictions 24 hours a day, seven days a  
19 week, except during inclement weather as defined in  
20 department regulations, if the gross weight does not exceed  
21 95,000 pounds and the weight of any nonsteering axle does not  
22 exceed 21,000 pounds. No permit may be issued for this type  
23 of movement upon an interstate highway. An application to the  
24 department for the movement of milk, except for raw milk,  
25 shall designate the route the applicant requests to use.

26 \* \* \*

27 (b) Definitions.--As used in this section, the following  
28 words and phrases shall have the meanings given to them in this  
29 subsection:

30 "Bulk milk." The term shall mean milk, as defined in section  
31 1 of the act of July 2, 1935 (P.L.589, No.210), referred to as  
32 the Milk Sanitation Law, which is not transported in packages.

33 "Condensed milk" and "evaporated milk." The term shall mean  
34 manufactured dairy products as defined in section 1 of the Milk  
35 Sanitation Law, which is not transported in packages.

36 "Hot box." Consists of an enclosure consisting of welded  
37 steel plate chained to a semitrailer with a removable lid lined  
38 with refraction for purposes of insulation and retention of  
39 heat.

40 "Milk." The term shall mean any of the following:

41 (1) Bulk milk.

42 (2) Evaporated milk.

43 (3) Raw milk.

44 (4) Condensed milk.

45 "Raw milk." Has the meaning given to it in the act of July  
46 2, 1935 (P.L.589, No.210), referred to as the Milk Sanitation  
47 Law.

48 Section 35. Section 6110 of Title 75 is amended to read:  
49 § 6110. Regulation of traffic on Pennsylvania Turnpike.

50 (a) General rule.--The provisions of this title apply upon  
51 any turnpike or highway under the supervision and control of the

1 Pennsylvania Turnpike Commission unless specifically modified by  
2 rules and regulations promulgated by the commission which shall  
3 become effective only upon publication in accordance with law. A  
4 copy of the rules and regulations, so long as they are  
5 effective, shall be posted at all entrances to the turnpike or  
6 highway for the inspection of persons using the turnpike or  
7 highway. This section does not authorize the establishment of a  
8 maximum speed limit greater than 55 miles per hour, except that  
9 a 65-miles-per-hour or 70-miles-per-hour maximum speed limit for  
10 all vehicles may be established where the commission has posted  
11 a 65-miles-per-hour or 70-miles-per-hour speed limit.

12 (a.1) Posting.--No maximum speed limit established under  
13 subsection [(a)(1) or (2)] (a) shall be effective unless posted  
14 on fixed or variable official traffic-control devices erected  
15 after each interchange on the portion of highway on which the  
16 speed limit is in effect and wherever else the commission shall  
17 determine.

18 (b) Penalties.--

19 (1) Except as otherwise provided in this subsection, any  
20 person violating any of the rules and regulations of the  
21 Pennsylvania Turnpike Commission for which no penalty has  
22 otherwise been provided by statute commits a summary offense  
23 and shall, upon conviction, be sentenced to pay a fine of  
24 \$25.

25 [(2) Any person violating any of the rules and  
26 regulations of the commission prohibiting fare evasion or  
27 attempted fare evasion commits a summary offense and shall,  
28 upon conviction, be sentenced to pay a fine according to the  
29 classification by the commission of the vehicle driven by  
30 that person at the time of violation as follows:

31 (i) Class 1 through 2: \$100.

32 (ii) Class 3 through 6: \$500.

33 (iii) Class 7 and higher: \$1,000.

34 (3) In addition to the fines imposed under this  
35 subsection, restitution shall be made to the commission in an  
36 amount equal to the full fare, for the appropriate vehicle  
37 class, from the farthest point of entry on the turnpike to  
38 the actual point of exit.]

39 Section 35.1. Title 75 is amended by adding sections to  
40 read:

41 § 6110.1. Fare evasion.

42 (a) Penalty.--A person that violates a regulation of the  
43 Pennsylvania Turnpike Commission prohibiting fare evasion or  
44 attempted fare evasion commits a summary offense and shall, upon  
45 conviction, be sentenced to pay a fine according to the  
46 classification by the commission of the vehicle driven by that  
47 person at the time of violation as follows:

48 (1) Class 1 through 2: \$100.

49 (2) Class 3 through 6: \$500.

50 (3) Class 7 and higher: \$1,000.

51 (b) Affirmative action.--A person that intentionally or

1 knowingly takes an affirmative action in an attempt to evade  
2 tolls incurred for travel upon the Pennsylvania turnpike or a  
3 road under its control commits a misdemeanor of the third degree  
4 and shall, upon conviction, be sentenced to:

5 (1) pay a fine of \$3,000 for a first offense; and

6 (2) pay a fine of \$6,500 or to imprisonment of not more  
7 than six months, or both, for a second or subsequent offense.

8 (c) Construction.--Prosecution of a violation of this  
9 section shall not preclude prosecution under section 1332  
10 (relating to display of registration plate), section 7122  
11 (relating to altered, forged or counterfeit documents and  
12 plates) or section 7124 (relating to fraudulent use or removal  
13 of registration plate).

14 (d) Restitution.--In addition to the fines imposed under  
15 this section, restitution shall be made to the commission in an  
16 amount equal to the full fare, for the appropriate vehicle  
17 class, from the farthest point of entry on the turnpike to the  
18 actual point of exit.

19 (e) Deposit of fines.--Notwithstanding the provision of any  
20 other law, the fines collected under subsections (a) and (b)  
21 shall be deposited into the Motor License Fund.

22 (f) Definition.--As used in this section, the term  
23 "affirmative action" includes:

24 (1) removing a license plate from a vehicle to impede  
25 electronic toll collection;

26 (2) installing a mechanism which rotates, changes,  
27 blocks or otherwise mechanically alters the ability of a  
28 license plate to be read by a violation enforcement system;

29 (3) installing a mechanical apparatus upon a vehicle  
30 which serves the sole purpose of masking, hiding or  
31 manipulating the true weight of the vehicle as it appears to  
32 a mechanical scale;

33 (4) conspiring with an individual or group of  
34 individuals to alter, lower or evade payment of correct  
35 tolls; and

36 (5) unauthorized use of a Pennsylvania Turnpike private  
37 gate access or otherwise unauthorized movement entering or  
38 exiting the turnpike other than at approved interchanges.

39 § 6118. Municipal police officer education and training.

40 Beginning July 1, 2014, and each year thereafter, the sum of  
41 \$5,000,000 is appropriated annually to the Pennsylvania State  
42 Police from the Motor License Fund to make payments under 53  
43 Pa.C.S. § 2170 (relating to reimbursement of expenses)  
44 consistent with the requirements of section 11 of Article VIII  
45 of the Constitution of Pennsylvania. If money is not available  
46 to make full payments, the Municipal Police Officers' Education  
47 and Training Commission shall make payments on a pro rata basis.

48 Section 35.2. Section 6506 of Title 75 is amended to read:  
49 § 6506. Surcharge.

50 (a) Levy and imposition.--In addition to any fines, fees or  
51 penalties levied or imposed as provided by law, under this title

1 or any other statute, a surcharge shall be levied for  
2 disposition in accordance with subsection (b) as follows:

3 (1) Upon conviction for any violation of the provisions  
4 of this title or other statute of the Commonwealth, or  
5 regulations promulgated under this title, which is a traffic  
6 violation and which is not included within the provisions of  
7 paragraphs (2) through (7), exclusive of parking offenses, a  
8 surcharge of [~~\$30~~] \$45.

9 (2) Upon conviction for a violation of the following  
10 provisions of this title, a surcharge of [~~\$40~~] \$60:

11 (i) Section 3306(a)(1) (relating to limitations on  
12 driving on left side of roadway).

13 (ii) Section 3745 (relating to accidents involving  
14 damage to unattended vehicle or property).

15 (3) Upon conviction for a violation of section 3345(a)  
16 (relating to meeting or overtaking school bus), a surcharge  
17 of [~~\$50~~] \$75.

18 (4) Upon conviction for a violation of section 3362  
19 (relating to maximum speed limits), the following applicable  
20 surcharge:

21 (i) [~~\$30~~] \$45 for exceeding the maximum speed limit  
22 by 6 to 10 miles per hour or 11 to 15 miles per hour.

23 (ii) [~~\$40~~] \$60 for exceeding the maximum speed limit  
24 by 16 to 25 miles per hour.

25 (iii) [~~\$50~~] \$75 for exceeding the maximum speed  
26 limit by at least 26 miles per hour.

27 (5) Upon conviction for violation of section 4902  
28 (relating to restrictions on use of highways and bridges),  
29 Subchapter C of Chapter 49 (relating to maximum weights of  
30 vehicles) or Subchapter E of Chapter 49 (relating to  
31 measuring and adjusting vehicle size and weight), a surcharge  
32 of [~~\$150~~] \$225.

33 (6) Upon conviction for violation of Chapter 47  
34 (relating to inspection of vehicles), by the owner or  
35 operator or driver of a vehicle which is subject to the  
36 provisions of Chapter 49 (relating to size, weight and load),  
37 a surcharge of [~~\$30~~] \$45.

38 (7) Upon conviction of offenses under section 1543(b)  
39 (1.1) (relating to driving while operating privilege is  
40 suspended or revoked), 3802 (relating to driving under  
41 influence of alcohol or controlled substance) or 3808(a)(2)  
42 (relating to illegally operating a motor vehicle not equipped  
43 with ignition interlock), or upon admission to programs for  
44 Accelerated Rehabilitative Disposition for offenses  
45 enumerated in section 1543(b)(1.1), 3802 or 3808(a)(2), a  
46 surcharge, respectively, of:

47 (i) [~~\$50~~] \$75 for the first offense.

48 (ii) [~~\$100~~] \$150 for the second offense.

49 (iii) [~~\$200~~] \$300 for the third offense.

50 (iv) [~~\$300~~] \$450 for the fourth and subsequent  
51 offenses.

1 (8) Upon conviction, in a city of the first class, of  
2 any violation of this title, a surcharge of \$10.

3 (9) Upon conviction of any violation of this title in a  
4 city of the second class, a surcharge of \$10.

5 The provisions of this subsection shall not apply to any  
6 violation committed by the operator of a motorcycle, motor-  
7 driven cycle, pedalcycle, motorized pedalcycle or recreational  
8 vehicle not intended for highway use.

9 (b) Disposition.--

10 (1) Notwithstanding any other statutory provision:

11 (i) All surcharges levied and collected under  
12 subsection (a)(1) by any division of the unified judicial  
13 system shall be remitted to the Commonwealth for deposit  
14 in the General Fund.

15 (ii) All surcharges levied and collected under  
16 subsections (a)(2) through (7) by any division of the  
17 unified judicial system shall be remitted to the  
18 Commonwealth for deposit in the Pennsylvania  
19 Transportation Trust Fund.

20 (iii) All surcharges levied and collected under  
21 subsection (a)(8) and (9) by any division of the unified  
22 judicial system shall be remitted to the appropriate  
23 towing and storage agent as set forth in section  
24 6309.2(e) (relating to immobilization, towing and storage  
25 of vehicle for driving without operating privileges or  
26 registration) for purposes of funding its costs  
27 associated with Subchapter A of Chapter 63 (relating to  
28 general provisions).

29 (iv) If the fines, fees or penalties are being paid  
30 in installments, the surcharge shall be remitted on each  
31 installment on a pro rata basis.

32 (2) (Reserved).

33 Section 36. The definition of "annual additional payments,"  
34 "annual base payments" and "scheduled annual commission  
35 contributions" in section 8901 of Title 75 are amended to read:  
36 § 8901. Definitions.

37 The following words and phrases when used in this chapter  
38 shall have the meanings given to them in this section unless the  
39 context clearly indicates otherwise:

40 "Annual additional payments." As follows:

41 (1) During the conversion period and after the  
42 conversion date, an amount equal to the scheduled annual  
43 commission contribution, minus the sum of:

44 (i) \$200,000,000 paid as annual base payments;

45 (ii) any Interstate 80 savings for that fiscal year.

46 (2) If the conversion period has expired and a  
47 conversion notice has not been received by the secretary, in  
48 each subsequent fiscal year until the end of the term of the  
49 lease agreement, the annual additional payments shall be  
50 \$250,000,000. No annual additional payments shall be due  
51 after fiscal year 2021-2022.

1 "Annual base payments." An amount equal to the sum of the  
2 following:

3 (1) Annual debt service on outstanding bonds issued  
4 under section 9511.2 (relating to special revenue bonds)  
5 payable as required pursuant to the bonds.

6 (2) Two hundred million dollars payable annually through  
7 fiscal year 2021-2022 in four equal installments each due the  
8 last business day of each July, October, January and April.

9 (3) For fiscal year 2022-2023 and each fiscal year  
10 thereafter, the amount shall be \$50,000,000 payable annually  
11 from then current revenue.

12 \* \* \*

13 "Scheduled annual commission contribution." The following  
14 amounts:

15 (1) \$750,000,000 in fiscal year 2007-2008.

16 (2) \$850,000,000 in fiscal year 2008-2009.

17 (3) \$900,000,000 in fiscal year 2009-2010.

18 (4) For fiscal year 2010-2011 [and each fiscal year  
19 thereafter] through fiscal year 2021-2022, the amount shall  
20 be the amount calculated for the previous year increased by  
21 2.5%, except that the amount shall be equal to the annual  
22 base payments plus \$250,000,000 if the conversion notice is  
23 not received by the secretary prior to the expiration of the  
24 conversion period. For fiscal year 2014-2015 and each fiscal  
25 year thereafter through fiscal year 2021-2022, at least  
26 \$30,000,000 of this amount shall be paid from then current  
27 revenue.

28 (5) For fiscal year 2022-2023 and each fiscal year  
29 thereafter, the amount shall be \$50,000,000 payable annually  
30 from then current revenue.

31 Section 37. Section 8915.6(a) of Title 75 is amended to  
32 read:

33 § 8915.6. Deposit and distribution of funds.

34 (a) Deposits.--Upon receipt by the department, the following  
35 amounts from the scheduled annual commission contribution shall  
36 be deposited in the Motor License Fund:

37 (1) For fiscal year 2007-2008, \$450,000,000.

38 (2) For fiscal year 2008-2009, \$500,000,000.

39 (3) For fiscal year 2009-2010, \$500,000,000.

40 (4) For fiscal year 2010-2011 [and each fiscal year  
41 thereafter], through fiscal year 2013-2014, the amount  
42 calculated for the previous year increased by 2.5%.

43 (5) For fiscal year 2014-2015 and each fiscal year  
44 thereafter, \$0.

45 \* \* \*

46 Section 38. (Reserved).

47 Section 39. (Reserved).

48 Section 40. The definition of "average wholesale price" in  
49 section 9002 of Title 75 is amended to read:

50 § 9002. Definitions.

51 The following words and phrases when used in this chapter

1 shall have the meanings given to them in this section unless the  
2 context clearly indicates otherwise:

3 \* \* \*

4 "Average wholesale price." [The average wholesale price per  
5 gallon of all taxable liquid fuels and fuels, excluding the  
6 Federal excise tax and all liquid fuels taxes, as determined by  
7 the Department of Revenue for the 12-month period ending on the  
8 September 30 immediately prior to January 1 of the year for  
9 which the rate is to be set. In no case shall the average  
10 wholesale price be less than 90¢ nor more than \$1.25 per  
11 gallon.] The average wholesale price of all taxable liquid fuels  
12 and fuels, excluding the Federal excise tax and all liquid fuels  
13 taxes shall be as follows:

14 (1) After December 31, 2013, and before January 1, 2015,  
15 the average wholesale price shall be \$1.87 per gallon.

16 (2) After December 31, 2014, and before January 1, 2017,  
17 the average wholesale price shall be \$2.49 per gallon.

18 (3) After December 31, 2016, the average wholesale price  
19 shall be as determined by the Department of Revenue for the  
20 12-month period ending on the September 30 immediately prior  
21 to January 1 of the year for which the rate is to be set. In  
22 no case shall the average wholesale price be less than \$2.99  
23 per gallon.

24 \* \* \*

25 Section 40.1. Section 9004(a), (b), (c) introductory  
26 paragraph and (e) introductory paragraph of Title 75 are amended  
27 to read:

28 § 9004. Imposition of tax, exemptions and deductions.

29 (a) [Liquid fuels and fuels tax.--A permanent State tax of  
30 12¢ a gallon or fractional part thereof is imposed and assessed  
31 upon all liquid fuels and fuels used or sold and delivered by  
32 distributors within this Commonwealth.] (Reserved).

33 (b) Oil company franchise tax for highway maintenance and  
34 construction.--[In addition to the tax imposed by subsection  
35 (a), the] The tax imposed by Chapter 95 (relating to taxes for  
36 highway maintenance and construction) shall [also] be imposed  
37 and collected on liquid fuels and fuels, on a cents-per-gallon  
38 equivalent basis, upon all gallons of liquid fuels and fuels [as  
39 are taxable under subsection (a)] used or sold and delivered by  
40 distributors within this Commonwealth.

41 (c) Aviation gasoline tax.--In lieu of the taxes under  
42 [subsections (a) and] subsection (b):

43 \* \* \*

44 (e) Exceptions.--The tax imposed under subsections [(a),]  
45 (b), (c) and (d) shall not apply to liquid fuels, fuels or  
46 alternative fuels:

47 \* \* \*

48 Section 40.2. Section 9006(b)(2) of Title 75 is amended to  
49 read:

50 § 9006. Distributor's report and payment of tax.

51 \* \* \*

1 (b) Computation and payment of tax.--

2 \* \* \*

3 (2) The discount under paragraph (1) shall not be  
4 computed on any tax imposed and remitted with respect to the  
5 oil company franchise tax imposed under sections 9004(b)  
6 (relating to imposition of tax, exemptions and deductions)  
7 and 9502 (relating to imposition of tax), except with respect  
8 to the oil company franchise tax imposed under section  
9 9502(a)(5) (relating to imposition of tax).

10 \* \* \*

11 Section 40.3. Section 9010(a), (b)(1) and (e)(3) of Title 75  
12 are amended to read:

13 § 9010. Disposition and use of tax.

14 (a) [Payment to Liquid Fuels Tax Fund.--One-half cent per  
15 gallon of the tax collected under section 9004(a) (relating to  
16 imposition of tax, exemptions and deductions) shall be paid into  
17 the Liquid Fuels Tax Fund of the State Treasury. The money paid  
18 into that fund is specifically appropriated for the purposes set  
19 forth in this chapter.] (Reserved).

20 (b) Payment to counties.--

21 (1) The money paid into the Liquid Fuels Tax Fund under  
22 section 9502(a)(5)(i) (relating to imposition of tax), except  
23 that which is refunded, shall be paid to the respective  
24 counties of this Commonwealth on June 1 and December 1 of  
25 each year in the ratio that the average amount returned to  
26 each county during the three preceding years bears to the  
27 average amount returned to all counties during the three  
28 preceding years.

29 \* \* \*

30 (e) Appropriation.--

31 \* \* \*

32 (3) The [remaining tax collected under section 9004(a),  
33 the] tax of 1 1/2¢ a gallon imposed and assessed on liquid  
34 fuels used or sold and delivered for use as a fuel in  
35 propeller-driven aircraft or aircraft engines, the tax of 1  
36 1/2¢ a gallon on liquid fuels used or sold and delivered for  
37 use as a fuel in jet or turbojet-propelled aircraft or  
38 aircraft engines in lieu of other taxes, all penalties and  
39 interests and all interest earned on deposits of the Liquid  
40 Fuels Tax Fund shall be paid into the Motor License Fund.  
41 This money is specifically appropriated for the same purposes  
42 for which money in the Motor License Fund is appropriated by  
43 law.

44 Section 40.4. Section 9017(c)(1) of Title 75 is amended to  
45 read:

46 § 9017. Refunds.

47 \* \* \*

48 (c) Motorboats and watercraft.--

49 (1) When the tax imposed by this chapter and section  
50 9502(a)(5) (relating to imposition of tax) has been paid and  
51 the fuel on which the tax has been imposed has been consumed



1 in the operation of motorboats or watercraft upon the waters  
2 of this Commonwealth, including waterways bordering on this  
3 Commonwealth, the full amount of the tax shall be refunded to  
4 the Boat Fund on petition to the board in accordance with  
5 prescribed procedures.

6 \* \* \*

7 Section 40.5. Title 75 is amended by adding a section to  
8 read:

9 § 9024. Application of Prevailing Wage Act to locally funded  
10 highway and bridge projects.

11 (a) Public work.--For locally funded highway and bridge  
12 projects, the term "public work" as used in the act of August  
13 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing  
14 Wage Act, shall mean construction, reconstruction, demolition,  
15 alteration and repair work, other than maintenance work, done  
16 under contract and paid for in whole or in part out of the funds  
17 of a public body if the estimated cost of the total project is  
18 in excess of \$100,000. The term shall not include work performed  
19 under a rehabilitation or manpower training program.

20 (b) Applicability.--This section shall apply to a contract  
21 entered on or after the effective date of this section.

22 (c) Definition.--As used in this section, the term "locally  
23 funded" means a highway or bridge project that is funded  
24 entirely by funds:

25 (1) paid to counties under section 9010(b) (relating to  
26 disposition and use of tax), including borrowed funds under  
27 section 9010(b)(2)(ii), whether expended by the county or  
28 allocated or apportioned to political subdivisions;

29 (2) allocated or appropriated to municipalities under  
30 the act of June 1, 1956 (1955 P.L.1944, No.655), referred to  
31 as the Liquid Fuels Tax Municipal Allocation Law;

32 (3) made available to municipalities from the Highway  
33 Bridge Improvement Restricted Account within the Motor  
34 License Fund for expenditure on bridge rehabilitation,  
35 replacement and removal projects pursuant to the act of  
36 December 8, 1982 (P.L. 848, No.235), known as the Highway-  
37 Railroad and Highway Bridge Capital Budget Act for 1982-1983,  
38 and its supplements;

39 (4) awarded to municipalities as transportation  
40 enhancement grants under section 3116 (relating to automated  
41 red light enforcement systems in first class cities) or 3117  
42 (relating to automated red light enforcement systems in  
43 certain municipalities);

44 (5) allocated from municipal budgetary sources using  
45 revenues derived through municipal taxes or fees; or

46 (6) allocated to municipalities under 58 Pa.C.S.  
47 (relating to oil and gas).

48 Section 41. Sections 9106 heading, (a) and (b), 9301 and  
49 9502(a) of Title 75 are amended to read:

50 § 9106. Dirt [and gravel], gravel and low-volume road  
51 maintenance.

1 (a) Statement of purpose.--It is the intent and purpose of  
2 this section:

3 (1) To fund safe, efficient and environmentally sound  
4 maintenance of sections of dirt and gravel roads which have  
5 been identified as sources of dust and sediment pollution.

6 (2) To establish a dedicated and earmarked funding  
7 mechanism that provides streamlined appropriation to the  
8 county level and enables local officials to establish fiscal  
9 and environmental controls.

10 (3) To fund safe, efficient and environmentally sound  
11 maintenance of sections of low-volume roads that are sealed  
12 or paved with an average daily traffic count of 500 vehicles  
13 or less.

14 (b) General rule.--Of the funds available under section  
15 9502(a)(1) (relating to imposition of tax), [\$1,000,000]  
16 \$7,000,000 shall be annually distributed to the Department of  
17 Conservation and Natural Resources for the maintenance and  
18 mitigation of dust and sediment pollution from parks and  
19 forestry roads. Funds in the amount of [\$4,000,000] \$28,000,000  
20 shall be appropriated annually to the State Conservation  
21 Commission and administered in a nonlapsing, nontransferable  
22 account restricted to maintenance and improvement of dirt [and  
23 gravel], gravel and low-volume State and municipal roads. The  
24 State Conservation Commission shall apportion the funds based on  
25 written criteria it develops to establish priorities based on  
26 preventing dust and sediment pollution. In the first fiscal  
27 year, top priority shall be given to specific trouble spot  
28 locations already mapped by the Task Force on Dirt and Gravel  
29 Roads and available from the department. A minimum of \$8,000,000  
30 of the total appropriated annually shall be for maintenance and  
31 improvement of low-volume roads.

32 \* \* \*

33 § 9301. Supplemental funding for municipal highway maintenance.

34 (a) Annual appropriation.--The General Assembly shall  
35 annually appropriate, beginning with the 1980-1981 fiscal year,  
36 the sum of \$5,000,000 for supplemental payments to  
37 municipalities to assist in the maintenance and construction  
38 costs of municipal roads. The moneys appropriated by authority  
39 of this section shall be distributed to municipalities in  
40 accordance with the provisions of the act of June 1, 1956 (1955  
41 P.L.1944, No.655), [entitled "An act providing a permanent  
42 allocation of a part of the fuels and liquids fuels tax proceeds  
43 to cities, boroughs, incorporated towns and townships, for their  
44 road, street and bridge purposes; conferring powers and imposing  
45 duties on local officers and the Department of Highways; and  
46 making an appropriation out of the Motor License Fund; and  
47 repealing existing legislation."] referred to as the Liquid  
48 Fuels Tax Municipal Allocation Law.

49 (b) County allocation supplement.--Commencing July 1, 2014,  
50 the amount of \$5,000,000 is appropriated out of the Motor  
51 License Fund to counties annually. The following shall apply:

1           (1) The distribution shall be in the ratio of:

2           (i) the square footage of deck area of a county's  
3 county-owned bridges; to

4           (ii) the total square footage of deck area of  
5 county-owned bridges throughout this Commonwealth.

6           (2) The amount of square footage under paragraph (1) (i)  
7 shall be the amount reported as part of the National Bridge  
8 Inspection Standards Program.

9           (c) Additional allocation to municipalities.--Commencing  
10 July 1, 2014, an amount of \$30,000,000 is appropriated out of  
11 the Motor License Fund and shall be distributed to  
12 municipalities pursuant to the Liquid Fuels Tax Municipal  
13 Allocation Law.

14 § 9502. Imposition of tax.

15       (a) General rule.--

16           (1) An "oil company franchise tax for highway  
17 maintenance and construction" which shall be an excise tax of  
18 60 mills is hereby imposed upon all liquid fuels and fuels as  
19 defined and provided in Chapter 90 (relating to liquid fuels  
20 and fuels tax), and such tax shall be collected as provided  
21 in section 9004(b) (relating to imposition of tax, exemptions  
22 and deductions). Of the amount collected in fiscal year 2015-  
23 2016, and each fiscal year thereafter, \$35,000,000 shall be  
24 deposited in the Multimodal Transportation Fund established  
25 under 74 Pa.C.S. § 2101 (relating to Multimodal  
26 Transportation Fund), to be expended in accordance with  
27 section 11 of Article VIII of the Constitution of  
28 Pennsylvania.

29           (2) An additional 55 mills is hereby imposed on all  
30 liquid fuels and fuels as defined and provided in Chapter 90  
31 and such tax shall also be collected as provided in section  
32 9004(b), the proceeds of which shall be distributed as  
33 follows:

34           (i) [Forty-two] Forty-five percent to county  
35 maintenance districts for highway maintenance for fiscal  
36 year 2013-2014, 29% for fiscal year 2014-2015, 25% for  
37 fiscal year 2015-2016 and 19% for fiscal year 2016-2017  
38 and each year thereafter. This allocation shall be made  
39 according to the formula provided in section 9102(b) (2)  
40 (relating to distribution of State highway maintenance  
41 funds). This allocation shall be made in addition to and  
42 not a replacement for amounts normally distributed to  
43 county maintenance districts under section 9102.

44           (ii) [Seventeen percent for highway capital  
45 projects.] Fourteen percent for highway capital projects  
46 for fiscal year 2013-2014, 30% for fiscal year 2014-2015,  
47 34% for fiscal year 2015-2016 and 40% for fiscal year  
48 2016-2017 and each year thereafter. Annually, until  
49 fiscal year 2023-2024, an amount equal to 15% of all  
50 appropriations to the department for highway and bridge  
51 capital programs shall be distributed at the discretion

1 of the secretary from the amount distributed under this  
2 subparagraph.

3 (iii) Thirteen percent for bridges.

4 (iv) Two percent for bridges identified as county or  
5 forestry bridges. Distribution under this subparagraph  
6 shall be in the ratio of:

7 (A) the square footage of deck areas, as  
8 reported as part of the National Bridge Inspection  
9 Standards Program, of a county's county-owned  
10 bridges; to

11 (B) the total square footage of deck area, as  
12 reported as part of the National Bridge Inspection  
13 Standards Program, of all county-owned bridges in  
14 this Commonwealth.

15 (v) Twelve percent for local roads pursuant to  
16 section 9511(c) (relating to basic allocation to  
17 municipalities).

18 (vi) Fourteen percent for toll roads designated  
19 pursuant to the act of September 30, 1985 (P.L.240,  
20 No.61), known as the Turnpike Organization, Extension and  
21 Toll Road Conversion Act, to be appropriated under  
22 section 9511(h).

23 (3) An additional 38.5 mills is hereby imposed upon all  
24 liquid fuels and fuels as defined and provided in Chapter 90,  
25 and such tax shall also be collected as provided in section  
26 9004(b), the proceeds of which shall be deposited in The  
27 Motor License Fund and distributed as follows:

28 (i) Twelve percent to municipalities on the basis of  
29 and subject to the provisions of the act of June 1, 1956  
30 (1955 P.L.1944, No.655), referred to as the Liquid Fuels  
31 Tax Municipal Allocation Law, is appropriated.

32 [(ii) Eighty-eight percent to the department is  
33 appropriated as follows:

34 (A) Forty-seven percent for distribution in  
35 accordance with section 9102(b)(2) for fiscal year  
36 1997-1998.

37 (B) Fifty-three percent for a Statewide highway  
38 restoration, betterment and resurfacing program for  
39 fiscal year 1997-1998.

40 (C) Fifty-seven percent for distribution in  
41 accordance with section 9102(b)(2) for fiscal year  
42 1998-1999.

43 (D) Forty-three percent for a Statewide highway  
44 restoration, betterment and resurfacing program for  
45 fiscal year 1998-1999.

46 (E) Sixty-seven percent for distribution in  
47 accordance with section 9102(b)(2) for fiscal year  
48 1999-2000.

49 (F) Thirty-three percent for a Statewide highway  
50 restoration, betterment and resurfacing program for  
51 fiscal year 1999-2000.

1 (G) Seventy-seven percent for distribution in  
2 accordance with section 9201(b)(2) for fiscal year  
3 2000-2001.

4 (H) Twenty-three percent for a Statewide highway  
5 restoration, betterment and resurfacing program for  
6 fiscal year 2000-2001.

7 (I) One hundred percent for distribution in  
8 accordance with section 9102(b)(2) for fiscal year  
9 2001-2002 and each year thereafter.

10 (J) For any fiscal year beginning with 1997-1998  
11 through and including fiscal year 2000-2001, the  
12 department shall make supplemental maintenance  
13 program payments from the Statewide highway  
14 restoration betterment program to those county  
15 maintenance districts for which the total highway  
16 maintenance appropriations and executive  
17 authorizations in accordance with section 9102(b)  
18 would be less than the amount received in 1996-1997  
19 from the highway maintenance appropriation, the  
20 Secondary Roads-Maintenance and Resurfacing Executive  
21 Authorization, the Highway Maintenance Excise Tax  
22 Executive Authorization and the Highway Maintenance  
23 Supplemental Appropriation.

24 The words and phrases used in this paragraph shall have the  
25 meanings given to them in section 9101 (relating to  
26 definitions). This one-time allocation shall be made in  
27 addition to and is not a replacement for amounts normally  
28 distributed to county maintenance districts under section  
29 9102.]

30 (ii) Sixty-eight percent to the department for  
31 distribution in accordance with section 9102(b)(2) for  
32 fiscal year 2013-2014; 49% for fiscal year 2014-2015 and  
33 40% for each fiscal year thereafter.

34 (iii) Twenty percent to the department for expanded  
35 highway and bridge maintenance for fiscal year 2013-2014;  
36 39% for fiscal year 2014-2015 and 48% for each fiscal  
37 year thereafter to be distributed as follows:

38 (A) Annually, 15% of the amount deposited in a  
39 fiscal year shall be distributed at the discretion of  
40 the secretary.

41 (B) Any funds deposited but not distributed  
42 under clause (A) shall be distributed in accordance  
43 with the formula under section 9102(b)(2).

44 (C) Temporary transfers of funds may be made  
45 between counties if required for project cash flow.

46 (4) An additional 55 mills is hereby imposed upon all  
47 fuels as defined and provided in chapter 90 and such tax  
48 shall also be collected as provided in section 9004(b) upon  
49 such fuels, the proceeds of which shall be deposited in The  
50 Highway Bridge Improvement Restricted Account within the  
51 Motor License Fund and is hereby appropriated.

1       (5) An additional 64 mills in calendar year 2014, 49  
2 mills in calendar year 2015, 48 mills in calendar year 2016,  
3 41 mills in calendar year 2017 and 39 mills in each calendar  
4 year thereafter, is imposed upon all liquid fuels and fuels  
5 as defined and provided in Chapter 90; and the tax shall also  
6 be collected as provided in section 9004(b) upon such fuels.  
7 The proceeds of the tax shall be deposited and distributed as  
8 follows:

9       (i) Four and seventeen hundredths percent to the  
10 Liquid Fuels Tax Fund of the State Treasury. The money  
11 paid into that fund is specifically appropriated for the  
12 purposes set forth in section 9010 (relating to  
13 disposition and use of tax).

14       (ii) Ninety-five and eighty-three hundredths  
15 percent to the Motor License Fund. This money is  
16 specifically appropriated for the same purposes for which  
17 money in the Motor License Fund is appropriated by law.  
18 Twenty percent of the money under this subparagraph shall  
19 be allocated to municipalities in accordance with section  
20 9511(d).

21 \* \* \*

22       Section 42. Section 9511(b) and (g) of Title 75 are amended  
23 and the section is amended by adding subsections to read:  
24 § 9511. Allocation of proceeds.

25 \* \* \*

26       (b) State Highway Transfer Restoration Restricted Account  
27 and local bridges.--

28       (1) The amount of the proceeds deposited in the Motor  
29 License Fund pursuant to this chapter which[, in fiscal year  
30 1983-1984,] is attributable to [two] three mills of the tax  
31 imposed under section 9502(a) (relating to imposition of tax)  
32 [and which, in fiscal year 1984-1985 and thereafter, is  
33 attributable to three mills of the tax,] shall be deposited  
34 as follows:

35       (i) For fiscal years 2013-2014 through fiscal year  
36 2016-2017, as follows:

37       (A) Twenty-seven million dollars shall be  
38 deposited in the State Highway Transfer Restoration  
39 Restricted Account within the Motor License Fund. The  
40 funds deposited in the State Highway Transfer  
41 Restoration Restricted Account shall be appropriated  
42 annually for expenditure as provided under subsection  
43 (g).

44       (B) All funds not deposited in accordance with  
45 clause (A) shall be deposited in the Highway Bridge  
46 Improvement Restricted Account within the Motor  
47 License Fund for local bridges, notwithstanding if  
48 the project is administered by a county, municipality  
49 or the department.

50       (ii) For fiscal year 2017-2018 and each fiscal year  
51 thereafter, as follows:

1           (A) One and one-half mill shall be deposited in  
2           the State Highway Transfer Restoration Restricted  
3           Account within the Motor License Fund, which account  
4           is hereby created. The funds deposited in the State  
5           Highway Transfer Restoration Restricted Account are  
6           hereby annually appropriated out of the account upon  
7           authorization by the Governor for expenditure as  
8           provided in subsection (g).

9           (B) One and one-half mill shall be deposited in  
10          the Highway Bridge Improvement Restricted Account  
11          within the Motor License Fund for local bridges,  
12          notwithstanding if the project is administered by a  
13          county, municipality or the department.

14          (2) If funds are available to make payments under  
15          subsection (g)(1), the department may transfer funds  
16          deposited under paragraph (1)(i) and (ii) between the State  
17          Highway Transfer Restoration Restricted Account and the  
18          Highway Bridge Improvement Restricted Account at the  
19          discretion of the secretary.

20          \* \* \*

21          (e.1) Allocation to municipalities for traffic signals.--In  
22          addition, up to \$10,000,000 for fiscal year 2014-2015, up to  
23          \$25,000,000 for fiscal year 2015-2016 and up to \$40,000,000 for  
24          fiscal year 2016-2017 and each fiscal year thereafter, is  
25          appropriated out of the Motor License Fund to replace,  
26          synchronize, time, operate and maintain traffic signals within  
27          traffic corridors consistent with 74 Pa.C.S. Ch. 92 (relating to  
28          traffic signals). The funds shall be used and allocated in  
29          accordance with the following:

30          (1) During fiscal year 2014-2015, up to \$10,000,000 is  
31          allocated to municipalities for upgrading traffic signals to  
32          light-emitting diode technology and for performing regional  
33          operations such as retiming, developing special event plans  
34          and monitoring traffic signals.

35          (2) During fiscal year 2015-2016, up to \$25,000,000  
36          shall be allocated to municipalities for upgrading traffic  
37          signals to light-emitting diode technology, performing  
38          regional operations such as retiming, developing special  
39          event plans and monitoring traffic signals and for  
40          maintaining and operating traffic signals.

41          (3) During fiscal years 2016-2017 and each fiscal year  
42          thereafter, up to \$40,000,000 shall be allocated to  
43          municipalities for upgrading traffic signals to light-  
44          emitting diode technology, performing regional operations  
45          such as retiming, developing special event plans and  
46          monitoring traffic signals and for maintaining and operating  
47          traffic signals.

48          (4) Financial assistance under this section shall be  
49          matched by municipal or private cash funding in an amount not  
50          less than 50% of the amount of the financial assistance being  
51          provided.

1           (5) The department shall establish guidelines for  
2           applications and approval of applications from municipalities  
3           for the financial assistance being provided. Applicants must  
4           enter into agreements provided for under 74 Pa.C.S. Ch. 92.  
5           Priority will be given to multi-municipal improvements.

6           (g) Use of funds in the State Highway Transfer Restoration  
7           Restricted Account.--The funds appropriated in subsection (b)  
8           for deposit in the State Highway Transfer Restoration Restricted  
9           Account shall be used to pay for the costs of restoration of  
10           such highways as provided in Chapter 92 (relating to transfer of  
11           State highways) and annual payments to the municipalities for  
12           highway maintenance in accordance with the following:

13           (1) Annual maintenance payments shall be at the rate of  
14           \$4,000 per mile for each highway or portion of highway  
15           transferred under Chapter 92, section 222 of the act of June  
16           1, 1945 (P.L.1242, No.428), known as the State Highway Law,  
17           or any statute enacted in 1981.

18           (2) Annual maintenance payments shall be paid at the  
19           same time as funds appropriated under the act of June 1, 1956  
20           (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax  
21           Municipal Allocation Law, except that no maintenance payment  
22           shall be paid for a highway until after the year following  
23           its transfer to the municipality.

24           (3) Annual maintenance payments under this subsection  
25           shall be in lieu of annual payments under the Liquid Fuels  
26           Tax Municipal Allocation Law.

27           (4) Annual maintenance payments under this subsection  
28           shall be deposited into the municipality's liquid fuels tax  
29           account and may be used on any streets and highways in the  
30           municipality in the same manner and subject to the same  
31           restrictions as liquid fuels tax funds paid under the Liquid  
32           Fuels Tax Municipal Allocation Law or, in the case of a  
33           county, under section 10 of the act of May 21, 1931 (P.L.149,  
34           No.105), known as The Liquid Fuels Tax Act.

35           \* \* \*

36           (i) Refund to Pennsylvania Fish and Boat Commission.--

37           (1) When the tax imposed by section 9502(a)(1), (2), (3)  
38           and (4) (relating to imposition of tax) has been paid and the  
39           fuel on which the tax has been imposed has been consumed in  
40           the operation of motorboats or watercraft upon the waters of  
41           this Commonwealth, including waterways bordering this  
42           Commonwealth, the full amount of the tax shall be refunded to  
43           the Boat Fund on petition to the Board of Finance and Revenue  
44           in accordance with prescribed procedures.

45           (2) In accordance with the procedures, the Pennsylvania  
46           Fish and Boat Commission shall biannually calculate the  
47           amount of liquid fuels consumed by the motorcraft and furnish  
48           the information relating to its calculations and data as  
49           required by the Board of Finance and Revenue. The Board of  
50           Finance and Revenue shall review the petition and motorboat  
51           fuel consumption calculations of the commission, determine



1 the amount of the oil company franchise tax paid and certify  
2 to the State Treasurer to refund annually to the Boat Fund  
3 the amount so determined. The department shall be accorded  
4 the right to appear at the proceedings and make its views  
5 known.

6 (3) For the fiscal years commencing July 1, 2013, July  
7 1, 2014, July 1, 2015, July 1, 2016, and July 1, 2017, the  
8 money under paragraph (2) shall be used by the commission  
9 acting by itself or by agreement with other Federal and State  
10 agencies only for the improvement of hazardous dams  
11 impounding waters of this Commonwealth on which boating is  
12 permitted, including the development and construction of  
13 boating areas and the dredging and clearing of water areas  
14 where boats can be used. The commission shall present its  
15 plan no later than September 30 of each year through  
16 September 30, 2017, to the chairman and minority chairman of  
17 the Transportation Committee and the chairman and minority  
18 chairman of the Game and Fisheries Committee of the Senate  
19 and the chairman and minority chairman of the Transportation  
20 Committee and the chairman and minority chairman of the Game  
21 and Fisheries Committee of the House of Representatives  
22 regarding the use of the funds. For the fiscal year  
23 commencing July 1, 2018, and for each fiscal year thereafter,  
24 this money shall be used by the commission acting by itself  
25 or by agreement with other Federal and State agencies only  
26 for the improvement of the waters of this Commonwealth on  
27 which motorboats are permitted to operate and may be used for  
28 the development and construction of motorboat areas; the  
29 dredging and clearing of water areas where motorboats can be  
30 used; the placement and replacement of navigational aids; the  
31 purchase, development and maintenance of public access sites  
32 and facilities to and on waters where motorboating is  
33 permitted; the patrolling of motorboating waters; the  
34 publishing of nautical charts in those areas of this  
35 Commonwealth not covered by nautical charts published by the  
36 United States Coast and Geodetic Survey or the United States  
37 Army Corps of Engineers and the administrative expenses  
38 arising out of the activities; and other similar purposes.

39 Section 43. The following shall apply:

40 (1) The amendment of 74 Pa.C.S. § 303 shall apply to  
41 competitive contract opportunities issued on or after July 1,  
42 2014.

43 (2) The amendment of 74 Pa.C.S. § 1512 shall apply to  
44 feasibility studies performed prior to and after the  
45 effective date of this section.

46 (3) The amendments of 74 Pa.C.S. § 8105(b)(2) shall  
47 apply to members of the Pennsylvania Turnpike Commission  
48 appointed for the first time after the effective date of this  
49 section.

50 (4) The addition of 75 Pa.C.S. § 9024 shall apply to  
51 contracts entered into on or after January 1, 2014.

1 (5) The addition of 74 Pa.C.S. § 9202 shall apply to  
2 contracts entered into on or after the effective date of this  
3 section.

4 Section 44. The General Assembly declares that the amendment  
5 of 75 Pa.C.S. § 4968(a.2)(4) shall not affect requirements of  
6 the Department of Transportation regarding the permit for the  
7 movement of raw milk found at 50A on pages 83 and 84 of  
8 Publication 31 of the Department of Transportation.

9 Section 45. The Department of Transportation and the  
10 Pennsylvania Turnpike Commission may amend the lease agreement  
11 entered into by them pursuant to 75 Pa.C.S. § 8915.3 in order to  
12 conform the provisions of the lease to the amendments to the  
13 rights and obligations of the Department of Transportation and  
14 the Pennsylvania Turnpike Commission contained in this act.

15 Section 46. The maximum principal amount of additional debt  
16 to be incurred under this act for capital projects specifically  
17 itemized in a capital project itemization act pursuant to  
18 section 7(a)(4) of Article VIII of the Constitution of  
19 Pennsylvania shall be \$500,000,000. Debt shall be incurred in  
20 accordance with the act of February 9, 1999 (P.L.1, No.1), known  
21 as the Capital Facilities Debt Enabling Act, and the Motor  
22 License Fund shall be charged with the repayment of the debt.  
23 The net proceeds from the sale of obligations authorized in this  
24 section are appropriated to the Department of Transportation to  
25 be used exclusively to defray financial costs of capital  
26 projects specifically itemized in accordance with the Capital  
27 Facilities Debt Enabling Act. The money necessary to pay debt  
28 service or to pay arbitrage rebates required under section 148  
29 of the Internal Revenue Code of 1986 (Public Law 99-514, 26  
30 U.S.C. § 148) due on the obligations under this section in  
31 fiscal year 2013-2014 is appropriated to the State Treasurer  
32 from the Motor License Fund.

33 Section 47. The sum of \$1,000,000 is appropriated to the  
34 Department of Transportation from the Multimodal Transportation  
35 Fund for costs incurred by the department in the administration  
36 of the programs under 74 Pa.C.S. § 2401(a)(1).

37 Section 48. This act shall take effect as follows:

38 (1) The following provisions shall take effect  
39 immediately:

40 (i) This section.

41 (ii) Sections 43, 44, 45 and 46 of this act.

42 (iii) The addition of 74 Pa.C.S. Ch. 2.

43 (iv) The amendment of 74 Pa.C.S. § 1504.

44 (v) The amendment or addition of 74 Pa.C.S. §  
45 1506(c), (e)(1)(i), (vi) and (vii), (2), (3) and (5).

46 (vi) The amendment of 74 Pa.C.S. § 1512.

47 (vii) The amendment or addition of 74 Pa.C.S. §  
48 1514(c) and (e.1).

49 (viii) The amendment or addition of 74 Pa.C.S. §  
50 1516(b)(1), (e) and (f).

51 (ix) The addition of 74 Pa.C.S. § 1517.1.

1 (x) The addition of 74 Pa.C.S. Ch. 21.  
2 (xi) The addition of 74 Pa.C.S. Ch. 59 Subch. C.  
3 (xii) The amendment of 74 Pa.C.S. § 8105(b)(2).  
4 (xiii) The addition of 74 Pa.C.S. Ch. 92.  
5 (xiv) The addition of 74 Pa.C.S. Ch. 93.  
6 (xv) The reenactment of 75 Pa.C.S. § 1550(d)(2).  
7 (xv.1) The amendment or addition of 75 Pa.C.S. §  
8 1955(a)(2).  
9 (xv.2) The amendment or addition of 75 Pa.C.S. §§  
10 3362(a) and (c) and 3363.  
11 (xvi) The amendment or addition of 75 Pa.C.S. §§  
12 4902 and 4968.  
13 (xvi.1) The amendment or addition of 75 Pa.C.S. §  
14 6110(a) and (a.1).  
15 (xvii) The amendment of 75 Pa.C.S. § 8915.6.  
16 (xviii) The amendment of 75 Pa.C.S. § 9002.  
17 (xix) The amendment or addition of 75 Pa.C.S. §§  
18 9502(a)(1), (2)(i) and (ii), (3), (4) and (5) and 9511.  
19 (2) The following provisions shall take effect January  
20 1, 2014, or immediately, whichever occurs later:  
21 (i) The amendment or addition of 74 Pa.C.S. §  
22 1506(e)(1)(iii) and (v) and (4).  
23 (ii) The amendment of 75 Pa.C.S. § 1307(f).  
24 (iii) The amendment of 75 Pa.C.S. § 1904.  
25 (iv) The amendment of 75 Pa.C.S. § 3111.  
26 (v) The amendment of 75 Pa.C.S. § 6506.  
27 (vi) The amendment of 75 Pa.C.S. Ch. 90, except §§  
28 9002 and 9024.  
29 (vii) The addition of 75 Pa.C.S. § 9024.  
30 (3) The following provisions shall take effect April 1,  
31 2014:  
32 (i) The amendment of 75 Pa.C.S. §§ 1951, 1952, 1953,  
33 1955 and 1956.  
34 (ii) The amendment of 75 Pa.C.S. § 2102.  
35 (4) The following provisions shall take effect July 1,  
36 2014:  
37 (i) The amendment of 74 Pa.C.S. §§ 1503 and 1506(b)  
38 and (e)(6).  
39 (ii) The amendment of 75 Pa.C.S. §§ 1353 and 1355.  
40 (iii) The amendment or addition of 75 Pa.C.S. §§  
41 1913, 1920(a) and (c)(1), 1921, 1922, 1924, 1925, 1926,  
42 1926.1, 1927, 1928, 1929, 1930, 1931, 1931.1, 1933, 1942,  
43 1943, 1944, 1945, 1947 and 1958.  
44 (iv) The amendment of 75 Pa.C.S. § 8901.  
45 (v) The amendment of 75 Pa.C.S. § 9106.  
46 (vi) The amendment of 75 Pa.C.S. § 9502(a)(2)(iv).  
47 (5) The following provisions shall take effect January  
48 1, 2015:  
49 (i) The amendment of 75 Pa.C.S. §§ 1553(c) and  
50 1554(c).  
51 (ii) The amendment of 75 Pa.C.S. § 1617.

1           (iii) The amendment of 75 Pa.C.S. § 1786(d).  
2           (iv) The amendment of 75 Pa.C.S. §§ 1916, 1917,  
3           1918, 1920(c)(2), 1932, 1935, 1957, 1959, 1960 and 1961.  
4           (6) The amendment or addition of 75 Pa.C.S. §§ 1307(g),  
5           1332(d) and 1911 shall take effect December 31, 2016.  
6           (7) The addition of 75 Pa.C.S. § 1332(a.1) shall take  
7           effect in 90 days.  
8           (8) The remainder of this act shall take effect in 60  
9           days.