

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2493 Session of
1980

INTRODUCED BY GALLEN AND BROWN, APRIL 29, 1980

REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 29, 1980

AN ACT

1 Amending the act of August 14, 1963 (P.L.984, No.450), entitled
2 "An act to increase the commerce and prosperity of the people
3 of the Commonwealth, to improve their health and living
4 conditions, and to alleviate the problems created by traffic
5 congestion and the existence of inadequate mass
6 transportation facilities, by authorizing the creation of a
7 transportation authority to function in each metropolitan
8 area consisting of any county of the first class and all
9 nearby counties within a radius of twenty (20) miles of any
10 such first class county, as a body corporate and politic for
11 the purpose of establishing an integrated mass transportation
12 system with all pertinent powers including, but not limited
13 to, leasing, acquiring, owning, operating and maintaining a
14 system for, or otherwise providing for, the transportation of
15 persons, authorizing the borrowing of money and issuance of
16 bonds therefor, conferring the right of eminent domain on the
17 authority; altering the jurisdiction of the Public Utility
18 Commission, authorizing the acceptance of grants from
19 Federal, State and local governments, limiting actions
20 against the authority and exempting it from taxation,
21 authorizing counties and municipalities to enter into
22 compacts for the financing of each authority and to make
23 appropriations in accordance with such compacts, conferring
24 exclusive jurisdiction upon certain courts with respect to
25 matters relating to such authority, and empowering each
26 authority to function outside of the metropolitan area under
27 certain terms and conditions," further providing for the
28 definition of "metropolitan area," and for the appointment of
29 board members.

30 The General Assembly of the Commonwealth of Pennsylvania

31 hereby enacts as follows:

1 Section 1. Clause (5) of subsection (a) of section 3 and
2 section 16, act of August 14, 1963 (P.L.984, No.450), known as
3 the "Metropolitan Transportation Authorities Act of 1963," are
4 amended to read:

5 Section 3. Definitions.--

6 (a) The following terms, whenever used or referred to in
7 this act, shall have the following meanings, except in those
8 instances where the context clearly indicates otherwise:

9 * * *

10 (5) "Metropolitan area" shall mean all of the territory
11 within the boundaries of any county of the first class [and] all
12 other counties located in whole or in part within [twenty (20)]
13 seventy (70) miles of such first class county.

14 * * *

15 Section 16. Appointment of Board Members.--

16 (a) At any time after the effective date of this act,

17 (1) The Governor may appoint as a member of the board, one
18 person, who may be an ex-officio appointee from among the
19 various officials in the government of the Commonwealth, and
20 whose term as a board member shall run concurrently with that of
21 his Commonwealth position, if any, or the term of the appointing
22 Governor, whichever is shorter.

23 (2) The county commissioners in each county, and, in any
24 county of the first class containing a city of the first class,
25 the mayor, with the approval of the city council, may appoint
26 two (2) persons for each county to serve as board members, for
27 staggered initial terms, two of which terms, but not two from
28 the same county, shall expire on the first day of September,
29 beginning in 1964 and continuing until all initial terms shall
30 have expired. Specific expiration dates for the several terms

1 shall be apportioned among the counties in such manner as shall
2 be agreed upon by the appointing powers.

3 (b) At the expiration of the term of any board member, his
4 successor shall be appointed by the same power who appointed
5 him, for a term of five (5) years from such expiration date.

6 (c) Appointments of board members in any case where the size
7 of the board is increased shall be for a term of five (5) years.

8 [(c)] (d) The appointing powers shall certify their
9 respective appointments, whether initial or subsequent, to the
10 Secretary of the Commonwealth. Within thirty (30) days after
11 certification of his appointment and before entering upon the
12 duties of his office, each member of the board shall take and
13 subscribe the constitutional oath of office and file it in the
14 office of the Secretary of the Commonwealth.

15 Section 2. The terms of the new members of the board
16 appointed pursuant to this act shall begin September 1, 1980.

17 Section 3. This act shall take effect immediately.