

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 2635** Session of  
1996

INTRODUCED BY TANGRETTI, MAY 20, 1996

REFERRED TO COMMITTEE ON TRANSPORTATION, MAY 20, 1996

AN ACT

1 Amending the act of June 1, 1956 (1955 P.L.1944, No.655),  
2 entitled "An act providing a permanent allocation of a part  
3 of the fuels and liquids fuels tax proceeds to cities,  
4 boroughs, incorporated towns and townships, for their road,  
5 street and bridge purposes; conferring powers and imposing  
6 duties on local officers and the Department of Highways; and  
7 making an appropriation out of the Motor License Fund; and  
8 repealing existing legislation," further providing for the  
9 use of the municipal allocation of liquid fuels tax proceeds.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. Section 2 of the act of June 1, 1956 (1955  
13 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal  
14 Allocation Law, amended August 13, 1963 (P.L.804, No.398), is  
15 amended to read:

16 Section 2. As used in this act--

17 (1) "Department" means the Department of Highways.

18 (2) "Municipality" means any city, borough, incorporated  
19 town or township.

20 (3) "Roads and streets" means public roads and streets,  
21 including cul-de-sacs, bridges, used for travel by horse drawn

1 and motor vehicles and does not include ways, courts and alleys.

2 Section 2. Section 4(1) of the act, amended May 27, 1994  
3 (P.L.260, No.42), is amended to read:

4 Section 4. The money hereby appropriated to municipalities  
5 shall be paid to the municipalities in accordance with the  
6 following formula and subject to the provisions of this act:

7 (1) The money hereby allocated shall be paid to the cities,  
8 boroughs, towns and townships in accordance with the following  
9 formula:

10 Five-tenths of this		The number of miles
11 allocation divided	Multiplied	in the particular
12 by the total miles	By	municipality.

13 of public roads and  
14 streets which are  
15 maintained by  
16 municipalities.

17	Plus	
18 Five-tenths of this		The official
19 allocation divided	Multiplied	population of the
20 by the total official	By	particular
21 population of the		municipality as of
22 municipalities as of		January first of said
23 January first of the		year.

24 year in which the  
25 money is to be paid  
26 to the municipalities.

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28 (Amount due the  
29 particular municipality)

30 To be expended by the authorities of the respective

1 municipalities (i) for the maintenance, repair, construction or  
2 reconstruction of such public roads or streets, including cul-  
3 de-sacs, bridges, culverts and drainage structures for which  
4 they are legally responsible and including the lining of streams  
5 incidental to the drainage of highways, and for the maintenance,  
6 repair, construction or reconstruction of curb ramps from a  
7 road, street or highway to provide for access by individuals  
8 with disabilities consistent with Federal and State law; and  
9 (ii) for the acquisition, maintenance, repair and operation of  
10 street signs, traffic signs and traffic signal control systems.  
11 Where road or bridge work is performed by the political  
12 subdivision the moneys herein allocated may be used only for  
13 labor, hiring of equipment, payrolls, purchase of material,  
14 including repair parts necessary for the maintenance of  
15 equipment, small tools, road drags and snow fences and, in  
16 addition, an amount not to exceed twenty per centum of the total  
17 annual allocation received by each municipality, may be used for  
18 the purchase of road machinery and road equipment.

19 No municipality shall receive less than the amount allocated  
20 to such municipality during the fiscal year ending June 30,  
21 1969. So much as is necessary of the taxes collected on each  
22 gallon of liquid fuel under "The Liquid Fuel Tax Act" and on  
23 each gallon of fuel under the "Fuel Use Tax Act" is hereby  
24 appropriated out of the Motor License Fund to municipalities of  
25 the Commonwealth for the purpose of making any additional  
26 payments required under the provisions hereof. Funds hereby  
27 appropriated shall be in addition to funds appropriated under  
28 the provisions of section 3 of this act.

29 \* \* \*

30 Section 3. This act shall take effect immediately.