

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 954 Session of 2009

INTRODUCED BY GIBBONS, BELFANTI, DENLINGER, HESS, HORNAMAN,  
KORTZ, KULA, LONGIETTI, MAHONEY, MANN, McILVAINE SMITH,  
MILLARD, PASHINSKI, ROAE, SIPTROTH AND STEVENSON,  
MARCH 17, 2009

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 17, 2009

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," increasing the amount of the  
9 municipal allocation that may be used to purchase road  
10 equipment.

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

13 Section 1. Section 4(1) of the act of June 1, 1956 (1955  
14 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal  
15 Allocation Law, amended November 23, 2004 (P.L.944, No.138), is  
16 amended to read:

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

20 (1) The money hereby allocated shall be paid to the cities,  
21 boroughs, towns and townships in accordance with the following

1 formula:  
2 Five-tenths of this The number of miles  
3 allocation divided Multiplied in the particular  
4 by the total miles By municipality.  
5 of public roads and  
6 streets which are  
7 maintained by  
8 municipalities.

9 Plus  
10 Five-tenths of this The official  
11 allocation divided Multiplied population of the  
12 by the total By particular  
13 official population municipality as of  
14 of the January first of  
15 municipalities as said year.  
16 of January first of  
17 the year in which  
18 the money is to be  
19 paid to the  
20 municipalities.

21 .....  
22 (Amount due the  
23 particular  
24 municipality)

25 To be expended by the authorities of the respective  
26 municipalities (i) for the maintenance, repair, construction or  
27 reconstruction of such public roads or streets, including  
28 bridges, culverts and drainage structures for which they are  
29 legally responsible and including the lining of streams  
30 incidental to the drainage of highways, and for the maintenance,

1 repair, construction or reconstruction of curb ramps from a  
2 road, street or highway to provide for access by individuals  
3 with disabilities consistent with Federal and State law; (ii)  
4 for the acquisition, maintenance, repair and operation of street  
5 signs, traffic signs and traffic signal control systems; (iii)  
6 for the maintenance, repair, construction or reconstruction of  
7 alleys, ways and courts for which they are legally responsible.  
8 Where road, bridge, alley, way or court work is performed by the  
9 political subdivision the moneys herein allocated may be used  
10 only for labor, hiring of equipment, payrolls, purchase of  
11 material, including repair parts necessary for the maintenance  
12 of equipment, small tools, road drags and snow fences and, in  
13 addition, an amount not to exceed [twenty] thirty per centum of  
14 the total annual allocation received by each municipality, may  
15 be used for the purchase of road machinery and road equipment;  
16 and (iv) for the acquisition of computer-related hardware,  
17 software and training required for the electronic processing of  
18 information concerning the funds appropriated and allocated  
19 under this act, including the preparation and electronic  
20 submission of the required annual reports for payment  
21 certification, provided that expenditures under this subclause  
22 may not exceed one thousand dollars (\$1,000) annually.

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

1 appropriated shall be in addition to funds appropriated under  
2 the provisions of section 3 of this act.

3 \* \* \*

4 Section 2. This act shall take effect in 60 days.