
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 202

Session of
1981

INTRODUCED BY WILSON AND KOLTER, JANUARY 26, 1981

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 26, 1981

A JOINT RESOLUTION

1 Proposing amendments to the Constitution of the Commonwealth of
2 Pennsylvania, authorizing the General Assembly to increase
3 certain retirement benefits or pensions and further providing
4 for the disposition of taxes on aviation fuel.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby resolves as follows:

7 Section 1. The following amendments to the Constitution of
8 the Commonwealth of Pennsylvania are proposed in accordance with
9 the provisions of Article XI thereof:

10 (1) That section 26, Article III be amended to read:

11 § 26. Extra compensation prohibited; claims against the
12 Commonwealth; retirement benefits or pensions.

13 No bill shall be passed giving any extra compensation to any
14 public officer, servant, employee, agent or contractor, after
15 services shall have been rendered or contract made, nor
16 providing for the payment of any claim against the Commonwealth
17 without previous authority of law: Provided, however, That
18 nothing in this Constitution shall be construed to prohibit the

1 General Assembly from authorizing the increase of retirement
2 [allowances] benefits or pensions payable to members or
3 beneficiaries who are spouses of members of a retirement or
4 pension system now in effect or hereafter legally constituted by
5 the Commonwealth, its political subdivisions, agencies or
6 instrumentalities, after the termination of the services of said
7 member, provided such increases are certified to be actuarially
8 sound.

9 (2) That section 11, Article VIII be amended to read:

10 § 11. Gasoline taxes and motor license fees restricted.

11 (a) All proceeds from gasoline and other motor fuel excise
12 taxes, motor vehicle registration fees and license taxes,
13 operators' license fees and other excise taxes imposed on
14 products used in motor transportation after providing therefrom
15 for (a) cost of administration and collection, (b) payment of
16 obligations incurred in the construction and reconstruction of
17 public highways and bridges shall be appropriated by the General
18 Assembly to agencies of the State or political subdivisions
19 thereof; and used solely for construction, reconstruction,
20 maintenance and repair of and safety on public highways and
21 bridges [and air navigation facilities] and costs and expenses
22 incident thereto, and for the payment of obligations incurred
23 for such purposes, and shall not be diverted by transfer or
24 otherwise to any other purpose, except that loans may be made by
25 the State from the proceeds of such taxes and fees for a single
26 period not exceeding eight months, but no such loan shall be
27 made within the period of one year from any preceding loan, and
28 every loan made in any fiscal year shall be repayable within one
29 month after the beginning of the next fiscal year.

30 (b) All proceeds from aviation fuel excise taxes, after

1 providing therefrom for the cost of administration and
2 collection, shall be appropriated by the General Assembly to
3 agencies of the State or political subdivisions thereof and used
4 solely for: the purchase, construction, reconstruction,
5 operation, and maintenance of airports and other air navigation
6 facilities; aircraft accident investigation; the operation,
7 maintenance and other costs of aircraft owned or leased by the
8 Commonwealth; any other purpose reasonably related to air
9 navigation including but not limited to the reimbursement of
10 airport property owners for property tax expenditures; and costs
11 and expenses incident thereto and for the payment of obligations
12 incurred for such purposes, and shall not be diverted by
13 transfer or otherwise to any other purpose.

14 Section 2. The amendments proposed in clauses (1) and (2) of
15 section 1 shall be submitted separately by the Secretary of the
16 Commonwealth to the qualified electors of the State at the
17 primary or general election next held after the advertising
18 requirements of section 1, Article XI have been satisfied.