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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**  
**No. 1307** Session of  
1972

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INTRODUCED BY SESLER, OESTERLING, DWYER and FRAME,  
FEBRUARY 22, 1972

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AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,  
SEPTEMBER 27, 1972

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AN ACT

1 Authorizing the creation of port authorities in cities of the  
2 third class as bodies corporate and politic, with power to  
3 plan, acquire, construct, maintain and operate facilities and  
4 projects for the improvement, development and operation of  
5 the port.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. This act shall be known and may be cited as the  
9 "Third Class City Port Authority Act."

10 Section 2. As used in this act:

11 "Authority" means any body, politic and corporate, created  
12 by this act.

13 "Board" means the governing body of an authority.

14 "Bond" means and includes the notes, bonds, refunding bonds,  
15 and other evidences of indebtedness or obligations which the  
16 authority is authorized to issue.

17 "Construction" means and includes acquisition and  
18 construction.

1 "Federal agency" means and includes the United States of  
2 America, the President of the United States and any department  
3 or corporation, agency or instrumentality, heretofore or  
4 hereafter created, designated or established by the United  
5 States of America.

6 "Improvement" means and includes extension, enlargement and  
7 improvement.

8 "Member" means a member of the governing body of an  
9 authority.

10 "Municipality" means any county, city, incorporated town,  
11 borough or township of the Commonwealth of Pennsylvania, or any  
12 authority organized under any law of the Commonwealth of  
13 Pennsylvania.

14 "Port facility" includes all real and personal property used  
15 in the operation of a port terminal, including, but without  
16 being limited to, wharves, piers, slips, ferries, docks, graving  
17 docks, drydocks, ship building and/or repair yards, bulkheads,  
18 dock walls, basins, carfloats, float-bridges, dredging  
19 equipment, radio receiving and sending stations, grain or other  
20 storage elevators, warehouses, cold storage, tracks, yards,  
21 sheds, switches, connections, overhead appliances, bunker coal,  
22 oil and fresh water stations, railroads, motor trucks, floating  
23 elevators, airports, barges, scows or harbor craft of any kind,  
24 markets and every kind of terminal storage or supply depot, now  
25 in use or hereafter designed for use, to facilitate  
26 transportation and for the handling, storage, loading or  
27 unloading of freight at terminals, and equipment, materials and  
28 supplies therefor.

29 "Port terminal" includes any marine, motor truck, railroad  
30 and air terminal, any coal, grain, bulk liquids and lumber

1 terminal and any union, freight and other terminals, used or to  
2 be used, in connection with the transportation or transfer of  
3 freight, personnel and equipment.

4 Section 3. (a) There are hereby authorized to be created  
5 bodies corporate and politic in cities of the third class, to be  
6 known as The Port Authority of (insert name of city), or other  
7 name as the authority shall adopt in accordance with the act of  
8 May 24, 1945 (P.L.967), relating to fictitious names. The  
9 authority shall exercise the public powers of the Commonwealth  
10 as an agency thereof. Each authority shall be for the purpose of  
11 planning, acquiring, holding, constructing, improving,  
12 maintaining and operating, owning, leasing, either as lessor or  
13 lessee, port facilities and equipment.

14 (b) Each authority is hereby granted and shall have and may  
15 exercise all powers necessary or convenient for the carrying out  
16 of the aforesaid purposes, including but without limiting the  
17 generality of the foregoing, the following rights or powers:

18 (1) To have perpetual existence.

19 (2) To sue and be sued, implead and be impleaded, complain  
20 and defend in all courts, to petition the Interstate Commerce  
21 Commission (or like body) or join in any proceeding before any  
22 such bodies or courts in any matter affecting the operation of  
23 any project of the authority.

24 (3) To adopt and use and alter at will a corporate seal.

25 (4) To establish a principal office and such other office or  
26 offices as may be necessary for the carrying on of its duties.

27 (5) To acquire, purchase, hold, lease, as lessee and use any  
28 franchise, property, real, personal or mixed, tangible or  
29 intangible, or any interest therein, necessary or desirable for  
30 carrying out the purposes of the authority, and to sell, lease

1 as lessor, transfer and dispose of any property, or interest  
2 therein, at any time, required by it.

3 (6) To acquire by purchase, lease, or otherwise, and to  
4 construct, improve, maintain, repair and operate facilities.

5 (7) To make bylaws for the management and regulation of its  
6 affairs.

7 (8) To appoint officers, agents, employes and servants, to  
8 serve at the pleasure of the board (except as may otherwise be  
9 provided in collective bargaining agreements) and to prescribe  
10 their duties and fix their compensation. The authority may bind  
11 itself by contract to employ an executive director, a general  
12 manager or a combined executive director and general manager and  
13 not more than five other senior executive personnel but no such  
14 contract shall be for a period of more than five years.

15 (9) To fix, alter, charge and collect fares, rates, rentals  
16 and other charges for its facilities by zones or otherwise at  
17 reasonable rates to be determined exclusively by it, subject to  
18 appeal, as hereinafter provided, for the purpose of providing  
19 for the payment of the expenses of the authority, the  
20 acquisition, construction, improvement, repair, maintenance and  
21 operation of its facilities and properties, the payment of the  
22 principal and interest on its obligations, and to comply fully  
23 with the terms and provisions of any agreements made with the  
24 purchasers or holders of any such obligations. The authority  
25 shall determine by itself exclusively, the facilities to be  
26 operated by it and the services to be available to the public.  
27 Any person questioning the reasonableness of any rate or  
28 services fixed by an authority may bring suit against the  
29 authority in the court of common pleas of the county wherein the  
30 authority is incorporated. The court shall have exclusive

1 jurisdiction to determine the reasonableness of fares, rates and  
2 other charges or services fixed, altered, charged or collected  
3 by an authority. The court shall make such order as to fares,  
4 rates and other charges or services as to it shall be just and  
5 proper. No suit or appeal shall act as a supersedeas. The court  
6 shall give priority to all such suits or appeals and no bond  
7 shall be required of any party instituting such action or  
8 appeal.

9 (10) To borrow money, make and issue negotiable notes,  
10 bonds, refunding bonds and other evidences of indebtedness or  
11 obligations of the authority, and to secure the payment of such  
12 bonds, or any part thereof, by pledge or deed of trust of all or  
13 any of its revenues, rentals and receipts, and to make such  
14 agreements with the purchasers or holders of such bonds or with  
15 others in connection with any such bonds, whether issued or to  
16 be issued as the authority shall deem advisable and in general,  
17 to provide for the security for said bonds and the rights of the  
18 holders thereof.

19 (11) To make contracts of every name and nature, and to  
20 execute all instruments necessary or convenient for the carrying  
21 on of its business. Without limiting the generality of the  
22 foregoing, the authority is authorized to enter into contracts  
23 for the purchase, lease, operation or management of facilities  
24 subject to the jurisdiction of the Interstate Commerce  
25 Commission.

26 (12) Without limitation of the foregoing, to borrow money  
27 and accept grants from and to enter into contracts, leases or  
28 other transactions with any Federal agency, Commonwealth of  
29 Pennsylvania, municipality or corporation.

30 (13) To have the power of eminent domain including the

1 taking of property of a utility not necessary or useful to the  
2 primary function of the utility.

3 (14) To pledge, hypothecate, or otherwise encumber, all or  
4 any of the revenues or receipts of the authority as security for  
5 all or any of the obligations of the authority.

6 (15) To do all acts and things necessary for the promotion  
7 of its business, and the general welfare of the authority to  
8 carry out the powers granted to it by this act or any other  
9 acts.

10 (16) To enter into contracts with the Commonwealth of  
11 Pennsylvania, municipalities or corporations, on such terms as  
12 the authority shall deem proper for the use of any facility of  
13 the authority, and fixing the amount to be paid therefor.

14 (17) To enter into contracts of group insurance for the  
15 benefit of its employees, or to continue in existence any  
16 existing insurance or pension or retirement system or any other  
17 employe benefit arrangement covering employees of an acquired  
18 existing transportation system, or to set up a retirement or  
19 pension fund or any other employe benefit arrangement for such  
20 employees.

21 (18) An authority shall have no power, at any time or in any  
22 manner, to pledge the credit or taxing power of the Commonwealth  
23 of Pennsylvania or any political subdivision, nor shall any of  
24 its obligations be deemed to be obligations of the Commonwealth  
25 of Pennsylvania or of any of its political subdivisions, nor  
26 shall the Commonwealth of Pennsylvania or any political  
27 subdivision thereof be liable for the payment of principal or  
28 interest on such obligations.

29 (19) Private rights and property in the beds of existing  
30 public highways vacated in order to facilitate the purposes of

1 the authority shall not be deemed destroyed or ousted by reason  
2 of such vacation, but shall be acquired or relocated by the  
3 authority in the same manner as other property.

4 (20) To establish carrier routes and services, including  
5 water routes and water services as it deems necessary for the  
6 efficient operation of the port; provided, that the authority  
7 shall not engage in the transportation of property by motor  
8 vehicle outside the port terminal without the approval of, and  
9 subject to regulation by, Pennsylvania Public Utility  
10 Commission.

11 (21) To self insure or otherwise provide for the insurance  
12 of any property or operations of the authority against any risks  
13 or hazards.

14 (22) To lease property or contract for service, including  
15 managerial and operating service.

16 (23) To enter into agreements with any public utility  
17 operating a railroad or any other transportation facility wholly  
18 or partially within the port area for the joint or exclusive use  
19 of any property of the authority or the public utility or the  
20 establishment of routes over the rights of way of the public  
21 utility or the authority or the establishment of joint rates.

22 (24) To develop programs designed solely to advertise,  
23 promote and stimulate the development and use of its port and to  
24 join and to authorize its agents, employees and servants to join  
25 national and local trade and professional organizations  
26 organized for the purpose of promoting the betterment of port  
27 facilities and the improvement of the efficiency of persons  
28 connected with or employed by the port.

29 ~~(c) The authority may engage in industrial development~~ <—  
30 ~~projects as defined in the Pennsylvania Industrial Development~~

1 ~~Authority Act and for purposes of applying for and receiving~~  
2 ~~industrial development loans shall be deemed an industrial~~  
3 ~~development agency.~~

4       Section 4. The bonds of the authority, hereinabove referred  
5 to and authorized to be issued, shall be authorized by  
6 resolution of the board and shall be of such series, bear such  
7 date or dates, mature at such time or times, bear interest at  
8 such rate or rates, be in such denominations, be in such form,  
9 either coupon or fully registered without coupons, carry such  
10 registration, exchangeability and interchangeable privileges, be  
11 payable in such medium of payment and at such place or places,  
12 be subject to such terms of redemption, at such prices not  
13 exceeding one hundred five per cent of the principal amount  
14 thereof, and be entitled to such priorities in the revenues,  
15 rentals or receipts of the authority as such resolution or  
16 resolutions may provide. The bonds shall be signed by such  
17 officers as the authority shall determine, and coupon bonds  
18 shall have attached thereto interest coupons bearing the  
19 facsimile signature of the treasurer of the authority, all as  
20 may be prescribed in such resolution or resolutions. The bonds  
21 may be issued and delivered, notwithstanding that one or more of  
22 the officers signing the bonds or the treasurer, whose facsimile  
23 signature shall be upon the coupon, or any officer thereof,  
24 shall have ceased to be such officer at the time when the bonds  
25 shall actually be delivered.

26       The bonds may be sold at public or private sale, for such  
27 price or prices as the authority shall determine. Pending the  
28 preparation of the definitive bonds, interim receipts or  
29 temporary bonds may be issued to the purchaser or purchasers of  
30 the bonds and may contain such terms and conditions as the



1 authority may determine.

2 Any resolution or resolutions, authorizing any bonds may  
3 contain provisions which shall be part of the contract with the  
4 holders thereof as to (i) pledging the full faith and credit of  
5 the authority for such obligations, or restricting the same to  
6 all or any of the revenues, rentals or receipts of the authority  
7 from all or any facilities, (ii) the construction, improvement,  
8 operation, extension, enlargement, maintenance and repair of the  
9 facilities and the duties of the authority with reference  
10 thereto, (iii) the terms and provisions of the bonds, (iv)  
11 limitations on the purposes to which the proceeds of the bonds,  
12 then or thereafter to be issued, or of any loan or grant of the  
13 United States may be applied, (v) the rate of tolls, rentals and  
14 other charges for use of the facilities of or for the services  
15 rendered by the authority, including limitations upon the power  
16 of the authority to modify any lease or other agreement,  
17 pursuant to which tolls, rentals or other charges are payable,  
18 (vi) the setting aside of reserves or sinking funds and the  
19 regulations and disposition thereof, (vii) limitations on the  
20 issuance of additional bonds, (viii) the terms and provisions of  
21 any deed of trust or indenture securing the bonds or under which  
22 the same may be issued, and (ix) any other or additional  
23 agreements with holders of the bonds.

24 The authority may enter into any deeds of trust indentures or  
25 other agreements with any bank or trust company or any person in  
26 the United States having power to enter into the same, including  
27 any Federal agency as security for such bonds, and may assign  
28 and pledge any or all of the revenues, rentals or receipts of  
29 the authority thereunder. The deed of trust indenture or other  
30 agreement may contain such provisions as may be customary in

1 such instruments or as the authority may authorize, including,  
2 but without limitation, provision as to (i) the construction,  
3 improvement, operation, maintenance and repair of facilities and  
4 the duties of the authority with reference thereto, (ii) the  
5 application of funds and the safeguarding of funds on hand or on  
6 deposit, (iii) the rights and remedies of said trustees and the  
7 holders of the bonds (which may include restrictions upon the  
8 individual right of action upon such bondholders), and (iv) the  
9 terms and provisions of the bonds or the resolutions authorizing  
10 the issuance of the same.

11 The bonds shall have all the qualities of negotiable  
12 instruments under the Uniform Commercial Code of the  
13 Commonwealth of Pennsylvania.

14 Section 5. The rights and remedies, hereinafter conferred  
15 upon or granted to the bondholders, shall be in addition to, and  
16 not in limitation of, any rights and remedies lawfully granted  
17 to such bondholders by the resolution or resolutions providing  
18 for the issuance of bonds or by any deed of trust indenture or  
19 other agreement under which the same may be issued. In the event  
20 that the authority shall default in the payment of principal or  
21 interest on any of the bonds after such principal or interest  
22 shall become due, whether at maturity or upon call for  
23 redemption, and such default shall continue for a period of  
24 thirty days, or in event the authority shall fail or refuse to  
25 comply with the provisions of this act or shall default in any  
26 agreement made with the holders of the bonds, the holders of  
27 twenty-five per cent in the aggregate of the principal amount of  
28 the bonds then outstanding by instrument or instruments filed in  
29 the office of the recorder of deeds of the county wherein the  
30 authority is located and proved or acknowledged in the same

1 manner as a deed to be recorded, may (except as such right may  
2 be limited under the provisions of any deed of trust indenture  
3 or other agreement as aforesaid) appoint a trustee to represent  
4 the bondholders for the purposes herein provided.

5 The trustee and any trustee under any deed of trust indenture  
6 or other agreement may and, upon written request of the holders  
7 of twenty-five per cent (or such other percentages as may be  
8 specified in any deed of trust indenture or other agreement  
9 aforesaid) in principal amount of the bonds then outstanding,  
10 shall in his or its own name, (i) by mandamus or other suit,  
11 action or proceeding, at law or in equity, enforce all rights of  
12 the bondholders, including the right to require the authority to  
13 collect rates, rentals or other charges, adequate to carry out  
14 any agreement as to, or pledge of, the revenues or receipts of  
15 the authority, and to require the authority to carry out any  
16 other agreements with or for the benefits of the bondholders and  
17 to perform its and their duties under this act, (ii) bring suit  
18 upon the bonds, (iii) by action or suit in equity require the  
19 authority to account as if it were the trustee of an express  
20 trust for the bondholders, (iv) by action or suit in equity  
21 enjoin any acts or things which may be unlawful or in violation  
22 of the rights of the bondholders, and (v) by notice in writing  
23 to the authority declare all bonds due and payable and if all  
24 defaults shall be made good, then with the consent of the  
25 holders of twenty-five per cent (or such other percentage as may  
26 be specified in any deed of trust indenture or other agreement  
27 aforesaid) of the principal amount of the bonds then outstanding  
28 to annul such declaration and its consequences.

29 The court of common pleas of the county wherein the authority  
30 is located shall have jurisdiction of any suit, action or

1 proceedings by the trustees on behalf of the bondholders. Any  
2 trustee, when appointed as aforesaid or acting under a deed of  
3 trust indenture or other agreement and whether or not all bonds  
4 have been declared due and payable, shall be entitled as of  
5 right to the appointment of a receiver, who may (to the same  
6 extent that the authority itself could so do) enter and take  
7 possession of the facilities of the authority or any part or  
8 parts thereof, the revenues, rentals or receipts from which are  
9 or may be applicable to the payment of the bonds so in default  
10 and operate and maintain the same and collect and receive all  
11 rentals and other revenues thereafter arising therefrom in the  
12 same manner as the authority or board might do, and shall  
13 deposit all such moneys in a separate account and apply the same  
14 in such manner as the court shall direct. In any suit, action or  
15 proceeding by the trustee, the fees, counsel fees and expenses  
16 of the trustee and of the receiver, if any, and all costs and  
17 disbursements allowed by the court shall be a first charge on  
18 any revenues, rentals and receipts derived from the facilities  
19 of the authority, the revenues or receipts from which are or may  
20 be applicable to the payment of the bonds so in default. Said  
21 trustee shall, in addition to the foregoing, have and possess  
22 all of the powers necessary or appropriate for the exercise of  
23 any functions specifically set forth herein or incident to the  
24 general representation of the bondholders in the enforcement and  
25 protection of their rights.

26       Nothing in this act shall authorize any receiver appointed  
27 pursuant to this act for the purpose of operating and  
28 maintaining any facilities of the authority, to sell, assign,  
29 mortgage or otherwise dispose of any of the assets of whatsoever  
30 kind and character, belonging to the authority. It is the

1 intention of this act to limit the powers of such receiver to  
2 the operation and maintenance of the facilities of the  
3 authority, as the court may direct, and no holder of the bonds  
4 of the authority nor any trustee shall ever have the right in  
5 any suit, action or proceedings, in law or in equity, to compel  
6 a receiver, nor shall any receiver ever be authorized or any  
7 court be empowered to direct a receiver to sell, assign,  
8 mortgage or otherwise dispose of any assets of whatever kind or  
9 character belonging to the authority.

10       Section 6. (a) The powers of the authority shall be  
11 exercised by a board composed of eleven members. The Governor  
12 and the Secretary of the Department of Transportation shall be  
13 ex officio members of the authority. The mayor shall appoint  
14 nine members of the board for three year terms, all of whom  
15 shall be residents of the county and citizens of the United  
16 States, and the Governor and the Secretary of Transportation  
17 shall each appoint a member to serve at their pleasure. Three  
18 members shall serve for one year, three for two years, and three  
19 for three years, from January 1 next succeeding the date of  
20 approval of this act. Their terms shall be staggered in a  
21 similar manner. Whenever a vacancy occurs, the appointing  
22 authority shall appoint a member for a term of three years to  
23 succeed the member whose term has expired, or for their  
24 pleasure, or for the unexpired term, as the case may be. Members  
25 shall hold office until their successors have been appointed and  
26 may succeed themselves. A member shall receive no compensation  
27 for his services but shall be entitled to the necessary  
28 expenses, including traveling expenses incurred in the  
29 performance of his duties.

30       (b) Within ninety days after the creation of the authority,

1 the board shall meet and organize by electing from their number  
2 a chairman, a vice chairman and such other officers as the board  
3 may determine. Six members of the board shall constitute a  
4 quorum for its meetings. Members of the board shall not be  
5 liable personally on the bonds or other obligations of the  
6 authority, and the rights of creditors shall be solely against  
7 such authority. The board may delegate to one or more of its  
8 agents or employees such of its powers as it shall deem necessary  
9 to carry out the purposes of this act, subject always to the  
10 supervision and control of the board. The board shall have full  
11 authority to manage and operate the business of the authority  
12 and to prescribe, amend and repeal bylaws, rules and regulations  
13 governing the manner in which the business of the authority may  
14 be conducted and the powers granted to it may be exercised and  
15 embodied. Copies of such bylaws, rules and regulations shall be  
16 filed with the secretary of the authority.

17 Section 7. The authority shall exercise its power of eminent  
18 domain in the manner prescribed by the act of June 22, 1964  
19 (P.L.84), known as the "Eminent Domain Code,": Provided, That no  
20 property owned or used by the United States, the Commonwealth of  
21 Pennsylvania, any political subdivision thereof, or any body  
22 politic and corporate organized as an "authority" under any law  
23 of the Commonwealth, shall be taken under the right of eminent  
24 domain.

25 Section 8. All moneys of the authority, from whatever source  
26 derived, shall be paid to the treasurer of the authority. The  
27 moneys shall be deposited in the first instance by the treasurer  
28 in one or more banks or trust companies, in one or more special  
29 accounts, and each of such special accounts to the extent the  
30 same is not insured shall be continuously secured by a pledge of

1 direct obligations of the United States of America or the  
2 Commonwealth of Pennsylvania, having an aggregate market value  
3 exclusive of accrued interest, at all times, at least equal to  
4 the balance on deposit in such account. The securities shall  
5 either be deposited with the treasurer or held by a trustee or  
6 agent satisfactory to the authority. All banks and trust  
7 companies are authorized to give such security for such  
8 deposits. The moneys in said accounts shall be paid out on the  
9 warrant or other order of the chairman of the authority or of  
10 such other person or persons as the authority may authorize to  
11 execute such warrants or orders. As soon after the end of each  
12 fiscal year as may be expedient the board shall cause to be  
13 prepared and printed a report and financial statement certified  
14 to by an independent certified public accountant of its  
15 operations and of its assets and liabilities. A condensed annual  
16 financial report of the authority shall be published each year,  
17 once a week for two consecutive weeks, in at least two  
18 newspapers of general circulation in the county creating the  
19 authority. A copy of the annual report shall be filed with the  
20 mayor of the city creating the authority and with the governing  
21 body of each municipality in which the authority operates.

22 Section 9. All contracts and purchases shall be made in  
23 accordance with the act of June 23, 1931 (P.L.932), known as  
24 "The Third Class City Code."

25 Section 10. The use of the facilities of the authority and  
26 the operation of its business shall be subject to the rules and  
27 regulations adopted from time to time by the authority, but the  
28 authority shall not be authorized to do anything which will  
29 impair the security of the holders of the obligations of the  
30 authority or violate any agreements with them or for their

1 benefit.

2       Section 11. The Commonwealth does hereby pledge to, and  
3 agree with any person or Federal agency subscribing to or  
4 acquiring the bonds to be issued by the authority for the  
5 construction, extension, improvement or enlargement of any  
6 facility, or part thereof, that the Commonwealth will not limit  
7 or alter the rights hereby vested in the authority, until all  
8 bonds, at any time issued, together with the interest thereon,  
9 are fully met and discharged. The Commonwealth of Pennsylvania  
10 does further pledge to, and agree with the United States and any  
11 other Federal agency, that in the event any Federal agency shall  
12 construct or contribute any funds for the construction,  
13 extension, improvement or enlargement of any facility, or  
14 portion thereof, the Commonwealth will not alter or limit the  
15 rights and powers of the authority in any manner which would be  
16 inconsistent with the continued maintenance and operation of the  
17 facility, or the improvement thereof, or which would be  
18 inconsistent with the due performance of any agreements between  
19 the authority and any such Federal agency, and the authority  
20 shall continue to have and may exercise all powers herein  
21 granted, so long as the same may be necessary or desirable for  
22 the carrying out of the purposes of this act and the purposes of  
23 the United States in the construction or improvement or  
24 enlargement of the facility or such portion thereof.

25       Section 12. The effectuation of the authorized purposes of  
26 any authority created under this act, shall and will be in all  
27 respects for the benefit of the people of the Commonwealth, for  
28 the increase of their commerce and prosperity, and for the  
29 improvement of their health and living conditions; and since the  
30 authority will be performing essential government functions in



1 effectuating such purposes, the authority shall not be required  
2 to pay any taxes or assessments upon any property acquired or  
3 used by it for such purposes, or fee, bridge tolls or other  
4 charge imposed or authorized to be imposed by virtue of any law  
5 of the Commonwealth of Pennsylvania, except vehicle registration  
6 fees, liquid fuels taxes, fuel use taxes, gross receipts taxes  
7 imposed as an excise on the use of public highways, and tolls  
8 imposed by the Pennsylvania Turnpike Commission. In lieu of  
9 taxes or special assessments, the authority may agree to make  
10 payments to any municipality. The bonds issued by the authority,  
11 their transfer and the income therefrom, including any profits  
12 made on the sale therefrom, shall at all times be free from  
13 taxation, other than inheritance and estate taxation, within the  
14 Commonwealth of Pennsylvania.

15       Section 13. Any municipality or owner is hereby authorized  
16 to sell, lease, lend, grant, transfer or convey to the  
17 authority, with or without consideration, any facility or any  
18 part or parts thereof, or any interest in real or personal  
19 property which may be used by the authority in the construction,  
20 improvement, maintenance or operation of any facility. Any  
21 municipality is also authorized to transfer, sell, assign and  
22 set over to the authority any contracts which may have been  
23 awarded by such municipality for the construction of facilities  
24 not begun, or if begun, not completed.

25       Section 14. The authority shall deal with and enter into  
26 labor contracts with the employees of the authority in accordance  
27 with the act of July 23, 1970 (P.L.563), known as the "Public  
28 Employe Relations Act."

29       Section 15. Employees who have left the employ of the  
30 authority to enter the military service of the United States

1 shall have such reemployment rights with the authority as may be  
2 granted under any law of the United States or the Commonwealth  
3 of Pennsylvania.

4 Section 16. No civil action shall be commenced in any court  
5 against the authority by any person for any injury to his person  
6 unless it is commenced within two years from the date that the  
7 injury was received or the cause of action accrued. Within six  
8 months from the date that the injury was received or within six  
9 months from the date the cause of action accrued any person  
10 claiming damages from the authority shall file, in the office of  
11 the secretary of the authority, either by himself or his agent  
12 or attorney, a notice in writing of the claim against the  
13 authority stating briefly the facts upon which the claim is  
14 based. No cause of action may be validly entered of record where  
15 there was a failure to file such notice within the time required  
16 herein, except leave of court to enter such action upon a  
17 showing of a reasonable excuse for such failure to file said  
18 notice shall first have been secured.