THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 213 Session of 1985

INTRODUCED BY J. L. WRIGHT, PRATT, NOYE, HALUSKA, FISCHER, GREENWOOD, MERRY, ARTY, SWEET, KUKOVICH, TIGUE, BALDWIN, JOHNSON, REINARD, PETRARCA, HERMAN, TRELLO, BURD, REBER, McVERRY, BOOK, E. Z. TAYLOR, LAUGHLIN, POTT, ITKIN, DISTLER, L. E. SMITH, SIRIANNI, STAIRS, TELEK AND GEIST, FEBRUARY 11, 1985

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 11, 1985

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 tax for structures to protect certain items.

10   The General Assembly of the Commonwealth of Pennsylvania

11 hereby enacts as follows:

12   Section 1. Section 4(1) 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 March 27, 1980 (P.L.53, No.20), is

15 amended to read:

16   Section 4. The money hereby appropriated to municipalities

17 shall be paid to the municipalities in accordance with the

18 following formula and subject to the provisions of this act:

19   (1) The money hereby allocated shall be paid to the cities,

1 boroughs, towns and townships in accordance with the following

2 formula:

3 Five-tenths of this   The number of miles

4 allocation divided   Multiplied   in the particular

5 by the total miles   By   municipality.

6 of public roads and

7 streets which are

8 maintained by

9 municipalities.

10   Plus

11 Five-tenths of this   The official

12 allocation divided   Multiplied   population of the

13 by the total official   By   particular

14 population of the   municipality as of

15 municipalities as of   January first of said

16 January first of the   year.

17 year in which the

18 money is to be paid

19 to the municipalities.

20   _____

21   (Amount due the

22   particular municipality)

23 To be expended by the authorities of the respective

24 municipalities (i) for the maintenance, repair, construction or

25 reconstruction of such public roads or streets, including

26 bridges, culverts and drainage structures for which they are

27 legally responsible and including the lining of streams

28 incidental to the drainage of highways; and (ii) for the

1 acquisition, maintenance, repair and operation of street signs,

2 traffic signs and traffic signal control systems. Where road or

3 bridge work is performed by the political subdivision the moneys

4 herein allocated may be used only for labor, hiring of

5 equipment, payrolls, purchase of material, including repair

6 parts necessary for the maintenance of equipment, small tools,

7 road drags and snow fences and, in addition, an amount not to

8 exceed twenty per centum of the total annual allocation received

9 by each municipality, may be used for the purchase of road

10 machinery and road equipment <u>and for the construction of</u>

11 <u>appropriate and necessary structures to house and protect such</u>

12 <u>machinery and equipment</u>.

13   No municipality shall receive less than the amount allocated

14 to such municipality during the fiscal year ending June 30,

15 1969. So much as is necessary of the taxes collected on each

16 gallon of liquid fuel under "The Liquid Fuel Tax Act" and on

17 each gallon of fuel under the "Fuel Use Tax Act" is hereby

18 appropriated out of the Motor License Fund to municipalities of

19 the Commonwealth for the purpose of making any additional

20 payments required under the provisions hereof. Funds hereby

21 appropriated shall be in addition to funds appropriated under

22 the provisions of section 3 of this act.

23   * * *

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