

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1812 Session of
1985

INTRODUCED BY GAMBLE AND MICHLOVIC, OCTOBER 16, 1985

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 11, 1986

AN ACT

1 Amending the act of July 9, 1985 (P.L.187, No.47), entitled "An
2 act providing for transportation development projects by
3 certain municipalities and municipal authorities," further
4 providing for transportation development districts ~~and~~ <—
5 ~~financing~~; CLARIFYING PROVISIONS RELATING TO THE FINANCING <—
6 OF A TRANSPORTATION DEVELOPMENT DISTRICT PROJECT; ADDING
7 PROVISIONS FACILITATING ADDITIONAL PUBLIC INVOLVEMENT IN A
8 MUNICIPALITY'S DECISION TO ESTABLISH A TRANSPORTATION
9 DEVELOPMENT DISTRICT; AND FURTHER PROVIDING FOR
10 TRANSPORTATION PLANNING.

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

13 Section 1. ~~Sections 2(a) and 3(a)(1) and (3) of the THE act~~ <—
14 of July 9, 1985 (P.L.187, No.47), known as the Transportation
15 Partnership Act, ~~are amended to read~~ IS AMENDED BY ADDING A <—
16 SECTION TO READ:

17 SECTION 1.1. LEGISLATIVE FINDINGS, PURPOSE AND INTENT. <—

18 (A) FINDINGS.--THE GENERAL ASSEMBLY ENCOURAGES AND SUPPORTS
19 ECONOMIC GROWTH AND DEVELOPMENT THROUGHOUT PENNSYLVANIA.

20 HOWEVER, THE GENERAL ASSEMBLY RECOGNIZES THAT, IN MANY

21 INSTANCES, TRANSPORTATION FACILITIES AND SERVICES ARE EITHER NOT

1 AVAILABLE OR NO LONGER ADEQUATE TO SUPPORT THE INDUSTRIAL,
2 COMMERCIAL AND RESIDENTIAL GROWTH AND DEVELOPMENT OF A SPECIFIC
3 AREA. WITH FEDERAL AID ON THE DECLINE, THE AVAILABLE STATE AND
4 LOCAL FUNDING CAPABILITIES CANNOT ALWAYS KEEP UP WITH THE
5 TRANSPORTATION NEEDS OF AN AREA. THIS SHORTFALL NECESSITATES THE
6 CREATION OF NEW MEANS OF FINANCING TRANSPORTATION PROJECTS.

7 (B) PURPOSE.--THE PURPOSE OF THIS ACT IS TO ENABLE
8 MUNICIPALITIES TO COOPERATE WITH ONE ANOTHER AND WITH THE
9 PRIVATE SECTOR TO PROVIDE FUNDING FOR TRANSPORTATION PROJECTS IN
10 AREAS WHERE ECONOMIC GROWTH AND DEVELOPMENT HAS MADE THE
11 TRANSPORTATION FACILITIES AND SERVICES INADEQUATE.

12 (C) INTENT.--SINCE THESE TRANSPORTATION FACILITIES AND
13 SERVICES WILL BENEFIT EXISTING AS WELL AS NEWLY DEVELOPED
14 PROPERTIES WITHIN THE DESIGNATED DISTRICT, IT IS THE INTENT OF
15 THE GENERAL ASSEMBLY THAT EACH BENEFITED PROPERTY WITHIN THE
16 DISTRICT, EXISTING AND NEWLY DEVELOPED PROPERTY, BE ASSESSED A
17 PORTION OF THE COST OF THE TRANSPORTATION PROJECT.

18 SECTION 2. SECTIONS 2, 3 AND 4 OF THE ACT ARE AMENDED TO
19 READ:

20 Section 2. Transportation development districts.

21 (a) Establishment of districts.--[Except in counties of the
22 second class, the] The governing body of any municipality or
23 municipal authority, acting singly or in cooperation with one or
24 more other municipalities or municipal authorities, may
25 establish within the boundaries of the municipality or
26 municipalities, or in the case of a municipal authority within
27 the boundaries of the municipality or municipalities that
28 organized the municipal authority, [an] A SPECIFIC area or areas <—
29 designated as a transportation development district for the
30 purpose of planning, financing, acquiring, developing,

1 [improving] CONSTRUCTING and operating transportation facilities <—
2 or transportation services within the district, PROVIDED THAT <—
3 THE PROPOSED PROJECTS EXPAND OR IMPROVE EXISTING TRANSPORTATION
4 FACILITIES OR SERVICES. However, a municipal authority may not
5 designate or join in the designation of an area or areas as a
6 transportation development district without the express approval
7 of the governing body or bodies of the municipality or
8 municipalities that organized that municipal authority. AN AREA <—
9 SHALL NOT BE DESIGNATED AS A TRANSPORTATION DEVELOPMENT DISTRICT
10 FOR THE PURPOSE OF MAINTAINING OR REPAIRING AN EXISTING
11 FACILITY. ALL PROPERTIES HAVING A SUBSTANTIAL RELATIONSHIP TO
12 THE PROPOSED TRANSPORTATION FACILITY OR SERVICE SHALL BE
13 CONSIDERED BENEFITED BY THE FACILITY OR SERVICE AND SHALL BE
14 INCLUDED IN THE TRANSPORTATION DEVELOPMENT DISTRICT.

15 * * * <—

16 (B) FACILITY PROJECTS.--TRANSPORTATION FACILITY PROJECTS <—
17 WHICH MAY BE UNDERTAKEN WITHIN A DISTRICT SHALL INCLUDE ANY
18 SYSTEM OF PUBLIC HIGHWAY OR PASSENGER TRANSPORTATION, INCLUDING,
19 BUT NOT LIMITED TO, LOCAL STREETS, ROADS, SIDEWALKS, ALLEYS,
20 PASSAGEWAYS, TRAFFIC-CONTROL SYSTEMS, STRUCTURES, ROADBEDS,
21 RAILROADS, BUSES, TROLLEYS, SUBWAYS AND OTHER EQUIPMENT FOR
22 PUBLIC PASSENGER TRANSPORTATION; GUIDEWAYS, ELEVATED STRUCTURES,
23 BUILDINGS, STATIONS, TERMINALS, DOCKS, SHELTERS, WATERWAYS,
24 FERRYBOATS, AIRPORTS AND PARKING AREAS FOR USE IN CONNECTION
25 WITH ANY OF THE FOREGOING; TUNNELS, SYSTEMS FOR CONNECTING
26 TRANSPORTATION ROUTES OR CORRIDORS, AND RIGHTS-OF-WAY THEREFOR;
27 COMMUNICATION SYSTEMS, EQUIPMENT, FURNISHINGS, PAVING OR ANY
28 OTHER MATERIALS REQUIRED FOR ANY OF THE FOREGOING; OR ANY
29 FRACTIONAL OR UNDIVIDED COOWNERSHIP INTEREST IN ANY ONE OR
30 COMBINATION OF ANY OF THE FOREGOING THAT MAY BE DEEMED BY THE

MUNICIPALITY OR MUNICIPAL AUTHORITY TO BE NECESSARY AND
DESIRABLE; PROVIDED THAT A FACILITY PROJECT MAY NOT INCLUDE THE
MAINTENANCE OR REPAIR OF EXISTING FACILITIES.

(C) [SERVICES] SERVICE PROJECTS.--TRANSPORTATION [SERVICES]
SERVICE PROJECTS WHICH MAY BE [PROVIDED] UNDERTAKEN WITHIN A
DISTRICT SHALL INCLUDE ANY SYSTEM OF PUBLIC PASSENGER
TRANSPORTATION BY ANY MODE AND THE SALARIES AND COSTS ASSOCIATED
THEREWITH, THE PROVISION OF ANY SYSTEM OF PUBLIC HIGHWAY
TRANSPORTATION AND THE SALARIES AND COSTS ASSOCIATED THEREWITH,
AND ANY METHOD BY WHICH A MUNICIPALITY OR MUNICIPAL AUTHORITY
PROVIDES, PLANS FOR, IMPLEMENTS, UNDERTAKES[, MAINTAINS,
PRESERVES] OR OTHERWISE MAKES AVAILABLE TO THE PUBLIC
TRANSPORTATION FACILITIES AND ANY METHOD BY WHICH A MUNICIPALITY
OR MUNICIPAL AUTHORITY OPERATES, PROVIDES, MAINTAINS OR HOLDS
OUT FOR THE PUBLIC TRANSPORTATION BENEFITS UNDER THE PROVISIONS
OF THIS ACT.

(D) GOVERNING BODY.--THE GOVERNING BODY OF A MUNICIPALITY OR
MUNICIPAL AUTHORITY DESIGNATING A TRANSPORTATION DEVELOPMENT
DISTRICT MAY EXERCISE ALL POWERS OTHERWISE GRANTED BY LAW TO
SUCH MUNICIPALITY OR MUNICIPAL AUTHORITY IN ORDER TO PLAN,
FINANCE, DEVELOP, IMPROVE OR OPERATE ANY TRANSPORTATION
FACILITIES OR SERVICES, INCLUDING, BUT NOT LIMITED TO, THE
APPROPRIATION AND EXPENDITURE OF FUNDS, AND THE ACQUISITION, BY
GIFT, PURCHASE OR EMINENT DOMAIN, OF LAND, REAL PROPERTY OR
RIGHTS-OF-WAY NEEDED FOR THE PURPOSE OF TRANSPORTATION
FACILITIES OR SERVICES WITHIN THE DISTRICT.

Section 3. Financing of transportation development.

(a) In general.--The governing body of any municipality or,
in the case of paragraphs (4) and (5), any municipal authority
which has designated an area as a transportation development

district may finance a transportation facility or transportation service within such district by:

(1) Imposing [an] A FAIR AND REASONABLE assessment upon business property located within the district subject to the limitations of and pursuant to the procedures and requirements of sections 2(2) ~~(except that the protest procedure shall not apply)~~ through (5), 3 and 4 of the act of November 30, 1967 (P.L.658, No.305), known as the Business Improvement District Act of 1967. However, if the assessment imposed is authorized to be paid in installments, the installments need not be equal. Also, the property on which improvements are to be made need not be acquired if the improvements will be in a right-of-way.

* * *

(2) IMPOSING [AN] A FAIR AND REASONABLE ASSESSMENT ON EACH BENEFITED PROPERTY WITHIN THE SPECIFIC DISTRICT USING A FORMULA ADOPTED BY THE GOVERNING BODY OF THE MUNICIPALITY BASED UPON ACTUAL OR PROJECTED USAGE BY EACH PROPERTY WITHIN THE DISTRICT OF THE TRANSPORTATION FACILITIES OR SERVICES TO BE FINANCED BY [THE] SUCH DISTRICT. THERE SHALL BE NO EXCEPTION, EXCLUSION OR PREFERENCE GRANTED TO ANY PROPERTY.

(3) Imposing any tax otherwise permitted ~~to that~~ ~~municipality~~ by law, but restricting such tax to subjects of taxation located within a transportation development district, and restricting the receipts of such tax to the financing of such transportation facility or service, PROVIDED, HOWEVER, THAT WHERE THE TRANSPORTATION DISTRICT IS NOT COTERMINOUS WITH THE MUNICIPAL BOUNDARIES, SUCH TRANSPORTATION DISTRICTS MUST BE COTERMINOUS OR SOLELY WITHIN A "DETERIORATED AREA" AS DEFINED BY SECTION 4(A) OF THE ACT

1 OF DECEMBER 1, 1977 (P.L.237, NO.76), KNOWN AS THE LOCAL
2 ECONOMIC REVITALIZATION TAX ASSISTANCE ACT.

3 * * *

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

5 (4) ISSUING NOTES AND BONDS AND ENTERING INTO LEASES, <—
6 GUARANTEES AND SUBSIDY CONTRACTS PURSUANT TO THE PROVISIONS
7 OF THE ACT OF JULY 12, 1972 (P.L.781, NO.185), KNOWN AS THE
8 LOCAL GOVERNMENT UNIT DEBT ACT, OR, IN THE CASE OF A
9 MUNICIPAL AUTHORITY, PURSUANT TO THE PROVISIONS OF THE ACT OF
10 MAY 2, 1945 (P.L.382, NO.164), KNOWN AS THE MUNICIPALITY
11 AUTHORITIES ACT OF 1945.

12 (5) ACCEPTING GRANTS, GIFTS AND DONATIONS.

13 (B) MUNICIPAL AUTHORITY.--A MUNICIPAL AUTHORITY MAY NOT
14 IMPOSE AN ASSESSMENT UNDER PARAGRAPH (1) OR (2) OF SUBSECTION
15 (A) WITHOUT THE EXPRESS APPROVAL OF THE GOVERNING BODY OR BODIES
16 OF THE MUNICIPALITY OR MUNICIPALITIES IN WHICH THE DISTRICT IS
17 LOCATED, AS PROVIDED IN SECTION 4B(W) OF THE MUNICIPALITY
18 AUTHORITIES ACT OF 1945, AND A MUNICIPAL AUTHORITY MAY NOT
19 IMPOSE ANY TAX PURSUANT TO SUBSECTION (A)(3). HOWEVER, A
20 MUNICIPALITY MAY IMPOSE A TAX PURSUANT TO SUBSECTION (A)(3) TO
21 ASSIST A MUNICIPAL AUTHORITY IN FINANCING A TRANSPORTATION
22 FACILITY OR SERVICE IN A TRANSPORTATION DEVELOPMENT DISTRICT IF
23 THE DISTRICT WAS DESIGNATED AS SUCH BY THE MUNICIPAL AUTHORITY
24 WITH THE APPROVAL OF THE MUNICIPALITY AS PROVIDED FOR IN SECTION
25 2(A).

26 (C) CLAIMS TO SECURE ASSESSMENTS.--CLAIMS TO SECURE THE
27 ASSESSMENTS IMPOSED PURSUANT TO THIS SECTION SHALL BE ENTERED IN
28 THE OFFICE OF THE PROTHONOTARY OF THE COUNTY AT THE SAME TIME
29 AND IN THE SAME FORM AND SHALL BE COLLECTED IN THE SAME MANNER
30 AS MUNICIPAL CLAIMS ARE FILED AND COLLECTED, SUBJECT TO THE

1 PROVISIONS OF SECTION 4(C) OF THE BUSINESS IMPROVEMENT DISTRICT
2 ACT OF 1967. THE RESOLUTION OR ORDINANCE AUTHORIZING AN
3 ASSESSMENT IMPOSED PURSUANT TO THIS SECTION MAY LIMIT THE
4 ABILITY OF A BENEFITED PROPERTY OWNER TO PREPAY SCHEDULED
5 INSTALLMENTS OF SUCH ASSESSMENTS.

6 (D) LIMITATIONS.--

7 (1) ASSESSMENTS UNDER PARAGRAPH (1) OR (2) OF SUBSECTION
8 (A) SHALL BE USED ONLY FOR NEW OR IMPROVED TRANSPORTATION
9 FACILITIES OR SERVICES.

10 (2) THE PROCEEDS FROM FINANCING ACTIVITIES UNDER
11 SUBSECTION (A) SHALL NOT EXCEED THE TOTAL COSTS IDENTIFIED IN
12 THE MULTIYEAR TRANSPORTATION IMPROVEMENT PROGRAM AND
13 FINANCIAL PLAN REQUIRED BY SECTION 4, EXCEPT:

14 (I) TO COVER UNANTICIPATED COST INCREASES NOT
15 EXCEEDING 10% ON A FACILITY OR SERVICES BASIS; OR

16 (II) IN CASES WHERE A PROJECT REVISION RESULTS IN A
17 COST INCREASE, AFTER PUBLIC HEARING THEREON AS SET FORTH
18 IN SUBSECTION (E) AND THE PASSAGE OF AN ORDINANCE
19 REVISING THE PROJECT OR THE MULTIYEAR PLAN AND FINANCIAL
20 PLAN TO REFLECT SUCH INCREASE.

21 (E) PUBLIC HEARINGS.--PUBLIC HEARINGS SHALL BE REQUIRED
22 BEFORE PASSAGE OF THE ENABLING ORDINANCE. AT SUCH PUBLIC
23 HEARINGS ANY INTERESTED PARTY MAY BE HEARD. NOTICE OF SUCH
24 HEARINGS SHALL BE ADVERTISED AT LEAST 15 DAYS PRIOR THERETO IN A
25 NEWSPAPER CIRCULATING IN SUCH MUNICIPALITIES. SAID ORDINANCE
26 SHALL SPECIFY THE TRANSPORTATION PROJECT, THE TRANSPORTATION
27 DEVELOPMENT DISTRICT OR DISTRICTS RELATED THERETO, WITH
28 RESPECTIVE COSTS, TO BE UNDERTAKEN. "COSTS OF ANY IMPROVEMENT"
29 OR "TOTAL COST OF IMPROVEMENTS" AS USED IN THIS ACT SHALL
30 INCLUDE, BUT NOT BE LIMITED TO, THE TRANSPORTATION PROJECT,

1 ENGINEERING, ARCHITECTURAL, ATTORNEY OR OTHER CONSULTING FEES,
2 FINANCING COSTS AND ALL OTHER COSTS NECESSARY AND INCIDENTAL TO
3 THE COMPLETION OF THE IMPROVEMENT. SAID ORDINANCE SHALL NOT
4 BECOME EFFECTIVE IF BEFORE THE EXPIRATION OF 45 DAYS AFTER ITS
5 ENACTMENT, PROPERTY OWNERS OF THE PROPOSED DISTRICT WHOSE
6 PROPERTY VALUATION AS ASSESSED FOR TAXABLE PURPOSES SHALL AMOUNT
7 TO MORE THAN 50% OF THE TOTAL PROPERTY VALUATION OF THE
8 DISTRICT, SHALL SIGN AND FILE, IN THE OFFICE OF THE PROTHONOTARY
9 OF THE COURT OF COMMON PLEAS OF THE COUNTY IN WHICH THE DISTRICT
10 IS LOCATED, A WRITTEN PROTEST AGAINST SAID ORDINANCE.

11 (F) NOTICE TO PROPERTY OWNERS.--NO MUNICIPALITY OR AUTHORITY <—
12 MAY IMPOSE ANY ASSESSMENT UNDER THIS SECTION UNTIL IT HAS
13 PROVIDED AT LEAST 15 DAYS PRIOR TO THE FIRST NOTICE OF THE
14 PUBLIC HEARING AS REQUIRED BY SUBSECTION (E), THE MUNICIPALITY
15 OR AUTHORITY SHALL PROVIDE A WRITTEN NOTICE TO THE OWNERS OF ALL
16 PROPERTY IN THE DISTRICT SETTING FORTH: THE TOTAL COST OF THE
17 PROJECT PROPOSED, THE TOTAL AMOUNT TO BE ASSESSED IN THE
18 DISTRICT, CLEAR AND SPECIFIC INFORMATION FROM WHICH THE PROPERTY
19 OWNER CAN CLEARLY UNDERSTAND THE AMOUNT OF ASSESSMENT TO BE
20 IMPOSED ON THE LANDOWNER'S PROPERTY, AND AN EXPLANATION OF THE
21 RIGHT TO OBJECT AND THE REQUIREMENTS TO PREVENT THE ORDINANCE
22 FROM BECOMING EFFECTIVE PURSUANT TO SUBSECTION (E). WRITTEN
23 NOTICE SHALL BE DEEMED GIVEN WHEN SENT BY FIRST CLASS MAIL,
24 POSTAGE PREPAID, TO THE PERSON AND ADDRESS LISTED IN THE COUNTY
25 REAL PROPERTY ASSESSMENT RECORDS. NO ASSESSMENT SHALL BE INVALID
26 ON ACCOUNT OF FAILURE OF A PERSON TO RECEIVE WRITTEN NOTICE.

27 (G) LIMITATION ON USE OF FUNDS.--NO FUNDS OBTAINED UNDER
28 THIS SECTION SHALL BE USED FOR ANY PURPOSE OTHER THAN FINANCING
29 THE TRANSPORTATION PROJECT FOR WHICH SAID FUNDS WERE INITIALLY
30 RAISED.

SECTION 4. TRANSPORTATION PLANNING.

(A) STUDY.--MUNICIPALITIES OR MUNICIPAL AUTHORITIES ESTABLISHING A DISTRICT SHALL UNDERTAKE OR COMMISSION THE UNDERTAKING OF A COMPREHENSIVE STUDY TO DETERMINE THE PROGRAM OF PROJECTS TO BE FINANCED WITHIN THE DISTRICT. THE ANALYSIS OF PROJECTS SHALL CONFORM WITH FEDERAL, STATE AND REGIONAL STANDARDS FOR INTEGRATED TRANSPORTATION PLANNING AND PROGRAMMING. THE STUDY SHALL IDENTIFY THE BENEFICIARIES OF ALL PROJECTS IN THE TRANSPORTATION IMPROVEMENT PROGRAM AND INCLUDE AN ANALYSIS OF COST ALLOCATION AMONG BENEFICIARIES PRORATED ACCORDING TO BENEFITS TO BE RECEIVED.

(B) MULTIYEAR PROGRAM.--MUNICIPALITIES OR MUNICIPAL AUTHORITIES ESTABLISHING A DISTRICT SHALL DEVELOP A MULTIYEAR TRANSPORTATION IMPROVEMENT PROGRAM AND FINANCIAL PLAN. THE MULTIYEAR TRANSPORTATION IMPROVEMENT PROGRAM SHALL [IDENTIFYING] IDENTIFY PRIORITIES AND PROVIDE A SCHEDULE FOR TRANSPORTATION FACILITIES TO BE CONSTRUCTED [OR RECONSTRUCTED] OR TRANSPORTATION SERVICES TO BE OFFERED. THE FINANCIAL PLAN SHALL INCLUDE THE TOTAL AND CONSTITUENT COST OF THE PROGRAM OF PROJECTS AND ALL SOURCES OF FUNDING. THE PROGRAM MUST BE SUBMITTED TO THE APPROPRIATE [COUNTY OR] MUNICIPAL, COUNTY AND REGIONAL PLANNING [COMMISSION OR] COMMISSIONS FOR APPROVAL. THE COMMISSIONS SHALL APPROVE OR REJECT THE PROGRAM WITHIN 60 DAYS OF SUBMISSION.

(C) [COUNTYWIDE PLAN] COUNTY AND REGIONAL PROGRAMS.-- MUNICIPALITIES OR MUNICIPAL AUTHORITIES ESTABLISHING TRANSPORTATION DEVELOPMENT DISTRICTS SHALL COOPERATE IN THE FORMULATION OF A COUNTYWIDE [PLAN] TRANSPORTATION IMPROVEMENT PROGRAM OF ANY [PROGRAMS] PROJECTS AFFECTING THE STATE HIGHWAY SYSTEM. THE [PLAN] COUNTYWIDE PROGRAM SHALL BE SUBMITTED TO THE

1 REGIONAL PLANNING COMMISSION FOR [CONSIDERATION OF] REVIEW,
2 APPROVAL AND CONSOLIDATION INTO THE REGIONAL TRANSPORTATION PLAN
3 AND PROGRAM. WHERE NO REGIONAL PLANNING COMMISSION EXISTS, SUCH
4 PLANS AND PROGRAMS SHALL BE SUBMITTED DIRECTLY TO THE DEPARTMENT
5 OF TRANSPORTATION FOR CONSIDERATION FOR CONSOLIDATION INTO THE
6 COMMONWEALTH'S 12-YEAR TRANSPORTATION PLAN. THE REGIONAL
7 PLANNING COMMISSION OR, IF APPROPRIATE, THE DEPARTMENT SHALL
8 REJECT OR APPROVE THE PROGRAM WITHIN 60 DAYS OF SUBMISSION.

9 (D) DEPARTMENT OF TRANSPORTATION.--AN ADOPTED [PLAN]
10 COUNTYWIDE OR REGIONAL PROGRAM SHALL BE PRESENTED TO THE
11 DEPARTMENT OF TRANSPORTATION FOR [CONSIDERATION FOR] REVIEW,
12 APPROVAL AND CONSOLIDATION INTO THE COMMONWEALTH'S 12-YEAR
13 TRANSPORTATION PROGRAM. THE DEPARTMENT SHALL REJECT OR APPROVE
14 THE PROGRAM WITHIN 100 DAYS OF SUBMISSION.

15 (E) FINANCING ACTIVITIES.--NO FINANCING ACTIVITIES UNDER
16 SECTION 3 SHALL TAKE PLACE UNTIL A PROGRAM OF PROJECTS FOR THE
17 ENSUING YEAR (OR GROUP OF YEARS) HAS BEEN ADOPTED AND ALL
18 PLANNING ACTIVITIES AND APPROVALS FOR THE PROJECT REQUIRED BY
19 THE SECTION HAVE BEEN COMPLETED.

20 SECTION 3. (A) SECTION 1.1 AND THE AMENDMENTS TO SECTIONS 2
21 AND 3(A)(2) SHALL TAKE EFFECT IMMEDIATELY AND APPLY
22 RETROACTIVELY TO JULY 9, 1985.

23 (B) THE REMAINING AMENDMENTS SHALL TAKE EFFECT IMMEDIATELY
24 AND APPLY TO ANY TRANSPORTATION DEVELOPMENT DISTRICT CREATED
25 AFTER THE EFFECTIVE DATE OF THIS ACT.