

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 248 Session of  
2005

INTRODUCED BY HESS, GEIST, STERN, READSHAW, ARMSTRONG, BAKER,  
BALDWIN, BASTIAN, BELARDI, BELFANTI, BUNT, CALTAGIRONE,  
CAPPELLI, CAUSER, CAWLEY, CLYMER, CRAHALLA, CREIGHTON,  
FAIRCHILD, FLEAGLE, GINGRICH, GODSHALL, GOODMAN, HENNESSEY,  
HERMAN, HERSHEY, HUTCHINSON, LEH, MACKERETH, MARKOSEK,  
MARSICO, McILHATTAN, R. MILLER, NICKOL, PETRARCA, PHILLIPS,  
REED, ROHRER, ROSS, RUBLEY, SATHER, SCAVELLO, SCHRODER,  
SHANER, B. SMITH, STABACK, STEIL, SURRA, E. Z. TAYLOR, WALKO,  
WILT, WOJNAROSKI, YOUNGBLOOD, BOYD, MAJOR, S. MILLER, SEMMEL,  
SAINATO, PAYNE, PICKETT, DALEY, KAUFFMAN, TURZAI, DENLINGER,  
HARPER AND MCGILL, FEBRUARY 8, 2005

SENATOR MADIGAN, TRANSPORTATION, IN SENATE, AS AMENDED,  
JUNE 7, 2006

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for ~~unattended children in motor~~ <—  
3 ~~vehicles, for~~ legislative review of State highway transfers  
4 and for allocation of proceeds from taxes for highway  
5 maintenance and construction.

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

8 ~~Section 1. Sections 3701.1(b), 9208 and 9511(b) and (g)(1)~~ <—  
9 ~~of Title 75 of the Pennsylvania Consolidated Statutes are~~  
10 ~~amended to read:~~

11 ~~§ 3701.1. Leaving an unattended child in a motor vehicle.~~

12 \* \* \*

13 ~~(b) Penalty. A person who violates this section commits a~~  
14 ~~summary offense. It is a separate offense for each child left~~

1 ~~unattended.~~

2 SECTION 1. SECTIONS 9208 AND 9511(G)(1) OF TITLE 75 OF THE <—  
3 PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO READ:

4 [§ 9208. Periodic review by General Assembly.

5 Every two years the transportation committees of the House of  
6 Representatives and the Senate shall hold joint public hearings  
7 and jointly review the performance and effectiveness of the  
8 program of highway transfer established by this chapter. The  
9 committees shall make a joint report to the Speaker of the House  
10 of Representatives, the President pro tempore of the Senate and  
11 the House and Senate appropriations committees.]

12 § 9511. Allocation of proceeds.

13 \* \* \*

14 ~~(b) State Highway Transfer Restoration Restricted Account. <—~~

15 ~~The amount of the proceeds deposited in the Motor License Fund~~  
16 ~~pursuant to this chapter which, in any fiscal year [1983-1984],~~  
17 ~~is attributable to [two] four mills of the tax imposed under~~  
18 ~~section 9502(a) (relating to imposition of tax) [and which, in~~  
19 ~~fiscal year 1984-1985 and thereafter, is attributable to three~~  
20 ~~mills of the tax,] shall be deposited in the State Highway~~  
21 ~~Transfer Restoration Restricted Account within the Motor License~~  
22 ~~Fund, which account is hereby created. The funds deposited in~~  
23 ~~the State Highway Transfer Restoration Restricted Account are~~  
24 ~~hereby annually appropriated out of the account upon~~  
25 ~~authorization by the Governor for expenditure as provided in~~  
26 ~~subsection (g).~~

27 \* \* \*

28 (g) Use of funds.--The funds appropriated in subsection (b)  
29 shall be used to pay for the costs of restoration of such  
30 highways as provided in Chapter 92 (relating to transfer of

1 State highways) and annual payments to the municipalities for  
2 highway maintenance in accordance with the following:

3       (1) Annual maintenance payments shall be at the rate of  
4       [\$2,500] ~~\$3,000~~ \$4,000 per mile for each highway or portion     <—  
5       of highway transferred under Chapter 92 [(relating to  
6       transfer of State highways)], section 222 of the act of June  
7       1, 1945 (P.L.1242, No.428), known as the State Highway Law,  
8       or any statute enacted in 1981.

9           \* \* \*

10       Section 2. This act shall take effect July 1, 2005, or  
11       immediately, whichever is later.