

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1217 Session of
1984

INTRODUCED BY WENGER AND HESS, JANUARY 24, 1984

AS AMENDED ON THIRD CONSIDERATION, FEBRUARY 27, 1984

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for the allocation of proceeds
3 from the oil company franchise tax.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 9511(b) and (g) of Title 75 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 9511. Allocation of proceeds.

9 * * *

10 (b) State Highway Transfer Restoration Restricted Account.--
11 The amount of the proceeds deposited in the Motor License Fund
12 pursuant to this chapter which, in fiscal year 1983-1984, is
13 attributable to two mills of the tax imposed under section
14 9502(a) (relating to imposition of tax) and which, in fiscal
15 year 1984-1985 and thereafter, is attributable to three mills of
16 the tax, shall be deposited in the State Highway Transfer
17 Restoration Restricted Account within the Motor License Fund,
18 which account is hereby created. The funds deposited in the

1 State Highway Transfer Restoration Restricted Account are hereby
2 annually appropriated out of the account upon authorization by
3 the Governor for expenditure [on functionally-local highways
4 transferred under Chapter 92 (relating to transfer of State
5 highways) or under section 222 of the act of June 1, 1945
6 (P.L.1242, No.428), known as the State Highway Law] as provided
7 in subsection (g).

8 * * *

9 (g) Use of funds.--The funds appropriated in subsection (b)
10 [for functionally-local highway transfer] shall be used to pay
11 for the costs of restoration of such highways as provided in
12 Chapter 92 and annual payments to the municipalities for highway
13 maintenance [of the highways transferred under Chapter 92 or
14 under section 222 of the act of June 1, 1945 (P.L.1242, No.428),
15 known as the State Highway Law,] in accordance with the
16 following:

17 (1) Annual maintenance payments shall be at the rate of
18 \$2,500 per mile for each highway or portion of highway
19 transferred under Chapter 92, section 222 of the act of June
20 1, 1945 (P.L.1242, No.428), known as the State Highway Law,
21 or any statute in connection with which the department agreed
22 to attempt to secure payment for State highways HERETOFORE <—
23 transferred to a municipality.

24 (2) Annual maintenance payments shall be paid at the
25 same time as funds appropriated under the act of June 1, 1956
26 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax
27 Municipal Allocation Law, except that no maintenance payment
28 shall be paid for a highway until after the year following
29 its transfer to the municipality.

30 (3) Annual maintenance payments under this subsection

1 shall be in lieu of annual payments under the Liquid Fuels
2 Tax Municipal Allocation Law.

3 (4) Annual maintenance payments under this subsection
4 shall be deposited into the municipality's liquid fuels tax
5 account and may be used on any streets and highways in the
6 municipality in the same manner and subject to the same
7 restrictions as liquid fuels tax funds paid under the Liquid
8 Fuels Tax Municipal Allocation Law.

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

10 IMMEDIATELY.

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