

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1051

Session of
2007

INTRODUCED BY EARLL, AUGUST 27, 2007

AS AMENDED ON THIRD CONSIDERATION, NOVEMBER 19, 2007

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in municipal authorities, further
3 providing for governing board and for airport authorities.

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

6 Section 1. Section 5607(f) of Title 53 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 5607. Purposes and powers.

9 * * *

10 (f) Authorization to control airports.--

11 (1) Nothing in this chapter shall be construed to
12 prevent an authority which owns or operates an airport as a
13 project from leasing airport land on a short-term or long-
14 term basis for commercial, industrial or residential purposes
15 when the land is not immediately needed for aviation or
16 aeronautical purposes in the judgment of the authority.

17 (2) Within 60 days of the effective date of this
18 paragraph, an authority which owns or operates an airport

1 shall by resolution provide for the following:

2 (i) The circumstances under which residents may
3 inspect and make copies of the records of the authority
4 in accordance with the act of June 21, 1957 (P.L.390,
5 No.212), referred to as the Right-to-Know Law.

6 (ii) A code of ethics that applies to members of the
7 board and employees of the authority. The code of ethics
8 shall be consistent with 65 Pa.C.S. Ch. 11 (relating to
9 ethics standards and financial disclosure), contain
10 provisions for restricted activities and require ethic <—
11 ETHICS disclosures to be filed annually. <—

12 * * *

13 Section 2. Section 5610 of Title 53 is amended by adding a
14 subsection to read:

15 § 5610. Governing body.

16 * * *

17 (a.1) Board membership for airport authorities.--

18 (1) The powers of an authority which owns or operates an
19 airport located in a county of the third class shall be
20 exercised by a board composed as follows:

21 (i) Except as provided in subparagraph (ii),
22 authority board membership shall be governed in
23 accordance with subsection (a).

24 (ii) If the authority is incorporated solely by a
25 city of the third class located in a county of the third
26 class, the board shall consist of the following members:

27 (A) Seven members shall be appointed by the
28 county executive or other elected chief executive
29 officer of the county, with the advice and consent of
30 the county council or equivalent body, or if there is

1 no county executive or elected chief executive
2 officer of the county, by the governing body of the
3 county. In counties which are divided into county
4 council districts, each of these seven members shall
5 represent a county council district.

6 (B) Two members shall be appointed by the mayor
7 of the third class city with the advice and consent
8 of the city council.

9 (C) Two members shall be appointed by the
10 Governor with the advice and consent of the Senate.

11 (iii) With regard to board members appointed in
12 accordance with subparagraph (ii), the following shall
13 apply:

14 (A) The terms of office shall commence on the
15 effective date of the appointment.

16 (B) Of the board members appointed by the county
17 executive, one member shall serve for one year, two
18 for two years, two for three years and two for four
19 years commencing with the first Monday in January
20 next succeeding the date of incorporation or
21 amendment.

22 (C) Of the board members appointed by the mayor,
23 one member shall serve for one year and one for two
24 years commencing with the first Monday in January
25 next succeeding the date of incorporation or
26 amendment.

27 (D) Of the board members appointed by the
28 Governor, one member shall serve for two years and
29 one for four years commencing with the first Monday
30 in January next succeeding the date of incorporation

1 or amendment.

2 (E) Thereafter, whenever a vacancy has occurred
3 by reason of the expiration of the term of any
4 member, the original appointing official shall
5 appoint a member of the board for a term of four
6 years from the date of expiration of the prior term
7 to succeed the member whose term has expired.

8 (F) A BOARD MEMBER APPOINTED PRIOR TO THE <—
9 EFFECTIVE DATE OF THIS SUBSECTION MAY CONTINUE TO
10 SERVE ONLY UNTIL 60 DAYS AFTER THE EFFECTIVE DATE OF
11 THIS SUBSECTION.

12 ~~(F)~~ (G) No person may serve more than two four- <—
13 year terms on the board.

14 (2) This subsection PARAGRAPH (1)(II) shall apply to all <—
15 authorities that own or operate an airport located in a
16 county of the third class regardless of their date of
17 incorporation. The articles of incorporation of such an
18 authority existing on the effective date of this subsection
19 and subject to this subsection are superseded to the extent
20 of an inconsistency with the provisions of this subsection.

21 ~~(3) A board member appointed prior to the effective date~~ <—
22 ~~of this subsection may continue to serve only until 60 days~~
23 ~~after the effective date of this subsection.~~

24 * * *

25 Section 3. This act shall take effect immediately.