
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2061

Session of
1987

INTRODUCED BY PIEVSKY, COY, MANDERINO AND O'DONNELL,
DECEMBER 8, 1987

SENATOR CORMAN, TRANSPORTATION, IN SENATE, AS AMENDED,
FEBRUARY 24, 1988

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," imposing additional powers
21 and duties on the Department of Transportation relating to
22 the inspection of certain bridges without regard to ownership
23 and directing the State Treasurer to make certain deductions
24 from county liquid fuel tax allocations.

25 The General Assembly of the Commonwealth of Pennsylvania
26 hereby enacts as follows:

27 Section 1. The act of April 9, 1929 (P.L.177, No.175), known

1 as The Administrative Code of 1929, is amended by adding a
2 section to read:

3 Section 1105. Mandatory Deduction of Bridge Inspection
4 Costs.--(a) Upon receipt from the Department of Transportation
5 of a list concerning the nonreimbursed costs incurred in the
6 inspection of county bridges under section 2002(a)(19) of this
7 act, the State Treasurer DEPARTMENT OF REVENUE shall deduct that <—
8 appropriate amount of cost from the individual county allocation
9 under the act of May 21, 1931 (P.L.149, No.105), known as "The
10 Liquid Fuels Tax Act," and shall deposit that sum to the credit
11 of the Department of Transportation.

12 (b) Upon receipt from the THE Department of Transportation <—
13 of a list concerning SHALL DEDUCT the nonreimbursed costs <—
14 incurred in the inspection of municipal bridges under section
15 2002(a)(19) of this act, the State Treasurer shall deduct that <—
16 appropriate amount of cost from the individual municipal
17 allocation under the act of June 1, 1956 (1955 P.L.1944,
18 No.655), referred to as the Liquid Fuels Tax Municipal
19 Allocation Law, and shall deposit that sum to the credit of the
20 Department of Transportation.

21 Section 2. Section 2002(a) of the act is amended by adding a
22 clause to read:

23 Section 2002. Powers and Duties of the Department.--(a) The
24 Department of Transportation in accord with appropriations made
25 by the General Assembly, and grants of funds from Federal,
26 State, regional, local or private agencies, shall have the
27 power, and its duty shall be:

28 * * *

29 (19) To compile, maintain and forward to the Federal Highway
30 Administration data on all bridges in the Commonwealth carrying

1 public highways which are twenty or more feet in length, without
2 regard to ownership. In carrying out this duty, the department
3 is authorized to and directed to inspect those bridges owned by
4 municipalities and counties which do not conduct the required
5 biennial inspection, to post the inspected bridges with the
6 required information and to collect all nonreimbursed costs from
7 those municipalities and counties ~~by withholding that~~ <—
8 ~~municipality's portion of its liquid fuels tax allocation or, in~~
9 ~~the case of counties, receiving funds withheld under section~~
10 1105. NO ACTION SHALL BE COMMENCED BY THE DEPARTMENT UNTIL SIXTY <—
11 (60) DAYS AFTER THE DEPARTMENT HAS NOTIFIED, IN WRITING, THOSE
12 MUNICIPALITIES AND COUNTIES THAT HAVE FAILED TO CONDUCT THE
13 REQUIRED BIENNIAL BRIDGE INSPECTION OF ITS INTENTION TO INSPECT
14 THE BRIDGES. THE DEPARTMENT SHALL STIPULATE IN THE NOTICE THAT
15 THEY WILL DEDUCT THE NONREIMBURSED COST OF THE INSPECTION FROM
16 THE RESPECTIVE MUNICIPAL OR COUNTY INDIVIDUAL ALLOCATION UNDER
17 THE ACT OF MAY 21, 1931 (P.L.149, NO.105), KNOWN AS "THE LIQUID
18 FUELS TAX ACT" AND THE ACT OF JUNE 1, 1956 (1955 P.L.1944,
19 NO.655), REFERRED TO AS THE LIQUID FUELS TAX MUNICIPAL
20 ALLOCATION LAW.

21 * * *

22 Section 3. This act shall take effect immediately.