

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1943 Session of
1989

INTRODUCED BY MARKOSEK AND KUKOVICH, OCTOBER 4, 1989

REFERRED TO COMMITTEE ON TRANSPORTATION, OCTOBER 4, 1989

AN ACT

1 Amending the act of September 30, 1985 (P.L.240, No.61),
2 entitled "An act to facilitate vehicular traffic within and
3 across the Commonwealth by providing for the construction,
4 reconstruction, improvement, operation and maintenance of
5 toll roads and the conversion of existing toll-free roads to
6 toll roads in Pennsylvania; conferring powers and imposing
7 duties on the Pennsylvania Turnpike Commission; providing for
8 membership on the Pennsylvania Turnpike Commission;
9 authorizing issuance of turnpike revenue bonds, notes or
10 other obligations of the commission, payable solely from
11 revenues of the commission, including tolls, or from such
12 other funds as may be available to the commission for that
13 purpose, to pay the costs of such toll roads including the
14 acquisition and other costs of toll-free roads and for
15 refunding purposes; providing that no debt of the
16 Commonwealth shall be incurred in the exercise of any of the
17 powers granted by this act; providing for the collection of
18 tolls for the payment of such bonds, notes or other
19 obligations, and for the cost of maintenance, operation and
20 repair of the toll roads including toll-free roads converted
21 to toll roads; making such turnpike revenue bonds, notes or
22 other obligations exempt from taxation; constituting the same
23 legal investments in certain instances; requiring suits
24 against the commission to be brought in the courts in which
25 such actions may be brought against the Commonwealth;
26 prescribing conditions on which toll roads shall be turned
27 over to the Department of Transportation; providing for grade
28 separations, grade changes, relocations, restorations and
29 vacations of public roads and State highways affected by the
30 toll roads; providing for the purchasing or condemnation of
31 land and procedure for determining damages in condemnation;
32 granting certain powers and authority to municipalities and
33 agencies of the Commonwealth to cooperate with the

1 commission; conferring powers and imposing duties on the
2 Department of Transportation; authorizing the Secretary of
3 Transportation to enter into negotiations with the United
4 States Department of Transportation, the Federal Highway
5 Administration or any other Federal agency regarding the
6 conversion of toll-free highways constructed in the
7 Commonwealth using Federal funds to toll roads; and
8 authorizing the Secretary of Transportation to enter into
9 agreements on behalf of the Commonwealth and the commission
10 with the United States Department of Transportation, the
11 Federal Highway Administration or any other Federal agency
12 with respect to obtaining Federal funds for resurfacing,
13 restoring, rehabilitating or reconstructing toll roads in
14 Pennsylvania," providing for special purpose exits.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 Section 1. Section 3(a) of the act of September 30, 1985
18 (P.L.240, No.61), known as the Turnpike Organization, Extension
19 and Toll Road Conversion Act, is amended by adding a paragraph
20 to read:

21 Section 3. Authorization for turnpike extensions, turnpike
22 improvements and the conversion of toll-free
23 roads to toll roads.

24 (a) Improvement and extension authorizations.--In order to
25 facilitate vehicular traffic within and across this
26 Commonwealth, the Pennsylvania Turnpike Commission heretofore
27 created by virtue of the provisions of the act of May 21, 1937
28 (P.L.774, No.211), referred to as the Pennsylvania Turnpike
29 Commission Act, and the supplements and amendments thereto and
30 reorganized by this act, is hereby authorized and empowered to
31 construct, operate and maintain turnpike extensions and turnpike
32 improvements at such specific locations and according to such
33 schedule as shall be deemed feasible and approved by the
34 commission, together with connecting roads, storm water
35 management systems, tunnels and bridges, subject to the waiver
36 of the Federal toll prohibition provisions where applicable, as

1 follows:

2 * * *

3 (9) Construct special purpose exits to facilitate
4 vehicular traffic or improve safety, provided that tolls
5 sufficient to meet bond notes or other obligations required
6 by this act are imposed.

7 * * *

8 Section 2. This act shall take effect in 60 days.