

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1830 Session of  
2003

INTRODUCED BY HERMAN, BENNINGHOFF, ROBERTS, BALDWIN, BARD, WILT,  
BARRAR, BIANCUCCI, CAPPELLI, CREIGHTON, DENLINGER, FABRIZIO,  
FEESE, FRANKEL, FREEMAN, GABIG, GINGRICH, GRUCELA, HORSEY,  
LEACH, LEVDANSKY, McILHATTAN, R. MILLER, O'NEILL, PAYNE,  
REICHLEY, ROHRER, ROSS, RUBLEY, SOLOBAY, SURRA AND  
YOUNGBLOOD, JULY 9, 2003

REFERRED TO COMMITTEE ON FINANCE, JULY 9, 2003

AN ACT

1 Amending the act of June 1, 1956 (1955 P.L.1944, No.655),  
2 entitled "An act providing a permanent allocation of a part  
3 of the fuels and liquids fuels tax proceeds to cities,  
4 boroughs, incorporated towns and townships, for their road,  
5 street and bridge purposes; conferring powers and imposing  
6 duties on local officers and the Department of Highways; and  
7 making an appropriation out of the Motor License Fund; and  
8 repealing existing legislation," providing for the  
9 maintenance of bicycle and pedestrian trails.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. Section 2 of the act of June 1, 1956 (1955  
13 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal  
14 Allocation Law, is amended by adding a paragraph to read:

15 Section 2. As used in this act--

16 \* \* \*

17 (7) "Bicycle and pedestrian trail" means a right-of-way,  
18 which may be new, shared or adjacent to a roadway, designed for  
19 the exclusive use of nonmotorized vehicles or pedestrians.



1 municipalities (i) for the maintenance, repair, construction or  
2 reconstruction of such public roads or streets, including  
3 bridges, culverts and drainage structures for which they are  
4 legally responsible and including the lining of streams  
5 incidental to the drainage of highways, and for the maintenance,  
6 repair, construction or reconstruction of curb ramps from a  
7 road, street or highway to provide for access by individuals  
8 with disabilities consistent with Federal and State law; (ii)  
9 for the acquisition, maintenance, repair and operation of street  
10 signs, traffic signs and traffic signal control systems; and  
11 (iii) for the maintenance, repair, construction or  
12 reconstruction of alleys, ways [and], courts and bicycle and  
13 pedestrian trails for which they are legally responsible. Where  
14 road, bridge, alley, way [or], court or bicycle and pedestrian  
15 trail work is performed by the political subdivision the moneys  
16 herein allocated may be used only for labor, hiring of  
17 equipment, payrolls, purchase of material, including repair  
18 parts necessary for the maintenance of equipment, small tools,  
19 road drags and snow fences and, in addition, an amount not to  
20 exceed twenty per centum of the total annual allocation received  
21 by each municipality, may be used for the purchase of road  
22 machinery and road equipment.

23 No municipality shall receive less than the amount allocated  
24 to such municipality during the fiscal year ending June 30,  
25 1969. So much as is necessary of the taxes collected on each  
26 gallon of liquid fuel under ["The Liquid Fuel Tax Act" and on  
27 each gallon of fuel under the "Fuel Use Tax Act"] 75 Pa.C.S. Ch.  
28 90 (relating to liquid fuels and fuels tax) is hereby  
29 appropriated out of the Motor License Fund to municipalities of  
30 the Commonwealth for the purpose of making any additional

1 payments required under the provisions hereof. Funds hereby  
2 appropriated shall be in addition to funds appropriated under  
3 the provisions of section 3 of this act.

4 \* \* \*

5 Section 3. This act shall take effect in 60 days.