THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1509 Session of 2008

INTRODUCED BY MUSTO, BAKER, MELLOW AND GORDNER, JULY 7, 2008

REFERRED TO TRANSPORTATION, JULY 7, 2008

AN ACT

1 Providing for conditions for the funding of cargo airport
2   project funding.

3   The General Assembly of the Commonwealth of Pennsylvania

4 hereby enacts as follows:

5 Section 1. Short title.

6   This act shall be known and may be cited as the Cargo Airport

7 Funding Act.

8 Section 2. Definitions.

9   The following words and phrases when used in this act shall

10 have the meanings given to them in this section unless the

11 context clearly indicates otherwise:

12   "Department." The Department of Community and Economic

13 Development of the Commonwealth.

14   "Integrated carrier." A carrier that provides door-to-door

15 air cargo transportation using its own or contracted airplanes

16 and motor trucks.

17   "Project." The construction and operation of a cargo airport

18 within this Commonwealth.

1 Section 3. Commonwealth funding.

2   No Commonwealth funds shall be authorized, expended or

3 released for any project in this Commonwealth until the

4 following have occurred:

5   (1) The project has been approved by the Bureau of

6   Aviation within the Department of Transportation.

7   (2) The department certifies that the developer of the

8   project has secured private equity investments in the project

9   equal to 50% of the total estimated project cost or

10     $250,000,000, whichever is greater.

11   (3) The department certifies that the developer has

12   obtained a written commitment from one or more integrated

13   carriers to serve as an anchor tenant of the airport.

14   (4) The developer executes an enforceable letter of

15   commitment with one or more integrated carriers and the

16   department guaranteeing the level of activity to be conducted

17   at the cargo airport. The department shall establish the

18   minimum levels of activity to be conducted at the cargo

19   airport.

20   (5) The developer obtains all State and local permits

21   required to complete the project.

22   (6) The developer executes an agreement with each

23   county, municipality and school district where the project is

24   located to provide financial assistance to offset increased

25   costs realized by the county, municipality or school district

26   due to the project.

27 Section 20. Effective date.

28   This act shall take effect immediately.