

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 110** Session of
2011

INTRODUCED BY SMUCKER, VOGEL, ROBBINS, YAW, BROWNE, FOLMER,
TOMLINSON, SCARNATI, RAFFERTY, BRUBAKER, ALLOWAY, COSTA,
WAUGH, BAKER, EARLL, MENSCH, PIPPY AND FERLO,
JANUARY 21, 2011

AS AMENDED ON THIRD CONSIDERATION, FEBRUARY 28, 2011

AN ACT

1 Amending Title 74 (Transportation) of the Pennsylvania
2 Consolidated Statutes, further providing for the authority of
3 the department; and providing for logging of certain aircraft
4 flights.

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

7 Section 1. Sections 5301(b) and 5302 of Title 74 of the
8 Pennsylvania Consolidated Statutes are amended to read:

9 § 5301. Authority of department.

10 * * *

11 (b) Specific powers.--The department is authorized to:

12 (1) Provide for the examination, rating and licensing of
13 airports.

14 (2) Operate and maintain airports which are owned or
15 leased by the Commonwealth and encourage and assist in the
16 establishment and construction of other airports.

17 (3) Expend moneys appropriated to it for the purposes of
18 the administration of this part, including proceeds from

1 aviation fuel excise taxes and fines arising from violations
2 of Chapter 57 (relating to obstructions to aircraft
3 operation) from time to time in the Aviation Restricted
4 Account.

5 (4) Accept and expend money, property or other things of
6 value received from the Federal Government or from any other
7 source for the making of surveys and plans and the purchase
8 of lands for and the construction of airports.

9 (5) Expend Commonwealth funds for search and rescue
10 operations and organ transport by the civil air patrol, and
11 educational materials and equipment related thereto.

12 (6) Encourage and assist in the establishment and
13 construction of airports.

14 (7) Provide for the licensing of commercial operators.
15 If the department should fail to exercise this power, or if
16 it should discontinue its use, it shall publish notice
17 thereof in the Pennsylvania Bulletin at least 60 days prior
18 to its discontinuance.

19 (8) Provide for education and training in crash fire
20 rescue operations.

21 (9) Provide for placement of appropriate runway
22 markings, hazard markings and highway directional signing.

23 (10) Oversee flight operations of all aircraft purchased
24 or leased and maintained by ~~it~~ THE DEPARTMENT UNDER SECTION ←
25 5302(A) (RELATING TO AIRCRAFT FOR OFFICIAL USE) for use by
26 Commonwealth agencies and the General Assembly. ~~Such~~ ←
27 oversight shall require the submission of preflight
28 documentation to the department prior to the approval of a
29 flight request.

30 * * *

1 § 5302. Aircraft for official use.

2 (a) General rule.--The department may purchase or lease and
3 maintain aircraft required for the proper conduct of the
4 business of the Commonwealth agencies and the General Assembly.
5 The total cost, including all ordinary and necessary expenses
6 for the use of such aircraft, shall be charged by the department
7 to the using agency or the General Assembly. The amount of such
8 charge shall be paid into the Aviation Restricted Account and be
9 credited to the amounts appropriated therefrom for the use of
10 the department. All amounts so credited are hereby appropriated
11 to the department for the same purposes as other appropriations
12 out of the Aviation Restricted Account for the use of the
13 department.

14 (b) Flight log required.--The department shall establish and
15 maintain a log of executive and passenger flights using aircraft
16 authorized under this section. This log shall be publicly
17 accessible on the department's Internet website and shall be
18 updated monthly. At minimum, the information made available on
19 the department's Internet website shall include:

20 (1) Flight date.

21 (2) Flight identification number.

22 (3) Agency name.

23 (4) Aircraft.

24 (5) Originating city.

25 (6) Departure time.

26 (7) Destination city. If a flight includes more than one
27 destination city, all destination cities shall be identified
28 for such a flight.

29 (8) Arrival time at and departure time from destination
30 city.

1 (9) All passengers, including first and last names, job
2 titles, State agency, organization, business or other entity
3 to which the passenger is affiliated or represents.

4 (10) Public purpose of the trip.

5 (11) Total hours.

6 (12) Invoice amount.

7 (c) Manner of posting.--All flight information required by
8 subsection (b) shall be in plain and easily understandable
9 language and posted in a way that allows the public to search
10 the information by the categories enumerated in subsection (b)
11 (1) through (12).

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