

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1902 Session of
2013

INTRODUCED BY ROAE, THOMAS, BLOOM, METCALFE, SWANGER AND
METZGAR, DECEMBER 10, 2013

REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 10, 2013

AN ACT

1 Repealing the act of November 25, 2013 (P.L. , No.89),
2 entitled "An act amending Titles 74 (Transportation) and 75
3 (Vehicles) of the Pennsylvania Consolidated Statutes by:
4 --In Title 74:
5 Providing for organization.
6 In administrative practice and procedure, further
7 providing for minority and women-owned business
8 participation.
9 In sustainable mobility options:
10 further providing for definitions, for department
11 authorization, for the Public Transportation Trust
12 Fund, for application and approval process, for
13 executive and legislative reports, for coordination,
14 for asset improvement program, for Statewide programs
15 and for capital improvements program.
16 Providing for multimodal transportation funding.
17 In airport operation and zoning, providing for first
18 class city consolidated car rental facilities.
19 In Turnpike:
20 further providing for commission; and
21 providing for annual hearing.
22 In Turnpike Commission standards of conduct, further
23 providing for code of conduct.
24 Providing for traffic signals.
25 Establishing the Bridge Bundling Program.
26 Providing for public utility facilities.
27 Providing for steel painting.
28 In Public/Private Transportation Partnerships,
29 further providing for applicability of other laws.

1 --In Title 75:
2 In registration of vehicles:
3 further providing for period of registration, for
4 display of registration plate and for certain
5 special plates.
6 Providing for report to General Assembly.
7 In licensing of drivers, further providing
8 for judicial review, for occupational limited
9 license and for probationary license.
10 In commercial drivers, further providing for fees.
11 In financial responsibility, further providing for
12 required financial responsibility.
13 In fees:
14 further providing for limitation on local license
15 fees and taxes, for collection and disposition of
16 fees and money, for motor homes, for annual
17 registration fees, for trucks and truck tractors, for
18 motor buses and limousines, for school buses and
19 school vehicles, for trailers, for special mobile
20 equipment, for implements of husbandry, for farm
21 vehicles, for ambulances, taxis and hearses, for
22 dealers and miscellaneous motor vehicle business, for
23 farm equipment vehicle dealers, for transfer of
24 registration, for temporary and electronically issued
25 registration plates, for replacement registration
26 plates, for legislative registration plates, for
27 personal registration plates, for street rod
28 registration plates, for duplicate registration cards
29 and for commercial implements of husbandry;
30 providing for fee for local use; and
31 further providing for special hauling permits as
32 to weight and size, for annual hauling permits, for
33 mobile homes, modular housing units and modular
34 housing undercarriages, for books of permits, for
35 refund of certain fees, for driver's license and
36 learner's permit, for certificate of title, for
37 security interest, for information concerning drivers
38 and vehicles, for certified copies of records, for
39 uncollectible checks, for certificate of inspection,
40 for messenger service, for reinstatement of operating
41 privilege or vehicle registration and for secure
42 power of attorney.
43 In motor carriers road tax identification markers:
44 further providing for identification markers and
45 license or road tax registration card required.
46 In general provisions, further providing for
47 obedience to traffic-control devices.
48 In rules of the road, further providing for maximum
49 speed limits and for alteration of maximum limits.
50 In size, weight and load, further providing for
51 restrictions on use of highways and bridges, for

1 conditions of permits and security for damages and for
2 permit for movement during course of manufacturing.
3 In powers of department and local authorities:
4 further providing for regulation of traffic on
5 Turnpike; and
6 providing for fare evasion and for municipal
7 police officer education and training.
8 In penalties and disposition of fines, further
9 providing for surcharge.
10 In the Pennsylvania Turnpike, further providing for
11 definitions and for deposit and distribution of funds.
12 In liquid fuels and fuels tax:
13 further providing for definitions, for
14 imposition, exemptions and deductions, for
15 distributor's report and payment, for disposition and
16 use and for refunds; and
17 providing for application of Prevailing Wage Act
18 to locally funded highway and bridge projects.
19 In State highway maintenance, further providing for
20 dirt and gravel road maintenance.
21 In supplemental funding for municipal highway
22 maintenance, making further provisions.
23 In taxes for highway maintenance and construction,
24 further providing for imposition and for allocation of
25 proceeds.
26 --Providing for permits for movement of raw milk.
27 --Providing for amendment of lease agreements.
28 --Providing for authorization to incur additional debt
29 and appropriations.
30 --Making an appropriation.
31 --Making repeals.

32 The General Assembly of the Commonwealth of Pennsylvania
33 hereby enacts as follows:

34 Section 1. The act of November 25, 2013 (P.L. , No.89),
35 entitled "An act amending Titles 74 (Transportation) and 75
36 (Vehicles) of the Pennsylvania Consolidated Statutes by:

37 --In Title 74:

38 Providing for organization.

39 In administrative practice and procedure, further
40 providing for minority and women-owned business
41 participation.

42 In sustainable mobility options:

1 further providing for definitions, for department
2 authorization, for the Public Transportation Trust
3 Fund, for application and approval process, for
4 executive and legislative reports, for coordination,
5 for asset improvement program, for Statewide programs
6 and for capital improvements program.

7 Providing for multimodal transportation funding.

8 In airport operation and zoning, providing for first
9 class city consolidated car rental facilities.

10 In Turnpike:

11 further providing for commission; and
12 providing for annual hearing.

13 In Turnpike Commission standards of conduct, further
14 providing for code of conduct.

15 Providing for traffic signals.

16 Establishing the Bridge Bundling Program.

17 Providing for public utility facilities.

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19 In Public/Private Transportation Partnerships,
20 further providing for applicability of other laws.

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22 In registration of vehicles:

23 further providing for period of registration, for
24 display of registration plate and for certain
25 special plates.

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27 In licensing of drivers, further providing
28 for judicial review, for occupational limited
29 license and for probationary license.

30 In commercial drivers, further providing for fees.

1 In financial responsibility, further providing for
2 required financial responsibility.

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4 further providing for limitation on local license
5 fees and taxes, for collection and disposition of
6 fees and money, for motor homes, for annual
7 registration fees, for trucks and truck tractors, for
8 motor buses and limousines, for school buses and
9 school vehicles, for trailers, for special mobile
10 equipment, for implements of husbandry, for farm
11 vehicles, for ambulances, taxis and hearses, for
12 dealers and miscellaneous motor vehicle business, for
13 farm equipment vehicle dealers, for transfer of
14 registration, for temporary and electronically issued
15 registration plates, for replacement registration
16 plates, for legislative registration plates, for
17 personal registration plates, for street rod
18 registration plates, for duplicate registration cards
19 and for commercial implements of husbandry;

20 providing for fee for local use; and

21 further providing for special hauling permits as
22 to weight and size, for annual hauling permits, for
23 mobile homes, modular housing units and modular
24 housing undercarriages, for books of permits, for
25 refund of certain fees, for driver's license and
26 learner's permit, for certificate of title, for
27 security interest, for information concerning drivers
28 and vehicles, for certified copies of records, for
29 uncollectible checks, for certificate of inspection,
30 for messenger service, for reinstatement of operating

1 privilege or vehicle registration and for secure
2 power of attorney.

3 In motor carriers road tax identification markers:

4 further providing for identification markers and
5 license or road tax registration card required.

6 In general provisions, further providing for
7 obedience to traffic-control devices.

8 In rules of the road, further providing for maximum
9 speed limits and for alteration of maximum limits.

10 In size, weight and load, further providing for
11 restrictions on use of highways and bridges, for
12 conditions of permits and security for damages and for
13 permit for movement during course of manufacturing.

14 In powers of department and local authorities:

15 further providing for regulation of traffic on
16 Turnpike; and

17 providing for fare evasion and for municipal
18 police officer education and training.

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20 providing for surcharge.

21 In the Pennsylvania Turnpike, further providing for
22 definitions and for deposit and distribution of funds.

23 In liquid fuels and fuels tax:

24 further providing for definitions, for
25 imposition, exemptions and deductions, for
26 distributor's report and payment, for disposition and
27 use and for refunds; and

28 providing for application of Prevailing Wage Act
29 to locally funded highway and bridge projects.

30 In State highway maintenance, further providing for

1 dirt and gravel road maintenance.

2 In supplemental funding for municipal highway
3 maintenance, making further provisions.

4 In taxes for highway maintenance and construction,
5 further providing for imposition and for allocation of
6 proceeds.

7 --Providing for permits for movement of raw milk.

8 --Providing for amendment of lease agreements.

9 --Providing for authorization to incur additional debt
10 and appropriations.

11 --Making an appropriation.

12 --Making repeals," which is set forth, is repealed:

13 Section 1. Title 74 of the Pennsylvania Consolidated
14 Statutes is amended by adding a chapter to read:

15 CHAPTER 2

16 ORGANIZATION

17 Sec.

18 201. Definitions.

19 202. Deputy secretaries.

20 § 201. Definitions.

21 The following words and phrases when used in this chapter
22 shall have the meanings given to them in this section unless the
23 context clearly indicates otherwise:

24 "Department." The Department of Transportation of the
25 Commonwealth.

26 "Secretary." The Secretary of Transportation of the
27 Commonwealth.

28 § 202. Deputy secretaries.

29 (a) Appointment.--The secretary shall appoint the following
30 deputy secretaries:

- 1 (1) Deputy Secretary for Administration.
- 2 (2) Deputy Secretary for Driver and Vehicle Services.
- 3 (3) Deputy Secretary for Highway Administration.
- 4 (4) Deputy Secretary for Multimodal Transportation.
- 5 (5) Deputy Secretary for Planning.

6 (b) Administration.--The Deputy Secretary for Administration
7 has the powers and duties of the department under law relating
8 to all of the following:

- 9 (1) Fiscal affairs.
- 10 (2) Operations analysis and improvement.
- 11 (3) Information services.
- 12 (4) Office services.
- 13 (5) Human resources.
- 14 (6) Equal opportunity.

15 (c) Driver and vehicle services.--The Deputy Secretary for
16 Driver and Vehicle Services has the powers and duties of the
17 department under law relating to all of the following:

- 18 (1) Drivers.
- 19 (2) Vehicles.
- 20 (3) Vehicle and driver safety.
- 21 (4) Services for other modes of transportation.

22 (d) Highway administration.--The Deputy Secretary for
23 Highway Administration has the powers and duties of the
24 department under law relating to all of the following:

- 25 (1) Design of highways and bridges.
- 26 (2) Land acquisition for highways and bridges.
- 27 (3) Construction and reconstruction of highways and
28 bridges.
- 29 (4) Maintenance and operation of highways and bridges.
- 30 (5) Highway and bridge safety.

1 (e) Multimodal transportation.--The Deputy Secretary for
2 Multimodal Transportation has the powers and duties of the
3 department under law relating to modes of transportation other
4 than highways, except recreational boating and ferry licensing,
5 including all of the following:

6 (1) Local and public transportation.

7 (2) Rail freight.

8 (3) Ports and waterways.

9 (4) Aviation and airports.

10 (f) Planning.--The Deputy Secretary of Planning has the
11 powers and duties of the department under law relating to all of
12 the following:

13 (1) Planning and research.

14 (2) Program development and management.

15 (3) Services to municipalities.

16 Section 2. Section 303 of Title 74 is amended to read:

17 § 303. [Minority and women-owned] Diverse business
18 participation.

19 (a) General rule.--In administering contracts for
20 construction and professional services relating to
21 transportation projects which are funded pursuant to the
22 provisions of this title or 75 Pa.C.S. (relating to vehicles),
23 the [department and any local transportation organization]
24 contracting entities shall:

25 (1) Be responsible for ensuring that all competitive
26 contract opportunities subject to this section which are
27 issued by the [department or local transportation
28 organization] contracting entities seek to maximize
29 participation by [minority-owned and women-owned businesses
30 and other disadvantaged] diverse businesses.

1 (1.1) Include in solicitations for bids and requests for
2 proposals on all competitive contracting opportunities
3 subject to this section notice to the bidder or offeror that:

4 (i) The bidder or offeror shall document and submit
5 to the applicable contracting entity all good faith
6 efforts to solicit subcontractors that are diverse
7 businesses during the bidding or proposal process.

8 (ii) The bidder or offeror shall provide within
9 seven days of being declared the low bidder or successful
10 offeror the name and business address of each
11 subcontractor that is a diverse business that will
12 provide the contractor with construction or professional
13 services in connection with the performance of the
14 contract.

15 (2) [Give] Include in the solicitations for bids and
16 requests for proposals under paragraph (1.1), language
17 encouraging bidders and offerors to utilize and give
18 consideration[, when possible and cost effective,] to
19 contractors offering to utilize [minority-owned and women-
20 owned businesses and disadvantaged] diverse businesses in the
21 selection and award of contracts.

22 (3) Ensure that the [department's and local
23 transportation organizations' commitment to the minority-
24 owned and women-owned business program] contracting entities'
25 commitment to participation by diverse businesses is clearly
26 understood and appropriately implemented and enforced by all
27 [department and local transportation organization employees]
28 the contracting entities.

29 (4) Designate a responsible official to supervise the
30 [department and local transportation organization minority-

1 owned and women-owned] contracting entities' diverse business
2 program and ensure compliance within the [department or local
3 transportation organization] contracting entities.

4 (5) [Furnish the Department of General Services, upon
5 request, all requested information or assistance.]

6 (Reserved).

7 (6) [Recommend sanctions to the Secretary of General
8 Services,] Impose sanctions as may be appropriate under 62
9 Pa.C.S. § 531 (relating to debarment or suspension), against
10 businesses that fail to comply with this section or the
11 policies of the Commonwealth [minority-owned and women-owned
12 business program] related to diverse businesses. This
13 paragraph shall not apply to a local transportation
14 organization.

15 (7) Ensure that each contract entered into with a
16 contractor under this section includes provisions prohibiting
17 discrimination in accordance with 62 Pa.C.S. § 3701 (relating
18 to contract provisions prohibiting discrimination).

19 (a.1) Additional duties of department.--The department, with
20 the assistance of a diverse business enterprise supportive
21 services center, shall have the following duties:

22 (1) Conduct the necessary and appropriate outreach,
23 including using the database available on the Internet
24 website of the Department of General Services and the Federal
25 Government's system of award management database, for
26 purposes of identifying diverse businesses in general
27 construction or professional services capable of performing
28 contracts subject to this section.

29 (2) By October 1, 2014, and each October 1 thereafter,
30 submit a report to the chairman and minority chairman of the

1 Transportation Committee of the Senate and the chairman and
2 minority chairman of the Transportation Committee of the
3 House of Representatives summarizing the participation level
4 of diverse businesses in all competitive contract
5 opportunities issued by contracting entities. The commission
6 and local transportation organizations shall cooperate with
7 the department to complete the report. The report shall
8 include:

9 (i) The percentage of participation by diverse
10 businesses.

11 (ii) The total value of all contracts executed which
12 include participation by diverse businesses pursuant to
13 this section in the prior year.

14 (iii) The number of businesses penalized for
15 violating this section.

16 (3) Transmit the report under paragraph (2) to the
17 Minority Business Development Authority, established under
18 the act of July 22, 1974 (P.L.598, No.206), known as the
19 Pennsylvania Minority Business Development Authority Act. The
20 authority shall review the report to assess the effectiveness
21 in advancing this section and to make any recommendations for
22 changes in this section deemed necessary or desirable to the
23 secretary and the chairman and minority chairman of the
24 Transportation Committee of the Senate and the chairman and
25 minority chairman of the Transportation Committee of the
26 House of Representatives.

27 (a.2) Replacement of diverse business.--If, at any time
28 during the evaluation of a bid or proposal, or the construction
29 of a project or the performance of a professional service
30 pursuant to a bid, proposal or contract subject to this section,

1 it becomes necessary to replace a subcontractor that is a
2 diverse business, the bidder, offeror or contractor, as
3 appropriate, shall immediately notify the contracting entity of
4 the need to replace the diverse business. The notice shall
5 include the reasons for the replacement.

6 (a.3) Applicability.--The following shall apply to a
7 contractor and contract subject to subsection (a):

8 (1) The provisions of 62 Pa.C.S. § 2108 (relating to
9 compliance with Federal requirements).

10 (2) Prompt payment policies between a contractor and
11 subcontractor adopted by the Department of General Services
12 pursuant to 62 Pa.C.S. Pt. II (relating to general
13 procurement provisions).

14 (a.4) Construction.--Nothing in this section shall be
15 construed to supersede, nullify or otherwise affect 51 Pa.C.S. §
16 9603 (relating to participation goals). In the case of an
17 inconsistency between this section and 51 Pa.C.S. Ch. 96
18 (relating to veteran-owned small businesses), the provisions of
19 51 Pa.C.S. Ch. 96 shall prevail.

20 (b) Definitions.--As used in this section, the following
21 words and phrases shall have the meanings given to them in this
22 subsection:

23 "Commission." As defined in section 8102 (relating to
24 definitions).

25 "Contract." As defined in 62 Pa.C.S. § 103 (relating to
26 definitions).

27 "Contracting entities." The following:

28 (1) The Department of Transportation.

29 (2) The commission.

30 (3) A local transportation organization.

1 "Disadvantaged business." A business that is owned or
2 controlled by a majority of persons, not limited to members of
3 minority groups, who are subject to racial or ethnic prejudice
4 or cultural bias.

5 "Diverse business." A disadvantaged business, minority-owned
6 or women-owned business or service-disabled veteran-owned or
7 veteran-owned small business that has been certified by a third-
8 party certifying organization.

9 "Local transportation organization." Any of the following:

10 (1) A political subdivision or a public transportation
11 authority, port authority or redevelopment authority
12 organized under the laws of this Commonwealth or pursuant to
13 an interstate compact or otherwise empowered to render,
14 contract for the rendering of or assist in the rendering of
15 transportation service in a limited area in this
16 Commonwealth, even though it may also render or assist in
17 rendering transportation service in adjacent states.

18 (2) A nonprofit association that directly or indirectly
19 provides public transportation service.

20 (3) A nonprofit association of public transportation
21 providers operating within this Commonwealth.

22 "Minority-owned business." A business owned and controlled
23 by a majority of individuals who are African Americans, Hispanic
24 Americans, Native Americans, Asian Americans, Alaskans or
25 Pacific Islanders.

26 "Professional services." An industry of infrequent,
27 technical or unique functions performed by independent
28 contractors or consultants whose occupation is the rendering of
29 the services. The term includes:

30 (1) Design professional services as defined in 62

1 Pa.C.S. § 901 (relating to definitions).

2 (2) Legal services.

3 (3) Advertising or public relations services.

4 (4) Accounting, auditing or actuarial services.

5 (5) Security consultant services.

6 (6) Computer and information technology services.

7 (7) Insurance underwriting services.

8 "Service-disabled veteran-owned small business." As defined
9 in 51 Pa.C.S. § 9601 (relating to definitions).

10 "Third-party certifying organization." An organization that
11 certifies a small business, minority-owned business, women-owned
12 business or veteran-owned small business as a diverse business.

13 The term includes:

14 (1) The National Minority Supplier Development Council.

15 (2) The Women's Business Development Enterprise National
16 Council.

17 (3) The Small Business Administration.

18 (4) The Department of Veterans Affairs.

19 (5) The Pennsylvania Unified Certification Program.

20 "Veteran-owned small business." As defined in 51 Pa.C.S. §
21 9601 (relating to definitions).

22 "Women-owned business." A business owned and controlled by a
23 majority of individuals who are women.

24 Section 3. The definitions of "base operating allocation"
25 and "capital expenditures" in section 1503 of Title 74 are
26 amended to read:

27 § 1503. Definitions.

28 The following words and phrases when used in this chapter
29 shall have the meanings given to them in this section unless the
30 context clearly indicates otherwise:

1 * * *

2 "Base operating allocation." The total amount of State
3 operating assistance, reimbursement in lieu of fares for senior
4 passengers and other assistance which was used for operating
5 assistance as determined by the department in [fiscal year 2005-
6 2006.] the last full fiscal year that the qualifying local
7 transportation organization received the assistance, including
8 the funds received under section 1517.1(c) (relating to
9 Alternative Energy Capital Investment Program).

10 "Capital expenditures." All costs of capital projects,
11 including, but not limited to, the costs of acquisition,
12 construction, installation, start-up of operations, improvements
13 and all work and materials incident thereto. Preventive
14 maintenance expenses, as defined by the Federal Transit
15 Administration, may be deemed eligible as a capital expenditure
16 based on written approval by the department at its discretion.

17 * * *

18 Section 4. Section 1504(a) of Title 74 is amended to read:
19 § 1504. Department authorization.

20 (a) General.--

21 (1) The department may, within the limitations provided
22 in this chapter, incur costs directly and provide financial
23 assistance for the purposes and activities enumerated in this
24 chapter.

25 (2) In the event of imminent service termination, the
26 department shall make every effort to contract with a local
27 transportation organization to provide the programs,
28 activities and services enumerated in this chapter. After all
29 local transportation organization contracting options are
30 exhausted, the department may contract with a transportation

1 company to provide the programs, activities and services
2 enumerated in this chapter. The operation of the programs,
3 activities and services administered by the department and
4 provided by the local transportation organization or
5 transportation company under this subsection shall not be
6 subject to the jurisdiction of the Pennsylvania Public
7 Utility Commission.

8 * * *

9 Section 5. (Reserved).

10 Section 6. Section 1506(b)(1), (c) and (e) of Title 74 are
11 amended to read:

12 § 1506. Fund.

13 * * *

14 (b) Deposits to fund by department.--

15 (1) The following apply:

16 (i) [Except as provided under subparagraph (ii),
17 upon] Upon receipt, the department shall deposit into the
18 fund the revenues received by the department under 75
19 Pa.C.S. Ch. 89 (relating to Pennsylvania Turnpike) and
20 the lease agreement executed between the department and
21 the Pennsylvania Turnpike Commission under 75 Pa.C.S. §
22 8915.3 (relating to lease of Interstate 80; related
23 agreements). [as follows:

24 (A) For fiscal year 2007-2008, \$250,000,000.

25 (B) For fiscal year 2008-2009, \$250,000,000.

26 (C) For fiscal year 2009-2010, \$250,000,000.

27 (D) For fiscal year 2010-2011 and each fiscal
28 year thereafter, the amount calculated for the
29 previous fiscal year, increased by 2.5%.]

30 (ii) The deposits made to the fund under this

1 subsection shall equal [\$250,000,000 annually for each
2 fiscal year commencing after the expiration of the
3 conversion period if the conversion notice is not
4 received by the secretary prior to expiration of the
5 conversion period as set forth under 75 Pa.C.S. §
6 8915.3(3).] \$450,000,000 annually for each fiscal year
7 for fiscal years 2014-2015 through 2021-2022.

8 (iii) The deposits made to the fund under this
9 subsection shall equal \$50,000,000 annually for fiscal
10 year 2022-2023 and each fiscal year thereafter.

11 * * *

12 (c) Other deposits.--The following shall be deposited into
13 the fund annually:

14 (1) 4.4% of the amount collected under Article II of the
15 Tax Reform Code. Revenues under this paragraph shall be
16 deposited into the fund by the 20th day of each month for the
17 preceding month. The amount deposited under this paragraph is
18 estimated to be equivalent to the money available to the
19 department from the following sources:

20 (i) The Supplemental Public Transportation Account
21 established under former section 1310.1 (relating to
22 supplemental public transportation assistance funding).

23 (ii) The amount appropriated annually by the
24 Commonwealth from the General Fund for mass transit
25 programs pursuant to a General Appropriations Act.

26 (2) An amount of proceeds of Commonwealth capital bonds
27 as determined annually by the Secretary of the Budget.

28 (3) Revenue in the Public Transportation Assistance Fund
29 established under Article XXIII of the Tax Reform Code not
30 otherwise dedicated pursuant to law.

1 (3.1) (Reserved).

2 (3.2) The revenues deposited in the fund in accordance
3 with 75 Pa.C.S. § 1786 (relating to required financial
4 responsibility).

5 (3.3) The revenues deposited in the fund in accordance
6 with 75 Pa.C.S. § 3111(a.1)(2)(ii) (relating to obedience to
7 traffic-control devices).

8 (3.4) For fiscal year 2022-2023 and each fiscal year
9 thereafter, an amount equal to the amount collected under
10 Article II of the Tax Reform Code, multiplied by the ratio
11 that \$450,000,000 is to the total amount collected under
12 Article II of the Tax Reform Code in the fiscal year ending
13 June 30, 2021, or \$450,000,000, whichever is greater, shall
14 be transferred to the fund. The source of the transfer shall
15 be the revenue collected under section 238 of the Tax Reform
16 Code on motor vehicles, trailers and semi-trailers.

17 (4) Other appropriations, deposits or transfers to the
18 fund.

19 * * *

20 (e) Program funding amounts.--Subject to available funds,
21 the programs established under this chapter shall be funded
22 annually as follows:

23 (1) For the program established under section 1513
24 (relating to operating program), the following amounts shall
25 be allocated from the fund:

26 (i) [All] From the revenues deposited in the fund
27 under subsection (b) (1) [.]:

28 (A) For fiscal year 2013-2014, \$209,000,000 and
29 for fiscal year 2014-2015, \$187,000,000.

30 (B) For fiscal years 2015-2016 and 2016-2017,

1 \$110,000,000.

2 (C) For fiscal years 2017-2018 and each fiscal
3 year thereafter, \$25,000,000.

4 (ii) All revenues deposited in the fund under
5 subsection (b) (2).

6 (iii) [69.99%] 86.76% of the revenues deposited in
7 the fund under subsection (c) (1).

8 (iv) All revenues deposited into the fund under
9 subsection (c) (3).

10 (v) The following percentages of the revenue
11 deposited in the fund in accordance with 75 Pa.C.S. §
12 1904 (relating to collection and disposition of fees and
13 moneys):

14 (A) For fiscal year 2013-2014, 5.8%.

15 (A.1) For fiscal year 2014-2015, 8.8%.

16 (B) For fiscal years 2015-2016 and 2016-2017,
17 46.6%.

18 (C) For fiscal year 2017-2018 and each fiscal
19 year thereafter, 69.3%.

20 (vi) All revenue deposited into the fund under
21 subsection (c) (3.2).

22 (vii) Twenty-five million from the revenue deposited
23 into the fund under subsection (c) (3.4).

24 (2) [(i) Except as provided under subparagraph (ii),
25 for] For the program established under section 1514 (relating
26 to asset improvement program):

27 (A) By the proceeds of Commonwealth capital
28 bonds deposited into the fund under subsection (c)
29 (2).

30 [(A.1) For fiscal year 2007-2008, \$50,000,000

1 from the revenues received by the department under 75
2 Pa.C.S. Ch. 89 and the lease agreement executed
3 between the department and the Pennsylvania Turnpike
4 Commission under 75 Pa.C.S. § 8915.3. The amount
5 received by the department under this section shall
6 be deposited into the fund prior to distribution and
7 shall be in addition to the amounts received under
8 subsection (b) (1).

9 (B) For fiscal year 2008-2009, \$100,000,000 from
10 the revenues received by the department under 75
11 Pa.C.S. Ch. 89 and the lease agreement executed
12 between the department and the Pennsylvania Turnpike
13 Commission under 75 Pa.C.S. § 8915.3. The amount
14 received by the department under this section shall
15 be deposited into the fund prior to distribution and
16 shall be in addition to the amounts received under
17 subsection (b) (1).

18 (C) For fiscal year 2009-2010, \$150,000,000 from
19 the revenues received by the department under 75
20 Pa.C.S. Ch. 89 and the lease agreement executed
21 between the department and the Pennsylvania Turnpike
22 Commission under 75 Pa.C.S. § 8915.3. The amount
23 received by the department under this section shall
24 be deposited into the fund prior to distribution and
25 shall be in addition to the amounts received under
26 subsection (b) (1).

27 (D) For fiscal year 2010-2011 and each fiscal
28 year thereafter, the amount calculated for the prior
29 fiscal year increased by 2.5% from the revenues
30 received by the department under 75 Pa.C.S. Ch. 89

1 and the lease agreement executed between the
2 department and the Pennsylvania Turnpike Commission
3 under 75 Pa.C.S. § 8915.3. The amount received by the
4 department under this section shall be deposited into
5 the fund prior to distribution and shall be in
6 addition to the amounts received under subsection (b)
7 (1).]

8 (E) Ninety-five percent of the remaining revenue
9 deposited in the fund under subsection (b) (1) and
10 (c) (3.4), after the transfer of \$30,000,000 to the
11 Multimodal Transportation Fund under paragraph (6).

12 (F) The revenue deposited in the fund under
13 subsection (c) (3.3).

14 (G) The following percentages of revenue
15 deposited in the fund in accordance with 75 Pa.C.S. §
16 1904 (relating to collection and disposition of fees
17 and moneys):

18 (I) For fiscal year 2013-2014, 28.1%.

19 (II) For fiscal year 2014-2015, 35.1%.

20 (III) For fiscal years 2015-2016 and 2016-
21 2017, 20%.

22 (IV) For fiscal year 2017-2018 and each
23 fiscal year thereafter, 7.7%.

24 [(ii) If the conversion notice is not received by
25 the secretary prior to the end of the conversion period
26 as set forth in 75 Pa.C.S. § 8915.3(3), no additional
27 allocation shall be made under subparagraph (i).]

28 (3) For the program established under section 1516
29 (relating to programs of Statewide significance),

30 (i) 13.24% of the revenues deposited in the fund

1 under subsection (c) (1). [shall be allocated from the
2 fund.]

3 (ii) The revenue deposited in the fund under
4 subsection (b) (1) and (c) (3.4) remaining after the
5 allocation under paragraph (2) (E).

6 [(4) For the program established under section 1517
7 (relating to capital improvements program), 16.77% of the
8 revenues deposited in the fund under subsection (c) (1).
9 Additional funds for this program may be provided from the
10 funds allocated but not distributed based on the limitation
11 set forth under section 1513(c) (3).]

12 (5) For the program established under section 1517.1
13 (relating to Alternative Energy Capital Investments Program),
14 no more than \$60,000,000 of the revenue deposited in the fund
15 under subsection (c) may be allocated from the fund.

16 (6) Thirty million dollars of the revenue deposited in
17 the fund under subsection (b) (1) and (c) (3.4) shall be
18 transferred to the Multimodal Transportation Fund.

19 Section 7. Section 1507(a) (6) and (c) of Title 74 are
20 amended and subsection (a) is amended by adding a paragraph to
21 read:

22 § 1507. Application and approval process.

23 (a) Application.--An eligible applicant that wishes to
24 receive financial assistance under this chapter shall submit a
25 written application to the department on a form developed by the
26 department, which shall include the following:

27 * * *

28 (6) Evidence satisfactory to the department of the
29 commitment for matching funds required under this chapter
30 sufficient to match the projected financial assistance

1 payments [at the same times that the financial assistance
2 payments are to be provided.], provided no later than June 30
3 of the applicable fiscal year. If the evidence required under
4 this paragraph is not provided to the satisfaction of the
5 department, subsequent funding under section 1513 (relating
6 to operating program) shall be withheld until the applicant
7 meets the requirements of this paragraph.

8 (6.1) A statement of policy outlining the basic
9 principles for the adjustment of fare growth to meet the rate
10 of inflation.

11 * * *

12 (c) Restriction on use of funds.--[Financial] Unless the
13 department grants the award recipient a waiver allowing the
14 funds to be used for a different purpose, financial assistance
15 under this chapter shall be used only for activities set forth
16 under the financial assistance agreement [unless the department
17 grants the award recipient a waiver allowing the funds to be
18 used for a different purpose]. The department's regulations
19 shall describe circumstances under which it will consider waiver
20 requests and shall set forth all information to be included in a
21 waiver request. The [maximum duration of a waiver shall be one
22 year, and a] waiver request shall include a plan of corrective
23 action to demonstrate that the award recipient does not have an
24 ongoing need to use financial assistance funds for activities
25 other than those for which funds were originally awarded. The
26 duration of the waiver may not exceed the duration of the plan
27 of corrective action. The department shall monitor
28 implementation of the plan of corrective action. If the plan of
29 corrective action is not implemented by the local transportation
30 organization, the department shall rescind the waiver approval.

1 Section 8. Sections 1511 and 1512 of Title 74 are amended to
2 read:

3 § 1511. Report to Governor and General Assembly.

4 [The following shall apply:

5 (1) Except as provided in paragraph (2), the] The
6 department shall submit a public passenger transportation
7 performance report to the Governor and the General Assembly
8 by April 30 of each year, covering the prior fiscal year.

9 [(2) The report covering the 2005-2006 fiscal year shall
10 be submitted by July 31, 2007.]

11 § 1512. Coordination and consolidation.

12 (a) Coordination.--Coordination is required in regions where
13 two or more award recipients have services or activities for
14 which financial assistance is being provided under this chapter
15 to assure that the services or activities are provided
16 efficiently and effectively.

17 (b) Consolidation and mutual cooperation.--

18 (1) The department, in consultation with local
19 governments and local transportation organizations, shall
20 study the feasibility of consolidation and mutual cooperation
21 among local transportation organizations as a means of
22 reducing annual expenses without loss of service to the
23 communities they serve. The study shall examine the creation
24 of service regions or mutual cooperation pacts to determine
25 whether either method would reduce annual expenses. The
26 feasibility analysis is to include a cost-benefit analysis
27 and operational analysis.

28 (2) If the results of a feasibility analysis under
29 paragraph (1) estimate an annual net savings at the time of
30 completion of the study, the transportation organization and

1 local government may implement the recommended action.

2 (3) The department shall waive the match requirement
3 under sections 1513 (relating to operating program) and 1514
4 (relating to asset improvement program) for five fiscal years
5 for the transportation organization's participation in the
6 recommended action under paragraph (2) in an amount not to
7 exceed the estimated annual net savings of the implemented
8 recommendations.

9 (c) Funding for merger and consolidation incentives and
10 mutual cooperation pacts.--A capital project that is needed to
11 support a local transportation organization that has agreed to
12 merge and consolidate operations and administration or share
13 facilities or staff through a mutual cooperation pact to achieve
14 cost and service efficiencies shall be eligible for financial
15 assistance under this chapter. The application for financial
16 assistance must do all the following:

17 (1) Identify the efficiencies in a merger and
18 consolidation plan or mutual cooperation pact.

19 (2) Include the expected net dollar savings that will
20 result from the merger, consolidation or pact.

21 Section 9. Sections 1514(c) and 1516(b)(1) and (e) of Title
22 74 are amended and the sections are amended by adding
23 subsections to read:

24 § 1514. Asset improvement program.

25 * * *

26 (c) Local match requirements.--

27 (1) Financial assistance under this section shall be
28 matched by local or private cash funding in an amount not
29 less than 3.33% of the amount of the financial assistance
30 being provided. The source of funds for the local match shall

1 be subject to the requirements of section 1513(d) (3)
2 (relating to operating program).

3 (2) The secretary may waive up to 75% of the local match
4 required under paragraph (1), upon the written request of an
5 applicant accompanied by the applicant's justification for
6 the waiver.

7 * * *

8 (e.1) Distribution.--The department shall allocate financial
9 assistance under this section on a percentage basis of available
10 funds each fiscal year as follows:

11 (1) The local transportation organization organized and
12 existing under Chapter 17 (relating to metropolitan
13 transportation authorities) as the primary provider of public
14 passenger transportation for the counties of Bucks, Chester,
15 Delaware, Montgomery and Philadelphia shall receive 69.4% of
16 the funds available for distribution under this section.

17 (2) The local transportation organization organized and
18 existing under the act of April 6, 1956 (1955 P.L.1414,
19 No.465), known as the Second Class County Port Authority Act,
20 as the primary provider of public transportation for the
21 county of Allegheny shall receive 22.6% of the funds
22 available for distribution under this section.

23 (3) Other local transportation organizations organized
24 and existing as the primary providers of public passenger
25 transportation for the counties of this Commonwealth not
26 identified under paragraph (1) or (2) shall receive 8% of the
27 funds available for distribution under this section. The
28 department shall allocate the funds under this paragraph
29 among the local transportation organizations.

30 (4) Notwithstanding paragraphs (1), (2) and (3) and

1 before distributing the funds under paragraph (1), (2) or
2 (3), the department shall set aside 5% of the funds available
3 for distribution under this section for discretionary use and
4 distribution by the secretary.

5 * * *

6 § 1516. Programs of Statewide significance.

7 * * *

8 (b) Persons with disabilities.--The department shall
9 establish and administer a program providing reduced fares to
10 persons with disabilities on community transportation services
11 and to provide financial assistance for start-up, administrative
12 and capital expenses related to reduced fares for persons with
13 disabilities. All of the following shall apply:

14 (1) A community transportation system operating in the
15 Commonwealth other than in [counties of the first and second
16 class] a county of the first class may apply for financial
17 assistance under this subsection.

18 * * *

19 (e) Technical assistance [and demonstration], demonstration
20 and emergency.--The department is authorized to provide
21 financial assistance under this section for technical
22 assistance, research and short-term demonstration or emergency
23 projects. All of the following shall apply:

24 (1) A local transportation organization or an agency or
25 instrumentality of the Commonwealth may apply to the
26 department for financial assistance under this subsection.

27 (2) Financial assistance provided under this subsection
28 may be used for reimbursement for any approved operating or
29 capital costs related to technical assistance and
30 demonstration program projects. Financial assistance for

1 short-term demonstration projects may be provided at the
2 department's discretion on an annual basis based on the level
3 of financial commitment provided by the award recipient to
4 provide ongoing future funding for the project as soon as the
5 project meets the criteria established by the department and
6 the award recipient. Financial assistance for this purpose
7 shall not be provided for more than three fiscal years.
8 Financial assistance may be provided to meet any short-term
9 emergency need that requires immediate attention and cannot
10 be funded through other sources.

11 (3) Financial assistance under this subsection provided
12 to a local transportation organization shall be matched by
13 local or private cash funding in an amount not less than
14 3.33% of the amount of the financial assistance being
15 provided. The sources of funds for the local match shall be
16 subject to the requirements of section 1513(d)(3) (relating
17 to operating program).

18 (4) As follows:

19 (i) For short-term demonstration projects awarded
20 financial assistance under this subsection, the
21 department shall determine if the demonstration project
22 was successful based upon the performance criteria
23 established prior to the commencement of the
24 demonstration project and approved by the department.

25 (ii) If the department determines that the
26 demonstration project was successful, the local
27 transportation organization or agency or instrumentality
28 of the Commonwealth that conducted the demonstration
29 project shall be eligible to apply for and receive funds
30 under section 1513 to sustain and transition the

1 demonstration project into regularly scheduled public
2 passenger transportation service.

3 (iii) During the first year in which the
4 demonstration project is eligible for and applies for
5 financial assistance under section 1513, the local
6 transportation organization or agency or instrumentality
7 of the Commonwealth that conducted the demonstration
8 project and transitioned it to regularly scheduled public
9 passenger transportation service shall be eligible to
10 receive financial assistance up to 65% of the
11 transportation service's prior fiscal year operating
12 costs or expenses for the service as an initial base
13 operating allocation.

14 (iv) The initial base operating allocation shall be
15 taken from the growth under section 1513 over the prior
16 year before distributing the remainder of the formula
17 described in section 1513.

18 (f) Shared Ride Community Transportation Service Delivery
19 Pilot Program.--

20 (1) The department may develop and implement a pilot
21 program to test and evaluate new models of paying for and
22 delivering shared ride and community transportation. The
23 goals of the program are as follows:

24 (i) Develop a community transportation delivery
25 model that can be managed to stay within budget.

26 (ii) Develop community transportation service
27 standards with need-based priorities.

28 (iii) Develop a business model and fare structure
29 that work across funding programs.

30 (iv) Maximize efficiency and effectiveness of the

1 services.

2 (2) The department shall establish an advisory committee
3 to provide guidance and input for pilot planning, start-up,
4 operations, data collection and post pilot evaluation. The
5 committee shall be comprised of the following:

6 (i) A member appointed by the President pro tempore
7 of the Senate.

8 (ii) A member appointed by the Minority Leader of
9 the Senate.

10 (iii) A member appointed by the Speaker of the House
11 of Representatives.

12 (iv) A member appointed by the Minority Leader of
13 the House of Representatives.

14 (v) Two members from the Pennsylvania Public Transit
15 Association appointed by the secretary.

16 (vi) A member appointed by the secretary to
17 represent people with disabilities.

18 (vii) A member appointed by the Secretary of Aging
19 to represent senior citizens.

20 (viii) A member appointed by the Secretary of Public
21 Welfare to represent people using medical assistance
22 transportation.

23 (ix) A member of the County Commissioners
24 Association appointed by the secretary.

25 (x) The secretary or a designee.

26 (xi) The Secretary of Aging or a designee.

27 (xii) The Secretary of the Budget or a designee.

28 (xiii) The Secretary of Public Welfare or a
29 designee.

30 (3) The department shall work with the committee to

1 define potential pilot models within 12 months of the
2 effective date of this subsection.

3 (4) The department shall publish the notice of
4 availability of the program models and framework in the
5 Pennsylvania Bulletin and receive applications from counties
6 and shared-ride community transportation systems interested
7 in participating in the program for the three-month period
8 following the publication of the notice.

9 (5) The department may work with the committee to
10 redefine the basis for payment using lottery and other State
11 funding sources currently used to support community
12 transportation programs for selected pilot counties and
13 shared-ride community transportation systems to test new
14 methods of service delivery and payment. Each project must
15 have a business plan with management controls, service
16 standards and budget controls. The business plan shall be
17 reviewed by the committee prior to being implemented.

18 Section 10. Section 1517 of Title 74 is amended by adding a
19 subsection to read:

20 § 1517. Capital improvements program.

21 * * *

22 (f) Certification ends funding.--Financial assistance under
23 this section shall cease when the secretary certifies that funds
24 are no longer available for the program established under this
25 section.

26 Section 11. Title 74 is amended by adding a section to read:
27 § 1517.1. Alternative Energy Capital Investment Program.

28 (a) Establishment.--The department is authorized to
29 establish a competitive grant program to implement capital
30 improvements deemed necessary to support conversion of a local

1 transportation organization's fleet for use of an alternative
2 energy source, including compressed natural gas.

3 (b) Criteria.--The department shall establish criteria for
4 awarding grants under this section. Criteria shall, at a
5 minimum, include feasibility, cost/benefit analysis and project
6 readiness.

7 (c) Additional authorization.--Notwithstanding any other
8 provisions of this section or other law, the department may use
9 funds designated for the program established under subsection
10 (a) to supplement a local transportation organization's base
11 operating allocation under section 1513 (relating to operating
12 program) if necessary to stabilize an operating budget and
13 ensure that efficient services may be sustained to support
14 economic development and job creation and retention.

15 Section 12. Title 74 is amended by adding a chapter to read:

16 CHAPTER 21

17 MULTIMODAL FUND

18 Sec.

19 2101. Definitions.

20 2102. Multimodal Transportation Fund.

21 2103. Transfers and deposits to the fund.

22 2104. Use of money in the fund.

23 2105. Project selection criteria.

24 2106. Local match.

25 2107. Balanced Multimodal Transportation Policy Commission.

26 § 2101. Definitions.

27 The following terms and phrases when used in this chapter
28 shall have the following meanings given to them in this section
29 unless the context clearly indicates otherwise:

30 "Fund." The Multimodal Transportation Fund established in

1 section 2102 (relating to Multimodal Transportation Fund).

2 "Eligible program." Any of the following:

3 (1) A project which coordinates local land use with
4 transportation assets to enhance existing communities.

5 (2) A project related to streetscape, lighting, sidewalk
6 enhancement and pedestrian safety.

7 (3) A project improving connectivity or utilization of
8 existing transportation assets.

9 (4) A project related to transit-oriented development,
10 as defined in section 103 of the act of December 8, 2004
11 (P.L.1801, No.238), known as the Transit Revitalization
12 Investment District Act.

13 § 2102. Multimodal Transportation Fund.

14 A special fund is established within the State Treasury to be
15 known as the Multimodal Transportation Fund. Moneys in the fund
16 are hereby appropriated to the department, on a nonlapsing
17 basis.

18 § 2103. Transfers and deposits to the fund.

19 In addition to appropriations, deposits or transfers to the
20 fund, interest earned on money in the fund shall be deposited in
21 the fund.

22 § 2104. Use of money in the fund.

23 (a) Purposes.--Money in the fund shall be used as follows:

24 (1) To annually provide the following grants for
25 programs administered by the department:

26 (i) For programs related to aviation:

27 (A) \$5,000,000 in fiscal year 2013-2014.

28 (B) \$6,000,000 in fiscal year 2014-2015 and each
29 fiscal year thereafter.

30 (ii) For programs related to rail freight:

1 (A) \$8,000,000 in fiscal year 2013-2014.
2 (B) \$10,000,000 in fiscal year 2014-2015 and
3 each fiscal year thereafter.
4 (iii) For programs related to passenger rail:
5 (A) \$6,000,000 in fiscal year 2013-2014.
6 (B) \$8,000,000 in fiscal year 2014-2015 and each
7 fiscal year thereafter.
8 (iv) For programs related to ports and waterways:
9 (A) \$8,000,000 in fiscal year 2013-2014.
10 (B) \$10,000,000 in fiscal year 2014-2015 and
11 each fiscal year thereafter.
12 (v) \$2,000,000 for programs related to bicycle and
13 pedestrian facilities.
14 (2) To annually pay costs incurred by the department for
15 activities directly initiated or undertaken by the department
16 related to eligible programs in accordance with all of the
17 following:
18 (i) Activities shall be initiated or undertaken in
19 consultation with the chairman and minority chairman of
20 the Transportation Committee of the Senate and the
21 chairman and minority chairman of the Transportation
22 Committee of the House of Representatives.
23 (ii) Costs may be incurred as follows:
24 (A) \$0 for fiscal year 2013-2014.
25 (B) Not to exceed \$20,000,000 for fiscal year
26 2014-2015.
27 (C) Not to exceed \$40,000,000 annually in fiscal
28 year 2015-2016 and each fiscal year thereafter,
29 \$35,000,000 of which shall be from revenues deposited
30 into the fund under 75 Pa.C.S. § 9502(a) (relating to

1 imposition of tax).

2 (3) To annually pay costs incurred by the department in
3 the administration of the programs specified in paragraph (1)
4 as appropriated by the General Assembly.

5 (4) Annually, any money not allocated under paragraphs
6 (1), (2) and (3) or as provided in subsection (b) shall be
7 transferred to the Commonwealth Financing Authority and used
8 to fund eligible programs. The authority shall develop
9 guidelines for use of the money for eligible programs, which
10 shall include the requirements of section 2106 (relating to
11 local match).

12 (b) Automatic adjustments.--

13 (1) For the initial adjustment, the department shall do
14 all of the following:

15 (i) Determine the percentage increase in the
16 Consumer Price Index for All Urban Consumers for the
17 period beginning August 1, 2013, and ending January 31,
18 2015.

19 (ii) Apply, as of July 1, 2015, the increase under
20 subparagraph (i) to every grant amount under subsection
21 (a)(1).

22 (2) For subsequent adjustments, the department shall do
23 all of the following:

24 (i) Determine the percentage increase in the
25 Consumer Price Index for All Urban Consumers for the
26 period beginning February 1, 2015, and ending January 31,
27 2017, and for each succeeding 24-month period.

28 (ii) Apply, as of July 1, 2017, the increase under
29 subparagraph (i) to the then current grant amount under
30 subsection (a)(1).

1 § 2105. Project selection criteria.

2 The department shall award grants under section 2104(a)(1)
3 (relating to use of money in the fund) on a competitive basis.

4 The department may not reserve, designate or set aside a
5 specific level of funding or percentage of funds to an applicant
6 prior to the completion of the application process; nor may the
7 department designate a set percentage of funds to an applicant.

8 § 2106. Local match.

9 Unless otherwise specified by law, financial assistance under
10 section 2104(a)(2) and (4) shall be matched by local funding in
11 an amount not less than 30% of the non-Federal share of the
12 project costs. Matching funds from a county or municipality
13 shall only consist of cash contributions provided by one or more
14 counties or municipalities.

15 § 2107. Balanced Multimodal Transportation Policy Commission.

16 (a) Commission.--There is established a Balanced Multimodal
17 Transportation Policy Commission to study and make
18 recommendations on developing and maintaining a balanced
19 multimodal transportation policy for this Commonwealth.

20 (b) Members.--The commission shall consist of the following
21 members:

22 (1) The Secretary of Transportation.

23 (2) The Secretary of Community and Economic Development.

24 (3) The Secretary of Environmental Protection.

25 (4) One appointment from each of the following:

26 (i) the President pro tempore of the Senate;

27 (ii) the Minority Leader of the Senate;

28 (iii) the Speaker of the House of Representatives;

29 and

30 (iv) the Minority Leader of the House of

1 Sec.

2 5931. Scope of subchapter.

3 5932. Definitions.

4 5933. Customer facility charge.

5 § 5931. Scope of subchapter.

6 This subchapter relates to consolidated rental car facilities
7 in cities of the first class.

8 § 5932. Definitions.

9 The following words and phrases when used in this subchapter
10 shall have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Airport." A public international airport located partially
13 in a city of the first class and partially in an adjacent
14 municipality.

15 "Airport owner." Any of the following:

16 (1) A city which owns and operates an airport.

17 (2) An authority created by a city to own and operate an
18 airport or any portion or activities of the airport.

19 "Airport property." Property owned and operated by an
20 airport owner, including property that is leased, licensed or
21 available for use by the airport owner.

22 "City." A city of the first class.

23 "Concession agreement." A regulation, contract, permit,
24 license or other agreement entered into between an airport owner
25 and a vehicle rental company which includes the terms and
26 conditions under which the company may conduct any aspect of its
27 rental vehicle business at the airport or through the use of
28 airport property, including a vehicle rental company which
29 provides a customer access to a vehicle or executes a rental
30 contract on or off airport property.

1 "Customer facility charge." A fee assessed on each motor
2 vehicle rental under this subchapter for the purposes described
3 in section 5933(g) (relating to customer facility charge).

4 "Motor vehicle." A private passenger motor vehicle that
5 meets all of the following:

6 (1) Is designed to transport not more than 15
7 passengers.

8 (2) Is rented for 29 or fewer continuous days without a
9 driver.

10 (3) Is part of a fleet of at least five passenger
11 vehicles used for the purpose under paragraph (2).

12 "Rental facility." A consolidated facility for the use of a
13 vehicle rental company to conduct business on airport property.

14 "Rental facility agreement." A written agreement entered
15 into between an airport owner and vehicle rental companies which
16 includes the following:

17 (1) Location, scope of operations and general design of
18 the rental facility, a rental facility improvement and a
19 transportation system which connects to a terminal or related
20 structure.

21 (2) The manner in which the proceeds of the customer
22 facility charge are to be used as provided in section
23 5933(g).

24 (3) A procedure and requirement for a consultation with
25 vehicle rental companies regarding the implementation of this
26 subchapter and for the disclosure to vehicle rental companies
27 of information relating to the collection and use of the
28 customer facility charge.

29 (4) A methodology and procedure by which the amount of
30 the customer facility charge will be calculated and adjusted.

1 (5) Any other provision agreed to by the airport owner
2 and the vehicle rental companies.

3 "Rental facility improvement." A facility or structure on
4 airport property needed for development or use of the rental
5 facility. The term includes costs necessary for planning,
6 financing, designing, constructing, equipping or furnishing the
7 rental facility improvements.

8 "Rental facility operations and maintenance expenses." The
9 cost of operating and maintaining a rental facility.

10 "Transportation system." A system which transports an
11 arriving or departing vehicle rental customer between a terminal
12 and related structure and the rental facility.

13 "Transportation system costs." The portion of total costs
14 incurred to design, finance, construct, operate and maintain a
15 transportation system which reflects the usage or benefit of the
16 system to vehicle rental companies and their customers.

17 "Vehicle rental company." A person engaged in the business
18 of renting a motor vehicle in this Commonwealth that provides a
19 motor vehicle rental to a customer and utilizes airport property
20 in any aspect of its business, notwithstanding if other aspects
21 of its business are not conducted on airport property, including
22 to do any of the following on an airport property:

23 (1) Contact customers or pick up or drop off customers.

24 (2) Advertise the availability of a vehicle rental
25 service.

26 § 5933. Customer facility charge.

27 (a) Imposition.--

28 (1) Except as set forth in paragraph (2), a city may
29 impose a customer facility charge of not more than \$8 per
30 rental day on a customer renting a motor vehicle from a

1 vehicle rental company doing business at an airport.

2 (2) Notwithstanding paragraph (1), a rental facility
3 agreement may provide for a customer facility charge in
4 excess of \$8 per rental day.

5 (3) A customer facility charge may be imposed
6 notwithstanding the absence of authority in a regulation or
7 concession agreement.

8 (4) A customer facility charge may not affect the
9 validity or enforceability of a concession agreement.

10 (b) Amendment.--The following shall apply:

11 (1) The customer facility charge may be increased beyond
12 \$8 per rental day by written amendment to an existing rental
13 facility agreement signed by the parties to the rental
14 facility agreement or the parties' successors or assigns. An
15 increase to the customer facility charge under this paragraph
16 may only occur one time each year.

17 (2) A city may decrease the amount of the customer
18 facility charge at any time without the requirement of an
19 amendment to an existing rental facility agreement.
20 Following a decrease in the amount of the customer facility
21 charge by the city, the city may increase the amount of the
22 customer facility charge without the requirement of an
23 amendment to an existing rental facility agreement if the
24 amount of the customer facility charge does not exceed the
25 amount that was in effect prior to the decrease. An increase
26 beyond that amount shall require a written amendment to the
27 existing rental facility agreement signed by the parties to
28 the rental facility agreement or the parties' successors or
29 assigns.

30 (c) Rental facility agreement.--

1 (1) A rental facility agreement shall take effect and be
2 enforceable if, at the time it is executed, it is signed by
3 the airport owner and at least 80% of the vehicle rental
4 companies which utilized airport property and which together
5 provided at least 90% of the motor vehicle rentals utilizing
6 airport property in the most recently completed calendar
7 year.

8 (2) The terms of a rental facility agreement may be
9 interpreted and enforced by a court of competent jurisdiction
10 through the imposition of a mandatory or prohibitive
11 injunction. Monetary damages may not be awarded to a vehicle
12 rental company or to a person required to pay the customer
13 facility charge for a violation of the terms and conditions
14 of the rental facility agreement.

15 (d) Limitations.--

16 (1) Notwithstanding the authorization for the use of the
17 proceeds of the customer facility charge under subsection (g)
18 and except as provided in paragraph (2), until a rental
19 facility agreement is executed, the proceeds of the customer
20 facility charge may be used only for planning, design,
21 feasibility studies and other preliminary expenses necessary
22 for the uses authorized in subsection (g).

23 (2) If a rental facility agreement is not executed
24 within two years following the date a vehicle rental company
25 is required to begin collecting the customer facility charge,
26 a city may continue to impose and collect the customer
27 facility charge authorized under this section after notice to
28 the vehicle rental companies. The city may use the proceeds
29 of the customer facility charge in the manner authorized by
30 subsection (g) except that any expenses imposed on vehicle

1 rental companies may not exceed the proceeds of the customer
2 facility charge.

3 (e) Additional cost.--A customer facility charge shall be in
4 addition to other motor vehicle rental fees and taxes imposed
5 under law, except that the customer facility charge may not
6 constitute part of the purchase price of a motor vehicle rental
7 imposed under any of the following:

8 (1) Article II of the act of March 4, 1971 (P.L.6,
9 No.2), known as the Tax Reform Code of 1971.

10 (2) The act of June 5, 1991 (P.L.9, No.6), known as the
11 Pennsylvania Intergovernmental Cooperation Authority Act for
12 Cities of the First Class.

13 (3) A law similar to the statutes under paragraphs (1)
14 and (2).

15 (f) Collection.--The following shall apply:

16 (1) A customer facility charge shall be:

17 (i) collected from a customer by a vehicle rental
18 company and held in a segregated trust fund for the
19 benefit of the airport owner; and

20 (ii) paid to the airport owner:

21 (A) by the last day of the month following the
22 month in which the customer facility charges are
23 collected; or

24 (B) if necessary to facilitate a pledge under
25 subsection (h), at an earlier date as designated by
26 the airport owner, but not sooner than the 15th day
27 of the month following the month in which the
28 customer facility charge is collected.

29 (2) A customer facility charge shall not constitute
30 gross receipts or income of a vehicle rental company for the

1 purpose of tax imposed by the Commonwealth, a city or a
2 municipality.

3 (3) Money in a segregated trust fund under paragraph (1)
4 may not be pledged, subjected to a lien or encumbered by a
5 vehicle rental company.

6 (g) Use.--Proceeds of the customer facility charge shall be
7 deposited by the airport owner into a segregated account to be
8 used solely for:

9 (1) The planning, development, financing, construction
10 and operation of a rental facility and rental facility
11 improvements.

12 (2) Transportation system costs.

13 (3) A rental facility operation and maintenance
14 expenses.

15 (h) Pledge.--An airport owner may pledge customer facility
16 charge revenues for any of the following:

17 (1) To support debt to finance any use authorized under
18 subsection (g).

19 (2) The creation and maintenance of reasonable reserves
20 and for the payment of debt service for any use authorized
21 under subsection (g).

22 (i) Administration.--An airport owner may do any of the
23 following:

24 (1) Require a vehicle rental company to provide periodic
25 statements of account, file returns, authorize payments and
26 maintain records, in accordance with the vehicle rental
27 company's obligations under this subchapter.

28 (2) Conduct an examination to ensure a vehicle rental
29 company's compliance with its obligations under this
30 subchapter and may do the following:

- 1 (i) Collect an amount due.
- 2 (ii) Impose a lien and file a suit to recover an
3 amount due.
- 4 (iii) Grant a refund.
- 5 (iv) Require the payment of an authorized addition
6 to a customer facility charge, interest and penalty.
- 7 (v) Adopt rules and regulations to implement this
8 section.
- 9 (vi) Seek criminal penalties for failure to comply
10 with the requirements of this subchapter in the same
11 manner as a city is authorized to do under law for the
12 collection of taxes.

13 (j) Commonwealth agreement.--The Commonwealth agrees as
14 follows:

15 (1) With any person, firm or corporation, government
16 agency, whether in this Commonwealth or elsewhere, and with
17 any Federal agency subscribing to or acquiring debt
18 obligations secured by customer facility charges, that the
19 Commonwealth will not limit or alter the rights vested in the
20 airport owner under this subchapter in a manner inconsistent
21 with the obligations of an airport owner to the obligees of
22 the airport owner until all debt obligations secured by
23 customer facility charges and interest on the debt
24 obligations are fully paid or provided for.

25 (2) With any Federal agency that, if the Federal agency
26 contributes funds to support any projects needed for the
27 implementation of this subchapter, the Commonwealth will not
28 alter or limit the rights and powers of the airport owner in
29 a manner which would be inconsistent with the due performance
30 of any agreement between the airport owner and a Federal

1 agency of which the Commonwealth has knowledge.

2 Section 14. Sections 8105(b)(2) and 8121 of Title 74 are
3 amended to read:

4 § 8105. Commission.

5 * * *

6 (b) Vacancies and terms.--

7 * * *

8 (2) The appointed member shall serve for a term of four
9 years. Upon the expiration of this term, the appointed member
10 may continue to hold office for 90 days or until his
11 successor shall be duly appointed and qualified, whichever is
12 less. A member may not serve more than two terms.

13 * * *

14 § 8121. [(Reserved).] Annual hearing.

15 Upon request, at least one commission member shall testify at
16 a public hearing before the Appropriations Committee of the
17 Senate and the Appropriations Committee of the House of
18 Representatives each year to present information on turnpike
19 operations and coordination with other State agencies.

20 Section 15. (Reserved).

21 Section 16. (Reserved).

22 Section 17. Sections 8204(b)(1) and 9119(a)(1) of Title 74
23 are amended to read:

24 § 8204. Code of conduct.

25 * * *

26 (b) Audit.--

27 (1) At least once every [four] two years, the Department
28 of the Auditor General shall review the performance,
29 procedures, operating budget, capital budget and debt of the
30 commission and shall audit the accounts of the commission.

1 * * *

2 § 9119. Applicability of other laws.

3 (a) General rule.--Except as provided under subsection (b),
4 all provisions of laws related to the development, construction,
5 operation or financing of a transportation project in effect on
6 the date the public-private transportation partnership agreement
7 is fully executed shall apply to a public-private transportation
8 partnership agreement entered into between a proprietary public
9 entity and a development entity. The provisions shall include:

10 (1) The act of May 1, 1913 (P.L.155, No.104), referred
11 to as the Separations Act[.]; however, the development entity
12 selected under section 9109 (relating to selection of
13 development entities) shall be the person whose duty it is to
14 receive separate bids and award and enter into separate
15 contracts for each of the subject branches of work required
16 for the erection, construction and alteration of a public
17 building under a public-private transportation partnership
18 agreement.

19 * * *

20 Section 18. Title 74 is amended by adding chapters to read:

21 CHAPTER 92

22 TRAFFIC SIGNALS

23 Sec.

24 9201. Definitions.

25 9202. Maintenance agreement.

26 § 9201. Definitions.

27 The following words and phrases when used in this chapter
28 shall have the meanings given to them in this section unless the
29 context clearly indicates otherwise:

30 "Critical corridor." Either of the following:

1 (1) A State highway segment intersecting with a limited
2 access ramp identified by the secretary.

3 (2) A State highway segment with bidirectional average
4 annual daily traffic greater than 10,000 vehicles as
5 determined by the department's Roadway Management System.

6 "Department." The Department of Transportation of the
7 Commonwealth.

8 "Designated traffic corridor." A State highway segment,
9 other than a critical corridor, determined by the secretary to
10 be subject to the provisions of this chapter.

11 "Existing agreement." An agreement between the department
12 and a municipality for the maintenance of a traffic signal
13 existing prior to the effective date of this section.

14 "Municipality." A city, borough, town or township.

15 "Maintenance." The activity of keeping a traffic signal in
16 proper working condition during the useful life of the traffic
17 signal.

18 "Replace." The modernization of an existing traffic signal
19 within a designated traffic corridor.

20 "Synchronize." The coordination of the timing of all traffic
21 signals within a designated traffic corridor for the purpose of
22 operating as a single system.

23 "Timing." The programming of traffic signals within a
24 designated traffic corridor in order to synchronize the signals.

25 § 9202. Maintenance agreement.

26 (a) Agreement.--A municipality may enter into an agreement
27 with the department to replace, synchronize and time traffic
28 signals located within a designated traffic corridor. The terms
29 of the agreement may specify that the municipality provide
30 services to the department. The agreement shall not exceed the

1 time period of the useful life of the traffic signals. The
2 municipality shall, during the duration of the agreement,
3 properly maintain and time the traffic signals in accordance
4 with the agreement.

5 (b) Critical corridors.--A municipality shall enter into an
6 agreement with the department under terms specified under
7 subsection (a) for critical corridors. A municipality shall
8 provide to the department in a timely manner all traffic and
9 intersection data that the municipality maintains for critical
10 corridors and establish and agree to an operations plan with the
11 department for critical corridors.

12 (c) Prioritization.--The department shall prioritize
13 critical corridors and designated traffic corridors where proper
14 signalization will provide the most benefit to the traveling
15 public and reduce congestion. Priorities shall be reevaluated
16 and updated as part of the 12-year transportation improvement
17 plan cycle.

18 (d) Intergovernmental cooperation.--Two or more
19 municipalities may enter into an agreement with the department
20 if a designated traffic corridor is located in two or more
21 municipalities.

22 (e) Maintenance.--If the department determines that one or
23 more traffic signals are not being maintained or timed in
24 accordance with an agreement under subsection (a) or an existing
25 agreement, the department shall provide written notice to all
26 municipalities subject to the agreement no less than 60 days
27 prior to taking any action to correct the deficient maintenance
28 and timing. The written notice shall specify the maintenance and
29 timing deficiencies that are to be corrected.

30 (1) A municipality subject to an agreement under

1 subsection (a) shall have 60 days to correct the deficiencies
2 contained in the written notice or to contest, in writing,
3 the findings of the department within 30 days following
4 receipt of the written notice.

5 (2) The requirement that the municipality correct the
6 deficiencies within 60 days following receipt of the written
7 notice shall be temporarily stayed, if the municipality
8 timely contests the department's findings in writing.

9 (3) A municipality that contests the deficiencies
10 specified in the written notice shall have 30 days to reach a
11 written understanding with the department related to the
12 deficiencies specified in the written notice.

13 (4) If the department and the municipality do not reach
14 a written understanding under paragraph (3), the department
15 and the municipality shall select a civil engineer licensed
16 by the Commonwealth who has substantial experience in traffic
17 engineering to mediate the dispute. The engineer chosen must
18 not be under an existing contract with the department or
19 municipality unless the contract is specifically related to
20 traffic signal mediation.

21 (f) Failure of municipality to perform.--If a municipality
22 that has entered into an agreement with the department under
23 subsection (a) fails to meet the requirements of subsection (e)
24 (1) or (2), the department may take action to correct the
25 deficiencies specified in the notice under subsection (e).

26 (g) Payment for failure to correct deficiencies.--If the
27 department takes action under subsection (f), the department may
28 deduct the actual costs of correcting the deficiencies in
29 maintenance and timing from the payments made to the
30 municipality under the act of June 1, 1956 (1955 P.L.1944,

1 No.655), referred to as the Liquid Fuels Tax Municipal
2 Allocation Law, and 75 Pa.C.S. Chs. 89 (relating to Pennsylvania
3 Turnpike) and 95 (relating to taxes for highway maintenance and
4 construction).

5 CHAPTER 93

6 BRIDGE BUNDLING PROGRAM

7 Sec.

8 9301. Definitions.

9 9302. Bundling authorization.

10 9303. Bridge Bundling Program.

11 9304. Special exceptions.

12 § 9301. Definitions.

13 The following words and phrases when used in this chapter
14 shall have the meanings given to them in this section unless the
15 context clearly indicates otherwise:

16 "Bridge capital budget act." The act of December 8, 1982
17 (P.L.848, No.235), known as the Highway-Railroad and Highway
18 Bridge Capital Budget Act for 1982-1983.

19 "Department." The Department of Transportation of the
20 Commonwealth.

21 "Determination." A decision by the department as to the
22 eligibility, recommendation and inclusion in the program.

23 "Local government." A county, city, borough, town or
24 township.

25 "Program." The Bridge Bundling Program.

26 § 9302. Bundling authorization.

27 Notwithstanding any other law, the department is authorized
28 to bundle the design and construction of bridges owned by the
29 Commonwealth or an instrumentality of the Commonwealth or a
30 local government as provided under this chapter.

1 § 9303. Bridge Bundling Program.

2 (a) Establishment.--The Bridge Bundling Program is
3 established within the department.

4 (b) Purpose.--The purpose of the program is to save costs
5 and time by allowing multiple bridges to be replaced or
6 rehabilitated as one project for design and construction
7 purposes.

8 (c) Eligibility.--Bridges shall be eligible for the program
9 if the bridges meet all of the following:

10 (1) Are within geographical proximity to each other.

11 (2) Are of similar size or design.

12 (3) Inclusion in the program will further the purpose of
13 the program.

14 (d) Implementation.--The department shall implement the
15 program as follows:

16 (1) The department shall annually develop a preliminary
17 list from different regions of this Commonwealth, on a
18 rotating basis, of bridges meeting eligibility requirements.

19 (2) The department shall notify local governments owning
20 bridges recommended for inclusion in that year's program.

21 (3) Following receipt of notification from the
22 department, the governing body of a local government shall
23 have 60 days to agree or refuse to participate in the
24 program. Failure to respond in writing within 60 days shall
25 be considered a refusal to participate in the program.

26 (4) Based on the response from local governments under
27 paragraph (3), the department shall make a determination of
28 bridges to be designed and constructed under the program and
29 provide a list of the bridges to the appropriate planning
30 organizations.

1 (4.1) A determination shall not be:

2 (i) considered to be an adjudication under 2 Pa.C.S.
3 Chs. 5 Subch. A (relating to practice and procedure of
4 Commonwealth agencies) and 7 Subch. A (relating to
5 judicial review of Commonwealth agency action); or

6 (ii) appealable to the department or a court of law.

7 (5) The following shall apply:

8 (i) A local government that agrees to participate in
9 the program for one or more of its bridges shall enter
10 into an agreement with the department. The agreement
11 shall define the department's responsibility for the
12 design and construction of the bridges and the continuing
13 ownership and maintenance responsibilities of the local
14 government for the bridges replaced or rehabilitated
15 under the program.

16 (ii) The local government shall have 90 days
17 following receipt of the agreement to execute and return
18 the agreement to the department.

19 (iii) Failure to return an agreement executed by
20 authorized local government officials under subparagraph
21 (ii) shall be deemed a refusal to participate in the
22 program.

23 (6) Upon full execution of an agreement under the
24 program, the department shall manage the project design and
25 construction in a manner consistent with the purpose of the
26 program.

27 (f) Itemization.--Notwithstanding any other law, bridges
28 determined to be eligible and recommended for the program by the
29 department shall not require specific itemization in a capital
30 budget.

1 § 9304. Special exceptions.

2 Notwithstanding section 2(c) of the bridge capital budget
3 act:

4 (1) A local government that participates in the program
5 shall be eligible for a reduction of up to 100%, as
6 determined by the secretary, of its share of local costs
7 associated with the design and construction of the bridge
8 determined to be eligible for the program by the secretary.

9 (2) A local government that refuses to participate, or
10 has been deemed to have refused to participate, in the
11 program after receiving notification from the department
12 under section 9303(d) (relating to Bridge Bundling Program)
13 shall be responsible for 30% of the non-Federal share of the
14 costs incurred with respect to the local government's bridges
15 replaced or rehabilitated under programs other than the
16 program established in this chapter.

17 CHAPTER 95

18 PUBLIC UTILITY FACILITIES

19 Sec.

20 9501. Adjustment.

21 § 9501. Adjustment.

22 (a) General rule.--The following shall apply:

23 (1) If, in the construction, reconstruction, widening or
24 relocation of a State highway, bridge or tunnel or a part of
25 a State highway, bridge or tunnel, it becomes necessary, in
26 the opinion of the department, to change, alter, adjust or
27 relocate a water line or sanitary sewer owned and operated by
28 a public utility, as defined in 66 Pa.C.S. § 102 (relating to
29 definitions), the department may make the change, alteration,
30 adjustment or relocation as may be required as a part of the

1 construction, reconstruction, widening or relocation.

2 (2) In addition to paragraph (1), the department may
3 also enter into agreements with the public utility for the
4 sharing of costs of the change, alteration, adjustment or
5 relocation. If, in the opinion of the department, the costs
6 should be shared by the department and a public utility and
7 the department is unable to agree with the public utility to
8 a division of costs, the department may proceed with the work
9 and petition the Pennsylvania Public Utility Commission for a
10 determination of the costs to be borne by each party.

11 (b) Declaration of policy.--A public utility under
12 subsection (a) shall be entitled to a reimbursement in a similar
13 manner as a city, borough, incorporated town, township and
14 municipal authority under section 412.1 of the act of June 1,
15 1945 (P.L.1242, No.428), known as the State Highway Law.

16 CHAPTER 96

17 STEEL PAINTING

18 Sec.

19 9601. Definitions.

20 9602. Prequalification of bidders.

21 § 9601. Definitions.

22 The following words and phrases when used in this chapter
23 shall have the meanings given to them in this section unless the
24 context clearly indicated otherwise:

25 "Department." The Department of Transportation of the
26 Commonwealth.

27 "QP1 certification." A painting contractor approval that
28 evaluates a contractor who performs surface preparation and
29 industrial coating application on steel structures in the field
30 to confirm the contractor's ability to provide quality work in

1 accordance with applicable safety, health and environmental
2 standards.

3 "OP2 certification." A painting contractor approval that
4 evaluates a contractor's ability to perform industrial hazardous
5 paint removal in a field operation to confirm the contractor's
6 ability to provide quality work in accordance with applicable
7 safety, health and environmental standards.

8 "Secretary." The Secretary of Transportation of the
9 Commonwealth.

10 § 9602. Prequalification of bidders.

11 (a) Establishment.--Notwithstanding any other provision of
12 law, the department shall establish procedures to authorize
13 third parties to prequalify competent and responsible bidders
14 for high performance and conventional steel painting for highway
15 and bridge projects.

16 (b) Certification.--Bidders eligible for prequalification
17 under subsection (a) shall have obtained a OP1 certification or
18 OP2 certification, as appropriate, as developed by the Society
19 for Protective Coatings, formerly known as the Steel Structures
20 Painting Council, or other certification that is substantially
21 equivalent to a OP1 or OP2 certification, as determined by the
22 secretary.

23 (c) Effectiveness.--The secretary's designation of a third
24 party to prequalify bidders under this section shall be
25 effective for a period not exceeding one year from the date of
26 the designation.

27 (d) Suspension or debarment.--Nothing under this section
28 shall prevent the department from suspending or debarring a
29 contractor, under the terms and conditions set forth in 67 Pa.
30 Code §§ 457.13 (relating to suspension or debarment) and 457.14

1 (relating to debarment appeals procedure), that has been
2 prequalified by a third party under this section.

3 Section 19. Section 1307(f) of Title 75 is amended and the
4 section is amended by adding a subsection to read:

5 § 1307. Period of registration.

6 * * *

7 (f) Optional permanent trailer registration.--[The] Except
8 as set forth in section 1920(c) (relating to trailers), the
9 registration of trailers permanently registered as provided in
10 section 1920(c) [(relating to trailers)] shall expire upon
11 salvaging of the vehicle or transfer of ownership.

12 (g) Election.--Upon application on a form prescribed by the
13 department, the owner or lessee of a motor vehicle, except a
14 motor vehicle registered under the International Registration
15 Plan and a motor vehicle with a seasonal registration or a
16 circus or carnival plate, may elect to pay an annual
17 registration fee for a two-year period. The fee shall be two
18 times the amount of the registration fee otherwise payable for
19 the motor vehicle under this title.

20 Section 19.1. Section 1332 of Title 75 is amended by adding
21 subsections to read:

22 § 1332. Display of registration plate.

23 * * *

24 (a.1) Motorcycle registration plate.--

25 (1) A registration plate issued for a motorcycle may be
26 mounted on the motorcycle in a vertical manner if:

27 (i) the identifying characters on the plate are
28 displayed in a vertical alignment; and

29 (ii) the mounting complies with all other provisions
30 of this section.

1 (2) A registration plate that has its identifying
2 characters displayed horizontally shall not be displayed and
3 mounted vertically.

4 (3) The department shall produce a registration plate
5 for motorcycles which displays the identifying characters on
6 the plate in a vertical alignment. The department shall issue
7 such a plate upon request and upon payment of a fee of \$20,
8 which shall be in addition to the annual registration fee.

9 (4) No later than January 1, 2016, the department shall
10 report to the chairman and minority chairman of the
11 Transportation Committee of the Senate and the chairman and
12 minority chairman of the Transportation Committee of the
13 House of Representatives on the number of motorcycle
14 registration plates issued in a vertical alignment, the cost
15 of issuance and any required revision to the fee so as to
16 maintain necessary financial support for the highway system
17 in this Commonwealth.

18 * * *

19 (d) Validating registration stickers.--Validating
20 registration stickers shall not be issued or required to be
21 displayed.

22 Section 20. Section 1353 of Title 75 is amended to read:

23 § 1353. Preserve our heritage registration plate.

24 The department, in consultation with the Pennsylvania
25 Historical and Museum Commission, shall design a special
26 preserve our heritage registration plate. Upon receipt of an
27 application, accompanied by a fee of [~~\$35~~] \$54 which shall be in
28 addition to the annual registration fee, the department shall
29 issue the plate for a passenger car, motor home, trailer or
30 truck with a registered gross weight of not more than 10,000

1 pounds. The Historical Preservation Fund shall receive [~~\$15~~] \$23
2 of each additional fee for this plate.

3 Section 21. Section 1354 of Title 75 is repealed:
4 [~~§ 1354. Flagship Niagara commemorative registration plate.~~

5 (a) Plate.--The department, in consultation with the
6 Pennsylvania Historical and Museum Commission, shall design a
7 Flagship Niagara commemorative registration plate. Upon
8 application of any person, accompanied by a fee of \$35 which
9 shall be in addition to the annual registration fee, the
10 department shall issue the plate for a passenger car, motor
11 home, trailer or truck with a registered gross weight of not
12 more than 10,000 pounds.

13 (b) Use of fee.--Of each fee paid under subsection (a), \$15
14 shall be deposited into the Flagship Niagara Account, which is
15 established as a special account in the Historical Preservation
16 Fund of the Pennsylvania Historical and Museum Commission. The
17 commission shall administer the account as follows:

18 (1) To preserve, maintain and operate the Flagship
19 Niagara.

20 (2) After making a determination that there has been
21 compliance with paragraph (1) for a fiscal year, to
22 contribute to the fund.]

23 Section 22. Section 1355 of Title 75 is amended to read:
24 § 1355. Zoological plate.

25 The department, in consultation with the Pennsylvania
26 Zoological Council, shall design a special zoological
27 registration plate. Upon application of any person, accompanied
28 by a fee of [~~\$35~~] \$54 which shall be in addition to the annual
29 registration fee, the department shall issue the plate for a
30 passenger car, motor home, trailer or truck with a registered

1 gross weight of not more than 10,000 pounds. The Zoological
2 Enhancement Fund shall receive [\$15] \$23 of the fee paid by the
3 applicant for the plate.

4 Section 22.1. Title 75 is amended by adding a section to
5 read:

6 § 1370. Report to General Assembly.

7 No later than January 1, 2015, and on January 1 of every
8 fifth year thereafter, the department shall report to the
9 chairman and minority chairman of the Transportation Committee
10 of the Senate and the chairman and minority chairman of the
11 Transportation Committee of the House of Representatives on the
12 utilization of special registration plates provided for in this
13 chapter. For each special registration plate, the report shall
14 include the number of plates then in use, the number of new
15 plates issued annually since the preceding report and make
16 recommendations regarding the need for the continued issuance of
17 such plates, including an analysis of usage, cost of issuance
18 and any required revision to fees so as to maintain necessary
19 financial support for the highway system in this Commonwealth.

20 Section 23. Section 1550(d)(2) of Title 75 is reenacted to
21 read:

22 § 1550. Judicial review.

23 * * *

24 (d) Documentation.--

25 * * *

26 (2) In any proceeding under this section, documents
27 received by the department from any other court or from an
28 insurance company shall be admissible into evidence to
29 support the department's case. In addition, if the department
30 receives information from a court by means of electronic

1 transmission or from an insurance company which is complying
2 with its obligation under Subchapter H of Chapter 17
3 (relating to proof of financial responsibility) by means of
4 electronic transmission, it may certify that it has received
5 the information by means of electronic transmission, and that
6 certification shall be prima facie proof of the adjudication
7 and facts contained in such an electronic transmission.

8 Section 24. Sections 1553(c), 1554(c), 1617, 1786(d), 1903,
9 1904, 1911, 1913, 1916(a), 1917, 1918, 1920(a) and (c), 1921,
10 1922, 1924, 1925, 1926(a) (b) and (c), 1926.1, 1927, 1928, 1929,
11 1930, 1931, 1931.1, 1932 and 1933 of Title 75 are amended to
12 read:

13 § 1553. Occupational limited license.

14 * * *

15 (c) Fee.--The fee for applying for an occupational limited
16 license shall be [\$50] \$65. This fee shall be nonrefundable and
17 no other fee shall be required.

18 * * *

19 § 1554. Probationary license.

20 * * *

21 (c) Fee.--The fee for applying for a probationary license
22 shall be [\$25] \$35. The fee shall be nonrefundable. The annual
23 fee for issuance of a probationary license shall be [\$50] \$75,
24 plus the cost of the photograph required in section 1510(a)
25 (relating to issuance and content of driver's license), which
26 shall be in addition to all other licensing fees.

27 * * *

28 § 1617. Fees.

29 Fees relating to commercial drivers' licenses to be collected
30 by the department under this chapter shall be in addition to any

1 other fees imposed under the provisions of this title and are as
2 follows:

3 (1) The annual fee for a commercial driver's license
4 designation shall be [\$10] \$15.

5 (2) In addition to any other restoration fee required by
6 this title, an additional restoration fee of [\$50] \$100 shall
7 be assessed and collected before reinstating a commercial
8 driver's operating privilege following a suspension or
9 revocation under this title or disqualification under this
10 chapter.

11 (3) If the commercial driving privilege of a driver is
12 disqualified, a Class C noncommercial or M license, if the
13 driver possesses the motorcycle qualification, may be
14 obtained upon payment of the fees associated with obtaining a
15 duplicate license.

16 (4) An additional fee of [\$10] \$15 shall be imposed for
17 the initial issuance or renewal of a commercial driver's
18 license with an "H" or "X" endorsement, in addition to the
19 cost of a criminal history background check as required by
20 the USA Patriot Act of 2001 (Public Law 107-56, 115 Stat.
21 272).

22 § 1786. Required financial responsibility.

23 * * *

24 (d) Suspension of registration and operating privilege.--

25 (1) The Department of Transportation shall suspend the
26 registration of a vehicle for a period of three months if it
27 determines the required financial responsibility was not
28 secured as required by this chapter and shall suspend the
29 operating privilege of the owner or registrant for a period
30 of three months if the department determines that the owner

1 or registrant has operated or permitted the operation of the
2 vehicle without the required financial responsibility. The
3 operating privilege shall not be restored until the
4 restoration fee for operating privilege provided by section
5 1960 (relating to reinstatement of operating privilege or
6 vehicle registration) is paid.

7 (1.1) In lieu of serving a registration suspension
8 imposed under this section, an owner or registrant may pay to
9 the department a civil penalty of \$500, the restoration fee
10 prescribed under section 1960 and furnish proof of financial
11 responsibility in a manner determined by the department. An
12 owner or registrant may exercise this option no more than
13 once in a 12-month period.

14 (2) Whenever the department revokes or suspends the
15 registration of any vehicle under this chapter, the
16 department shall not restore or transfer the registration
17 until the suspension has been served or the civil penalty has
18 been paid to the department and the vehicle owner furnishes
19 proof of financial responsibility in a manner determined by
20 the department and submits an application for registration to
21 the department, accompanied by the fee for restoration of
22 registration provided by section 1960. This subsection shall
23 not apply in the following circumstances:

24 (i) The owner or registrant proves to the
25 satisfaction of the department that the lapse in
26 financial responsibility coverage was for a period of
27 less than 31 days and that the owner or registrant did
28 not operate or permit the operation of the vehicle during
29 the period of lapse in financial responsibility.

30 (ii) The owner or registrant is a member of the

1 armed services of the United States, the owner or
2 registrant has previously had the financial
3 responsibility required by this chapter, financial
4 responsibility had lapsed while the owner or registrant
5 was on temporary, emergency duty and the vehicle was not
6 operated during the period of lapse in financial
7 responsibility. The exemption granted by this paragraph
8 shall continue for 30 days after the owner or registrant
9 returns from duty as long as the vehicle is not operated
10 until the required financial responsibility has been
11 established.

12 (iii) The insurance coverage has terminated or
13 financial responsibility has lapsed simultaneously with
14 or subsequent to expiration of a seasonal registration,
15 as provided in section 1307(a.1) (relating to period of
16 registration).

17 (3) An owner whose vehicle registration has been
18 suspended under this subsection shall have the same right of
19 appeal under section 1377 (relating to judicial review) as
20 provided for in cases of the suspension of vehicle
21 registration for other purposes. The filing of the appeal
22 shall act as a supersedeas, and the suspension shall not be
23 imposed until determination of the matter as provided in
24 section 1377. The court's scope of review in an appeal from a
25 vehicle registration suspension shall be limited to
26 determining whether:

27 (i) the vehicle is registered or of a type that is
28 required to be registered under this title; and

29 (ii) there has been either notice to the department
30 of a lapse, termination or cancellation in the financial

1 responsibility coverage as required by law for that
2 vehicle or that the owner, registrant or driver was
3 requested to provide proof of financial responsibility to
4 the department, a police officer or another driver and
5 failed to do so. Notice to the department of the lapse,
6 termination or cancellation or the failure to provide the
7 requested proof of financial responsibility shall create
8 a presumption that the vehicle lacked the requisite
9 financial responsibility. This presumption may be
10 overcome by producing clear and convincing evidence that
11 the vehicle was insured at all relevant times.

12 (4) Where an owner or registrant's operating privilege
13 has been suspended under this subsection, the owner or
14 registrant shall have the same right of appeal under section
15 1550 (relating to judicial review) as provided for in cases
16 of suspension for other reason. The court's scope of review
17 in an appeal from an operating privilege suspension shall be
18 limited to determining whether:

19 (i) the vehicle was registered or of a type required
20 to be registered under this title; and

21 (ii) the owner or registrant operated or permitted
22 the operation of the same vehicle when it was not covered
23 by financial responsibility. The fact that an owner,
24 registrant or operator of the motor vehicle failed to
25 provide competent evidence of insurance or the fact that
26 the department received notice of a lapse, termination or
27 cancellation of insurance for the vehicle shall create a
28 presumption that the vehicle lacked the requisite
29 financial responsibility. This presumption may be
30 overcome by producing clear and convincing evidence that

1 the vehicle was insured at the time that it was driven.

2 (5) An alleged lapse, cancellation or termination of a
3 policy of insurance by an insurer may only be challenged by
4 requesting review by the Insurance Commissioner pursuant to
5 Article XX of the act of May 17, 1921 (P.L.682, No.284),
6 known as The Insurance Company Law of 1921. Proof that a
7 timely request has been made to the Insurance Commissioner
8 for such a review shall act as a supersedeas, staying the
9 suspension of registration or operating privilege under this
10 section pending a determination pursuant to section 2009(a)
11 of The Insurance Company Law of 1921 or, in the event that
12 further review at a hearing is requested by either party, a
13 final order pursuant to section 2009(i) of The Insurance
14 Company Law of 1921.

15 (6) The civil penalty collected under paragraph (1.1)
16 shall be deposited into the Public Transportation Trust Fund.

17 * * *

18 § 1903. Limitation on local license fees and taxes.

19 [No] Except as set forth in section 1935 (relating to fee for
20 local use), no municipality shall require or collect any
21 registration or license fee or tax for any vehicle or driver's
22 license from any person.

23 § 1904. Collection and disposition of fees and moneys.

24 [The] (a) General rule.--Except as provided under this
25 section, the department shall collect all fees payable under
26 this title and all other moneys received in connection with the
27 administration of this title and transmit them to the State
28 Treasurer for deposit in the Motor License Fund. Moneys paid in
29 error may be refunded by the department.

30 (b) Disposition.--Fees collected under sections 1951(c)

1 (relating to driver's license and learner's permit), 1952
2 (relating to certificate of title), 1953 (relating to security
3 interest), 1955 (relating to information concerning drivers and
4 vehicles), 1956 (relating to certified copies of records) and
5 1958 (relating to certificate of inspection) shall be
6 transmitted to the State Treasurer for deposit in the following
7 funds:

8 (1) For fiscal year 2013-2014:

9 (i) 33.9% to the Public Transportation Trust Fund;

10 (ii) 30.7% to the Multimodal Transportation Fund;

11 and

12 (iii) 35.4% to the Motor License Fund.

13 (1.1) For fiscal year 2014-2015:

14 (i) 43.9% to the Public Transportation Trust Fund;

15 (ii) 23% to the Multimodal Transportation Fund; and

16 (iii) 33.1% to the Motor License Fund.

17 (2) For fiscal years 2015-2016 and 2016-2017:

18 (i) 66.6% to the Public Transportation Trust Fund;

19 (ii) 23% to the Multimodal Transportation Fund; and

20 (iii) 10.4% to the Motor License Fund.

21 (3) For fiscal years beginning after June 30, 2017:

22 (i) 77% to the Public Transportation Trust Fund; and

23 (ii) 23% to the Multimodal Transportation Fund.

24 (c) Automatic adjustments.--

25 (1) For the initial adjustment, the department shall do
26 all of the following:

27 (i) Determine the percentage increase in the
28 Consumer Price Index for All Urban Consumers for the
29 period beginning August 1, 2013, and ending January 31,
30 2015.

1 (ii) Except as set forth in paragraph (3), apply, as
2 of July 1, 2015, the increase under subparagraph (i) to
3 every fee charged under this title.

4 (2) For subsequent adjustments, the department shall do
5 all of the following:

6 (i) Determine the percentage increase in the
7 Consumer Price Index for All Urban Consumers for the
8 period beginning February 1, 2015, and ending January 31,
9 2017, and for each succeeding 24-month period.

10 (ii) Except as set forth in paragraph (3), apply, as
11 of July 1, 2017, the increase under subparagraph (i) to
12 every fee charged under this title.

13 (3) For fees charged under sections 1916 (relating to
14 trucks and truck tractors), 1917 (relating to motor buses and
15 limousines) and 1918 (relating to school buses and school
16 vehicles), the department shall do all of the following:

17 (i) Determine the percentage increase in the
18 Consumer Price Index for All Urban Consumers for the
19 period beginning February 1, 2017, and ending January 31,
20 2019, and for each succeeding 24-month period.

21 (ii) Apply, as of July 1, 2019, the increase under
22 subparagraph (i) to every fee under this paragraph.

23 (4) If a fee is increased under this subsection and
24 results in a fee which is less than a whole dollar, the
25 following apply:

26 (i) Except as set forth in subparagraph (ii), the
27 fee shall be rounded to the nearest whole dollar.

28 (ii) If the fee is prescribed in a section
29 referenced in subsection (b), the fee shall be rounded to
30 the next higher dollar.

1 § 1911. [Annual registration] Registration fees.

2 (a) General rule.--[An annual] A fee for the registration of
3 vehicles as provided in Chapter 13 (relating to the registration
4 of vehicles) shall be charged by the department as provided in
5 this title.

6 (b) Department to establish certain fees.--If a vehicle to
7 be registered is of a type not specifically provided for by this
8 title and is otherwise eligible for registration, the department
9 shall determine the most appropriate fee or fee schedule for the
10 vehicle or type of vehicle based on such factors as design and
11 intended use.

12 § 1913. Motor homes.

13 The annual fee for registration of a motor home shall be
14 determined by its registered gross weight in pounds according to
15 the following table:

16		Registered Gross	
17	Class	Weight in Pounds	Fee
18	1	8,000 or less	[\$45] <u>\$ 65</u>
19	2	8,001 - 11,000	[63] <u>90</u>
20	3	11,001 or more	[81] <u>116</u>

21 § 1916. Trucks and truck tractors.

22 (a) General rule.--

23 (1) The annual fee for registration of a truck or truck
24 tractor shall be determined by its registered gross weight or
25 combination weight in pounds according to the following
26 table:

27		[Registered	
28		Gross or Combination	
29	Class	Weight in Pounds	Fee
30	1	5,000 or less	\$ 58.50

1	2	5,001 - 7,000	81.00
2	3	7,001 - 9,000	153.00
3	4A	9,001 - 10,000	198.00
4	4B	10,001 - 11,000	198.00
5	5	11,001 - 14,000	243.00
6	6	14,001 - 17,000	288.00
7	7	17,001 - 21,000	355.50
8	8	21,001 - 26,000	405.00
9	9	26,001 - 30,000	472.50
10	10	30,001 - 33,000	567.00
11	11	33,001 - 36,000	621.00
12	12	36,001 - 40,000	657.00
13	13	40,001 - 44,000	697.50
14	14	44,001 - 48,000	751.50
15	15	48,001 - 52,000	828.00
16	16	52,001 - 56,000	882.00
17	17	56,001 - 60,000	999.00
18	18	60,001 - 64,000	1,111.50
19	19	64,001 - 68,000	1,165.50
20	20	68,001 - 73,280	1,251.00
21	21	73,281 - 76,000	1,597.50
22	22	76,001 - 78,000	1,633.50
23	23	78,001 - 78,500	1,651.50
24	24	78,501 - 79,000	1,669.50
25	25	79,001 - 80,000	1,687.50]

Registered Fees

	<u>Gross or</u>	<u>Fiscal</u>	<u>Fiscal</u>	<u>Fiscal</u>	<u>Fiscal</u>	<u>Fiscal</u>
	<u>Combination</u>	<u>Year</u>	<u>Year</u>	<u>Year</u>	<u>Year</u>	<u>Year</u>
	<u>Weight in</u>	<u>2013-</u>	<u>2014-</u>	<u>2015-</u>	<u>2016-</u>	<u>2017-</u>
<u>Class</u>	<u>Pounds</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>

1	<u>1</u>	<u>5,000 or less</u>	<u>\$58.50</u>	<u>\$60</u>	<u>\$60</u>	<u>\$62</u>	<u>\$62</u>
2	<u>2</u>	<u>5,001 - 7,000</u>	<u>81</u>	<u>83</u>	<u>83</u>	<u>86</u>	<u>86</u>
3	<u>3</u>	<u>7,001 - 9,000</u>	<u>153</u>	<u>158</u>	<u>158</u>	<u>164</u>	<u>164</u>
4	<u>4A</u>	<u>9,001 - 10,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
5	<u>4B</u>	<u>10,001 - 11,000</u>	<u>198</u>	<u>204</u>	<u>204</u>	<u>212</u>	<u>212</u>
6	<u>5</u>	<u>11,001 - 14,000</u>	<u>243</u>	<u>263</u>	<u>283</u>	<u>303</u>	<u>323</u>
7	<u>6</u>	<u>14,001 - 17,000</u>	<u>288</u>	<u>312</u>	<u>336</u>	<u>359</u>	<u>383</u>
8	<u>7</u>	<u>17,001 - 21,000</u>	<u>355.50</u>	<u>385</u>	<u>414</u>	<u>443</u>	<u>473</u>
9	<u>8</u>	<u>21,001 - 26,000</u>	<u>405</u>	<u>438</u>	<u>472</u>	<u>505</u>	<u>539</u>
10	<u>9</u>	<u>26,001 - 30,000</u>	<u>472.50</u>	<u>511</u>	<u>550</u>	<u>589</u>	<u>628</u>
11	<u>10</u>	<u>30,001 - 33,000</u>	<u>567</u>	<u>614</u>	<u>661</u>	<u>707</u>	<u>754</u>
12	<u>11</u>	<u>33,001 - 36,000</u>	<u>621</u>	<u>672</u>	<u>723</u>	<u>775</u>	<u>826</u>
13	<u>12</u>	<u>36,001 - 40,000</u>	<u>657</u>	<u>711</u>	<u>765</u>	<u>820</u>	<u>874</u>
14	<u>13</u>	<u>40,001 - 44,000</u>	<u>697.50</u>	<u>755</u>	<u>813</u>	<u>870</u>	<u>928</u>
15	<u>14</u>	<u>44,001 - 48,000</u>	<u>751.50</u>	<u>813</u>	<u>875</u>	<u>937</u>	<u>999</u>
16	<u>15</u>	<u>48,001 - 52,000</u>	<u>828</u>	<u>896</u>	<u>965</u>	<u>1,033</u>	<u>1,101</u>
17	<u>16</u>	<u>52,001 - 56,000</u>	<u>882</u>	<u>955</u>	<u>1,028</u>	<u>1,100</u>	<u>1,173</u>
18	<u>17</u>	<u>56,001 - 60,000</u>	<u>999</u>	<u>1,081</u>	<u>1,164</u>	<u>1,246</u>	<u>1,329</u>
19	<u>18</u>	<u>60,001 - 64,000</u>	<u>1,111.50</u>	<u>1,203</u>	<u>1,295</u>	<u>1,387</u>	<u>1,487</u>
20	<u>19</u>	<u>64,001 - 68,000</u>	<u>1,165.50</u>	<u>1,262</u>	<u>1,358</u>	<u>1,454</u>	<u>1,550</u>
21	<u>20</u>	<u>68,001 - 73,280</u>	<u>1,251</u>	<u>1,354</u>	<u>1,457</u>	<u>1,561</u>	<u>1,664</u>
22	<u>21</u>	<u>73,281 - 76,000</u>	<u>1,597.50</u>	<u>1,729</u>	<u>1,861</u>	<u>1,993</u>	<u>2,125</u>
23	<u>22</u>	<u>76,001 - 78,000</u>	<u>1,633.50</u>	<u>1,768</u>	<u>1,903</u>	<u>2,038</u>	<u>2,173</u>
24	<u>23</u>	<u>78,001 - 78,500</u>	<u>1,651.50</u>	<u>1,788</u>	<u>1,924</u>	<u>2,060</u>	<u>2,196</u>
25	<u>24</u>	<u>78,501 - 79,000</u>	<u>1,669.50</u>	<u>1,807</u>	<u>1,945</u>	<u>2,083</u>	<u>2,220</u>
26	<u>25</u>	<u>79,001 - 80,000</u>	<u>1,687.50</u>	<u>1,827</u>	<u>1,966</u>	<u>2,105</u>	<u>2,244</u>

27 (2) A portion of the registration fee for any truck or
28 truck tractor in Classes 9 through 25 shall be deposited in
29 the Highway Bridge Improvement Restricted Account within the
30 Motor License Fund according to the following table:

Amount Deposited in
Highway Bridge Improvement

Classes	Restricted Account
9-12	\$ 72
13-17	108
18-20	144
21-25	180

* * *

§ 1917. Motor buses and limousines.

The annual fee for registration of a motor bus or a limousine shall be determined by its seating capacity according to the [following table:

Seating Capacity	Fee
26 or less	\$ 9 per seat
27 - 51	234 plus \$11.25 per seat in excess of 26
52 or more	540]

following:

(1) If the seating capacity is less than 27:

(i) For fiscal year 2013-2014, \$9 per seat.

(ii) For fiscal year 2014-2015, \$10 per seat.

(iii) For fiscal year 2015-2016, \$11 per seat.

(iv) For fiscal year 2016-2017, \$12 per seat.

(v) For fiscal years beginning after June 30, 2017,
\$13 per seat.

(2) If the seating capacity is more than 26 but less
than 52:

(i) For fiscal year 2013-2014, \$234 plus \$11.25 for
each seat beyond 26.

(ii) For fiscal year 2014-2015, \$259.50 plus \$13 for

1 each seat beyond 26.

2 (iii) For fiscal year 2015-2016, \$285 plus \$14 for
3 each seat beyond 26.

4 (iv) For fiscal year 2016-2017, \$310.50 plus \$15 for
5 each seat beyond 26.

6 (v) For fiscal years beginning after June 30, 2017,
7 \$336 plus \$16 for each seat beyond 26.

8 (3) If the seating capacity is more than 51:

9 (i) For fiscal year 2013-2014, \$540.

10 (ii) For fiscal year 2014-2015, \$600.

11 (iii) For fiscal year 2015-2016, \$660.

12 (iv) For fiscal year 2016-2017, \$720.

13 (v) For fiscal years beginning after June 30, 2017,
14 \$775.

15 § 1918. School buses and school vehicles.

16 The annual fee for registration of a school bus or school
17 vehicle shall be [\$24.] determined as follows:

18 (1) For fiscal year 2013-2014, \$24.

19 (2) For fiscal year 2014-2015, \$27.

20 (3) For fiscal year 2015-2016, \$30.

21 (4) For fiscal year 2016-2017, \$33.

22 (5) For fiscal years beginning after June 30, 2017, \$35.

23 § 1920. Trailers.

24 (a) General rule.--The annual fee for registration of a
25 trailer shall be determined by its registered gross weight
26 according to the following table:

Registered Gross	
Weight in Pounds	Fee
3,000 or less	\$ 6
3,001 - 10,000	12

1 10,001 or more [27] 35

2 * * *

3 (c) Optional permanent registration.--

4 (1) A trailer with a registered gross weight of 10,001
5 or more pounds may be registered for a one-time fee of [\$135]
6 \$165 in lieu of the annual fee at the option of the
7 registrant.

8 (2) A permanent registration of a trailer under this
9 section may be transferred to another trailer one time upon
10 payment of the fee under section 1927 (relating to transfer
11 of registration).

12 § 1921. Special mobile equipment.

13 The annual fee for registration of special mobile equipment
14 shall be [\$36] \$52.

15 § 1922. Implements of husbandry.

16 The annual fee for registration of an implement of husbandry
17 not exempt from registration under this title shall be [\$18]
18 \$26.

19 § 1924. Farm vehicles.

20 (a) General rule.--The annual fee for registration of a farm
21 vehicle shall be [\$76.50] \$110 or one-third of the regular fee,
22 whichever is greater.

23 (b) Certificate of exemption.--The biennial processing fee
24 for a certificate of exemption issued in lieu of registration of
25 a farm vehicle shall be determined by the type of certificate
26 issued and the gross weight or combination weight or weight
27 rating according to the following table:

28 Certificate type	Weight in pounds	Fee
29 Type A	10,000 or less	\$24
30 Type B	greater than 10,000 and	24

1		not exceeding 17,000	
2	Type C	greater than 17,000	50
3	Type D	greater than 17,000	100

4 § 1925. Ambulances, taxis and hearses.

5 The annual fee for registration of an ambulance, taxi or
6 hearse shall be [~~\$54~~] \$77.

7 § 1926. Dealers and miscellaneous motor vehicle business.

8 (a) General rule.--The annual fee for a dealer registration
9 plate or miscellaneous motor vehicle business plate shall be
10 [~~\$36~~] \$52.

11 (b) Motorcycle dealers.--The annual fee for each dealer
12 registration plate issued to a motorcycle dealer other than a
13 motor-driven cycle dealer shall be [~~\$18~~] \$26.

14 (c) Motor-driven cycle dealers.--The annual fee for each
15 dealer registration plate issued to a motor-driven cycle dealer
16 shall be [~~\$9~~] \$13.

17 * * *

18 § 1926.1. Farm equipment vehicle dealers.

19 The annual fee for registration of a farm equipment dealer
20 truck or truck tractor shall be one-half of the regular fee or
21 [~~\$243~~] \$349, whichever is greater.

22 § 1927. Transfer of registration.

23 The fee for transfer of registration shall be [~~\$6~~] \$9.

24 § 1928. Temporary and electronically issued registration
25 plates.

26 The fee payable by a dealer or other dispensing agent for a
27 temporary registration plate or for a registration plate to be
28 issued for new registration processed electronically with the
29 department shall be [~~\$5~~] \$14. The charge of the agent for
30 providing an applicant with a plate under this section shall not

1 exceed a total of [~~\$10~~] \$14.

2 § 1929. Replacement registration plates.

3 The fee for a replacement registration plate other than a
4 legislative or personal plate shall be [~~\$7.50~~] \$11.

5 § 1930. Legislative registration plates.

6 The fee for issuance of a legislative registration plate
7 shall be [~~\$20~~] \$76 which shall be in addition to the annual
8 registration fee. Only one payment of the issuance fee shall be
9 charged for each legislative registration plate issued or
10 replaced.

11 § 1931. Personal registration plates.

12 The fee for issuance of a personal registration plate shall
13 be [~~\$20~~] \$76 which shall be in addition to the annual
14 registration fee. Only one payment of the issuance fee shall be
15 charged for each personal registration issued or replaced.

16 § 1931.1. Street rod registration plates.

17 The fee for the issuance of a street rod registration plate
18 shall be [~~\$20~~] \$51 which shall be in addition to the annual
19 registration fee. Only one payment of the issuance fee shall be
20 charged for each street rod registration plate issued or
21 replaced.

22 § 1932. Duplicate registration cards.

23 The fee for each duplicate registration card when ordered at
24 the time of vehicle registration, the transfer or renewal of
25 registration or the replacement of a registration plate shall be
26 [~~\$1.50~~] \$2. The fee for each duplicate registration card issued
27 at any other time shall be [~~\$4.50~~] \$6.

28 § 1933. Commercial implements of husbandry.

29 The annual fee for registration of a commercial implement of
30 husbandry shall be [~~\$76.50~~] \$110 or one-half of the regular fee,

1 whichever is greater.

2 Section 25. Title 75 is amended by adding a section to read:

3 § 1935. Fee for local use.

4 (a) Establishment of fund.--A special fund is established
5 within the State Treasury to be known as the Fee for Local Use
6 Fund. Money in the fund is appropriated to the department for
7 the purposes set forth in this section.

8 (b) Levy.--Beginning after December 31, 2014, a county may,
9 in its discretion, by ordinance, impose a fee of \$5 for each
10 nonexempt vehicle registered to an address located in the
11 county. A county shall notify the department of the passage of
12 the ordinance 90 days prior to the effective date of the
13 ordinance.

14 (c) Collection.--The department shall collect fees imposed
15 under subsection (a) at the time a vehicle is registered and
16 shall deposit the money in the Fee for Local Use Fund.

17 (d) Distribution.--Money paid into the Fee for Local Use
18 Fund shall be distributed by the department to each
19 participating county in accordance with the amounts collected
20 from the county. Funds payable to a county under this section
21 shall be added to funds payable to the county under section
22 9010(b) (relating to disposition and use of tax) and shall be
23 used by the county for transportation purposes or be allocated
24 by the county in accordance with section 9010(c).

25 Section 26. Sections 1942(a), 1943, 1944, 1945(b), 1947,
26 1951(c) and (d), 1952, 1953, 1955(a), 1956, 1957, 1958(a), 1959,
27 1960 and 1961 of Title 75 are amended to read:

28 § 1942. Special hauling permits as to weight and size.

29 (a) Fee schedule.--The fee for a special hauling permit for
30 each movement of an overweight or oversize vehicle or load, or

1 both, shall be as follows:

2 (1) Oversize vehicle or load, or both, having a width up
3 to 14 feet and not exceeding legal weight limit, [~~\$25~~] \$35.

4 (2) Oversize vehicle or load, or both, having a width
5 exceeding 14 feet and not exceeding any legal weight limit,
6 [~~\$50~~] \$71.

7 (3) Vehicle and load weighing in excess of legal weight
8 limit, [~~3¢~~] 4¢ per mile per ton by which the gross weight
9 exceeds the registered gross weight.

10 * * *

11 § 1943. Annual hauling permits.

12 (a) Quarry equipment and machinery.--The annual fee for
13 operation or movement of each piece of heavy quarry equipment or
14 machinery, as provided for in section 4966 (relating to permit
15 for movement of quarry equipment), shall be [~~\$500~~] \$706.

16 (c) Course of manufacture.--The annual fee for operation or
17 movement of loads or vehicles, as provided for in section 4968
18 (relating to permit for movement during course of manufacture),
19 shall be as follows:

20 (1) Oversized movements:

21 (i) Movements limited to daylight hours only -
22 [~~\$100~~] \$130.

23 (ii) Movements that can be conducted 24 hours per
24 day - [~~\$1,000~~] \$1,300.

25 (2) Overweight movements:

26 (i) Movements not exceeding 100,000 pounds gross
27 weight:

28 (A) Not more than one mile in distance - [~~\$50~~]
29 \$69.

30 (B) More than one mile in distance - [~~\$400~~]

1 \$750.

2 (ii) Movements in excess of 100,000 pounds gross
3 weight - [~~\$500~~] \$756, plus [~~\$100~~] \$152 for each mile of
4 highway authorized under the permit.

5 (d) Multiple highway crossings.--The annual fee for a single
6 permit for multiple highway crossings, as provided for in
7 section 4965 (relating to single permits for multiple highway
8 crossings), shall be [~~\$300~~] \$415.

9 (e.1) Special mobile equipment.--The annual fee for hauling
10 or towing each piece of special mobile equipment, as provided
11 for in section 4975 (relating to permit for movement of special
12 mobile equipment), shall be [~~\$200~~] \$300.

13 (f) Containerized cargo.--The annual company fee for
14 movement of any combination with overweight containerized cargo
15 as provided for in section 4974 (relating to permit for movement
16 of containerized cargo) shall be:

17 (1) [~~\$100~~] \$155 for a motor carrier requesting permits
18 for up to 15 truck tractors.

19 (2) [~~\$150~~] \$233 for a motor carrier requesting permits
20 for 16 to 50 truck tractors.

21 (3) [~~\$250~~] \$388 for a motor carrier requesting permits
22 for 51 to 100 truck tractors.

23 (4) [~~\$350~~] \$544 for a motor carrier requesting permits
24 for 101 to 150 truck tractors.

25 (5) [~~\$400~~] \$622 for a motor carrier requesting permits
26 for 151 or more truck tractors.

27 (g) Domestic animal feed.--The annual fee for movement of
28 each vehicle hauling domestic animal feed, in bulk, as provided
29 for in section 4976 (relating to permit for movement of domestic
30 animal feed) shall be [~~\$400~~] \$587.

1 (g.1) Eggs.--The annual fee for movement of each vehicle
2 hauling eggs as provided for in section 4976.2 (relating to
3 permit for movement of eggs) shall be \$400.

4 (h) Movement of wooden structures.--The annual fee for
5 movement of wooden structures as provided for in section 4977
6 (relating to permit for movement of wooden structures) shall be
7 [~~\$1,000~~] \$1,468.

8 (i) Live domestic animals.--The annual permit fee for each
9 truck tractor authorized to transport live domestic animals, as
10 provided in section 4976.1 (relating to permit for movement of
11 live domestic animals), shall be [~~\$400~~] \$520.

12 (j) Building structural components.--The permit fee for each
13 truck tractor authorized to transport building structural
14 components, as provided in section 4978 (relating to permit for
15 movement of building structural components), shall be [~~\$100~~]
16 \$141 for each month the permit is valid.

17 (k) Utility construction equipment.--The permit fee for
18 utility construction equipment, as provided for in section
19 4970(a) (relating to permit for movement of construction
20 equipment), shall be [~~\$100~~] \$141 for each month the permit is
21 valid.

22 (l) Particleboard or fiberboard.--The annual fee for
23 movement of particleboard or fiberboard, as provided for in
24 section 4979 (relating to permit for movement of particleboard
25 or fiberboard used for the manufacture of ready-to-assemble
26 furniture), shall be [~~\$800~~] \$1,130.

27 (m) Bulk refined oil.--The annual fee for movement of bulk
28 refined oil, as provided for in section 4979.1 (relating to
29 permit for movement of bulk refined oil), shall be:

30 (1) [~~\$800~~] \$1,130 for a distance up to 50 miles.

1 (2) [\$1,600] \$1,690 for a distance of more than 50 miles
2 up to 125 miles.

3 (n) Waste coal and beneficial combustion ash.--The annual
4 fee for the movement of waste coal and beneficial combustion
5 ash, as provided for in section 4979.2 (relating to permit for
6 movement of waste coal and beneficial combustion ash), shall be
7 [\$400] \$565.

8 (o) Float glass or flat glass.--The annual fee for the
9 movement of float glass or flat glass, as provided for in
10 section 4979.3 (relating to permit for movement of float glass
11 or flat glass for use in construction and other end uses), shall
12 be [\$800] \$1,209.

13 (p) Self-propelled cranes.--The annual permit fee for each
14 self-propelled crane, as provided for in section 4979.4
15 (relating to permit for movement of self-propelled cranes),
16 shall be as follows:

17 (1) Cranes not exceeding 100,000 pounds gross weight,
18 prorated up to a maximum of [\$400] \$553.

19 (2) Cranes in excess of 100,000 pounds gross weight,
20 prorated up to a maximum of [\$100] \$139 plus [\$50] \$69 for
21 each mile of highway authorized under the permit.

22 (q) Construction equipment.--The annual fee for the movement
23 of construction equipment shall be [\$400] \$520.

24 (q.1) Nonhazardous liquid glue.--The annual fee for the
25 movement of nonhazardous liquid glue, as provided for in section
26 4979.5 (relating to permit for movement of nonhazardous liquid
27 glue), shall be [\$800] \$1,000.

28 (q.2) Waste tires.--The annual fee for the movement of waste
29 tires under section 4979.6 (relating to permit for movement of
30 waste tires) shall be [\$800] \$845.

1 (r) Excess damage permit.--The annual fee for excess damage
2 permits, as provided for in section 4961(d) (relating to
3 authority to issue permits), shall be [~~\$500~~] \$640 to cover the
4 costs of administering the permit and inspections of the
5 involved highway.

6 § 1944. Mobile homes, modular housing units and modular housing
7 undercarriages.

8 The fee for a special hauling permit for a mobile home,
9 modular housing unit or modular housing undercarriage which
10 exceeds the maximum size prescribed in this title but which does
11 not exceed 14 feet in body width shall be [~~\$25~~] \$39. The fee for
12 a special hauling permit for a mobile home or modular housing
13 unit, as provided in section 4973 (relating to permits for
14 movement of a mobile home or a modular housing unit and modular
15 housing undercarriage), shall be [~~\$50~~] \$76.

16 § 1945. Books of permits.

17 * * *

18 (b) Penalty.--Any person violating any of the provisions of
19 this section is guilty of a summary offense and shall, upon
20 conviction, be sentenced to pay a fine of [~~\$500~~] \$1,000.

21 § 1947. Refund of certain fees.

22 The portion of the fee of an unused overweight permit based
23 on ton-miles or the fee for an unused escort, or both, may be
24 refunded upon payment of a processing fee of [~~\$10~~] \$38.

25 § 1951. Driver's license and learner's permit.

26 * * *

27 (c) Identification card.--The fee for an identification card
28 fee shall be [~~\$5~~] \$19 plus the cost of the photograph.

29 (d) Replacement license or card.--The fee for a replacement
30 driver's license or identification card shall be [~~\$5~~] \$19 plus

1 the cost of the photograph.

2 § 1952. Certificate of title.

3 (a) General rule.--The fee for issuance of a certificate of
4 title shall be [~~\$22.50~~] \$50.

5 (b) Manufacturer's or dealer's notification.--The fee for a
6 manufacturer's or dealer's notification of acquisition of a
7 vehicle from another manufacturer or dealer for resale pursuant
8 to section 1113 (relating to transfer to or from manufacturer or
9 dealer) shall be [~~\$3~~] \$5.

10 § 1953. Security interest.

11 The fee for recording or changing the amount of security
12 interest on a certificate of title shall be [~~\$5~~] \$23.

13 § 1955. Information concerning drivers and vehicles.

14 (a) Drivers, registrations, titles and security interests.--

15 (1) The fee for a copy of written or electronic
16 information relating to a driver, registration, title or
17 security interest shall be [~~\$5.~~] \$8.

18 (2) If a Commonwealth agency has entered into a contract
19 with a third party to deliver driver information to a person
20 that has complied with section 6114(b)(5) (relating to
21 limitation on sale, publication and disclosure of records),
22 the department may impose an additional fee of up to \$2 for
23 the requested record.

24 (3) Upon approval from the department, a person that has
25 received the driver information from the third party under
26 paragraph (2) that has complied with section 6114(b)(5) may
27 provide the information, for a fee, to a third party for the
28 same purposes contained in section 6114(b)(5) without the
29 payment of any additional fees under this subsection to the
30 department.

1 (4) Except as provided in paragraph (3), a person that
2 sells, publishes or discloses or offers to sell, publish or
3 disclose the information received by the person under this
4 subsection commits a summary offense and shall, upon
5 conviction, be sentenced to pay a fine of not less than \$500
6 nor more than \$1,000.

7 (5) The department shall comply with the provisions of
8 section 6114(d) with respect to the information of a driver
9 under 18 years of age whose information is provided to any
10 person under this subsection.

11 * * *

12 § 1956. Certified copies of records.

13 (a) Department records.--The fee for a certified copy of any
14 department record which the department is authorized by law to
15 furnish to the public shall be [\$5] \$22 for each form or
16 supporting document comprising such record.

17 (b) State Police reports.--The fee for a certified
18 Pennsylvania State Police record of investigation of a vehicle
19 accident which the Pennsylvania State Police are authorized by
20 this title to furnish to the public shall be [\$5] \$22 for each
21 copy of the Pennsylvania State Police full report of
22 investigation.

23 § 1957. Uncollectible checks.

24 Whenever any check issued in payment of any fee or for any
25 other purpose is returned to the department or a municipality as
26 uncollectible, the department or municipality shall charge a fee
27 of [\$10] \$38 for each driver's license, registration,
28 replacement of tags, transfer of registration, certificate of
29 title, whether original or duplicate, special hauling permit and
30 each other unit of issue by the department or municipality, plus

1 all protest fees, to the person presenting the check, to cover
2 the cost of collection.

3 § 1958. Certificate of inspection.

4 (a) General rule.--The department shall charge [~~\$2~~] \$5 for
5 each annual certificate of inspection [and \$1], \$3 for each
6 semiannual certificate of inspection and \$2 for each certificate
7 of exemption.

8 § 1959. Messenger service.

9 (a) Annual registration.--The annual fee for registration of
10 a messenger service as provided for in Chapter 75 (relating to
11 messenger service) shall be [~~\$50~~] \$192.

12 (b) Additional places of business.--The annual fee for
13 registration of additional place of business or branch office
14 from which a messenger service may transact business shall be
15 [~~\$25~~] \$95.

16 (c) Transfer of location.--The fee for the transfer of
17 location of a registered place of business or branch office of a
18 messenger service during a period of registration shall be [~~\$5~~]
19 \$19.

20 § 1960. Reinstatement of operating privilege or vehicle
21 registration.

22 The department shall charge a fee of [~~\$25~~] \$70 or, if section
23 1379 (relating to suspension of registration upon sixth unpaid
24 parking violation in cities of the first class) or 1786(d)
25 (relating to required financial responsibility) applies, a fee
26 of [~~\$50~~] \$88 to restore a person's operating privilege or the
27 registration of a vehicle following a suspension or revocation.

28 § 1961. Secure power of attorney.

29 The fee for processing a secure power of attorney submitted
30 for the purpose of odometer disclosure when not accompanied by

1 an application for title shall be [\$15] \$23.

2 Section 27. (Reserved).

3 Section 28. Section 2102(b) and (d)(2) and (3) of Title 75
4 are amended to read:

5 § 2102. Identification markers and license or road tax
6 registration card required.

7 * * *

8 (b) Fee.--The fee for issuance of identification markers
9 shall be [\$5] \$12 per vehicle.

10 * * *

11 (d) Operation without identification markers unlawful.--
12 Except as provided in paragraphs (2) and (3), it shall be
13 unlawful to operate or to cause to be operated in this
14 Commonwealth any qualified motor vehicle unless the vehicle
15 bears the identification markers required by this section or
16 valid and unrevoked IFTA identification markers issued by
17 another IFTA jurisdiction.

18 * * *

19 (2) For a period not exceeding 30 days as to any one
20 motor carrier, the Secretary of Revenue by letter or telegram
21 may authorize the operation of a qualified motor vehicle or
22 vehicles without the identification markers required when
23 both the following are applicable:

24 (i) enforcement of this section for that period
25 would cause undue delay and hardship in the operation of
26 such qualified motor vehicle; and

27 (ii) the motor carrier is registered and/or licensed
28 for the motor carriers road tax with the Department of
29 Revenue or has filed an application therefor with the
30 Department of Revenue:

1 (A) The fee for such temporary permits shall be
2 [\$5] \$7 for each qualified motor vehicle which shall
3 be deposited in the Highway Bridge Improvement
4 Restricted Account within the Motor License Fund.

5 (B) Conditions for the issuance of such permits
6 shall be set forth in regulations promulgated by the
7 Department of Revenue.

8 (C) A temporary permit issued by another IFTA
9 jurisdiction under authority similar to this
10 paragraph shall be accorded the same effect as a
11 temporary permit issued under this paragraph.

12 (3) A motor carrier may, in lieu of paying the tax
13 imposed and filing the tax report required by Chapter 96 and
14 in lieu of complying with any other provisions of this
15 section that would otherwise be applicable as a result of the
16 operation of a particular qualified motor vehicle, obtain
17 from the Department of Revenue a trip permit authorizing the
18 carrier to operate the qualified motor vehicle for a period
19 of five consecutive days. The Department of Revenue shall
20 specify the beginning and ending days on the face of the
21 permit. The fee for a trip permit for each qualified motor
22 vehicle is [\$50] \$73 which shall be deposited in the Highway
23 Bridge Improvement Restricted Account within the Motor
24 License Fund. The report otherwise required under Chapter 96
25 is not required with respect to a vehicle for which a trip
26 permit has been issued under this subsection.

27 * * *

28 Section 29. (Reserved).

29 Section 30. (Reserved).

30 Section 31. Section 3111 of Title 75 is amended by adding a

1 subsection to read:

2 § 3111. Obedience to traffic-control devices.

3 * * *

4 (a.1) Penalty.--

5 (1) A person who violates this section commits a summary
6 offense and shall, upon conviction, pay a fine of \$150. No
7 other costs or surcharges, including those described in 42
8 Pa.C.S. § 1725.1 (relating to costs) and section 6506
9 (relating to surcharge), shall be assessed or imposed upon a
10 conviction under this paragraph.

11 (2) Notwithstanding any other provision of law,
12 including 42 Pa.C.S. § 3733(a) (relating to deposits into
13 account), the fine collected under paragraph (1) shall be
14 deposited as follows:

15 (i) Twenty-five dollars of the fine shall be
16 deposited as provided under 42 Pa.C.S. § 3733(a).

17 (ii) After deposit of the amount under subparagraph
18 (i), the remaining portion of the fine shall be deposited
19 into the Public Transportation Trust Fund.

20 * * *

21 Section 32. Sections 3362(a) and (c) and 3363 of Title 75
22 are amended to read:

23 § 3362. Maximum speed limits.

24 (a) General rule.--Except when a special hazard exists that
25 requires lower speed for compliance with section 3361 (relating
26 to driving vehicle at safe speed), the limits specified in this
27 section or established under this subchapter shall be maximum
28 lawful speeds and no person shall drive a vehicle at a speed in
29 excess of the following maximum limits:

30 (1) 35 miles per hour in any urban district.

1 (1.1) [65] 70 miles per hour for all vehicles on
2 freeways where the department has posted a [65-miles-per-
3 hour] 70-miles-per-hour speed limit.

4 (1.2) 25 miles per hour in a residence district if the
5 highway:

6 (i) is not a numbered traffic route; and

7 (ii) is functionally classified by the department as
8 a local highway.

9 (2) 55 miles per hour in other locations.

10 (3) Any other maximum speed limit established under this
11 subchapter.

12 * * *

13 (c) Penalty.--

14 (1) Any person violating this section is guilty of a
15 summary offense and shall, upon conviction, be sentenced to
16 pay a fine of:

17 (i) \$42.50 for violating a maximum speed limit of 65
18 miles per hour or higher; or

19 (ii) \$35 for violating any other maximum speed
20 limit.

21 (2) Any person exceeding the maximum speed limit by more
22 than five miles per hour shall pay an additional fine of \$2
23 per mile for each mile in excess of five miles per hour over
24 the maximum speed limit.

25 § 3363. Alteration of maximum limits.

26 On highways under their respective jurisdictions, local
27 authorities subject to section 6109(e) (relating to specific
28 powers of department and local authorities) or the department,
29 upon the basis of an engineering and traffic investigation, may
30 determine that the maximum speed permitted under this subchapter

1 is greater or less than is reasonable and safe under the
2 conditions found to exist upon any such highway or part thereof
3 and establish a reasonable and safe maximum limit. The maximum
4 speed limit may be made effective at all times or at times
5 indicated and may vary for different weather conditions and
6 other factors bearing on safe speeds. No maximum speed greater
7 than 55 miles per hour shall be established under this section
8 except on highways listed in section 3362(a)(1.1) (relating to
9 maximum speed limits), where the maximum speed for all vehicles
10 shall not be greater than [65] 70 miles per hour.

11 Section 33. Section 4902(a) and (c) of Title 75 are amended
12 and the section is amended by adding subsections to read:

13 § 4902. Restrictions on use of highways and bridges.

14 (a) Restrictions based on condition of highway or bridge.--

15 (1) The Commonwealth and local authorities with respect
16 to highways and bridges under their jurisdictions may
17 prohibit the operation of vehicles and may impose
18 restrictions as to the weight or size of vehicles operated
19 upon a highway or bridge only when they determine by
20 conducting an engineering and traffic study as provided for
21 in department regulations that the highway or bridge may be
22 damaged or destroyed unless use by vehicles is prohibited or
23 the permissible size or weight of vehicles is reduced.

24 (2) School buses, emergency vehicles and vehicles making
25 local deliveries or pickups may be exempted from restrictions
26 on the use of highways imposed under this subsection.

27 (3) The department may issue a statement of policy,
28 which shall take effect upon publication in the Pennsylvania
29 Bulletin, adopting an appropriate methodology to provide
30 letters of local determination that identify particular

1 vehicles, routes or uses as local in nature.

2 (4) The methodology under paragraph (3) may allow for
3 exemptions from 67 Pa. Code Ch. 189 (relating to hauling in
4 excess of posted weight limit) related to at-risk industry
5 sectors experiencing a 20% decline in Statewide employment
6 between March 2002 and March 2011, as determined by the
7 Department of Labor and Industry.

8 (5) The exemptions and related requirements under
9 paragraph (4) may remain in existence only until December 31,
10 2018. Exemptions for local delivery or pickup may not include
11 traffic going to or coming from a site at which minerals,
12 natural gas or natural resources are developed, harvested or
13 extracted, notwithstanding whether the site is located at a
14 residence, a commercial site or on farmland. Delivery or
15 pickup of logs or other forest products to or from permanent
16 processing mills located on or reachable only through posted
17 highways shall be considered local delivery or pickup.
18 Delivery or pickup of coal to or from permanent coal
19 reprocessing or preparation plants located on or reachable
20 only through posted highways and not on the same posted
21 highway as a site at which coal is extracted shall be
22 considered local delivery or pickup.

23 * * *

24 (c) Permits and security.--

25 (1) The Commonwealth and local authorities may issue
26 permits for movement of vehicles of size and weight in excess
27 of restrictions promulgated under subsections (a) and (b)
28 with respect to highways and bridges under their jurisdiction
29 and may require such [undertaking] agreement or security as
30 they deem necessary to cover the cost of repairs and

1 restoration necessitated by the permitted movement of
2 vehicles. In reference to subsection (a), the Commonwealth
3 and local authorities shall not refuse to issue a permit with
4 respect to a highway under their jurisdiction if there is no
5 reasonable alternate route available. For purposes of this
6 section, "reasonable alternate route" shall mean a route
7 meeting the criteria set forth in department regulations
8 relating to traffic and engineering studies.

9 (2) The department may establish the types of permits to
10 be issued and agreements to be entered into, subject to the
11 following:

12 (i) Permits may be for long-term or short-term use
13 of the posted highways.

14 (ii) The department may require multiple vehicles
15 traveling to or from a single destination to operate
16 pursuant to a single permit.

17 (iii) The department may establish a permit type
18 allowing the posting authority to determine that damage
19 to the posted highway covered by the permit will be
20 minimal. This type of permit may include categories based
21 on the number and kinds of loads expected, including a
22 category providing that use of the posted highway under a
23 single minimum use permit of less than 700 loads per year
24 shall not require an agreement or security. The
25 department may alter the 700 loads per year minimum use
26 threshold if it determines the structural capacity of the
27 State highways can accept a higher or lower amount of
28 over-posted weight traffic. The department may express
29 the threshold as a loads-per-day, loads-per-week or
30 loads-per-month number.

1 (iv) The department may restrict use of de minimis
2 and minimum use permits during thaw periods as determined
3 by the department.

4 (v) The department shall exclude hauling related to
5 unconventional oil and gas development from minimum use
6 status based on its disproportionate and qualitatively
7 different impact upon highways and bridges.

8 (3) The department shall promulgate regulations to
9 implement this section. During the two years immediately
10 following the effective date of this section, the department
11 may promulgate temporary regulations, which shall expire no
12 later than three years following the effective date of this
13 paragraph or upon promulgation of final regulations,
14 whichever occurs first. Temporary regulations promulgated by
15 the department under this paragraph shall not be subject to
16 any of the following:

17 (i) Sections 201, 202 and 203 of the Act of July 31,
18 1968 (P.L.769, No.240), referred to as the Commonwealth
19 Documents Law.

20 (ii) The Act of June 25, 1982 (P.L.633, No.181),
21 known as the Regulatory Review Act.

22 * * *

23 (h) (Reserved).

24 (i) Authority to conduct investigations and audits.--The
25 Commonwealth and local authorities may conduct or cause to be
26 conducted an investigation and audit of a person or entity to
27 determine if there has been a violation of this section,
28 pertinent regulation or agreement. Audits shall be limited to
29 proper usage of letters of local determination and de minimis
30 and minimum use permits.

1 (j) Authority to suspend, revoke or deny permits.--The
2 Commonwealth and local authorities may suspend, revoke or deny a
3 permit and agreement if it is determined by the Commonwealth or
4 a local authority that there has been a violation of this
5 section, pertinent regulation or agreement, notwithstanding any
6 other provision of this section.

7 Section 33.1. Section 4962 of Title 75 is amended by adding
8 a subsection to read:

9 § 4962. Conditions of permits and security for damages.

10 * * *

11 (f.3) Additional authorized travel periods.--With respect to
12 oversized vehicles (over-length, over-width, or over-height), a
13 permitted vehicle, combination or load may operate under a
14 permit from sunrise to sunset every day of the week except as
15 follows:

16 (1) During a holiday period specified in department
17 regulations or in the permit.

18 (2) During inclement weather as defined in department
19 regulations.

20 (3) In urbanized areas as specified in department
21 regulations or the permit.

22 (4) As restricted by the permit.

23 * * *

24 Section 34. Section 4968(a.1)(3), (a.2)(4) and (b) of Title
25 75 are amended to read:

26 § 4968. Permit for movement during course of manufacture.

27 (a.1) General rule.--An annual permit may be issued
28 authorizing movement on specified highways of:

29 * * *

30 (3) aircraft refueling vehicles or vehicles and

1 combinations carrying [raw] milk, raw coal, flat-rolled steel
2 coils, steel slabs, hot ingots, a hot box, pulpwood and wood
3 chips, raw water or cryogenic liquid which exceed the maximum
4 weight specified in Subchapter C while they are in the course
5 of manufacture and under contract with or under the direct
6 control of the manufacturer, provided that they do not exceed
7 the maximum height, width or length specified in Subchapter B
8 unless they also qualify under paragraph (1), subject to the
9 provisions in subsection (a.2).

10 (a.2) Specifications.--

11 * * *

12 (4) A combination of vehicles which is hauling [raw]
13 milk to or from a manufacturer may be permitted by the
14 department and local authorities to move upon highways within
15 their respective jurisdictions 24 hours a day, seven days a
16 week, except during inclement weather as defined in
17 department regulations, if the gross weight does not exceed
18 95,000 pounds and the weight of any nonsteering axle does not
19 exceed 21,000 pounds. No permit may be issued for this type
20 of movement upon an interstate highway. An application to the
21 department for the movement of milk, except for raw milk,
22 shall designate the route the applicant requests to use.

23 * * *

24 (b) Definitions.--As used in this section, the following
25 words and phrases shall have the meanings given to them in this
26 subsection:

27 "Bulk milk." The term shall mean milk, as defined in section
28 1 of the act of July 2, 1935 (P.L.589, No.210), referred to as
29 the Milk Sanitation Law, which is not transported in packages.

30 "Condensed milk" and "evaporated milk." The term shall mean

1 manufactured dairy products as defined in section 1 of the Milk
2 Sanitation Law, which is not transported in packages.

3 "Hot box." Consists of an enclosure consisting of welded
4 steel plate chained to a semitrailer with a removable lid lined
5 with refracton for purposes of insulation and retention of
6 heat.

7 "Milk." The term shall mean any of the following:

8 (1) Bulk milk.

9 (2) Evaporated milk.

10 (3) Raw milk.

11 (4) Condensed milk.

12 "Raw milk." Has the meaning given to it in the act of July
13 2, 1935 (P.L.589, No.210), referred to as the Milk Sanitation
14 Law.

15 Section 35. Section 6110 of Title 75 is amended to read:

16 § 6110. Regulation of traffic on Pennsylvania Turnpike.

17 (a) General rule.--The provisions of this title apply upon
18 any turnpike or highway under the supervision and control of the
19 Pennsylvania Turnpike Commission unless specifically modified by
20 rules and regulations promulgated by the commission which shall
21 become effective only upon publication in accordance with law. A
22 copy of the rules and regulations, so long as they are
23 effective, shall be posted at all entrances to the turnpike or
24 highway for the inspection of persons using the turnpike or
25 highway. This section does not authorize the establishment of a
26 maximum speed limit greater than 55 miles per hour, except that
27 a 65-miles-per-hour or 70-miles-per-hour maximum speed limit for
28 all vehicles may be established where the commission has posted
29 a 65-miles-per-hour or 70-miles-per-hour speed limit.

30 (a.1) Posting.--No maximum speed limit established under

1 subsection [(a) (1) or (2)] (a) shall be effective unless posted
2 on fixed or variable official traffic-control devices erected
3 after each interchange on the portion of highway on which the
4 speed limit is in effect and wherever else the commission shall
5 determine.

6 (b) Penalties.--

7 (1) Except as otherwise provided in this subsection, any
8 person violating any of the rules and regulations of the
9 Pennsylvania Turnpike Commission for which no penalty has
10 otherwise been provided by statute commits a summary offense
11 and shall, upon conviction, be sentenced to pay a fine of
12 \$25.

13 [(2) Any person violating any of the rules and
14 regulations of the commission prohibiting fare evasion or
15 attempted fare evasion commits a summary offense and shall,
16 upon conviction, be sentenced to pay a fine according to the
17 classification by the commission of the vehicle driven by
18 that person at the time of violation as follows:

19 (i) Class 1 through 2: \$100.

20 (ii) Class 3 through 6: \$500.

21 (iii) Class 7 and higher: \$1,000.

22 (3) In addition to the fines imposed under this
23 subsection, restitution shall be made to the commission in an
24 amount equal to the full fare, for the appropriate vehicle
25 class, from the farthest point of entry on the turnpike to
26 the actual point of exit.]

27 Section 35.1. Title 75 is amended by adding sections to
28 read:

29 § 6110.1. Fare evasion.

30 (a) Penalty.--A person that violates a regulation of the

1 Pennsylvania Turnpike Commission prohibiting fare evasion or
2 attempted fare evasion commits a summary offense and shall, upon
3 conviction, be sentenced to pay a fine according to the
4 classification by the commission of the vehicle driven by that
5 person at the time of violation as follows:

6 (1) Class 1 through 2: \$100.

7 (2) Class 3 through 6: \$500.

8 (3) Class 7 and higher: \$1,000.

9 (b) Affirmative action.--A person that intentionally or
10 knowingly takes an affirmative action in an attempt to evade
11 tolls incurred for travel upon the Pennsylvania turnpike or a
12 road under its control commits a misdemeanor of the third degree
13 and shall, upon conviction, be sentenced to:

14 (1) pay a fine of \$3,000 for a first offense; and

15 (2) pay a fine of \$6,500 or to imprisonment of not more
16 than six months, or both, for a second or subsequent offense.

17 (c) Construction.--Prosecution of a violation of this
18 section shall not preclude prosecution under section 1332
19 (relating to display of registration plate), section 7122
20 (relating to altered, forged or counterfeit documents and
21 plates) or section 7124 (relating to fraudulent use or removal
22 of registration plate).

23 (d) Restitution.--In addition to the fines imposed under
24 this section, restitution shall be made to the commission in an
25 amount equal to the full fare, for the appropriate vehicle
26 class, from the farthest point of entry on the turnpike to the
27 actual point of exit.

28 (e) Deposit of fines.--Notwithstanding the provision of any
29 other law, the fines collected under subsections (a) and (b)
30 shall be deposited into the Motor License Fund.

1 (f) Definition.--As used in this section, the term
2 "affirmative action" includes:

3 (1) removing a license plate from a vehicle to impede
4 electronic toll collection;

5 (2) installing a mechanism which rotates, changes,
6 blocks or otherwise mechanically alters the ability of a
7 license plate to be read by a violation enforcement system;

8 (3) installing a mechanical apparatus upon a vehicle
9 which serves the sole purpose of masking, hiding or
10 manipulating the true weight of the vehicle as it appears to
11 a mechanical scale;

12 (4) conspiring with an individual or group of
13 individuals to alter, lower or evade payment of correct
14 tolls; and

15 (5) unauthorized use of a Pennsylvania Turnpike private
16 gate access or otherwise unauthorized movement entering or
17 exiting the turnpike other than at approved interchanges.

18 § 6118. Municipal police officer education and training.

19 Beginning July 1, 2014, and each year thereafter, the sum of
20 \$5,000,000 is appropriated annually to the Pennsylvania State
21 Police from the Motor License Fund to make payments under 53
22 Pa.C.S. § 2170 (relating to reimbursement of expenses)
23 consistent with the requirements of section 11 of Article VIII
24 of the Constitution of Pennsylvania. If money is not available
25 to make full payments, the Municipal Police Officers' Education
26 and Training Commission shall make payments on a pro rata basis.

27 Section 35.2. Section 6506 of Title 75 is amended to read:

28 § 6506. Surcharge.

29 (a) Levy and imposition.--In addition to any fines, fees or
30 penalties levied or imposed as provided by law, under this title

1 or any other statute, a surcharge shall be levied for
2 disposition in accordance with subsection (b) as follows:

3 (1) Upon conviction for any violation of the provisions
4 of this title or other statute of the Commonwealth, or
5 regulations promulgated under this title, which is a traffic
6 violation and which is not included within the provisions of
7 paragraphs (2) through (7), exclusive of parking offenses, a
8 surcharge of [~~\$30~~] \$45.

9 (2) Upon conviction for a violation of the following
10 provisions of this title, a surcharge of [~~\$40~~] \$60:

11 (i) Section 3306(a)(1) (relating to limitations on
12 driving on left side of roadway).

13 (ii) Section 3745 (relating to accidents involving
14 damage to unattended vehicle or property).

15 (3) Upon conviction for a violation of section 3345(a)
16 (relating to meeting or overtaking school bus), a surcharge
17 of [~~\$50~~] \$75.

18 (4) Upon conviction for a violation of section 3362
19 (relating to maximum speed limits), the following applicable
20 surcharge:

21 (i) [~~\$30~~] \$45 for exceeding the maximum speed limit
22 by 6 to 10 miles per hour or 11 to 15 miles per hour.

23 (ii) [~~\$40~~] \$60 for exceeding the maximum speed limit
24 by 16 to 25 miles per hour.

25 (iii) [~~\$50~~] \$75 for exceeding the maximum speed
26 limit by at least 26 miles per hour.

27 (5) Upon conviction for violation of section 4902
28 (relating to restrictions on use of highways and bridges),
29 Subchapter C of Chapter 49 (relating to maximum weights of
30 vehicles) or Subchapter E of Chapter 49 (relating to

1 measuring and adjusting vehicle size and weight), a surcharge
2 of [\$150] \$225.

3 (6) Upon conviction for violation of Chapter 47
4 (relating to inspection of vehicles), by the owner or
5 operator or driver of a vehicle which is subject to the
6 provisions of Chapter 49 (relating to size, weight and load),
7 a surcharge of [\$30] \$45.

8 (7) Upon conviction of offenses under section 1543(b)
9 (1.1) (relating to driving while operating privilege is
10 suspended or revoked), 3802 (relating to driving under
11 influence of alcohol or controlled substance) or 3808(a)(2)
12 (relating to illegally operating a motor vehicle not equipped
13 with ignition interlock), or upon admission to programs for
14 Accelerated Rehabilitative Disposition for offenses
15 enumerated in section 1543(b)(1.1), 3802 or 3808(a)(2), a
16 surcharge, respectively, of:

17 (i) [\$50] \$75 for the first offense.

18 (ii) [\$100] \$150 for the second offense.

19 (iii) [\$200] \$300 for the third offense.

20 (iv) [\$300] \$450 for the fourth and subsequent
21 offenses.

22 (8) Upon conviction, in a city of the first class, of
23 any violation of this title, a surcharge of \$10.

24 (9) Upon conviction of any violation of this title in a
25 city of the second class, a surcharge of \$10.

26 The provisions of this subsection shall not apply to any
27 violation committed by the operator of a motorcycle, motor-
28 driven cycle, pedalcycle, motorized pedalcycle or recreational
29 vehicle not intended for highway use.

30 (b) Disposition.--

1 (1) Notwithstanding any other statutory provision:

2 (i) All surcharges levied and collected under
3 subsection (a)(1) by any division of the unified judicial
4 system shall be remitted to the Commonwealth for deposit
5 in the General Fund.

6 (ii) All surcharges levied and collected under
7 subsections (a)(2) through (7) by any division of the
8 unified judicial system shall be remitted to the
9 Commonwealth for deposit in the Pennsylvania
10 Transportation Trust Fund.

11 (iii) All surcharges levied and collected under
12 subsection (a)(8) and (9) by any division of the unified
13 judicial system shall be remitted to the appropriate
14 towing and storage agent as set forth in section
15 6309.2(e) (relating to immobilization, towing and storage
16 of vehicle for driving without operating privileges or
17 registration) for purposes of funding its costs
18 associated with Subchapter A of Chapter 63 (relating to
19 general provisions).

20 (iv) If the fines, fees or penalties are being paid
21 in installments, the surcharge shall be remitted on each
22 installment on a pro rata basis.

23 (2) (Reserved).

24 Section 36. The definition of "annual additional payments,"
25 "annual base payments" and "scheduled annual commission
26 contributions" in section 8901 of Title 75 are amended to read:
27 § 8901. Definitions.

28 The following words and phrases when used in this chapter
29 shall have the meanings given to them in this section unless the
30 context clearly indicates otherwise:

1 "Annual additional payments." As follows:

2 (1) During the conversion period and after the
3 conversion date, an amount equal to the scheduled annual
4 commission contribution, minus the sum of:

5 (i) \$200,000,000 paid as annual base payments;

6 (ii) any Interstate 80 savings for that fiscal year.

7 (2) If the conversion period has expired and a
8 conversion notice has not been received by the secretary, in
9 each subsequent fiscal year until the end of the term of the
10 lease agreement, the annual additional payments shall be
11 \$250,000,000. No annual additional payments shall be due
12 after fiscal year 2021-2022.

13 "Annual base payments." An amount equal to the sum of the
14 following:

15 (1) Annual debt service on outstanding bonds issued
16 under section 9511.2 (relating to special revenue bonds)
17 payable as required pursuant to the bonds.

18 (2) Two hundred million dollars payable annually through
19 fiscal year 2021-2022 in four equal installments each due the
20 last business day of each July, October, January and April.

21 (3) For fiscal year 2022-2023 and each fiscal year
22 thereafter, the amount shall be \$50,000,000 payable annually
23 from then current revenue.

24 * * *

25 "Scheduled annual commission contribution." The following
26 amounts:

27 (1) \$750,000,000 in fiscal year 2007-2008.

28 (2) \$850,000,000 in fiscal year 2008-2009.

29 (3) \$900,000,000 in fiscal year 2009-2010.

30 (4) For fiscal year 2010-2011 [and each fiscal year

1 thereafter] through fiscal year 2021-2022, the amount shall
2 be the amount calculated for the previous year increased by
3 2.5%, except that the amount shall be equal to the annual
4 base payments plus \$250,000,000 if the conversion notice is
5 not received by the secretary prior to the expiration of the
6 conversion period. For fiscal year 2014-2015 and each fiscal
7 year thereafter through fiscal year 2021-2022, at least
8 \$30,000,000 of this amount shall be paid from then current
9 revenue.

10 (5) For fiscal year 2022-2023 and each fiscal year
11 thereafter, the amount shall be \$50,000,000 payable annually
12 from then current revenue.

13 Section 37. Section 8915.6(a) of Title 75 is amended to
14 read:

15 § 8915.6. Deposit and distribution of funds.

16 (a) Deposits.--Upon receipt by the department, the following
17 amounts from the scheduled annual commission contribution shall
18 be deposited in the Motor License Fund:

19 (1) For fiscal year 2007-2008, \$450,000,000.

20 (2) For fiscal year 2008-2009, \$500,000,000.

21 (3) For fiscal year 2009-2010, \$500,000,000.

22 (4) For fiscal year 2010-2011 [and each fiscal year
23 thereafter], through fiscal year 2013-2014, the amount
24 calculated for the previous year increased by 2.5%.

25 (5) For fiscal year 2014-2015 and each fiscal year
26 thereafter, \$0.

27 * * *

28 Section 38. (Reserved).

29 Section 39. (Reserved).

30 Section 40. The definition of "average wholesale price" in

1 section 9002 of Title 75 is amended to read:

2 § 9002. Definitions.

3 The following words and phrases when used in this chapter
4 shall have the meanings given to them in this section unless the
5 context clearly indicates otherwise:

6 * * *

7 "Average wholesale price." [The average wholesale price per
8 gallon of all taxable liquid fuels and fuels, excluding the
9 Federal excise tax and all liquid fuels taxes, as determined by
10 the Department of Revenue for the 12-month period ending on the
11 September 30 immediately prior to January 1 of the year for
12 which the rate is to be set. In no case shall the average
13 wholesale price be less than 90¢ nor more than \$1.25 per
14 gallon.] The average wholesale price of all taxable liquid fuels
15 and fuels, excluding the Federal excise tax and all liquid fuels
16 taxes shall be as follows:

17 (1) After December 31, 2013, and before January 1, 2015,
18 the average wholesale price shall be \$1.87 per gallon.

19 (2) After December 31, 2014, and before January 1, 2017,
20 the average wholesale price shall be \$2.49 per gallon.

21 (3) After December 31, 2016, the average wholesale price
22 shall be as determined by the Department of Revenue for the
23 12-month period ending on the September 30 immediately prior
24 to January 1 of the year for which the rate is to be set. In
25 no case shall the average wholesale price be less than \$2.99
26 per gallon.

27 * * *

28 Section 40.1. Section 9004(a), (b), (c) introductory
29 paragraph and (e) introductory paragraph of Title 75 are amended
30 to read:

1 § 9004. Imposition of tax, exemptions and deductions.

2 (a) [Liquid fuels and fuels tax.--A permanent State tax of
3 12¢ a gallon or fractional part thereof is imposed and assessed
4 upon all liquid fuels and fuels used or sold and delivered by
5 distributors within this Commonwealth.] (Reserved).

6 (b) Oil company franchise tax for highway maintenance and
7 construction.--[In addition to the tax imposed by subsection
8 (a), the] The tax imposed by Chapter 95 (relating to taxes for
9 highway maintenance and construction) shall [also] be imposed
10 and collected on liquid fuels and fuels, on a cents-per-gallon
11 equivalent basis, upon all gallons of liquid fuels and fuels [as
12 are taxable under subsection (a)] used or sold and delivered by
13 distributors within this Commonwealth.

14 (c) Aviation gasoline tax.--In lieu of the taxes under
15 [subsections (a) and] subsection (b):

16 * * *

17 (e) Exceptions.--The tax imposed under subsections [(a),]
18 (b), (c) and (d) shall not apply to liquid fuels, fuels or
19 alternative fuels:

20 * * *

21 Section 40.2. Section 9006(b)(2) of Title 75 is amended to
22 read:

23 § 9006. Distributor's report and payment of tax.

24 * * *

25 (b) Computation and payment of tax.--

26 * * *

27 (2) The discount under paragraph (1) shall not be
28 computed on any tax imposed and remitted with respect to the
29 oil company franchise tax imposed under sections 9004(b)
30 (relating to imposition of tax, exemptions and deductions)

1 and 9502 (relating to imposition of tax), except with respect
2 to the oil company franchise tax imposed under section
3 9502(a)(5) (relating to imposition of tax).

4 * * *

5 Section 40.3. Section 9010(a), (b)(1) and (e)(3) of Title 75
6 are amended to read:

7 § 9010. Disposition and use of tax.

8 (a) [Payment to Liquid Fuels Tax Fund.--One-half cent per
9 gallon of the tax collected under section 9004(a) (relating to
10 imposition of tax, exemptions and deductions) shall be paid into
11 the Liquid Fuels Tax Fund of the State Treasury. The money paid
12 into that fund is specifically appropriated for the purposes set
13 forth in this chapter.] (Reserved).

14 (b) Payment to counties.--

15 (1) The money paid into the Liquid Fuels Tax Fund under
16 section 9502(a)(5)(i) (relating to imposition of tax), except
17 that which is refunded, shall be paid to the respective
18 counties of this Commonwealth on June 1 and December 1 of
19 each year in the ratio that the average amount returned to
20 each county during the three preceding years bears to the
21 average amount returned to all counties during the three
22 preceding years.

23 * * *

24 (e) Appropriation.--

25 * * *

26 (3) The [remaining tax collected under section 9004(a),
27 the] tax of 1 1/2¢ a gallon imposed and assessed on liquid
28 fuels used or sold and delivered for use as a fuel in
29 propeller-driven aircraft or aircraft engines, the tax of 1
30 1/2¢ a gallon on liquid fuels used or sold and delivered for

1 use as a fuel in jet or turbojet-propelled aircraft or
2 aircraft engines in lieu of other taxes, all penalties and
3 interests and all interest earned on deposits of the Liquid
4 Fuels Tax Fund shall be paid into the Motor License Fund.

5 This money is specifically appropriated for the same purposes
6 for which money in the Motor License Fund is appropriated by
7 law.

8 Section 40.4. Section 9017(c) (1) of Title 75 is amended to
9 read:

10 § 9017. Refunds.

11 * * *

12 (c) Motorboats and watercraft.--

13 (1) When the tax imposed by this chapter and section
14 9502(a) (5) (relating to imposition of tax) has been paid and
15 the fuel on which the tax has been imposed has been consumed
16 in the operation of motorboats or watercraft upon the waters
17 of this Commonwealth, including waterways bordering on this
18 Commonwealth, the full amount of the tax shall be refunded to
19 the Boat Fund on petition to the board in accordance with
20 prescribed procedures.

21 * * *

22 Section 40.5. Title 75 is amended by adding a section to
23 read:

24 § 9024. Application of Prevailing Wage Act to locally funded
25 highway and bridge projects.

26 (a) Public work.--For locally funded highway and bridge
27 projects, the term "public work" as used in the act of August
28 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing
29 Wage Act, shall mean construction, reconstruction, demolition,
30 alteration and repair work, other than maintenance work, done

1 under contract and paid for in whole or in part out of the funds
2 of a public body if the estimated cost of the total project is
3 in excess of \$100,000. The term shall not include work performed
4 under a rehabilitation or manpower training program.

5 (b) Applicability.--This section shall apply to a contract
6 entered on or after the effective date of this section.

7 (c) Definition.--As used in this section, the term "locally
8 funded" means a highway or bridge project that is funded
9 entirely by funds:

10 (1) paid to counties under section 9010(b) (relating to
11 disposition and use of tax), including borrowed funds under
12 section 9010(b)(2)(ii), whether expended by the county or
13 allocated or apportioned to political subdivisions;

14 (2) allocated or appropriated to municipalities under
15 the act of June 1, 1956 (1955 P.L.1944, No.655), referred to
16 as the Liquid Fuels Tax Municipal Allocation Law;

17 (3) made available to municipalities from the Highway
18 Bridge Improvement Restricted Account within the Motor
19 License Fund for expenditure on bridge rehabilitation,
20 replacement and removal projects pursuant to the act of
21 December 8, 1982 (P.L. 848, No.235), known as the Highway-
22 Railroad and Highway Bridge Capital Budget Act for 1982-1983,
23 and its supplements;

24 (4) awarded to municipalities as transportation
25 enhancement grants under section 3116 (relating to automated
26 red light enforcement systems in first class cities) or 3117
27 (relating to automated red light enforcement systems in
28 certain municipalities);

29 (5) allocated from municipal budgetary sources using
30 revenues derived through municipal taxes or fees; or

1 written criteria it develops to establish priorities based on
2 preventing dust and sediment pollution. In the first fiscal
3 year, top priority shall be given to specific trouble spot
4 locations already mapped by the Task Force on Dirt and Gravel
5 Roads and available from the department. A minimum of \$8,000,000
6 of the total appropriated annually shall be for maintenance and
7 improvement of low-volume roads.

8 * * *

9 § 9301. Supplemental funding for municipal highway maintenance.

10 (a) Annual appropriation.--The General Assembly shall
11 annually appropriate, beginning with the 1980-1981 fiscal year,
12 the sum of \$5,000,000 for supplemental payments to
13 municipalities to assist in the maintenance and construction
14 costs of municipal roads. The moneys appropriated by authority
15 of this section shall be distributed to municipalities in
16 accordance with the provisions of the act of June 1, 1956 (1955
17 P.L.1944, No.655), [entitled "An act providing a permanent
18 allocation of a part of the fuels and liquids fuels tax proceeds
19 to cities, boroughs, incorporated towns and townships, for their
20 road, street and bridge purposes; conferring powers and imposing
21 duties on local officers and the Department of Highways; and
22 making an appropriation out of the Motor License Fund; and
23 repealing existing legislation."] referred to as the Liquid
24 Fuels Tax Municipal Allocation Law.

25 (b) County allocation supplement.--Commencing July 1, 2014,
26 the amount of \$5,000,000 is appropriated out of the Motor
27 License Fund to counties annually. The following shall apply:

28 (1) The distribution shall be in the ratio of:

29 (i) the square footage of deck area of a county's
30 county-owned bridges; to

1 (ii) the total square footage of deck area of
2 county-owned bridges throughout this Commonwealth.

3 (2) The amount of square footage under paragraph (1)(i)
4 shall be the amount reported as part of the National Bridge
5 Inspection Standards Program.

6 (c) Additional allocation to municipalities.--Commencing
7 July 1, 2014, an amount of \$30,000,000 is appropriated out of
8 the Motor License Fund and shall be distributed to
9 municipalities pursuant to the Liquid Fuels Tax Municipal
10 Allocation Law.

11 § 9502. Imposition of tax.

12 (a) General rule.--

13 (1) An "oil company franchise tax for highway
14 maintenance and construction" which shall be an excise tax of
15 60 mills is hereby imposed upon all liquid fuels and fuels as
16 defined and provided in Chapter 90 (relating to liquid fuels
17 and fuels tax), and such tax shall be collected as provided
18 in section 9004(b) (relating to imposition of tax, exemptions
19 and deductions). Of the amount collected in fiscal year 2015-
20 2016, and each fiscal year thereafter, \$35,000,000 shall be
21 deposited in the Multimodal Transportation Fund established
22 under 74 Pa.C.S. § 2101 (relating to Multimodal
23 Transportation Fund), to be expended in accordance with
24 section 11 of Article VIII of the Constitution of
25 Pennsylvania.

26 (2) An additional 55 mills is hereby imposed on all
27 liquid fuels and fuels as defined and provided in Chapter 90
28 and such tax shall also be collected as provided in section
29 9004(b), the proceeds of which shall be distributed as
30 follows:

1 (i) ~~[Forty-two]~~ Forty-five percent to county
2 maintenance districts for highway maintenance for fiscal
3 year 2013-2014, 29% for fiscal year 2014-2015, 25% for
4 fiscal year 2015-2016 and 19% for fiscal year 2016-2017
5 and each year thereafter. This allocation shall be made
6 according to the formula provided in section 9102(b) (2)
7 (relating to distribution of State highway maintenance
8 funds). This allocation shall be made in addition to and
9 not a replacement for amounts normally distributed to
10 county maintenance districts under section 9102.

11 (ii) [Seventeen percent for highway capital
12 projects.] Fourteen percent for highway capital projects
13 for fiscal year 2013-2014, 30% for fiscal year 2014-2015,
14 34% for fiscal year 2015-2016 and 40% for fiscal year
15 2016-2017 and each year thereafter. Annually, until
16 fiscal year 2023-2024, an amount equal to 15% of all
17 appropriations to the department for highway and bridge
18 capital programs shall be distributed at the discretion
19 of the secretary from the amount distributed under this
20 subparagraph.

21 (iii) Thirteen percent for bridges.

22 (iv) Two percent for bridges identified as county or
23 forestry bridges. Distribution under this subparagraph
24 shall be in the ratio of:

25 (A) the square footage of deck areas, as
26 reported as part of the National Bridge Inspection
27 Standards Program, of a county's county-owned
28 bridges; to

29 (B) the total square footage of deck area, as
30 reported as part of the National Bridge Inspection

1 Standards Program, of all county-owned bridges in
2 this Commonwealth.

3 (v) Twelve percent for local roads pursuant to
4 section 9511(c) (relating to basic allocation to
5 municipalities).

6 (vi) Fourteen percent for toll roads designated
7 pursuant to the act of September 30, 1985 (P.L.240,
8 No.61), known as the Turnpike Organization, Extension and
9 Toll Road Conversion Act, to be appropriated under
10 section 9511(h).

11 (3) An additional 38.5 mills is hereby imposed upon all
12 liquid fuels and fuels as defined and provided in Chapter 90,
13 and such tax shall also be collected as provided in section
14 9004(b), the proceeds of which shall be deposited in The
15 Motor License Fund and distributed as follows:

16 (i) Twelve percent to municipalities on the basis of
17 and subject to the provisions of the act of June 1, 1956
18 (1955 P.L.1944, No.655), referred to as the Liquid Fuels
19 Tax Municipal Allocation Law, is appropriated.

20 [(ii) Eighty-eight percent to the department is
21 appropriated as follows:

22 (A) Forty-seven percent for distribution in
23 accordance with section 9102(b) (2) for fiscal year
24 1997-1998.

25 (B) Fifty-three percent for a Statewide highway
26 restoration, betterment and resurfacing program for
27 fiscal year 1997-1998.

28 (C) Fifty-seven percent for distribution in
29 accordance with section 9102(b) (2) for fiscal year
30 1998-1999.

1 (D) Forty-three percent for a Statewide highway
2 restoration, betterment and resurfacing program for
3 fiscal year 1998-1999.

4 (E) Sixty-seven percent for distribution in
5 accordance with section 9102(b)(2) for fiscal year
6 1999-2000.

7 (F) Thirty-three percent for a Statewide highway
8 restoration, betterment and resurfacing program for
9 fiscal year 1999-2000.

10 (G) Seventy-seven percent for distribution in
11 accordance with section 9201(b)(2) for fiscal year
12 2000-2001.

13 (H) Twenty-three percent for a Statewide highway
14 restoration, betterment and resurfacing program for
15 fiscal year 2000-2001.

16 (I) One hundred percent for distribution in
17 accordance with section 9102(b)(2) for fiscal year
18 2001-2002 and each year thereafter.

19 (J) For any fiscal year beginning with 1997-1998
20 through and including fiscal year 2000-2001, the
21 department shall make supplemental maintenance
22 program payments from the Statewide highway
23 restoration betterment program to those county
24 maintenance districts for which the total highway
25 maintenance appropriations and executive
26 authorizations in accordance with section 9102(b)
27 would be less than the amount received in 1996-1997
28 from the highway maintenance appropriation, the
29 Secondary Roads-Maintenance and Resurfacing Executive
30 Authorization, the Highway Maintenance Excise Tax

1 Executive Authorization and the Highway Maintenance
2 Supplemental Appropriation.

3 The words and phrases used in this paragraph shall have the
4 meanings given to them in section 9101 (relating to
5 definitions). This one-time allocation shall be made in
6 addition to and is not a replacement for amounts normally
7 distributed to county maintenance districts under section
8 9102.]

9 (ii) Sixty-eight percent to the department for
10 distribution in accordance with section 9102(b)(2) for
11 fiscal year 2013-2014; 49% for fiscal year 2014-2015 and
12 40% for each fiscal year thereafter.

13 (iii) Twenty percent to the department for expanded
14 highway and bridge maintenance for fiscal year 2013-2014;
15 39% for fiscal year 2014-2015 and 48% for each fiscal
16 year thereafter to be distributed as follows:

17 (A) Annually, 15% of the amount deposited in a
18 fiscal year shall be distributed at the discretion of
19 the secretary.

20 (B) Any funds deposited but not distributed
21 under clause (A) shall be distributed in accordance
22 with the formula under section 9102(b)(2).

23 (C) Temporary transfers of funds may be made
24 between counties if required for project cash flow.

25 (4) An additional 55 mills is hereby imposed upon all
26 fuels as defined and provided in chapter 90 and such tax
27 shall also be collected as provided in section 9004(b) upon
28 such fuels, the proceeds of which shall be deposited in The
29 Highway Bridge Improvement Restricted Account within the
30 Motor License Fund and is hereby appropriated.

1 (5) An additional 64 mills in calendar year 2014, 49
2 mills in calendar year 2015, 48 mills in calendar year 2016,
3 41 mills in calendar year 2017 and 39 mills in each calendar
4 year thereafter, is imposed upon all liquid fuels and fuels
5 as defined and provided in Chapter 90; and the tax shall also
6 be collected as provided in section 9004(b) upon such fuels.
7 The proceeds of the tax shall be deposited and distributed as
8 follows:

9 (i) Four and seventeen hundredths percent to the
10 Liquid Fuels Tax Fund of the State Treasury. The money
11 paid into that fund is specifically appropriated for the
12 purposes set forth in section 9010 (relating to
13 disposition and use of tax).

14 (ii) Ninety-five and eighty-three hundredths
15 percent to the Motor License Fund. This money is
16 specifically appropriated for the same purposes for which
17 money in the Motor License Fund is appropriated by law.
18 Twenty percent of the money under this subparagraph shall
19 be allocated to municipalities in accordance with section
20 9511(d).

21 * * *

22 Section 42. Section 9511(b) and (g) of Title 75 are amended
23 and the section is amended by adding subsections to read:

24 § 9511. Allocation of proceeds.

25 * * *

26 (b) State Highway Transfer Restoration Restricted Account
27 and local bridges.--

28 (1) The amount of the proceeds deposited in the Motor
29 License Fund pursuant to this chapter which[, in fiscal year
30 1983-1984,] is attributable to [two] three mills of the tax

1 imposed under section 9502(a) (relating to imposition of tax)
2 [and which, in fiscal year 1984-1985 and thereafter, is
3 attributable to three mills of the tax,] shall be deposited
4 as follows:

5 (i) For fiscal years 2013-2014 through fiscal year
6 2016-2017, as follows:

7 (A) Twenty-seven million dollars shall be
8 deposited in the State Highway Transfer Restoration
9 Restricted Account within the Motor License Fund. The
10 funds deposited in the State Highway Transfer
11 Restoration Restricted Account shall be appropriated
12 annually for expenditure as provided under subsection
13 (g).

14 (B) All funds not deposited in accordance with
15 clause (A) shall be deposited in the Highway Bridge
16 Improvement Restricted Account within the Motor
17 License Fund for local bridges, notwithstanding if
18 the project is administered by a county, municipality
19 or the department.

20 (ii) For fiscal year 2017-2018 and each fiscal year
21 thereafter, as follows:

22 (A) One and one-half mill shall be deposited in
23 the State Highway Transfer Restoration Restricted
24 Account within the Motor License Fund, which account
25 is hereby created. The funds deposited in the State
26 Highway Transfer Restoration Restricted Account are
27 hereby annually appropriated out of the account upon
28 authorization by the Governor for expenditure as
29 provided in subsection (g).

30 (B) One and one-half mill shall be deposited in

1 the Highway Bridge Improvement Restricted Account
2 within the Motor License Fund for local bridges,
3 notwithstanding if the project is administered by a
4 county, municipality or the department.

5 (2) If funds are available to make payments under
6 subsection (g) (1), the department may transfer funds
7 deposited under paragraph (1) (i) and (ii) between the State
8 Highway Transfer Restoration Restricted Account and the
9 Highway Bridge Improvement Restricted Account at the
10 discretion of the secretary.

11 * * *

12 (e.1) Allocation to municipalities for traffic signals.--In
13 addition, up to \$10,000,000 for fiscal year 2014-2015, up to
14 \$25,000,000 for fiscal year 2015-2016 and up to \$40,000,000 for
15 fiscal year 2016-2017 and each fiscal year thereafter, is
16 appropriated out of the Motor License Fund to replace,
17 synchronize, time, operate and maintain traffic signals within
18 traffic corridors consistent with 74 Pa.C.S. Ch. 92 (relating to
19 traffic signals). The funds shall be used and allocated in
20 accordance with the following:

21 (1) During fiscal year 2014-2015, up to \$10,000,000 is
22 allocated to municipalities for upgrading traffic signals to
23 light-emitting diode technology and for performing regional
24 operations such as retiming, developing special event plans
25 and monitoring traffic signals.

26 (2) During fiscal year 2015-2016, up to \$25,000,000
27 shall be allocated to municipalities for upgrading traffic
28 signals to light-emitting diode technology, performing
29 regional operations such as retiming, developing special
30 event plans and monitoring traffic signals and for

1 maintaining and operating traffic signals.

2 (3) During fiscal years 2016-2017 and each fiscal year
3 thereafter, up to \$40,000,000 shall be allocated to
4 municipalities for upgrading traffic signals to light-
5 emitting diode technology, performing regional operations
6 such as retiming, developing special event plans and
7 monitoring traffic signals and for maintaining and operating
8 traffic signals.

9 (4) Financial assistance under this section shall be
10 matched by municipal or private cash funding in an amount not
11 less than 50% of the amount of the financial assistance being
12 provided.

13 (5) The department shall establish guidelines for
14 applications and approval of applications from municipalities
15 for the financial assistance being provided. Applicants must
16 enter into agreements provided for under 74 Pa.C.S. Ch. 92.
17 Priority will be given to multi-municipal improvements.

18 * * *

19 (g) Use of funds in the State Highway Transfer Restoration
20 Restricted Account.--The funds appropriated in subsection (b)
21 for deposit in the State Highway Transfer Restoration Restricted
22 Account shall be used to pay for the costs of restoration of
23 such highways as provided in Chapter 92 (relating to transfer of
24 State highways) and annual payments to the municipalities for
25 highway maintenance in accordance with the following:

26 (1) Annual maintenance payments shall be at the rate of
27 \$4,000 per mile for each highway or portion of highway
28 transferred under Chapter 92, section 222 of the act of June
29 1, 1945 (P.L.1242, No.428), known as the State Highway Law,
30 or any statute enacted in 1981.

1 (2) Annual maintenance payments shall be paid at the
2 same time as funds appropriated under the act of June 1, 1956
3 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax
4 Municipal Allocation Law, except that no maintenance payment
5 shall be paid for a highway until after the year following
6 its transfer to the municipality.

7 (3) Annual maintenance payments under this subsection
8 shall be in lieu of annual payments under the Liquid Fuels
9 Tax Municipal Allocation Law.

10 (4) Annual maintenance payments under this subsection
11 shall be deposited into the municipality's liquid fuels tax
12 account and may be used on any streets and highways in the
13 municipality in the same manner and subject to the same
14 restrictions as liquid fuels tax funds paid under the Liquid
15 Fuels Tax Municipal Allocation Law or, in the case of a
16 county, under section 10 of the act of May 21, 1931 (P.L.149,
17 No.105), known as The Liquid Fuels Tax Act.

18 * * *

19 (i) Refund to Pennsylvania Fish and Boat Commission.--

20 (1) When the tax imposed by section 9502(a)(1), (2), (3)
21 and (4) (relating to imposition of tax) has been paid and the
22 fuel on which the tax has been imposed has been consumed in
23 the operation of motorboats or watercraft upon the waters of
24 this Commonwealth, including waterways bordering this
25 Commonwealth, the full amount of the tax shall be refunded to
26 the Boat Fund on petition to the Board of Finance and Revenue
27 in accordance with prescribed procedures.

28 (2) In accordance with the procedures, the Pennsylvania
29 Fish and Boat Commission shall biannually calculate the
30 amount of liquid fuels consumed by the motorcraft and furnish

1 the information relating to its calculations and data as
2 required by the Board of Finance and Revenue. The Board of
3 Finance and Revenue shall review the petition and motorboat
4 fuel consumption calculations of the commission, determine
5 the amount of the oil company franchise tax paid and certify
6 to the State Treasurer to refund annually to the Boat Fund
7 the amount so determined. The department shall be accorded
8 the right to appear at the proceedings and make its views
9 known.

10 (3) For the fiscal years commencing July 1, 2013, July
11 1, 2014, July 1, 2015, July 1, 2016, and July 1, 2017, the
12 money under paragraph (2) shall be used by the commission
13 acting by itself or by agreement with other Federal and State
14 agencies only for the improvement of hazardous dams
15 impounding waters of this Commonwealth on which boating is
16 permitted, including the development and construction of
17 boating areas and the dredging and clearing of water areas
18 where boats can be used. The commission shall present its
19 plan no later than September 30 of each year through
20 September 30, 2017, to the chairman and minority chairman of
21 the Transportation Committee and the chairman and minority
22 chairman of the Game and Fisheries Committee of the Senate
23 and the chairman and minority chairman of the Transportation
24 Committee and the chairman and minority chairman of the Game
25 and Fisheries Committee of the House of Representatives
26 regarding the use of the funds. For the fiscal year
27 commencing July 1, 2018, and for each fiscal year thereafter,
28 this money shall be used by the commission acting by itself
29 or by agreement with other Federal and State agencies only
30 for the improvement of the waters of this Commonwealth on

1 which motorboats are permitted to operate and may be used for
2 the development and construction of motorboat areas; the
3 dredging and clearing of water areas where motorboats can be
4 used; the placement and replacement of navigational aids; the
5 purchase, development and maintenance of public access sites
6 and facilities to and on waters where motorboating is
7 permitted; the patrolling of motorboating waters; the
8 publishing of nautical charts in those areas of this
9 Commonwealth not covered by nautical charts published by the
10 United States Coast and Geodetic Survey or the United States
11 Army Corps of Engineers and the administrative expenses
12 arising out of the activities; and other similar purposes.

13 Section 43. The following shall apply:

14 (1) The amendment of 74 Pa.C.S. § 303 shall apply to
15 competitive contract opportunities issued on or after July 1,
16 2014.

17 (2) The amendment of 74 Pa.C.S. § 1512 shall apply to
18 feasibility studies performed prior to and after the
19 effective date of this section.

20 (3) The amendments of 74 Pa.C.S. § 8105(b)(2) shall
21 apply to members of the Pennsylvania Turnpike Commission
22 appointed for the first time after the effective date of this
23 section.

24 (4) The addition of 75 Pa.C.S. § 9024 shall apply to
25 contracts entered into on or after January 1, 2014.

26 (5) The addition of 74 Pa.C.S. § 9202 shall apply to
27 contracts entered into on or after the effective date of this
28 section.

29 Section 44. The General Assembly declares that the amendment
30 of 75 Pa.C.S. § 4968(a.2)(4) shall not affect requirements of

1 the Department of Transportation regarding the permit for the
2 movement of raw milk found at 50A on pages 83 and 84 of
3 Publication 31 of the Department of Transportation.

4 Section 45. The Department of Transportation and the
5 Pennsylvania Turnpike Commission may amend the lease agreement
6 entered into by them pursuant to 75 Pa.C.S. § 8915.3 in order to
7 conform the provisions of the lease to the amendments to the
8 rights and obligations of the Department of Transportation and
9 the Pennsylvania Turnpike Commission contained in this act.

10 Section 46. The maximum principal amount of additional debt
11 to be incurred under this act for capital projects specifically
12 itemized in a capital project itemization act pursuant to
13 section 7(a)(4) of Article VIII of the Constitution of
14 Pennsylvania shall be \$500,000,000. Debt shall be incurred in
15 accordance with the act of February 9, 1999 (P.L.1, No.1), known
16 as the Capital Facilities Debt Enabling Act, and the Motor
17 License Fund shall be charged with the repayment of the debt.
18 The net proceeds from the sale of obligations authorized in this
19 section are appropriated to the Department of Transportation to
20 be used exclusively to defray financial costs of capital
21 projects specifically itemized in accordance with the Capital
22 Facilities Debt Enabling Act. The money necessary to pay debt
23 service or to pay arbitrage rebates required under section 148
24 of the Internal Revenue Code of 1986 (Public Law 99-514, 26
25 U.S.C. § 148) due on the obligations under this section in
26 fiscal year 2013-2014 is appropriated to the State Treasurer
27 from the Motor License Fund.

28 Section 47. The sum of \$1,000,000 is appropriated to the
29 Department of Transportation from the Multimodal Transportation
30 Fund for costs incurred by the department in the administration

1 of the programs under 74 Pa.C.S. § 2401(a) (1).

2 Section 48. This act shall take effect as follows:

3 (1) The following provisions shall take effect
4 immediately:

5 (i) This section.

6 (ii) Sections 43, 44, 45 and 46 of this act.

7 (iii) The addition of 74 Pa.C.S. Ch. 2.

8 (iv) The amendment of 74 Pa.C.S. § 1504.

9 (v) The amendment or addition of 74 Pa.C.S. §
10 1506(c), (e) (1) (i), (vi) and (vii), (2), (3) and (5).

11 (vi) The amendment of 74 Pa.C.S. § 1512.

12 (vii) The amendment or addition of 74 Pa.C.S. §
13 1514(c) and (e.1).

14 (viii) The amendment or addition of 74 Pa.C.S. §
15 1516(b) (1), (e) and (f).

16 (ix) The addition of 74 Pa.C.S. § 1517.1.

17 (x) The addition of 74 Pa.C.S. Ch. 21.

18 (xi) The addition of 74 Pa.C.S. Ch. 59 Subch. C.

19 (xii) The amendment of 74 Pa.C.S. § 8105(b) (2).

20 (xiii) The addition of 74 Pa.C.S. Ch. 92.

21 (xiv) The addition of 74 Pa.C.S. Ch. 93.

22 (xv) The reenactment of 75 Pa.C.S. § 1550(d) (2).

23 (xv.1) The amendment or addition of 75 Pa.C.S. §
24 1955(a) (2).

25 (xv.2) The amendment or addition of 75 Pa.C.S. §§
26 3362(a) and (c) and 3363.

27 (xvi) The amendment or addition of 75 Pa.C.S. §§
28 4902 and 4968.

29 (xvi.1) The amendment or addition of 75 Pa.C.S. §
30 6110(a) and (a.1).

- 1 (xvii) The amendment of 75 Pa.C.S. § 8915.6.
2 (xviii) The amendment of 75 Pa.C.S. § 9002.
3 (xix) The amendment or addition of 75 Pa.C.S. §§
4 9502(a)(1), (2)(i) and (ii), (3), (4) and (5) and 9511.

5 (2) The following provisions shall take effect January
6 1, 2014, or immediately, whichever occurs later:

7 (i) The amendment or addition of 74 Pa.C.S. §
8 1506(e)(1)(iii) and (v) and (4).

9 (ii) The amendment of 75 Pa.C.S. § 1307(f).

10 (iii) The amendment of 75 Pa.C.S. § 1904.

11 (iv) The amendment of 75 Pa.C.S. § 3111.

12 (v) The amendment of 75 Pa.C.S. § 6506.

13 (vi) The amendment of 75 Pa.C.S. Ch. 90, except §§
14 9002 and 9024.

15 (vii) The addition of 75 Pa.C.S. § 9024.

16 (3) The following provisions shall take effect April 1,
17 2014:

18 (i) The amendment of 75 Pa.C.S. §§ 1951, 1952, 1953,
19 1955 and 1956.

20 (ii) The amendment of 75 Pa.C.S. § 2102.

21 (4) The following provisions shall take effect July 1,
22 2014:

23 (i) The amendment of 74 Pa.C.S. §§ 1503 and 1506(b)
24 and (e)(6).

25 (ii) The amendment of 75 Pa.C.S. §§ 1353 and 1355.

26 (iii) The amendment or addition of 75 Pa.C.S. §§
27 1913, 1920(a) and (c)(1), 1921, 1922, 1924, 1925, 1926,
28 1926.1, 1927, 1928, 1929, 1930, 1931, 1931.1, 1933, 1942,
29 1943, 1944, 1945, 1947 and 1958.

30 (iv) The amendment of 75 Pa.C.S. § 8901.

1 (v) The amendment of 75 Pa.C.S. § 9106.
2 (vi) The amendment of 75 Pa.C.S. § 9502(a)(2)(iv).
3 (5) The following provisions shall take effect January
4 1, 2015:

5 (i) The amendment of 75 Pa.C.S. §§ 1553(c) and
6 1554(c).

7 (ii) The amendment of 75 Pa.C.S. § 1617.

8 (iii) The amendment of 75 Pa.C.S. § 1786(d).

9 (iv) The amendment of 75 Pa.C.S. §§ 1916, 1917,
10 1918, 1920(c)(2), 1932, 1935, 1957, 1959, 1960 and 1961.

11 (6) The amendment or addition of 75 Pa.C.S. §§ 1307(g),
12 1332(d) and 1911 shall take effect December 31, 2016.

13 (7) The addition of 75 Pa.C.S. § 1332(a.1) shall take
14 effect in 90 days.

15 (8) The remainder of this act shall take effect in 60
16 days.

17 Section 2. This act shall not affect or impair any right or
18 interest accrued, vested or otherwise existing under the act of
19 November 25, 2013 (P.L. , No.89), entitled "An act amending
20 Titles 74 (Transportation) and 75 (Vehicles) of the Pennsylvania
21 Consolidated Statutes by:

22 --In Title 74:

23 Providing for organization.

24 In administrative practice and procedure, further
25 providing for minority and women-owned business
26 participation.

27 In sustainable mobility options:

28 further providing for definitions, for department
29 authorization, for the Public Transportation Trust
30 Fund, for application and approval process, for

1 executive and legislative reports, for coordination,
2 for asset improvement program, for Statewide programs
3 and for capital improvements program.

4 Providing for multimodal transportation funding.

5 In airport operation and zoning, providing for first
6 class city consolidated car rental facilities.

7 In Turnpike:

8 further providing for commission; and
9 providing for annual hearing.

10 In Turnpike Commission standards of conduct, further
11 providing for code of conduct.

12 Providing for traffic signals.

13 Establishing the Bridge Bundling Program.

14 Providing for public utility facilities.

15 Providing for steel painting.

16 In Public/Private Transportation Partnerships,
17 further providing for applicability of other laws.

18 --In Title 75:

19 In registration of vehicles:

20 further providing for period of registration, for
21 display of registration plate and for certain
22 special plates.

23 Providing for report to General Assembly.

24 In licensing of drivers, further providing
25 for judicial review, for occupational limited
26 license and for probationary license.

27 In commercial drivers, further providing for fees.

28 In financial responsibility, further providing for
29 required financial responsibility.

30 In fees:

1 further providing for limitation on local license
2 fees and taxes, for collection and disposition of
3 fees and money, for motor homes, for annual
4 registration fees, for trucks and truck tractors, for
5 motor buses and limousines, for school buses and
6 school vehicles, for trailers, for special mobile
7 equipment, for implements of husbandry, for farm
8 vehicles, for ambulances, taxis and hearses, for
9 dealers and miscellaneous motor vehicle business, for
10 farm equipment vehicle dealers, for transfer of
11 registration, for temporary and electronically issued
12 registration plates, for replacement registration
13 plates, for legislative registration plates, for
14 personal registration plates, for street rod
15 registration plates, for duplicate registration cards
16 and for commercial implements of husbandry;

17 providing for fee for local use; and

18 further providing for special hauling permits as
19 to weight and size, for annual hauling permits, for
20 mobile homes, modular housing units and modular
21 housing undercarriages, for books of permits, for
22 refund of certain fees, for driver's license and
23 learner's permit, for certificate of title, for
24 security interest, for information concerning drivers
25 and vehicles, for certified copies of records, for
26 uncollectible checks, for certificate of inspection,
27 for messenger service, for reinstatement of operating
28 privilege or vehicle registration and for secure
29 power of attorney.

30 In motor carriers road tax identification markers:

1 further providing for identification markers and
2 license or road tax registration card required.

3 In general provisions, further providing for
4 obedience to traffic-control devices.

5 In rules of the road, further providing for maximum
6 speed limits and for alteration of maximum limits.

7 In size, weight and load, further providing for
8 restrictions on use of highways and bridges, for
9 conditions of permits and security for damages and for
10 permit for movement during course of manufacturing.

11 In powers of department and local authorities:

12 further providing for regulation of traffic on
13 Turnpike; and

14 providing for fare evasion and for municipal
15 police officer education and training.

16 In penalties and disposition of fines, further
17 providing for surcharge.

18 In the Pennsylvania Turnpike, further providing for
19 definitions and for deposit and distribution of funds.

20 In liquid fuels and fuels tax:

21 further providing for definitions, for
22 imposition, exemptions and deductions, for
23 distributor's report and payment, for disposition and
24 use and for refunds; and

25 providing for application of Prevailing Wage Act
26 to locally funded highway and bridge projects.

27 In State highway maintenance, further providing for
28 dirt and gravel road maintenance.

29 In supplemental funding for municipal highway
30 maintenance, making further provisions.

1 In taxes for highway maintenance and construction,
2 further providing for imposition and for allocation of
3 proceeds.

4 --Providing for permits for movement of raw milk.

5 --Providing for amendment of lease agreements.

6 --Providing for authorization to incur additional debt
7 and appropriations.

8 --Making an appropriation.

9 --Making repeals."

10 Section 3. This act shall take effect immediately.