

AMENDMENTS TO HOUSE BILL NO. 106

Sponsor: REPRESENTATIVE MICOZZIE

Printer's No. 2654

1 Amend Bill, page 1, lines 1 through 7, by striking out all of
2 said lines and inserting

3 Amending Titles 74 (Transportation) and 75 (Vehicles) of the
4 Pennsylvania Consolidated Statutes by:

5 --In Title 74:

6 Providing for organization.

7 In administrative practice and procedure, further
8 providing for minority and women-owned business
9 participation.

10 In sustainable mobility options:

11 further providing for definitions, for department
12 authorization, for the Public Transportation Trust
13 Fund, for application and approval process, for
14 executive and legislative reports, for coordination,
15 for asset improvement program, for Statewide programs
16 and for capital improvements program.

17 Providing for multimodal transportation funding.

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

20 In Turnpike:

21 further providing for commission; and
22 providing for annual hearing.

23 In Turnpike Commission standards of conduct, further
24 providing for code of conduct.

25 Providing for traffic signals.

26 Establishing the Bridge Bundling Program.

27 Providing for public utility facilities.

28 Providing for steel painting.

29 In Public/Private Transportation Partnerships,
30 further providing for applicability of other laws.

31 --In Title 75:

32 In registration of vehicles:

33 further providing for period of registration, for
34 display of registration plate and for certain special
35 plates.

36 In licensing of drivers, further providing for
37 judicial review, for occupational limited license and for
38 probationary license.

1 In commercial drivers, further providing for fees.
2 In financial responsibility, further providing for
3 required financial responsibility.

4 In fees:

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

21 providing for fee for local use; and

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

34 In motor carriers road tax identification markers:

35 further providing for identification markers and
36 license or road tax registration card required.

37 In general provisions, further providing for
38 obedience to traffic-control devices.

39 In rules of the road, further providing for maximum
40 speed limits and for alteration of maximum limits.

41 In size, weight and load, further providing for
42 restrictions on use of highways and bridges, for
43 conditions of permits and security for damages and for
44 permit for movement during course of manufacturing.

45 In powers of department and local authorities:

46 further providing for regulation of traffic on
47 Turnpike; and

48 providing for fare evasion and for municipal
49 police officer education and training.

50 In penalties and disposition of fines, further
51 providing for surcharge.

1 In the Pennsylvania Turnpike, further providing for
2 definitions and for deposit and distribution of funds.

3 In liquid fuels and fuels tax:

4 further providing for definitions, for
5 imposition, exemptions and deductions, for
6 distributor's report and payment, for disposition and
7 use and for refunds; and

8 providing for application of Prevailing Wage Act
9 to locally funded highway and bridge projects.

10 In State highway maintenance, further providing for
11 dirt and gravel road maintenance.

12 In supplemental funding for municipal highway
13 maintenance, making further provisions.

14 In taxes for highway maintenance and construction,
15 further providing for imposition and for allocation of
16 proceeds.

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

18 --Providing for amendment of lease agreements.

19 --Providing for authorization to incur additional debt
20 and appropriations.

21 --Making an appropriation.

22 --Making repeals.

23 The General Assembly finds and declares as follows:

24 (1) It is the purpose of this act to ensure that a safe
25 and reliable system of transportation is available to the
26 residents of this Commonwealth.

27 (2) The Commonwealth's transportation system includes
28 nearly 40,000 miles of roads and 25,000 bridges owned by the
29 Commonwealth, nearly 77,000 miles of roads and 12,000 bridges
30 owned by counties and municipal governments, 36 fixed-route
31 public transportation agencies, 67 railroads, 133 public use
32 airports, the Ports of Erie, Philadelphia and Pittsburgh, and
33 numerous bicycle and pedestrian facilities.

34 (3) The Commonwealth's transportation system provides
35 for access to employment, educational services, medical care
36 and other life-sustaining services for all residents of this
37 Commonwealth, including senior citizens and people with
38 disabilities.

39 (4) The Department of Transportation of the Commonwealth
40 has indicated that 9,000 miles of roads owned by the
41 Commonwealth are in poor condition and that 4,400 bridges
42 owned by the Commonwealth are rated structurally deficient.
43 The State Transportation Advisory Committee has indicated
44 that 2,189 bridges exceeding 20 feet in length owned by
45 counties and municipalities are rated structurally deficient.

46 (5) There is urgent public need to reduce congestion,
47 increase capacity, improve safety and promote economic
48 efficiency of transportation facilities throughout this
49 Commonwealth.

50 (6) The Commonwealth has limited resources to fund the
51 maintenance and expansion of its transportation facilities.

1 (7) The State Transportation Advisory Committee reported
2 in 2010 that the Commonwealth's transportation system is
3 underfunded by \$3,500,000,000 and projected that amount will
4 grow to \$6,700,000,000 by 2020 without additional financial
5 investment by the Commonwealth.

6 (8) To ensure the needs of the public are adequately
7 addressed, funding mechanisms must be enhanced to sustain the
8 Commonwealth's transportation system in the future.

9 (9) The utilization of user fees establishes a funding
10 source for transportation needs that spreads the costs across
11 those who benefit from the Commonwealth's transportation
12 system.

13 (10) Pursuant to section 11 of Article VIII of the
14 Constitution of Pennsylvania, all highway and bridge user
15 fees must be used solely for construction, reconstruction,
16 maintenance and repair of and safety on public highways and
17 bridges and costs and expenses incident thereto.

18 (11) In order to ensure a safe and reliable system of
19 public transportation, aviation, ports, rail and bicycle and
20 pedestrian facilities, other transportation-related user fees
21 must be deposited in the Public Transportation Trust Fund and
22 the Multimodal Transportation Fund.

23 (12) In furtherance of the Commonwealth's energy policy,
24 which includes becoming independent from overreliance on
25 foreign energy sources, programs must be established to
26 promote reliance on or conversion to alternative energy
27 sources, including the vast natural gas supply of this
28 Commonwealth.

29 (13) Recognition and furtherance of all these elements
30 is essential to promoting the health, safety and welfare of
31 the citizens of this Commonwealth.

32 Amend Bill, page 2, lines 22 through 30; page 3, lines 1
33 through 16, by striking out all of said lines on said pages and
34 inserting

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

37 CHAPTER 2
38 ORGANIZATION

39 Sec.

40 201. Definitions.

41 202. Deputy secretaries.

42 § 201. Definitions.

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

46 "Department." The Department of Transportation of the
47 Commonwealth.

48 "Secretary." The Secretary of Transportation of the

1 Commonwealth.

2 § 202. Deputy secretaries.

3 (a) Appointment.--The secretary shall appoint the following
4 deputy secretaries:

5 (1) Deputy Secretary for Administration.

6 (2) Deputy Secretary for Driver and Vehicle Services.

7 (3) Deputy Secretary for Highway Administration.

8 (4) Deputy Secretary for Multimodal Transportation.

9 (5) Deputy Secretary for Planning.

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

13 (1) Fiscal affairs.

14 (2) Operations analysis and improvement.

15 (3) Information services.

16 (4) Office services.

17 (5) Human resources.

18 (6) Equal opportunity.

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

22 (1) Drivers.

23 (2) Vehicles.

24 (3) Vehicle and driver safety.

25 (4) Services for other modes of transportation.

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

29 (1) Design of highways and bridges.

30 (2) Land acquisition for highways and bridges.

31 (3) Construction and reconstruction of highways and
32 bridges.

33 (4) Maintenance and operation of highways and bridges.

34 (5) Highway and bridge safety.

35 (e) Multimodal transportation.--The Deputy Secretary for
36 Multimodal Transportation has the powers and duties of the
37 department under law relating to modes of transportation other
38 than highways, except recreational boating and ferry licensing,
39 including all of the following:

40 (1) Local and public transportation.

41 (2) Rail freight.

42 (3) Ports and waterways.

43 (4) Aviation and airports.

44 (f) Planning.--The Deputy Secretary of Planning has the
45 powers and duties of the department under law relating to all of
46 the following:

47 (1) Planning and research.

48 (2) Program development and management.

49 (3) Services to municipalities.

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

51 § 303. [Minority and women-owned] Diverse business

1 participation.

2 (a) General rule.--In administering contracts for
3 construction and professional services relating to
4 transportation projects which are funded pursuant to the
5 provisions of this title or 75 Pa.C.S. (relating to vehicles),
6 the [department and any local transportation organization]
7 contracting entities shall:

8 (1) Be responsible for ensuring that all competitive
9 contract opportunities subject to this section which are
10 issued by the [department or local transportation
11 organization] contracting entities seek to maximize
12 participation by [minority-owned and women-owned businesses
13 and other disadvantaged] diverse businesses.

14 (1.1) Include in solicitations for bids and requests for
15 proposals on all competitive contracting opportunities
16 subject to this section notice to the bidder or offeror that:

17 (i) The bidder or offeror shall document and submit
18 to the applicable contracting entity all good faith
19 efforts to solicit subcontractors that are diverse
20 businesses during the bidding or proposal process.

21 (ii) The bidder or offeror shall provide within
22 seven days of being declared the low bidder or successful
23 offeror the name and business address of each
24 subcontractor that is a diverse business that will
25 provide the contractor with construction or professional
26 services in connection with the performance of the
27 contract.

28 (2) [Give] Include in the solicitations for bids and
29 requests for proposals under paragraph (1.1), language
30 encouraging bidders and offerors to utilize and give
31 consideration[, when possible and cost effective,] to
32 contractors offering to utilize [minority-owned and women-
33 owned businesses and disadvantaged] diverse businesses in the
34 selection and award of contracts.

35 (3) Ensure that the [department's and local
36 transportation organizations' commitment to the minority-
37 owned and women-owned business program] contracting entities'
38 commitment to participation by diverse businesses is clearly
39 understood and appropriately implemented and enforced by all
40 [department and local transportation organization employees]
41 the contracting entities.

42 (4) Designate a responsible official to supervise the
43 [department and local transportation organization minority-
44 owned and women-owned] contracting entities' diverse business
45 program and ensure compliance within the [department or local
46 transportation organization] contracting entities.

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

50 (6) [Recommend sanctions to the Secretary of General
51 Services,] Impose sanctions as may be appropriate under 62

1 Pa.C.S. § 531 (relating to debarment or suspension), against
2 businesses that fail to comply with this section or the
3 policies of the Commonwealth [minority-owned and women-owned
4 business program] related to diverse businesses. This
5 paragraph shall not apply to a local transportation
6 organization.

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

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

14 (1) Conduct the necessary and appropriate outreach,
15 including using the database available on the Internet
16 website of the Department of General Services and the Federal
17 Government's system of award management database, for
18 purposes of identifying diverse businesses in general
19 construction or professional services capable of performing
20 contracts subject to this section.

21 (2) By October 1, 2014, and each October 1 thereafter,
22 submit a report to the chairman and minority chairman of the
23 Transportation Committee of the Senate and the chairman and
24 minority chairman of the Transportation Committee of the
25 House of Representatives summarizing the participation level
26 of diverse businesses in all competitive contract
27 opportunities issued by contracting entities. The commission
28 and local transportation organizations shall cooperate with
29 the department to complete the report. The report shall
30 include:

31 (i) The percentage of participation by diverse
32 businesses.

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

36 (iii) The number of businesses penalized for
37 violating this section.

38 (3) Transmit the report under paragraph (2) to the
39 Minority Business Development Authority, established under
40 the act of July 22, 1974 (P.L.598, No.206), known as the
41 Pennsylvania Minority Business Development Authority Act. The
42 authority shall review the report to assess the effectiveness
43 in advancing this section and to make any recommendations for
44 changes in this section deemed necessary or desirable to the
45 secretary and the chairman and minority chairman of the
46 Transportation Committee of the Senate and the chairman and
47 minority chairman of the Transportation Committee of the
48 House of Representatives.

49 (a.2) Replacement of diverse business.--If, at any time
50 during the evaluation of a bid or proposal, or the construction
51 of a project or the performance of a professional service

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

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

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

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

15 (a.4) Construction.--Nothing in this section shall be
16 construed to supersede, nullify or otherwise affect 51 Pa.C.S. §
17 9603 (relating to participation goals). In the case of an
18 inconsistency between this section and 51 Pa.C.S. Ch. 96
19 (relating to veteran-owned small businesses), the provisions of
20 51 Pa.C.S. Ch. 96 shall prevail.

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

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

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

28 "Contracting entities." The following:

29 (1) The Department of Transportation.

30 (2) The commission.

31 (3) A local transportation organization.

32 "Disadvantaged business." A business that is owned or
33 controlled by a majority of persons, not limited to members of
34 minority groups, who are subject to racial or ethnic prejudice
35 or cultural bias.

36 "Diverse business." A disadvantaged business, minority-owned
37 or women-owned business or service-disabled veteran-owned or
38 veteran-owned small business that has been certified by a third-
39 party certifying organization.

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

41 (1) A political subdivision or a public transportation
42 authority, port authority or redevelopment authority
43 organized under the laws of this Commonwealth or pursuant to
44 an interstate compact or otherwise empowered to render,
45 contract for the rendering of or assist in the rendering of
46 transportation service in a limited area in this
47 Commonwealth, even though it may also render or assist in
48 rendering transportation service in adjacent states.

49 (2) A nonprofit association that directly or indirectly
50 provides public transportation service.

51 (3) A nonprofit association of public transportation

1 providers operating within this Commonwealth.

2 "Minority-owned business." A business owned and controlled
3 by a majority of individuals who are African Americans, Hispanic
4 Americans, Native Americans, Asian Americans, Alaskans or
5 Pacific Islanders.

6 "Professional services." An industry of infrequent,
7 technical or unique functions performed by independent
8 contractors or consultants whose occupation is the rendering of
9 the services. The term includes:

10 (1) Design professional services as defined in 62
11 Pa.C.S. § 901 (relating to definitions).

12 (2) Legal services.

13 (3) Advertising or public relations services.

14 (4) Accounting, auditing or actuarial services.

15 (5) Security consultant services.

16 (6) Computer and information technology services.

17 (7) Insurance underwriting services.

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

20 "Third-party certifying organization." An organization that
21 certifies a small business, minority-owned business, women-owned
22 business or veteran-owned small business as a diverse business.
23 The term includes:

24 (1) The National Minority Supplier Development Council.

25 (2) The Women's Business Development Enterprise National
26 Council.

27 (3) The Small Business Administration.

28 (4) The Department of Veterans Affairs.

29 (5) The Pennsylvania Unified Certification Program.

30 "Veteran-owned small business." As defined in 51 Pa.C.S. §
31 9601 (relating to definitions).

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

34 Section 3. The definitions of "base operating allocation"
35 and "capital expenditures" in section 1503 of Title 74 are
36 amended to read:

37 § 1503. Definitions.

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

41 * * *

42 "Base operating allocation." The total amount of State
43 operating assistance, reimbursement in lieu of fares for senior
44 passengers and other assistance which was used for operating
45 assistance as determined by the department in [fiscal year 2005-
46 2006.] the last full fiscal year that the qualifying local
47 transportation organization received the assistance, including
48 the funds received under section 1517.1(c) (relating to
49 Alternative Energy Capital Investment Program).

50 "Capital expenditures." All costs of capital projects,
51 including, but not limited to, the costs of acquisition,

1 construction, installation, start-up of operations, improvements
2 and all work and materials incident thereto. Preventive
3 maintenance expenses, as defined by the Federal Transit
4 Administration, may be deemed eligible as a capital expenditure
5 based on written approval by the department at its discretion.

6 * * *

7 Section 4. Section 1504(a) of Title 74 is amended to read:
8 § 1504. Department authorization.

9 (a) General.--

10 (1) The department may, within the limitations provided
11 in this chapter, incur costs directly and provide financial
12 assistance for the purposes and activities enumerated in this
13 chapter.

14 (2) In the event of imminent service termination, the
15 department shall make every effort to contract with a local
16 transportation organization to provide the programs,
17 activities and services enumerated in this chapter. After all
18 local transportation organization contracting options are
19 exhausted, the department may contract with a transportation
20 company to provide the programs, activities and services
21 enumerated in this chapter. The operation of the programs,
22 activities and services administered by the department and
23 provided by the local transportation organization or
24 transportation company under this subsection shall not be
25 subject to the jurisdiction of the Pennsylvania Public
26 Utility Commission.

27 * * *

28 Section 5. (Reserved).

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

31 § 1506. Fund.

32 * * *

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

34 (1) The following apply:

35 (i) [Except as provided under subparagraph (ii),
36 upon] Upon receipt, the department shall deposit into the
37 fund the revenues received by the department under 75
38 Pa.C.S. Ch. 89 (relating to Pennsylvania Turnpike) and
39 the lease agreement executed between the department and
40 the Pennsylvania Turnpike Commission under 75 Pa.C.S. §
41 8915.3 (relating to lease of Interstate 80; related
42 agreements). [as follows:

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

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

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

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

49 (ii) The deposits made to the fund under this
50 subsection shall equal [\$250,000,000 annually for each
51 fiscal year commencing after the expiration of the

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

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

9 * * *

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

12 (1) 4.4% of the amount collected under Article II of the
13 Tax Reform Code. Revenues under this paragraph shall be
14 deposited into the fund by the 20th day of each month for the
15 preceding month. The amount deposited under this paragraph is
16 estimated to be equivalent to the money available to the
17 department from the following sources:

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

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

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

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

29 (3.1) (Reserved).

30 (3.2) The revenues deposited in the fund in accordance
31 with 75 Pa.C.S. § 1786 (relating to required financial
32 responsibility).

33 (3.3) The revenues deposited in the fund in accordance
34 with 75 Pa.C.S. § 3111(a.1)(2)(ii) (relating to obedience to
35 traffic-control devices).

36 (3.4) For fiscal year 2022-2023 and each fiscal year
37 thereafter, an amount equal to the amount collected under
38 Article II of the Tax Reform Code, multiplied by the ratio
39 that \$450,000,000 is to the total amount collected under
40 Article II of the Tax Reform Code in the fiscal year ending
41 June 30, 2021, or \$450,000,000, whichever is greater, shall
42 be transferred to the fund. The source of the transfer shall
43 be the revenue collected under section 238 of the Tax Reform
44 Code on motor vehicles, trailers and semi-trailers.

45 (4) Other appropriations, deposits or transfers to the
46 fund.

47 * * *

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

51 (1) For the program established under section 1513

1 (relating to operating program), the following amounts shall
2 be allocated from the fund:

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

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

7 (B) For fiscal years 2015-2016 and 2016-2017,
8 \$110,000,000.

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

11 (ii) All revenues deposited in the fund under
12 subsection (b)(2).

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

15 (iv) All revenues deposited into the fund under
16 subsection (c)(3).

17 (v) The following percentages of the revenue
18 deposited in the fund in accordance with 75 Pa.C.S. §
19 1904 (relating to collection and disposition of fees and
20 moneys):

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

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

23 (B) For fiscal years 2015-2016 and 2016-2017,
24 46.6%.

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

27 (vi) All revenue deposited into the fund under
28 subsection (c)(3.2).

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

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

34 (A) By the proceeds of Commonwealth capital
35 bonds deposited into the fund under subsection (c)
36 (2).

37 [(A.1) For fiscal year 2007-2008, \$50,000,000
38 from the revenues received by the department under 75
39 Pa.C.S. Ch. 89 and the lease agreement executed
40 between the department and the Pennsylvania Turnpike
41 Commission under 75 Pa.C.S. § 8915.3. The amount
42 received by the department under this section shall
43 be deposited into the fund prior to distribution and
44 shall be in addition to the amounts received under
45 subsection (b)(1).

46 (B) For fiscal year 2008-2009, \$100,000,000 from
47 the revenues received by the department under 75
48 Pa.C.S. Ch. 89 and the lease agreement executed
49 between the department and the Pennsylvania Turnpike
50 Commission under 75 Pa.C.S. § 8915.3. The amount
51 received by the department under this section shall

1 be deposited into the fund prior to distribution and
2 shall be in addition to the amounts received under
3 subsection (b) (1).

4 (C) For fiscal year 2009-2010, \$150,000,000 from
5 the revenues received by the department under 75
6 Pa.C.S. Ch. 89 and the lease agreement executed
7 between the department and the Pennsylvania Turnpike
8 Commission under 75 Pa.C.S. § 8915.3. The amount
9 received by the department under this section shall
10 be deposited into the fund prior to distribution and
11 shall be in addition to the amounts received under
12 subsection (b) (1).

13 (D) For fiscal year 2010-2011 and each fiscal
14 year thereafter, the amount calculated for the prior
15 fiscal year increased by 2.5% from the revenues
16 received by the department under 75 Pa.C.S. Ch. 89
17 and the lease agreement executed between the
18 department and the Pennsylvania Turnpike Commission
19 under 75 Pa.C.S. § 8915.3. The amount received by the
20 department under this section shall be deposited into
21 the fund prior to distribution and shall be in
22 addition to the amounts received under subsection (b)
23 (1).]

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

28 (F) The revenue deposited in the fund under
29 subsection (c) (3.3).

30 (G) The following percentages of revenue
31 deposited in the fund in accordance with 75 Pa.C.S. §
32 1904 (relating to collection and disposition of fees
33 and moneys):

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

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

36 (III) For fiscal years 2015-2016 and 2016-
37 2017, 20%.

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

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

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

46 (i) 13.24% of the revenues deposited in the fund
47 under subsection (c) (1). [shall be allocated from the
48 fund.]

49 (ii) The revenue deposited in the fund under
50 subsection (b) (1) and (c) (3.4) remaining after the
51 allocation under paragraph (2) (E).

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

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

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

14 Section 7. Section 1507(a)(6) and (c) of Title 74 are
15 amended and subsection (a) is amended by adding a paragraph to
16 read:

17 § 1507. Application and approval process.

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

22 * * *

23 (6) Evidence satisfactory to the department of the
24 commitment for matching funds required under this chapter
25 sufficient to match the projected financial assistance
26 payments [at the same times that the financial assistance
27 payments are to be provided.], provided no later than June 30
28 of the applicable fiscal year. If the evidence required under
29 this paragraph is not provided to the satisfaction of the
30 department, subsequent funding under section 1513 (relating
31 to operating program) shall be withheld until the applicant
32 meets the requirements of this paragraph.

33 (6.1) A statement of policy outlining the basic
34 principles for the adjustment of fare growth to meet the rate
35 of inflation.

36 * * *

37 (c) Restriction on use of funds.--[Financial] Unless the
38 department grants the award recipient a waiver allowing the
39 funds to be used for a different purpose, financial assistance
40 under this chapter shall be used only for activities set forth
41 under the financial assistance agreement [unless the department
42 grants the award recipient a waiver allowing the funds to be
43 used for a different purpose]. The department's regulations
44 shall describe circumstances under which it will consider waiver
45 requests and shall set forth all information to be included in a
46 waiver request. The [maximum duration of a waiver shall be one
47 year, and a] waiver request shall include a plan of corrective
48 action to demonstrate that the award recipient does not have an
49 ongoing need to use financial assistance funds for activities
50 other than those for which funds were originally awarded. The
51 duration of the waiver may not exceed the duration of the plan

1 of corrective action. The department shall monitor
2 implementation of the plan of corrective action. If the plan of
3 corrective action is not implemented by the local transportation
4 organization, the department shall rescind the waiver approval.

5 Section 8. Sections 1511 and 1512 of Title 74 are amended to
6 read:

7 § 1511. Report to Governor and General Assembly.

8 [The following shall apply:

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

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

15 § 1512. Coordination and consolidation.

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

21 (b) Consolidation and mutual cooperation.--

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

32 (2) If the results of a feasibility analysis under
33 paragraph (1) estimate an annual net savings at the time of
34 completion of the study, the transportation organization and
35 local government may implement the recommended action.

36 (3) The department shall waive the match requirement
37 under sections 1513 (relating to operating program) and 1514
38 (relating to asset improvement program) for five fiscal years
39 for the transportation organization's participation in the
40 recommended action under paragraph (2) in an amount not to
41 exceed the estimated annual net savings of the implemented
42 recommendations.

43 (c) Funding for merger and consolidation incentives and
44 mutual cooperation pacts.--A capital project that is needed to
45 support a local transportation organization that has agreed to
46 merge and consolidate operations and administration or share
47 facilities or staff through a mutual cooperation pact to achieve
48 cost and service efficiencies shall be eligible for financial
49 assistance under this chapter. The application for financial
50 assistance must do all the following:

51 (1) Identify the efficiencies in a merger and

1 consolidation plan or mutual cooperation pact.

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

4 Section 9. Sections 1514(c) and 1516(b)(1) and (e) of Title
5 74 are amended and the sections are amended by adding
6 subsections to read:

7 § 1514. Asset improvement program.

8 * * *

9 (c) Local match requirements.--

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

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

20 * * *

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

24 (1) The local transportation organization organized and
25 existing under Chapter 17 (relating to metropolitan
26 transportation authorities) as the primary provider of public
27 passenger transportation for the counties of Bucks, Chester,
28 Delaware, Montgomery and Philadelphia shall receive 69.4% of
29 the funds available for distribution under this section.

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

36 (3) Other local transportation organizations organized
37 and existing as the primary providers of public passenger
38 transportation for the counties of this Commonwealth not
39 identified under paragraph (1) or (2) shall receive 8% of the
40 funds available for distribution under this section. The
41 department shall allocate the funds under this paragraph
42 among the local transportation organizations.

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

48 * * *

49 § 1516. Programs of Statewide significance.

50 * * *

51 (b) Persons with disabilities.--The department shall

1 establish and administer a program providing reduced fares to
2 persons with disabilities on community transportation services
3 and to provide financial assistance for start-up, administrative
4 and capital expenses related to reduced fares for persons with
5 disabilities. All of the following shall apply:

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

10 * * *

11 (e) Technical assistance [and demonstration], demonstration
12 and emergency.--The department is authorized to provide
13 financial assistance under this section for technical
14 assistance, research and short-term demonstration or emergency
15 projects. All of the following shall apply:

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

19 (2) Financial assistance provided under this subsection
20 may be used for reimbursement for any approved operating or
21 capital costs related to technical assistance and
22 demonstration program projects. Financial assistance for
23 short-term demonstration projects may be provided at the
24 department's discretion on an annual basis based on the level
25 of financial commitment provided by the award recipient to
26 provide ongoing future funding for the project as soon as the
27 project meets the criteria established by the department and
28 the award recipient. Financial assistance for this purpose
29 shall not be provided for more than three fiscal years.
30 Financial assistance may be provided to meet any short-term
31 emergency need that requires immediate attention and cannot
32 be funded through other sources.

33 (3) Financial assistance under this subsection provided
34 to a local transportation organization shall be matched by
35 local or private cash funding in an amount not less than
36 3.33% of the amount of the financial assistance being
37 provided. The sources of funds for the local match shall be
38 subject to the requirements of section 1513(d) (3) (relating
39 to operating program).

40 (4) As follows:

41 (i) For short-term demonstration projects awarded
42 financial assistance under this subsection, the
43 department shall determine if the demonstration project
44 was successful based upon the performance criteria
45 established prior to the commencement of the
46 demonstration project and approved by the department.

47 (ii) If the department determines that the
48 demonstration project was successful, the local
49 transportation organization or agency or instrumentality
50 of the Commonwealth that conducted the demonstration
51 project shall be eligible to apply for and receive funds

1 under section 1513 to sustain and transition the
2 demonstration project into regularly scheduled public
3 passenger transportation service.

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

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

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

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

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

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

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

31 (iv) Maximize efficiency and effectiveness of the
32 services.

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

37 (i) A member appointed by the President pro tempore
38 of the Senate.

39 (ii) A member appointed by the Minority Leader of
40 the Senate.

41 (iii) A member appointed by the Speaker of the House
42 of Representatives.

43 (iv) A member appointed by the Minority Leader of
44 the House of Representatives.

45 (v) Two members from the Pennsylvania Public Transit
46 Association appointed by the secretary.

47 (vi) A member appointed by the secretary to
48 represent people with disabilities.

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

51 (viii) A member appointed by the Secretary of Public

1 Welfare to represent people using medical assistance
2 transportation.

3 (ix) A member of the County Commissioners
4 Association appointed by the secretary.

5 (x) The secretary or a designee.

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

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

8 (xiii) The Secretary of Public Welfare or a
9 designee.

10 (3) The department shall work with the committee to
11 define potential pilot models within 12 months of the
12 effective date of this subsection.

13 (4) The department shall publish the notice of
14 availability of the program models and framework in the
15 Pennsylvania Bulletin and receive applications from counties
16 and shared-ride community transportation systems interested
17 in participating in the program for the three-month period
18 following the publication of the notice.

19 (5) The department may work with the committee to
20 redefine the basis for payment using lottery and other State
21 funding sources currently used to support community
22 transportation programs for selected pilot counties and
23 shared-ride community transportation systems to test new
24 methods of service delivery and payment. Each project must
25 have a business plan with management controls, service
26 standards and budget controls. The business plan shall be
27 reviewed by the committee prior to being implemented.

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

30 § 1517. Capital improvements program.

31 * * *

32 (f) Certification ends funding.--Financial assistance under
33 this section shall cease when the secretary certifies that funds
34 are no longer available for the program established under this
35 section.

36 Section 11. Title 74 is amended by adding a section to read:
37 § 1517.1. Alternative Energy Capital Investment Program.

38 (a) Establishment.--The department is authorized to
39 establish a competitive grant program to implement capital
40 improvements deemed necessary to support conversion of a local
41 transportation organization's fleet for use of an alternative
42 energy source, including compressed natural gas.

43 (b) Criteria.--The department shall establish criteria for
44 awarding grants under this section. Criteria shall, at a
45 minimum, include feasibility, cost/benefit analysis and project
46 readiness.

47 (c) Additional authorization.--Notwithstanding any other
48 provisions of this section or other law, the department may use
49 funds designated for the program established under subsection
50 (a) to supplement a local transportation organization's base
51 operating allocation under section 1513 (relating to operating

1 program) if necessary to stabilize an operating budget and
2 ensure that efficient services may be sustained to support
3 economic development and job creation and retention.

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

5 CHAPTER 21
6 MULTIMODAL FUND

7 Sec.

8 2101. Definitions.

9 2102. Multimodal Transportation Fund.

10 2103. Transfers and deposits to the fund.

11 2104. Use of money in the fund.

12 2105. Project selection criteria.

13 2106. Local match.

14 2107. Balanced Multimodal Transportation Policy Commission.

15 § 2101. Definitions.

16 The following terms and phases when used in this chapter
17 shall have the following meanings given to them in this section
18 unless the context clearly indicates otherwise:

19 "Fund." The Multimodal Transportation Fund established in
20 section 2102 (relating to Multimodal Transportation Fund).

21 "Eligible program." Any of the following:

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

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

26 (3) A project improving connectivity or utilization of
27 existing transportation assets.

28 § 2102. Multimodal Transportation Fund.

29 A special fund is established within the State Treasury to be
30 known as the Multimodal Transportation Fund. Moneys in the fund
31 are hereby appropriated to the department, on a nonlapsing
32 basis.

33 § 2103. Transfers and deposits to the fund.

34 In addition to appropriations, deposits or transfers to the
35 fund, interest earned on money in the fund shall be deposited in
36 the fund.

37 § 2104. Use of money in the fund.

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

39 (1) To annually provide the following grants for
40 programs administered by the department:

41 (i) For programs related to aviation:

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

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

45 (ii) For programs related to rail freight:

46 (A) \$8,000,000 in fiscal year 2013-2014.

47 (B) \$10,000,000 in fiscal year 2014-2015 and
48 each fiscal year thereafter.

49 (iii) For programs related to passenger rail:

50 (A) \$6,000,000 in fiscal year 2013-2014.

51 (B) \$8,000,000 in fiscal year 2014-2015 and each

1 fiscal year thereafter.

2 (iv) For programs related to ports and waterways:

3 (A) \$8,000,000 in fiscal year 2013-2014.

4 (B) \$10,000,000 in fiscal year 2014-2015 and
5 each fiscal year thereafter.

6 (v) \$2,000,000 for programs related to bicycle and
7 pedestrian facilities.

8 (2) To annually pay costs incurred by the department for
9 activities directly initiated or undertaken by the department
10 related to eligible programs in accordance with all of the
11 following:

12 (i) Activities shall be initiated or undertaken in
13 consultation with the chairman and minority chairman of
14 the Transportation Committee of the Senate and the
15 chairman and minority chairman of the Transportation
16 Committee of the House of Representatives.

17 (ii) Costs may be incurred as follows:

18 (A) \$0 for fiscal year 2013-2014.

19 (B) Not to exceed \$20,000,000 for fiscal year
20 2014-2015.

21 (C) Not to exceed \$40,000,000 annually in fiscal
22 year 2015-2016 and each fiscal year thereafter,
23 \$35,000,000 of which shall be from revenues deposited
24 into the fund under 75 Pa.C.S. § 9502(a) (relating to
25 imposition of tax).

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

29 (4) Annually, any money not allocated under paragraphs
30 (1), (2) and (3) or as provided in subsection (b) shall be
31 transferred to the Commonwealth Financing Authority and used
32 to fund eligible programs. The authority shall develop
33 guidelines for use of the money for eligible programs, which
34 shall include the requirements of section 2106 (relating to
35 local match).

36 (b) Automatic adjustments.--For the 24-month period
37 beginning July 1, 2015, through June 30, 2017, and each like 24-
38 month period thereafter, the amount of grants to be made for the
39 programs listed in subsection (a) (1) shall be increased by an
40 amount calculated by applying the percentage change in the
41 Consumer Price Index for All Urban Consumers (CPI-U) for the
42 most recent 24-month period, calculated from the first day of
43 March through the last day of February, beginning on the
44 effective date of this section and on each subsequent date that
45 the amount of grants were last increased under this subsection
46 and for which figures have been officially reported by the
47 Bureau of Labor Statistics, immediately prior to the date the
48 adjustment is due to take effect, to the then current grant
49 amounts authorized.

50 § 2105. Project selection criteria.

51 The department shall award grants under section 2104(a)(1)

1 (relating to use of money in the fund) on a competitive basis.
2 The department may not reserve, designate or set aside a
3 specific level of funding or percentage of funds to an applicant
4 prior to the completion of the application process; nor may the
5 department designate a set percentage of funds to an applicant.
6 § 2106. Local match.

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

13 § 2107. Balanced Multimodal Transportation Policy Commission.

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

18 (b) Members.--The commission shall consist of the following
19 members:

20 (1) The Secretary of Transportation.

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

22 (3) The Secretary of Environmental Protection.

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

24 (i) the Majority Leader of the Senate;

25 (ii) the Minority Leader of the Senate;

26 (iii) the Majority Leader of the House of
27 Representatives; and

28 (iv) the Minority Leader of the House of
29 Representatives.

30 (5) Two appointments from the Governor, at least one of
31 which must have expertise in regional planning.

32 (6) Six additional members may be appointed by the
33 commission members under paragraphs (1), (2), (3), (4) and
34 (5).

35 (c) Chairperson.--The members of the commission under
36 paragraphs (1), (2), (3), (4) and (5) shall elect a chairperson
37 from among the members.

38 (d) Terms.--Members of the commission may serve on the
39 commission until replaced by an appointing authority under
40 subsection (b).

41 (e) Study.--The commission shall study facets on
42 implementing balanced multimodal transportation policies for
43 metropolitan areas in this Commonwealth, which shall include at
44 least the cities of the first class and second class, but may
45 include other regions as well.

46 (f) Staff.--Upon recommendation of the commission, the
47 Secretary of Transportation may hire independent consultants to
48 aid the work of the commission. The commission shall be staffed
49 by employees of the Department of Transportation. Ordinary
50 expenses shall be paid to members of the commission.

51 (g) Report.--No later than two years after the effective

1 date of this section, the commission shall issue its initial
2 report to the Governor and members of the General Assembly and a
3 report every four years thereafter.

4 Section 13. Chapter 59 of Title 74 is amended by adding a
5 subchapter to read:

6 SUBCHAPTER C

7 FIRST CLASS CITY CONSOLIDATED CAR RENTAL FACILITY

8 Sec.

9 5931. Scope of subchapter.

10 5932. Definitions.

11 5933. Customer facility charge.

12 § 5931. Scope of subchapter.

13 This subchapter relates to consolidated rental car facilities
14 in cities of the first class.

15 § 5932. Definitions.

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

19 "Airport." A public international airport located partially
20 in a city of the first class and partially in an adjacent
21 municipality.

22 "Airport owner." Any of the following:

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

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

26 "Airport property." Property owned and operated by an
27 airport owner, including property that is leased, licensed or
28 available for use by the airport owner.

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

30 "Concession agreement." A regulation, contract, permit,
31 license or other agreement entered into between an airport owner
32 and a vehicle rental company which includes the terms and
33 conditions under which the company may conduct any aspect of its
34 rental vehicle business at the airport or through the use of
35 airport property, including a vehicle rental company which
36 provides a customer access to a vehicle or executes a rental
37 contract on or off airport property.

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

41 "Motor vehicle." A private passenger motor vehicle that
42 meets all of the following:

43 (1) Is designed to transport not more than 15
44 passengers.

45 (2) Is rented for 29 or fewer continuous days without a
46 driver.

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

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

51 "Rental facility agreement." A written agreement entered

1 into between an airport owner and vehicle rental companies which
2 includes the following:

3 (1) Location, scope of operations and general design of
4 the rental facility, a rental facility improvement and a
5 transportation system which connects to a terminal or related
6 structure.

7 (2) The manner in which the proceeds of the customer
8 facility charge are to be used as provided in section
9 5933(g).

10 (3) A procedure and requirement for a consultation with
11 vehicle rental companies regarding the implementation of this
12 subchapter and for the disclosure to vehicle rental companies
13 of information relating to the collection and use of the
14 customer facility charge.

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

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

19 "Rental facility improvement." A facility or structure on
20 airport property needed for development or use of the rental
21 facility. The term includes costs necessary for planning,
22 financing, designing, constructing, equipping or furnishing the
23 rental facility improvements.

24 "Rental facility operations and maintenance expenses." The
25 cost of operating and maintaining a rental facility.

26 "Transportation system." A system which transports an
27 arriving or departing vehicle rental customer between a terminal
28 and related structure and the rental facility.

29 "Transportation system costs." The portion of total costs
30 incurred to design, finance, construct, operate and maintain a
31 transportation system which reflects the usage or benefit of the
32 system to vehicle rental companies and their customers.

33 "Vehicle rental company." A person engaged in the business
34 of renting a motor vehicle in this Commonwealth that provides a
35 motor vehicle rental to a customer and utilizes airport property
36 in any aspect of its business, notwithstanding if other aspects
37 of its business are not conducted on airport property, including
38 to do any of the following on an airport property:

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

40 (2) Advertise the availability of a vehicle rental
41 service.

42 § 5933. Customer facility charge.

43 (a) Imposition.--

44 (1) Except as set forth in paragraph (2), a city may
45 impose a customer facility charge of not more than \$8 per
46 rental day on a customer renting a motor vehicle from a
47 vehicle rental company doing business at an airport.

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

51 (3) A customer facility charge may be imposed

1 notwithstanding the absence of authority in a regulation or
2 concession agreement.

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

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

6 (1) The customer facility charge may be increased beyond
7 \$8 per rental day by written amendment to an existing rental
8 facility agreement signed by the parties to the rental
9 facility agreement or the parties' successors or assigns. An
10 increase to the customer facility charge under this paragraph
11 may only occur one time each year.

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

25 (c) Rental facility agreement.--

26 (1) A rental facility agreement shall take effect and be
27 enforceable if, at the time it is executed, it is signed by
28 the airport owner and at least 80% of the vehicle rental
29 companies which utilized airport property and which together
30 provided at least 90% of the motor vehicle rentals utilizing
31 airport property in the most recently completed calendar
32 year.

33 (2) The terms of a rental facility agreement may be
34 interpreted and enforced by a court of competent jurisdiction
35 through the imposition of a mandatory or prohibitive
36 injunction. Monetary damages may not be awarded to a vehicle
37 rental company or to a person required to pay the customer
38 facility charge for a violation of the terms and conditions
39 of the rental facility agreement.

40 (d) Limitations.--

41 (1) Notwithstanding the authorization for the use of the
42 proceeds of the customer facility charge under subsection (g)
43 and except as provided in paragraph (2), until a rental
44 facility agreement is executed, the proceeds of the customer
45 facility charge may be used only for planning, design,
46 feasibility studies and other preliminary expenses necessary
47 for the uses authorized in subsection (g).

48 (2) If a rental facility agreement is not executed
49 within two years following the date a vehicle rental company
50 is required to begin collecting the customer facility charge,
51 a city may continue to impose and collect the customer

1 facility charge authorized under this section after notice to
2 the vehicle rental companies. The city may use the proceeds
3 of the customer facility charge in the manner authorized by
4 subsection (g) except that any expenses imposed on vehicle
5 rental companies may not exceed the proceeds of the customer
6 facility charge.

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

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

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

17 (3) A law similar to the statutes under paragraphs (1)
18 and (2).

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

20 (1) A customer facility charge shall be:

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

24 (ii) paid to the airport owner:

25 (A) by the last day of the month following the
26 month in which the customer facility charges are
27 collected; or

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

33 (2) A customer facility charge shall not constitute
34 gross receipts or income of a vehicle rental company for the
35 purpose of tax imposed by the Commonwealth, a city or a
36 municipality.

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

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

43 (1) The planning, development, financing, construction
44 and operation of a rental facility and rental facility
45 improvements.

46 (2) Transportation system costs.

47 (3) A rental facility operation and maintenance
48 expenses.

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

51 (1) To support debt to finance any use authorized under

1 subsection (g).

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

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

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

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

14 (i) Collect an amount due.

15 (ii) Impose a lien and file a suit to recover an
16 amount due.

17 (iii) Grant a refund.

18 (iv) Require the payment of an authorized addition
19 to a customer facility charge, interest and penalty.

20 (v) Adopt rules and regulations to implement this
21 section.

22 (vi) Seek criminal penalties for failure to comply
23 with the requirements of this subchapter in the same
24 manner as a city is authorized to do under law for the
25 collection of taxes.

26 (j) Commonwealth agreement.--The Commonwealth agrees as
27 follows:

28 (1) With any person, firm or corporation, government
29 agency, whether in this Commonwealth or elsewhere, and with
30 any Federal agency subscribing to or acquiring debt
31 obligations secured by customer facility charges, that the
32 Commonwealth will not limit or alter the rights vested in the
33 airport owner under this subchapter in a manner inconsistent
34 with the obligations of an airport owner to the obligees of
35 the airport owner until all debt obligations secured by
36 customer facility charges and interest on the debt
37 obligations are fully paid or provided for.

38 (2) With any Federal agency that, if the Federal agency
39 contributes funds to support any projects needed for the
40 implementation of this subchapter, the Commonwealth will not
41 alter or limit the rights and powers of the airport owner in
42 a manner which would be inconsistent with the due performance
43 of any agreement between the airport owner and a Federal
44 agency of which the Commonwealth has knowledge.

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

47 § 8105. Commission.

48 * * *

49 (b) Vacancies and terms.--

50 * * *

51 (2) The appointed member shall serve for a term of four

1 years. Upon the expiration of this term, the appointed member
2 may continue to hold office for 90 days or until his
3 successor shall be duly appointed and qualified, whichever is
4 less. A member may not serve more than two terms.

5 * * *

6 § 8121. [(Reserved).] Annual hearing.

7 Upon request, at least one commission member shall testify at
8 a public hearing before the Appropriations Committee of the
9 Senate and the Appropriations Committee of the House of
10 Representatives each year to present information on turnpike
11 operations and coordination with other State agencies.

12 Section 15. (Reserved).

13 Section 16. (Reserved).

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

16 § 8204. Code of conduct.

17 * * *

18 (b) Audit.--

19 (1) At least once every [four] two years, the Department
20 of the Auditor General shall review the performance,
21 procedures, operating budget, capital budget and debt of the
22 commission and shall audit the accounts of the commission.

23 * * *

24 § 9119. Applicability of other laws.

25 (a) General rule.--Except as provided under subsection (b),
26 all provisions of laws related to the development, construction,
27 operation or financing of a transportation project in effect on
28 the date the public-private transportation partnership agreement
29 is fully executed shall apply to a public-private transportation
30 partnership agreement entered into between a proprietary public
31 entity and a development entity. The provisions shall include:

32 (1) The act of May 1, 1913 (P.L.155, No.104), referred
33 to as the Separations Act[.]; however, the development entity
34 selected under section 9109 (relating to selection of
35 development entities) shall be the person whose duty it is to
36 receive separate bids and award and enter into separate
37 contracts for each of the subject branches of work required
38 for the erection, construction and alteration of a public
39 building under a public-private transportation partnership
40 agreement.

41 * * *

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

43 CHAPTER 92

44 TRAFFIC SIGNALS

45 Sec.

46 9201. Definitions.

47 9202. Maintenance agreement.

48 § 9201. Definitions.

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

1 "Critical corridor." Either of the following:

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

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

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

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

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

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

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

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

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

24 "Timing." The programming of traffic signals within a
25 designated traffic corridor in order to synchronize the signals.
26 § 9202. Maintenance agreement.

27 (a) Agreement.--A municipality may enter into an agreement
28 with the department to replace, synchronize and time traffic
29 signals located within a designated traffic corridor. The terms
30 of the agreement may specify that the municipality provide
31 services to the department. The agreement shall not exceed the
32 time period of the useful life of the traffic signals. The
33 municipality shall, during the duration of the agreement,
34 properly maintain and time the traffic signals in accordance
35 with the agreement.

36 (b) Critical corridors.--A municipality shall enter into an
37 agreement with the department under terms specified under
38 subsection (a) for critical corridors. A municipality shall
39 provide to the department in a timely manner all traffic and
40 intersection data that the municipality maintains for critical
41 corridors and establish and agree to an operations plan with the
42 department for critical corridors.

43 (c) Prioritization.--The department shall prioritize
44 critical corridors and designated traffic corridors where proper
45 signalization will provide the most benefit to the traveling
46 public and reduce congestion. Priorities shall be reevaluated
47 and updated as part of the 12-year transportation improvement
48 plan cycle.

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

1 municipalities.

2 (e) Maintenance.--If the department determines that one or
3 more traffic signals are not being maintained or timed in
4 accordance with an agreement under subsection (a) or an existing
5 agreement, the department shall provide written notice to all
6 municipalities subject to the agreement no less than 60 days
7 prior to taking any action to correct the deficient maintenance
8 and timing. The written notice shall specify the maintenance and
9 timing deficiencies that are to be corrected.

10 (1) A municipality subject to an agreement under
11 subsection (a) shall have 60 days to correct the deficiencies
12 contained in the written notice or to contest, in writing,
13 the findings of the department within 30 days following
14 receipt of the written notice.

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

19 (3) A municipality that contests the deficiencies
20 specified in the written notice shall have 30 days to reach a
21 written understanding with the department related to the
22 deficiencies specified in the written notice.

23 (4) If the department and the municipality do not reach
24 a written understanding under paragraph (3), the department
25 and the municipality shall select a civil engineer licensed
26 by the Commonwealth who has substantial experience in traffic
27 engineering to mediate the dispute. The engineer chosen must
28 not be under an existing contract with the department or
29 municipality unless the contract is specifically related to
30 traffic signal mediation.

31 (f) Failure of municipality to perform.--If a municipality
32 that has entered into an agreement with the department under
33 subsection (a) fails to meet the requirements of subsection (e)
34 (1) or (2), the department may take action to correct the
35 deficiencies specified in the notice under subsection (e).

36 (g) Payment for failure to correct deficiencies.--If the
37 department takes action under subsection (f), the department may
38 deduct the actual costs of correcting the deficiencies in
39 maintenance and timing from the payments made to the
40 municipality under the act of June 1, 1956 (1955 P.L.1944,
41 No.655), referred to as the Liquid Fuels Tax Municipal
42 Allocation Law, and 75 Pa.C.S. Chs. 89 (relating to Pennsylvania
43 Turnpike) and 95 (relating to taxes for highway maintenance and
44 construction).

45 CHAPTER 93

46 BRIDGE BUNDLING PROGRAM

47 Sec.

48 9301. Definitions.

49 9302. Bundling authorization.

50 9303. Bridge Bundling Program.

51 9304. Special exceptions.

1 § 9301. Definitions.

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

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

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

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

12 "Local government." A county, city, borough, town or
13 township.

14 "Program." The Bridge Bundling Program.

15 § 9302. Bundling authorization.

16 Notwithstanding any other law, the department is authorized
17 to bundle the design and construction of bridges owned by the
18 Commonwealth or an instrumentality of the Commonwealth or a
19 local government as provided under this chapter.

20 § 9303. Bridge Bundling Program.

21 (a) Establishment.--The Bridge Bundling Program is
22 established within the department.

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

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

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

30 (2) Are of similar size or design.

31 (3) Inclusion in the program will further the purpose of
32 the program.

33 (d) Implementation.--The department shall implement the
34 program as follows:

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

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

40 (3) Following receipt of notification from the
41 department, the governing body of a local government shall
42 have 60 days to agree or refuse to participate in the
43 program. Failure to respond in writing within 60 days shall
44 be considered a refusal to participate in the program.

45 (4) Based on the response from local governments under
46 paragraph (3), the department shall make a determination of
47 bridges to be designed and constructed under the program and
48 provide a list of the bridges to the appropriate planning
49 organizations.

50 (4.1) A determination shall not be:

51 (i) considered to be an adjudication under 2 Pa.C.S.

1 Chs. 5 Subch. A (relating to practice and procedure of
2 Commonwealth agencies) and 7 Subch. A (relating to
3 judicial review of Commonwealth agency action); or

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

5 (5) The following shall apply:

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

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

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

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

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

29 § 9304. Special exceptions.

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

32 (1) A local government that participates in the program
33 shall be eligible for a reduction of up to 100%, as
34 determined by the secretary, of its share of local costs
35 associated with the design and construction of the bridge
36 determined to be eligible for the program by the secretary.

37 (2) A local government that refuses to participate, or
38 has been deemed to have refused to participate, in the
39 program after receiving notification from the department
40 under section 9303(d) (relating to Bridge Bundling Program)
41 shall be responsible for 30% of the non-Federal share of the
42 costs incurred with respect to the local government's bridges
43 replaced or rehabilitated under programs other than the
44 program established in this chapter.

45 CHAPTER 95

46 PUBLIC UTILITY FACILITIES

47 Sec.

48 9501. Adjustment.

49 § 9501. Adjustment.

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

51 (1) If, in the construction, reconstruction, widening or

1 relocation of a State highway, bridge or tunnel or a part of
2 a State highway, bridge or tunnel, it becomes necessary, in
3 the opinion of the department, to change, alter, adjust or
4 relocate a water line or sanitary sewer owned and operated by
5 a public utility, as defined in 66 Pa.C.S. § 102 (relating to
6 definitions), the department may make the change, alteration,
7 adjustment or relocation as may be required as a part of the
8 construction, reconstruction, widening or relocation.

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

18 (b) Declaration of policy.--A public utility under
19 subsection (a) shall be entitled to a reimbursement in a similar
20 manner as a city, borough, incorporated town, township and
21 municipal authority under section 412.1 of the act of June 1,
22 1945 (P.L.1242, No.428), known as the State Highway Law.

23 CHAPTER 96
24 STEEL PAINTING

25 Sec.

26 9601. Definitions.

27 9602. Prequalification of bidders.

28 § 9601. Definitions.

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

32 "Department." The Department of Transportation of the
33 Commonwealth.

34 "QP1 certification." A painting contractor approval that
35 evaluates a contractor who performs surface preparation and
36 industrial coating application on steel structures in the field
37 to confirm the contractor's ability to provide quality work in
38 accordance with applicable safety, health and environmental
39 standards.

40 "QP2 certification." A painting contractor approval that
41 evaluates a contractor's ability to perform industrial hazardous
42 paint removal in a field operation to confirm the contractor's
43 ability to provide quality work in accordance with applicable
44 safety, health and environmental standards.

45 "Secretary." The Secretary of Transportation of the
46 Commonwealth.

47 § 9602. Prequalification of bidders.

48 (a) Establishment.--Notwithstanding any other provision of
49 law, the department shall establish procedures to authorize
50 third parties to prequalify competent and responsible bidders
51 for high performance and conventional steel painting for highway

1 and bridge projects.

2 (b) Certification.--Bidders eligible for prequalification
3 under subsection (a) shall have obtained a QP1 certification or
4 QP2 certification, as appropriate, as developed by the Society
5 for Protective Coatings, formerly known as the Steel Structures
6 Painting Council, or other certification that is substantially
7 equivalent to a QP1 or QP2 certification, as determined by the
8 secretary.

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

13 (d) Suspension or debarment.--Nothing under this section
14 shall prevent the department from suspending or debarring a
15 contractor, under the terms and conditions set forth in 67 Pa.
16 Code §§ 457.13 (relating to suspension or debarment) and 457.14
17 (relating to debarment appeals procedure), that has been
18 prequalified by a third party under this section.

19 Section 19. Section 1307(f) of Title 75 is amended and the
20 section is amended by adding a subsection to read:
21 § 1307. Period of registration.

22 * * *

23 (f) Optional permanent trailer registration.--[The] Except
24 as set forth in section 1920(c) (relating to trailers), the
25 registration of trailers permanently registered as provided in
26 section 1920(c) [(relating to trailers)] shall expire upon
27 salvaging of the vehicle or transfer of ownership.

28 (g) Election.--Upon application on a form prescribed by the
29 department, the owner or lessee of a motor vehicle, except a
30 motor vehicle registered under the International Registration
31 Plan and a motor vehicle with a seasonal registration or a
32 circus or carnival plate, may elect to pay an annual
33 registration fee for a two-year period. The fee shall be two
34 times the amount of the registration fee otherwise payable for
35 the motor vehicle under this title.

36 Section 19.1. Section 1332 of Title 75 is amended by adding
37 a subsection to read:
38 § 1332. Display of registration plate.

39 * * *

40 (d) Validating registration stickers.--Validating
41 registration stickers shall not be issued or required to be
42 displayed.

43 Section 20. Section 1353 of Title 75 is amended to read:
44 § 1353. Preserve our heritage registration plate.

45 The department, in consultation with the Pennsylvania
46 Historical and Museum Commission, shall design a special
47 preserve our heritage registration plate. Upon receipt of an
48 application, accompanied by a fee of [\$35] \$54 which shall be in
49 addition to the annual registration fee, the department shall
50 issue the plate for a passenger car, motor home, trailer or
51 truck with a registered gross weight of not more than 10,000

1 pounds. The Historical Preservation Fund shall receive \$15 of
2 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
31 gross weight of not more than 10,000 pounds. The Zoological
32 Enhancement Fund shall receive \$15 of the fee paid by the
33 applicant for the plate.

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

36 § 1550. Judicial review.

37 * * *

38 (d) Documentation.--

39 * * *

40 (2) In any proceeding under this section, documents
41 received by the department from any other court or from an
42 insurance company shall be admissible into evidence to
43 support the department's case. In addition, if the department
44 receives information from a court by means of electronic
45 transmission or from an insurance company which is complying
46 with its obligation under Subchapter H of Chapter 17
47 (relating to proof of financial responsibility) by means of
48 electronic transmission, it may certify that it has received
49 the information by means of electronic transmission, and that
50 certification shall be prima facie proof of the adjudication
51 and facts contained in such an electronic transmission.

1 Section 24. Sections 1553(c), 1554(c), 1617, 1786(d), 1903,
2 1904, 1911, 1913, 1916(a), 1917, 1918, 1920(a) and (c), 1921,
3 1922, 1924, 1925, 1926(a) (b) and (c), 1926.1, 1927, 1928, 1929,
4 1930, 1931, 1931.1, 1932 and 1933 of Title 75 are amended to
5 read:

6 § 1553. Occupational limited license.

7 * * *

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

11 * * *

12 § 1554. Probationary license.

13 * * *

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

20 * * *

21 § 1617. Fees.

22 Fees relating to commercial drivers' licenses to be collected
23 by the department under this chapter shall be in addition to any
24 other fees imposed under the provisions of this title and are as
25 follows:

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

28 (2) In addition to any other restoration fee required by
29 this title, an additional restoration fee of [\$50] \$100 shall
30 be assessed and collected before reinstating a commercial
31 driver's operating privilege following a suspension or
32 revocation under this title or disqualification under this
33 chapter.

34 (3) If the commercial driving privilege of a driver is
35 disqualified, a Class C noncommercial or M license, if the
36 driver possesses the motorcycle qualification, may be
37 obtained upon payment of the fees associated with obtaining a
38 duplicate license.

39 (4) An additional fee of [\$10] \$15 shall be imposed for
40 the initial issuance or renewal of a commercial driver's
41 license with an "H" or "X" endorsement, in addition to the
42 cost of a criminal history background check as required by
43 the USA Patriot Act of 2001 (Public Law 107-56, 115 Stat.
44 272).

45 § 1786. Required financial responsibility.

46 * * *

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

48 (1) The Department of Transportation shall suspend the
49 registration of a vehicle for a period of three months if it
50 determines the required financial responsibility was not
51 secured as required by this chapter and shall suspend the

1 operating privilege of the owner or registrant for a period
2 of three months if the department determines that the owner
3 or registrant has operated or permitted the operation of the
4 vehicle without the required financial responsibility. The
5 operating privilege shall not be restored until the
6 restoration fee for operating privilege provided by section
7 1960 (relating to reinstatement of operating privilege or
8 vehicle registration) is paid.

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

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

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

32 (ii) The owner or registrant is a member of the
33 armed services of the United States, the owner or
34 registrant has previously had the financial
35 responsibility required by this chapter, financial
36 responsibility had lapsed while the owner or registrant
37 was on temporary, emergency duty and the vehicle was not
38 operated during the period of lapse in financial
39 responsibility. The exemption granted by this paragraph
40 shall continue for 30 days after the owner or registrant
41 returns from duty as long as the vehicle is not operated
42 until the required financial responsibility has been
43 established.

44 (iii) The insurance coverage has terminated or
45 financial responsibility has lapsed simultaneously with
46 or subsequent to expiration of a seasonal registration,
47 as provided in section 1307(a.1) (relating to period of
48 registration).

49 (3) An owner whose vehicle registration has been
50 suspended under this subsection shall have the same right of
51 appeal under section 1377 (relating to judicial review) as

1 provided for in cases of the suspension of vehicle
2 registration for other purposes. The filing of the appeal
3 shall act as a supersedeas, and the suspension shall not be
4 imposed until determination of the matter as provided in
5 section 1377. The court's scope of review in an appeal from a
6 vehicle registration suspension shall be limited to
7 determining whether:

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

10 (ii) there has been either notice to the department
11 of a lapse, termination or cancellation in the financial
12 responsibility coverage as required by law for that
13 vehicle or that the owner, registrant or driver was
14 requested to provide proof of financial responsibility to
15 the department, a police officer or another driver and
16 failed to do so. Notice to the department of the lapse,
17 termination or cancellation or the failure to provide the
18 requested proof of financial responsibility shall create
19 a presumption that the vehicle lacked the requisite
20 financial responsibility. This presumption may be
21 overcome by producing clear and convincing evidence that
22 the vehicle was insured at all relevant times.

23 (4) Where an owner or registrant's operating privilege
24 has been suspended under this subsection, the owner or
25 registrant shall have the same right of appeal under section
26 1550 (relating to judicial review) as provided for in cases
27 of suspension for other reason. The court's scope of review
28 in an appeal from an operating privilege suspension shall be
29 limited to determining whether:

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

32 (ii) the owner or registrant operated or permitted
33 the operation of the same vehicle when it was not covered
34 by financial responsibility. The fact that an owner,
35 registrant or operator of the motor vehicle failed to
36 provide competent evidence of insurance or the fact that
37 the department received notice of a lapse, termination or
38 cancellation of insurance for the vehicle shall create a
39 presumption that the vehicle lacked the requisite
40 financial responsibility. This presumption may be
41 overcome by producing clear and convincing evidence that
42 the vehicle was insured at the time that it was driven.

43 (5) An alleged lapse, cancellation or termination of a
44 policy of insurance by an insurer may only be challenged by
45 requesting review by the Insurance Commissioner pursuant to
46 Article XX of the act of May 17, 1921 (P.L.682, No.284),
47 known as The Insurance Company Law of 1921. Proof that a
48 timely request has been made to the Insurance Commissioner
49 for such a review shall act as a supersedeas, staying the
50 suspension of registration or operating privilege under this
51 section pending a determination pursuant to section 2009(a)

1 of The Insurance Company Law of 1921 or, in the event that
2 further review at a hearing is requested by either party, a
3 final order pursuant to section 2009(i) of The Insurance
4 Company Law of 1921.

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

7 * * *

8 § 1903. Limitation on local license fees and taxes.

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

13 § 1904. Collection and disposition of fees and moneys.

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

20 (b) Disposition.--Fees collected under sections 1951(c)
21 (relating to driver's license and learner's permit), 1952
22 (relating to certificate of title), 1953 (relating to security
23 interest), 1955 (relating to information concerning drivers and
24 vehicles), 1956 (relating to certified copies of records) and
25 1958 (relating to certificate of inspection) shall be
26 transmitted to the State Treasurer for deposit in the following
27 funds:

28 (1) For fiscal year 2013-2014:

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

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

31 and

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

33 (1.1) For fiscal year 2014-2015:

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

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

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

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

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

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

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

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

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

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

44 (c) Automatic adjustments.--

45 (1) Except as provided under paragraph (2), for the 24-
46 month period beginning July 1, 2015, through June 30, 2017,
47 and for each like 24-month period thereafter, all fees
48 charged under this title shall be increased by an amount
49 calculated by applying the percentage change in the Consumer
50 Price Index for All Urban Consumers (CPI-U) for the most
51 recent 24-month period, calculated from the first day of

1 March through the last day of February, beginning on the date
2 the fees charged under this title were last increased and for
3 which figures have been officially reported by the United
4 States Department of Labor, Bureau of Labor Statistics,
5 immediately prior to the date the adjustment is due to take
6 effect, to the then current fee amounts authorized. If a fee
7 is increased under this paragraph and results in a fee which
8 is less than a whole dollar, the following apply:

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

11 (ii) If the fee is prescribed in a section
12 referenced in subsection (b), the fee shall be rounded to
13 the next higher dollar.

14 (2) Fees charged under sections 1916 (relating to trucks
15 and truck tractors), 1917 (relating to motor buses and
16 limousines) and 1918 (relating to school buses and school
17 vehicles) shall be increased on July 1, 2019, for the period
18 beginning on July 1, 2019, through June 30, 2021, and for
19 each like 24-month period thereafter in the same manner and
20 with the same requirements prescribed under paragraph (1). If
21 a fee is increased in accordance with this paragraph and
22 results in a fee which is less than a whole dollar, the fee
23 shall be rounded to the nearest whole dollar.

24 § 1911. [Annual registration] Registration fees.

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

29 (b) Department to establish certain fees.--If a vehicle to
30 be registered is of a type not specifically provided for by this
31 title and is otherwise eligible for registration, the department
32 shall determine the most appropriate fee or fee schedule for the
33 vehicle or type of vehicle based on such factors as design and
34 intended use.

35 § 1913. Motor homes.

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

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

44 § 1916. Trucks and truck tractors.

45 (a) General rule.--

46 (1) The annual fee for registration of a truck or truck
47 tractor shall be determined by its registered gross weight or
48 combination weight in pounds according to the following
49 table:

50 [Registered
51 Gross or Combination

	Class	Weight in Pounds	Fee
1			
2	1	5,000 or less	\$ 58.50
3	2	5,001 - 7,000	81.00
4	3	7,001 - 9,000	153.00
5	4A	9,001 - 10,000	198.00
6	4B	10,001 - 11,000	198.00
7	5	11,001 - 14,000	243.00
8	6	14,001 - 17,000	288.00
9	7	17,001 - 21,000	355.50
10	8	21,001 - 26,000	405.00
11	9	26,001 - 30,000	472.50
12	10	30,001 - 33,000	567.00
13	11	33,001 - 36,000	621.00
14	12	36,001 - 40,000	657.00
15	13	40,001 - 44,000	697.50
16	14	44,001 - 48,000	751.50
17	15	48,001 - 52,000	828.00
18	16	52,001 - 56,000	882.00
19	17	56,001 - 60,000	999.00
20	18	60,001 - 64,000	1,111.50
21	19	64,001 - 68,000	1,165.50
22	20	68,001 - 73,280	1,251.00
23	21	73,281 - 76,000	1,597.50
24	22	76,001 - 78,000	1,633.50
25	23	78,001 - 78,500	1,651.50
26	24	78,501 - 79,000	1,669.50
27	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>Pounds</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
<u>Class</u>						
33	<u>1</u>	<u>5,000 or less</u>	<u>\$58.50</u>	<u>\$58.50</u>	<u>\$58.50</u>	<u>\$58.50</u>
34	<u>2</u>	<u>5,001 - 7,000</u>	<u>81</u>	<u>81</u>	<u>81</u>	<u>81</u>
35	<u>3</u>	<u>7,001 - 9,000</u>	<u>153</u>	<u>153</u>	<u>153</u>	<u>153</u>
36	<u>4A</u>	<u>9,001 - 10,000</u>	<u>198</u>	<u>198</u>	<u>198</u>	<u>198</u>
37	<u>4B</u>	<u>10,001 - 11,000</u>	<u>198</u>	<u>198</u>	<u>198</u>	<u>198</u>
38	<u>5</u>	<u>11,001 - 14,000</u>	<u>243</u>	<u>263</u>	<u>283</u>	<u>303</u>
39	<u>6</u>	<u>14,001 - 17,000</u>	<u>288</u>	<u>312</u>	<u>336</u>	<u>359</u>
40	<u>7</u>	<u>17,001 - 21,000</u>	<u>355.50</u>	<u>385</u>	<u>414</u>	<u>443</u>
41	<u>8</u>	<u>21,001 - 26,000</u>	<u>405</u>	<u>438</u>	<u>472</u>	<u>505</u>
42	<u>9</u>	<u>26,001 - 30,000</u>	<u>472.50</u>	<u>511</u>	<u>550</u>	<u>589</u>
43	<u>10</u>	<u>30,001 - 33,000</u>	<u>567</u>	<u>614</u>	<u>661</u>	<u>707</u>
44	<u>11</u>	<u>33,001 - 36,000</u>	<u>621</u>	<u>672</u>	<u>723</u>	<u>775</u>
45	<u>12</u>	<u>36,001 - 40,000</u>	<u>657</u>	<u>711</u>	<u>765</u>	<u>820</u>
46	<u>13</u>	<u>40,001 - 44,000</u>	<u>697.50</u>	<u>755</u>	<u>813</u>	<u>870</u>
47	<u>14</u>	<u>44,001 - 48,000</u>	<u>751.50</u>	<u>813</u>	<u>875</u>	<u>937</u>
48	<u>15</u>	<u>48,001 - 52,000</u>	<u>828</u>	<u>896</u>	<u>965</u>	<u>1,033</u>
49	<u>16</u>	<u>52,001 - 56,000</u>	<u>882</u>	<u>955</u>	<u>1,028</u>	<u>1,100</u>
50	<u>17</u>	<u>56,001 - 60,000</u>	<u>999</u>	<u>1,081</u>	<u>1,164</u>	<u>1,246</u>
51	<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>

1	19	64,001 - 68,000	1,165.50	1,262	1,358	1,454	1,550
2	20	68,001 - 73,280	1,251	1,354	1,457	1,561	1,664
3	21	73,281 - 76,000	1,597.50	1,729	1,861	1,993	2,125
4	22	76,001 - 78,000	1,633.50	1,768	1,903	2,038	2,173
5	23	78,001 - 78,500	1,651.50	1,788	1,924	2,060	2,196
6	24	78,501 - 79,000	1,669.50	1,807	1,945	2,083	2,220
7	25	79,001 - 80,000	1,687.50	1,827	1,966	2,105	2,244

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

Classes	Amount Deposited in Highway Bridge Improvement 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 each seat beyond 26.

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

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

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

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

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

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

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

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

3 (v) For fiscal years beginning after June 30, 2017,
4 \$775.

5 § 1918. School buses and school vehicles.

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

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

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

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

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

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

13 § 1920. Trailers.

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

Registered Gross Weight in Pounds	Fee
3,000 or less	\$ 6
3,001 - 10,000	12
10,001 or more	[27] <u>35</u>

22 * * *

23 (c) Optional permanent registration.--

24 (1) A trailer with a registered gross weight of 10,001
25 or more pounds may be registered for a one-time fee of [~~\$135~~
26 \$165 in lieu of the annual fee at the option of the
27 registrant.

28 (2) A permanent registration of a trailer under this
29 section may be transferred to another trailer one time upon
30 payment of the fee under section 1927 (relating to transfer
31 of registration).

32 § 1921. Special mobile equipment.

33 The annual fee for registration of special mobile equipment
34 shall be [~~\$36~~] \$52.

35 § 1922. Implements of husbandry.

36 The annual fee for registration of an implement of husbandry
37 not exempt from registration under this title shall be [~~\$18~~]
38 \$26.

39 § 1924. Farm vehicles.

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

43 (b) Certificate of exemption.--The biennial processing fee
44 for a certificate of exemption issued in lieu of registration of
45 a farm vehicle shall be determined by the type of certificate
46 issued and the gross weight or combination weight or weight
47 rating according to the following table:

Certificate type	Weight in pounds	Fee
Type A	10,000 or less	\$24
Type B	greater than 10,000 and not exceeding 17,000	24

1 Type C greater than 17,000 50
2 Type D greater than 17,000 100
3 § 1925. Ambulances, taxis and hearses.
4 The annual fee for registration of an ambulance, taxi or
5 hearse shall be [~~\$54~~] \$77.
6 § 1926. Dealers and miscellaneous motor vehicle business.
7 (a) General rule.--The annual fee for a dealer registration
8 plate or miscellaneous motor vehicle business plate shall be
9 [~~\$36~~] \$52.
10 (b) Motorcycle dealers.--The annual fee for each dealer
11 registration plate issued to a motorcycle dealer other than a
12 motor-driven cycle dealer shall be [~~\$18~~] \$26.
13 (c) Motor-driven cycle dealers.--The annual fee for each
14 dealer registration plate issued to a motor-driven cycle dealer
15 shall be [~~\$9~~] \$13.
16 * * *
17 § 1926.1. Farm equipment vehicle dealers.
18 The annual fee for registration of a farm equipment dealer
19 truck or truck tractor shall be one-half of the regular fee or
20 [~~\$243~~] \$349, whichever is greater.
21 § 1927. Transfer of registration.
22 The fee for transfer of registration shall be [~~\$6~~] \$9.
23 § 1928. Temporary and electronically issued registration
24 plates.
25 The fee payable by a dealer or other dispensing agent for a
26 temporary registration plate or for a registration plate to be
27 issued for new registration processed electronically with the
28 department shall be [~~\$5~~] \$14. The charge of the agent for
29 providing an applicant with a plate under this section shall not
30 exceed a total of [~~\$10~~] \$14.
31 § 1929. Replacement registration plates.
32 The fee for a replacement registration plate other than a
33 legislative or personal plate shall be [~~\$7.50~~] \$11.
34 § 1930. Legislative registration plates.
35 The fee for issuance of a legislative registration plate
36 shall be [~~\$20~~] \$76 which shall be in addition to the annual
37 registration fee. Only one payment of the issuance fee shall be
38 charged for each legislative registration plate issued or
39 replaced.
40 § 1931. Personal registration plates.
41 The fee for issuance of a personal registration plate shall
42 be [~~\$20~~] \$76 which shall be in addition to the annual
43 registration fee. Only one payment of the issuance fee shall be
44 charged for each personal registration issued or replaced.
45 § 1931.1. Street rod registration plates.
46 The fee for the issuance of a street rod registration plate
47 shall be [~~\$20~~] \$51 which shall be in addition to the annual
48 registration fee. Only one payment of the issuance fee shall be
49 charged for each street rod registration plate issued or
50 replaced.
51 § 1932. Duplicate registration cards.

1 The fee for each duplicate registration card when ordered at
2 the time of vehicle registration, the transfer or renewal of
3 registration or the replacement of a registration plate shall be
4 [\$1.50] \$2. The fee for each duplicate registration card issued
5 at any other time shall be [\$4.50] \$6.

6 § 1933. Commercial implements of husbandry.

7 The annual fee for registration of a commercial implement of
8 husbandry shall be [\$76.50] \$110 or one-half of the regular fee,
9 whichever is greater.

10 Section 25. Title 75 is amended by adding a section to read:
11 § 1935. Fee for local use.

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

16 (b) Levy.--Beginning after December 31, 2014, a county may,
17 in its discretion, by ordinance, impose a fee of \$5 for each
18 vehicle registered to an address located in the county. A county
19 shall notify the department of the passage of the ordinance 90
20 days prior to the effective date of the ordinance.

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

24 (d) Distribution.--Money paid into the Fee for Local Use
25 Fund shall be distributed by the department to each
26 participating county in accordance with the amounts collected
27 from the county. Funds payable to a county under this section
28 shall be added to funds payable to the county under section
29 9010(b) (relating to disposition and use of tax) and shall be
30 allocated by the county in accordance with section 9010(c).

31 Section 26. Sections 1942(a), 1943, 1944, 1945(b), 1947,
32 1951(c) and (d), 1952, 1953, 1955(a), 1956, 1957, 1958(a), 1959,
33 1960 and 1961 of Title 75 are amended to read:
34 § 1942. Special hauling permits as to weight and size.

35 (a) Fee schedule.--The fee for a special hauling permit for
36 each movement of an overweight or oversize vehicle or load, or
37 both, shall be as follows:

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

40 (2) Oversize vehicle or load, or both, having a width
41 exceeding 14 feet and not exceeding any legal weight limit,
42 [\$50] \$71.

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

46 * * *

47 § 1943. Annual hauling permits.

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

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

5 (1) Oversized movements:

6 (i) Movements limited to daylight hours only -
7 ~~[\$100]~~ \$130.

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

10 (2) Overweight movements:

11 (i) Movements not exceeding 100,000 pounds gross
12 weight:

13 (A) Not more than one mile in distance - ~~[\$50]~~
14 \$69.

15 (B) More than one mile in distance - ~~[\$400]~~
16 \$750.

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

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

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

28 (f) Containerized cargo.--The annual company fee for
29 movement of any combination with overweight containerized cargo
30 as provided for in section 4974 (relating to permit for movement
31 of containerized cargo) shall be:

32 (1) ~~[\$100]~~ \$155 for a motor carrier requesting permits
33 for up to 15 truck tractors.

34 (2) ~~[\$150]~~ \$233 for a motor carrier requesting permits
35 for 16 to 50 truck tractors.

36 (3) ~~[\$250]~~ \$388 for a motor carrier requesting permits
37 for 51 to 100 truck tractors.

38 (4) ~~[\$350]~~ \$544 for a motor carrier requesting permits
39 for 101 to 150 truck tractors.

40 (5) ~~[\$400]~~ \$622 for a motor carrier requesting permits
41 for 151 or more truck tractors.

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

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

49 (h) Movement of wooden structures.--The annual fee for
50 movement of wooden structures as provided for in section 4977
51 (relating to permit for movement of wooden structures) shall be

1 [\$1,000] \$1,468.

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

6 (j) Building structural components.--The permit fee for each
7 truck tractor authorized to transport building structural
8 components, as provided in section 4978 (relating to permit for
9 movement of building structural components), shall be [\$100]
10 \$141 for each month the permit is valid.

11 (k) Utility construction equipment.--The permit fee for
12 utility construction equipment, as provided for in section
13 4970(a) (relating to permit for movement of construction
14 equipment), shall be [\$100] \$141 for each month the permit is
15 valid.

16 (l) Particleboard or fiberboard.--The annual fee for
17 movement of particleboard or fiberboard, as provided for in
18 section 4979 (relating to permit for movement of particleboard
19 or fiberboard used for the manufacture of ready-to-assemble
20 furniture), shall be [\$800] \$1,130.

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

24 (1) [\$800] \$1,130 for a distance up to 50 miles.

25 (2) [\$1,600] \$1,690 for a distance of more than 50 miles
26 up to 125 miles.

27 (n) Waste coal and beneficial combustion ash.--The annual
28 fee for the movement of waste coal and beneficial combustion
29 ash, as provided for in section 4979.2 (relating to permit for
30 movement of waste coal and beneficial combustion ash), shall be
31 [\$400] \$565.

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

37 (p) Self-propelled cranes.--The annual permit fee for each
38 self-propelled crane, as provided for in section 4979.4
39 (relating to permit for movement of self-propelled cranes),
40 shall be as follows:

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

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

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

48 (q.1) Nonhazardous liquid glue.--The annual fee for the
49 movement of nonhazardous liquid glue, as provided for in section
50 4979.5 (relating to permit for movement of nonhazardous liquid
51 glue), shall be [\$800] \$1,000.

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

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

9 § 1944. Mobile homes, modular housing units and modular housing
10 undercarriages.

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

19 § 1945. Books of permits.

20 * * *

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

24 § 1947. Refund of certain fees.

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

28 § 1951. Driver's license and learner's permit.

29 * * *

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

32 (d) Replacement license or card.--The fee for a replacement
33 driver's license or identification card shall be [~~\$5~~] \$19 plus
34 the cost of the photograph.

35 § 1952. Certificate of title.

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

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

43 § 1953. Security interest.

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

46 § 1955. Information concerning drivers and vehicles.

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

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

51 (2) If a Commonwealth agency has entered into a contract

1 with a third party to deliver driver information to a person
2 that has complied with section 6114(b)(5) (relating to
3 limitation on sale, publication and disclosure of records),
4 the department may impose an additional fee of up to \$2 for
5 the requested record.

6 (3) Upon approval from the department, a person that has
7 received the driver information from the third party under
8 paragraph (2) that has complied with section 6114(b)(5) may
9 provide the information, for a fee, to a third party for the
10 same purposes contained in section 6114(b)(5) without the
11 payment of any additional fees under this subsection to the
12 department.

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

19 (5) The department shall comply with the provisions of
20 section 6114(d) with respect to the information of a driver
21 under 18 years of age whose information is provided to any
22 person under this subsection.

23 * * *

24 § 1956. Certified copies of records.

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

29 (b) State Police reports.--The fee for a certified
30 Pennsylvania State Police record of investigation of a vehicle
31 accident which the Pennsylvania State Police are authorized by
32 this title to furnish to the public shall be [~~\$5~~] \$22 for each
33 copy of the Pennsylvania State Police full report of
34 investigation.

35 § 1957. Uncollectible checks.

36 Whenever any check issued in payment of any fee or for any
37 other purpose is returned to the department or a municipality
38 as uncollectible, the department or municipality shall charge a
39 fee of [~~\$10~~] \$38 for each driver's license, registration,
40 replacement of tags, transfer of registration, certificate of
41 title, whether original or duplicate, special hauling permit and
42 each other unit of issue by the department or municipality, plus
43 all protest fees, to the person presenting the check, to cover
44 the cost of collection.

45 § 1958. Certificate of inspection.

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

50 § 1959. Messenger service.

51 (a) Annual registration.--The annual fee for registration of

1 a messenger service as provided for in Chapter 75 (relating to
2 messenger service) shall be [\$50] \$192.

3 (b) Additional places of business.--The annual fee for
4 registration of additional place of business or branch office
5 from which a messenger service may transact business shall be
6 [\$25] \$95.

7 (c) Transfer of location.--The fee for the transfer of
8 location of a registered place of business or branch office of a
9 messenger service during a period of registration shall be [\$5]
10 \$19.

11 § 1960. Reinstatement of operating privilege or vehicle
12 registration.

13 The department shall charge a fee of [\$25] \$70 or, if section
14 1379 (relating to suspension of registration upon sixth unpaid
15 parking violation in cities of the first class) or 1786(d)
16 (relating to required financial responsibility) applies, a fee
17 of [\$50] \$88 to restore a person's operating privilege or the
18 registration of a vehicle following a suspension or revocation.
19 § 1961. Secure power of attorney.

20 The fee for processing a secure power of attorney submitted
21 for the purpose of odometer disclosure when not accompanied by
22 an application for title shall be [\$15] \$23.

23 Section 27. (Reserved).

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

26 § 2102. Identification markers and license or road tax
27 registration card required.

28 * * *

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

31 * * *

32 (d) Operation without identification markers unlawful.--
33 Except as provided in paragraphs (2) and (3), it shall be
34 unlawful to operate or to cause to be operated in this
35 Commonwealth any qualified motor vehicle unless the vehicle
36 bears the identification markers required by this section or
37 valid and unrevoked IFTA identification markers issued by
38 another IFTA jurisdiction.

39 * * *

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

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

48 (ii) the motor carrier is registered and/or licensed
49 for the motor carriers road tax with the Department of
50 Revenue or has filed an application therefor with the
51 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
31 subsection to read:

32 § 3111. Obedience to traffic-control devices.

33 * * *

34 (a.1) Penalty.--

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

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

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

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

50 * * *

51 Section 32. Sections 3362(a) and (c) and 3363 of Title 75

1 are amended to read:

2 § 3362. Maximum speed limits.

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

9 (1) 35 miles per hour in any urban district.

10 (1.1) [65] 70 miles per hour for all vehicles on
11 freeways where the department has posted a [65-miles-per-
12 hour] 70-miles-per-hour speed limit.

13 (1.2) 25 miles per hour in a residence district if the
14 highway:

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

16 (ii) is functionally classified by the department as
17 a local highway.

18 (2) 55 miles per hour in other locations.

19 (3) Any other maximum speed limit established under this
20 subchapter.

21 * * *

22 (c) Penalty.--

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

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

28 (ii) \$35 for violating any other maximum speed
29 limit.

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

34 § 3363. Alteration of maximum limits.

35 On highways under their respective jurisdictions, local
36 authorities subject to section 6109(e) (relating to specific
37 powers of department and local authorities) or the department,
38 upon the basis of an engineering and traffic investigation, may
39 determine that the maximum speed permitted under this subchapter
40 is greater or less than is reasonable and safe under the
41 conditions found to exist upon any such highway or part thereof
42 and establish a reasonable and safe maximum limit. The maximum
43 speed limit may be made effective at all times or at times
44 indicated and may vary for different weather conditions and
45 other factors bearing on safe speeds. No maximum speed greater
46 than 55 miles per hour shall be established under this section
47 except on highways listed in section 3362(a)(1.1) (relating to
48 maximum speed limits), where the maximum speed for all vehicles
49 shall not be greater than [65] 70 miles per hour.

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

1 § 4902. Restrictions on use of highways and bridges.

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

3 (1) The Commonwealth and local authorities with respect
4 to highways and bridges under their jurisdictions may
5 prohibit the operation of vehicles and may impose
6 restrictions as to the weight or size of vehicles operated
7 upon a highway or bridge only when they determine by
8 conducting an engineering and traffic study as provided for
9 in department regulations that the highway or bridge may be
10 damaged or destroyed unless use by vehicles is prohibited or
11 the permissible size or weight of vehicles is reduced.

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

15 (3) The department may issue a statement of policy,
16 which shall take effect upon publication in the Pennsylvania
17 Bulletin, adopting an appropriate methodology to provide
18 letters of local determination that identify particular
19 vehicles, routes or uses as local in nature.

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

26 (5) The exemptions and related requirements under
27 paragraph (4) may remain in existence only until December 31,
28 2018. Exemptions for local delivery or pickup may not include
29 traffic going to or coming from a site at which minerals,
30 natural gas or natural resources are developed, harvested or
31 extracted, notwithstanding whether the site is located at a
32 residence, a commercial site or on farmland. Delivery or
33 pickup of logs or other forest products to or from permanent
34 processing mills located on or reachable only through posted
35 highways shall be considered local delivery or pickup.

36 * * *

37 (c) Permits and security.--

38 (1) The Commonwealth and local authorities may issue
39 permits for movement of vehicles of size and weight in excess
40 of restrictions promulgated under subsections (a) and (b)
41 with respect to highways and bridges under their jurisdiction
42 and may require such [undertaking] agreement or security as
43 they deem necessary to cover the cost of repairs and
44 restoration necessitated by the permitted movement of
45 vehicles. In reference to subsection (a), the Commonwealth
46 and local authorities shall not refuse to issue a permit with
47 respect to a highway under their jurisdiction if there is no
48 reasonable alternate route available. For purposes of this
49 section, "reasonable alternate route" shall mean a route
50 meeting the criteria set forth in department regulations
51 relating to traffic and engineering studies.

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

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

6 (ii) The department may require multiple vehicles
7 traveling to or from a single destination to operate
8 pursuant to a single permit.

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

23 (iv) The department may restrict use of de minimis
24 and minimum use permits during thaw periods as determined
25 by the department.

26 (v) The department shall exclude hauling related to
27 unconventional oil and gas development from minimum use
28 status based on its disproportionate and qualitatively
29 different impact upon highways and bridges.

30 (3) The department shall promulgate regulations to
31 implement this section. During the two years immediately
32 following the effective date of this section, the department
33 may promulgate temporary regulations, which shall expire no
34 later than three years following the effective date of this
35 paragraph or upon promulgation of final regulations,
36 whichever occurs first. Temporary regulations promulgated by
37 the department under this paragraph shall not be subject to
38 any of the following:

39 (i) Sections 201, 202 and 203 of the Act of July 31,
40 1968 (P.L.769, No.240), referred to as the Commonwealth
41 Documents Law.

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

44 * * *

45 (h) (Reserved).

46 (i) Authority to conduct investigations and audits.--The
47 Commonwealth and local authorities may conduct or cause to be
48 conducted an investigation and audit of a person or entity to
49 determine if there has been a violation of this section,
50 pertinent regulation or agreement. Audits shall be limited to
51 proper usage of letters of local determination and de minimis

1 and minimum use permits.

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

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

10 § 4962. Conditions of permits and security for damages.

11 * * *

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

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

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

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

23 (4) As restricted by the permit.

24 * * *

25 Section 34. Section 4968(a.1)(3), (a.2)(4) and (b) of Title
26 75 are amended to read:

27 § 4968. Permit for movement during course of manufacture.

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

30 * * *

31 (3) aircraft refueling vehicles or vehicles and
32 combinations carrying [raw] milk, raw coal, flat-rolled steel
33 coils, steel slabs, hot ingots, a hot box, pulpwood and wood
34 chips, raw water or cryogenic liquid which exceed the maximum
35 weight specified in Subchapter C while they are in the course
36 of manufacture and under contract with or under the direct
37 control of the manufacturer, provided that they do not exceed
38 the maximum height, width or length specified in Subchapter B
39 unless they also qualify under paragraph (1), subject to the
40 provisions in subsection (a.2).

41 (a.2) Specifications.--

42 * * *

43 (4) A combination of vehicles which is hauling [raw]
44 milk to or from a manufacturer may be permitted by the
45 department and local authorities to move upon highways within
46 their respective jurisdictions 24 hours a day, seven days a
47 week, except during inclement weather as defined in
48 department regulations, if the gross weight does not exceed
49 95,000 pounds and the weight of any nonsteering axle does not
50 exceed 21,000 pounds. No permit may be issued for this type
51 of movement upon an interstate highway. An application to the

1 department for the movement of milk, except for raw milk,
2 shall designate the route the applicant requests to use.

3 * * *

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

7 "Bulk milk." The term shall mean milk, as defined in section
8 1 of the act of July 2, 1935 (P.L.589, No.210), referred to as
9 the Milk Sanitation Law, which is not transported in packages.

10 "Condensed milk" and "evaporated milk." The term shall mean
11 manufactured dairy products as defined in section 1 of the Milk
12 Sanitation Law, which is not transported in packages.

13 "Hot box." Consists of an enclosure consisting of welded
14 steel plate chained to a semitrailer with a removable lid lined
15 with refraction for purposes of insulation and retention of
16 heat.

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

18 (1) Bulk milk.

19 (2) Evaporated milk.

20 (3) Raw milk.

21 (4) Condensed milk.

22 "Raw milk." Has the meaning given to it in the act of July
23 2, 1935 (P.L.589, No.210), referred to as the Milk Sanitation
24 Law.

25 Section 35. Section 6110 of Title 75 is amended to read:
26 § 6110. Regulation of traffic on Pennsylvania Turnpike.

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

40 (a.1) Posting.--No maximum speed limit established under
41 subsection [(a)(1) or (2)] (a) shall be effective unless posted
42 on fixed or variable official traffic-control devices erected
43 after each interchange on the portion of highway on which the
44 speed limit is in effect and wherever else the commission shall
45 determine.

46 (b) Penalties.--

47 (1) Except as otherwise provided in this subsection, any
48 person violating any of the rules and regulations of the
49 Pennsylvania Turnpike Commission for which no penalty has
50 otherwise been provided by statute commits a summary offense
51 and shall, upon conviction, be sentenced to pay a fine of

1 \$25.

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

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

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

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

11 (3) In addition to the fines imposed under this
12 subsection, restitution shall be made to the commission in an
13 amount equal to the full fare, for the appropriate vehicle
14 class, from the farthest point of entry on the turnpike to
15 the actual point of exit.]

16 Section 35.1. Title 75 is amended by adding sections to
17 read:

18 § 6110.1. Fare evasion.

19 (a) Penalty.--A person that violates a regulation of the
20 Pennsylvania Turnpike Commission prohibiting fare evasion or
21 attempted fare evasion commits a summary offense and shall, upon
22 conviction, be sentenced to pay a fine according to the
23 classification by the commission of the vehicle driven by that
24 person at the time of violation as follows:

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

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

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

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

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

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

36 (c) Construction.--Prosecution of a violation of this
37 section shall not preclude prosecution under section 1332
38 (relating to display of registration plate), section 7122
39 (relating to altered, forged or counterfeit documents and
40 plates) or section 7124 (relating to fraudulent use or removal
41 of registration plate).

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

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

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

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

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

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

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

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

16 § 6118. Municipal police officer education and training.

17 Beginning July 1, 2014, and each year thereafter, the sum of
18 \$5,000,000 is appropriated annually to the Pennsylvania State
19 Police from the Motor License Fund to make payments under 53
20 Pa.C.S. § 2170 (relating to reimbursement of expenses)
21 consistent with the requirements of section 11 of Article VIII
22 of the Constitution of Pennsylvania. If money is not available
23 to make full payments, the Municipal Police Officers' Education
24 and Training Commission shall make payments on a pro rata basis.

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

26 § 6506. Surcharge.

27 (a) Levy and imposition.--In addition to any fines, fees or
28 penalties levied or imposed as provided by law, under this title
29 or any other statute, a surcharge shall be levied for
30 disposition in accordance with subsection (b) as follows:

31 (1) Upon conviction for any violation of the provisions
32 of this title or other statute of the Commonwealth, or
33 regulations promulgated under this title, which is a traffic
34 violation and which is not included within the provisions of
35 paragraphs (2) through (7), exclusive of parking offenses, a
36 surcharge of [\$30] \$45.

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

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

41 (ii) Section 3745 (relating to accidents involving
42 damage to unattended vehicle or property).

43 (3) Upon conviction for a violation of section 3345(a)
44 (relating to meeting or overtaking school bus), a surcharge
45 of [\$50] \$75.

46 (4) Upon conviction for a violation of section 3362
47 (relating to maximum speed limits), the following applicable
48 surcharge:

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

51 (ii) [\$40] \$60 for exceeding the maximum speed limit

1 by 16 to 25 miles per hour.

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

4 (5) Upon conviction for violation of section 4902
5 (relating to restrictions on use of highways and bridges),
6 Subchapter C of Chapter 49 (relating to maximum weights of
7 vehicles) or Subchapter E of Chapter 49 (relating to
8 measuring and adjusting vehicle size and weight), a surcharge
9 of [\$150] \$225.

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

15 (7) Upon conviction of offenses under section 1543(b)
16 (1.1) (relating to driving while operating privilege is
17 suspended or revoked), 3802 (relating to driving under
18 influence of alcohol or controlled substance) or 3808(a)(2)
19 (relating to illegally operating a motor vehicle not equipped
20 with ignition interlock), or upon admission to programs for
21 Accelerated Rehabilitative Disposition for offenses
22 enumerated in section 1543(b)(1.1), 3802 or 3808(a)(2), a
23 surcharge, respectively, of:

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

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

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

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

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

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

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

37 (b) Disposition.--

38 (1) Notwithstanding any other statutory provision:

39 (i) All surcharges levied and collected under
40 subsection (a)(1) by any division of the unified judicial
41 system shall be remitted to the Commonwealth for deposit
42 in the General Fund.

43 (ii) All surcharges levied and collected under
44 subsections (a)(2) through (7) by any division of the
45 unified judicial system shall be remitted to the
46 Commonwealth for deposit in the Pennsylvania
47 Transportation Trust Fund.

48 (iii) All surcharges levied and collected under
49 subsection (a)(8) and (9) by any division of the unified
50 judicial system shall be remitted to the appropriate
51 towing and storage agent as set forth in section

1 6309.2(e) (relating to immobilization, towing and storage
2 of vehicle for driving without operating privileges or
3 registration) for purposes of funding its costs
4 associated with Subchapter A of Chapter 63 (relating to
5 general provisions).

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

9 (2) (Reserved).

10 Section 36. The definition of "annual additional payments,"
11 "annual base payments" and "scheduled annual commission
12 contributions" in section 8901 of Title 75 are amended to read:
13 § 8901. Definitions.

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

17 "Annual additional payments." As follows:

18 (1) During the conversion period and after the
19 conversion date, an amount equal to the scheduled annual
20 commission contribution, minus the sum of:

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

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

23 (2) If the conversion period has expired and a
24 conversion notice has not been received by the secretary, in
25 each subsequent fiscal year until the end of the term of the
26 lease agreement, the annual additional payments shall be
27 \$250,000,000. No annual additional payments shall be due
28 after fiscal year 2021-2022.

29 "Annual base payments." An amount equal to the sum of the
30 following:

31 (1) Annual debt service on outstanding bonds issued
32 under section 9511.2 (relating to special revenue bonds)
33 payable as required pursuant to the bonds.

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

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

40 * * *

41 "Scheduled annual commission contribution." The following
42 amounts:

43 (1) \$750,000,000 in fiscal year 2007-2008.

44 (2) \$850,000,000 in fiscal year 2008-2009.

45 (3) \$900,000,000 in fiscal year 2009-2010.

46 (4) For fiscal year 2010-2011 [and each fiscal year
47 thereafter] through fiscal year 2021-2022, the amount shall
48 be the amount calculated for the previous year increased by
49 2.5%, except that the amount shall be equal to the annual
50 base payments plus \$250,000,000 if the conversion notice is
51 not received by the secretary prior to the expiration of the

1 conversion period. For fiscal year 2014-2015 and each fiscal
2 year thereafter through fiscal year 2021-2022, at least
3 \$30,000,000 of this amount shall be paid from then current
4 revenue.

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

8 Section 37. Section 8915.6(a) of Title 75 is amended to
9 read:

10 § 8915.6. Deposit and distribution of funds.

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

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

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

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

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

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

22 * * *

23 Section 38. (Reserved).

24 Section 39. (Reserved).

25 Section 40. The definition of "average wholesale price" in
26 section 9002 of Title 75 is amended to read:

27 § 9002. 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:

31 * * *

32 "Average wholesale price." [The average wholesale price per
33 gallon of all taxable liquid fuels and fuels, excluding the
34 Federal excise tax and all liquid fuels taxes, as determined by
35 the Department of Revenue for the 12-month period ending on the
36 September 30 immediately prior to January 1 of the year for
37 which the rate is to be set. In no case shall the average
38 wholesale price be less than 90¢ nor more than \$1.25 per
39 gallon.] The average wholesale price of all taxable liquid fuels
40 and fuels, excluding the Federal excise tax and all liquid fuels
41 taxes shall be as follows:

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

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

46 (3) After December 31, 2016, the average wholesale price
47 shall be as determined by the Department of Revenue for the
48 12-month period ending on the September 30 immediately prior
49 to January 1 of the year for which the rate is to be set. In
50 no case shall the average wholesale price be less than \$2.99
51 per gallon.

1 * * *

2 Section 40.1. Section 9004(a), (b), (c) introductory
3 paragraph and (e) introductory paragraph of Title 75 are amended
4 to read:

5 § 9004. Imposition of tax, exemptions and deductions.

6 (a) [Liquid fuels and fuels tax.--A permanent State tax of
7 12¢ a gallon or fractional part thereof is imposed and assessed
8 upon all liquid fuels and fuels used or sold and delivered by
9 distributors within this Commonwealth.] (Reserved).

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

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

20 * * *

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

24 * * *

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

27 § 9006. Distributor's report and payment of tax.

28 * * *

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

30 * * *

31 (2) The discount under paragraph (1) shall not be
32 computed on any tax imposed and remitted with respect to the
33 oil company franchise tax imposed under sections 9004(b)
34 (relating to imposition of tax, exemptions and deductions)
35 and 9502 (relating to imposition of tax), except with respect
36 to the oil company franchise tax imposed under section
37 9502(a)(5) (relating to imposition of tax).

38 * * *

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

41 § 9010. Disposition and use of tax.

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

48 (b) Payment to counties.--

49 (1) The money paid into the Liquid Fuels Tax Fund under
50 section 9502(a)(5)(i) (relating to imposition of tax), except
51 that which is refunded, shall be paid to the respective

1 counties of this Commonwealth on June 1 and December 1 of
2 each year in the ratio that the average amount returned to
3 each county during the three preceding years bears to the
4 average amount returned to all counties during the three
5 preceding years.

6 * * *

7 (e) Appropriation.--

8 * * *

9 (3) The [remaining tax collected under section 9004(a),
10 the] tax of 1 1/2¢ a gallon imposed and assessed on liquid
11 fuels used or sold and delivered for use as a fuel in
12 propeller-driven aircraft or aircraft engines, the tax of 1
13 1/2¢ a gallon on liquid fuels used or sold and delivered for
14 use as a fuel in jet or turbojet-propelled aircraft or
15 aircraft engines in lieu of other taxes, all penalties and
16 interests and all interest earned on deposits of the Liquid
17 Fuels Tax Fund shall be paid into the Motor License Fund.
18 This money is specifically appropriated for the same purposes
19 for which money in the Motor License Fund is appropriated by
20 law.

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

23 § 9017. Refunds.

24 * * *

25 (c) Motorboats and watercraft.--

26 (1) When the tax imposed by this chapter and section
27 9502(a)(5) (relating to imposition of tax) has been paid and
28 the fuel on which the tax has been imposed has been consumed
29 in the operation of motorboats or watercraft upon the waters
30 of this Commonwealth, including waterways bordering on this
31 Commonwealth, the full amount of the tax shall be refunded to
32 the Boat Fund on petition to the board in accordance with
33 prescribed procedures.

34 * * *

35 Section 40.5. Title 75 is amended by adding a section to
36 read:

37 § 9024. Application of Prevailing Wage Act to locally funded
38 highway and bridge projects.

39 (a) Public work.--For locally funded highway and bridge
40 projects, the term "public work" as used in the act of August
41 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing
42 Wage Act, shall mean construction, reconstruction, demolition,
43 alteration and repair work, other than maintenance work, done
44 under contract and paid for in whole or in part out of the funds
45 of a public body if the estimated cost of the total project is
46 in excess of \$100,000. The term shall not include work performed
47 under a rehabilitation or manpower training program.

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

50 (c) Definition.--As used in this section, the term "locally
51 funded" means a highway or bridge project that is funded

1 entirely by funds:

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

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

9 (3) made available to municipalities from the Highway
10 Bridge Improvement Restricted Account within the Motor
11 License Fund for expenditure on bridge rehabilitation,
12 replacement and removal projects pursuant to the act of
13 December 8, 1982 (P.L. 848, No.235), known as the Highway-
14 Railroad and Highway Bridge Capital Budget Act for 1982-1983,
15 and its supplements;

16 (4) awarded to municipalities as transportation
17 enhancement grants under section 3116 (relating to automated
18 red light enforcement systems in first class cities) or 3117
19 (relating to automated red light enforcement systems in
20 certain municipalities);

21 (5) allocated from municipal budgetary sources using
22 revenues derived through municipal taxes or fees; or

23 (6) allocated to municipalities under 58 Pa.C.S.
24 (relating to oil and gas).

25 Section 41. Sections 9106 heading, (a) and (b), 9301 and
26 9502(a) of Title 75 are amended to read:

27 § 9106. Dirt [and gravel], gravel and low-volume road
28 maintenance.

29 (a) Statement of purpose.--It is the intent and purpose of
30 this section:

31 (1) To fund safe, efficient and environmentally sound
32 maintenance of sections of dirt and gravel roads which have
33 been identified as sources of dust and sediment pollution.

34 (2) To establish a dedicated and earmarked funding
35 mechanism that provides streamlined appropriation to the
36 county level and enables local officials to establish fiscal
37 and environmental controls.

38 (3) To fund safe, efficient and environmentally sound
39 maintenance of sections of low-volume roads that are sealed
40 or paved with an average daily traffic count of 500 vehicles
41 or less.

42 (b) General rule.--Of the funds available under section
43 9502(a)(1) (relating to imposition of tax), [\$1,000,000]
44 \$7,000,000 shall be annually distributed to the Department of
45 Conservation and Natural Resources for the maintenance and
46 mitigation of dust and sediment pollution from parks and
47 forestry roads. Funds in the amount of [\$4,000,000] \$28,000,000
48 shall be appropriated annually to the State Conservation
49 Commission and administered in a nonlapsing, nontransferable
50 account restricted to maintenance and improvement of dirt [and
51 gravel], gravel and low-volume State and municipal roads. The

1 State Conservation Commission shall apportion the funds based on
2 written criteria it develops to establish priorities based on
3 preventing dust and sediment pollution. In the first fiscal
4 year, top priority shall be given to specific trouble spot
5 locations already mapped by the Task Force on Dirt and Gravel
6 Roads and available from the department. A minimum of \$8,000,000
7 of the total appropriated annually shall be for maintenance and
8 improvement of low-volume roads.

9 * * *

10 § 9301. Supplemental funding for municipal highway maintenance.

11 (a) Annual appropriation.--The General Assembly shall
12 annually appropriate, beginning with the 1980-1981 fiscal year,
13 the sum of \$5,000,000 for supplemental payments to
14 municipalities to assist in the maintenance and construction
15 costs of municipal roads. The moneys appropriated by authority
16 of this section shall be distributed to municipalities in
17 accordance with the provisions of the act of June 1, 1956 (1955
18 P.L.1944, No.655), [entitled "An act providing a permanent
19 allocation of a part of the fuels and liquids fuels tax proceeds
20 to cities, boroughs, incorporated towns and townships, for their
21 road, street and bridge purposes; conferring powers and imposing
22 duties on local officers and the Department of Highways; and
23 making an appropriation out of the Motor License Fund; and
24 repealing existing legislation."] referred to as the Liquid
25 Fuels Tax Municipal Allocation Law.

26 (b) County allocation supplement.--Commencing July 1, 2014,
27 the amount of \$5,000,000 is appropriated out of the Motor
28 License Fund to counties annually. The following shall apply:

29 (1) The distribution shall be in the ratio of:

30 (i) the square footage of deck area of a county's
31 county-owned bridges; to

32 (ii) the total square footage of deck area of
33 county-owned bridges throughout this Commonwealth.

34 (2) The amount of square footage under paragraph (1)(i)
35 shall be the amount reported as part of the National Bridge
36 Inspection Standards Program.

37 (c) Additional allocation to municipalities.--Commencing
38 July 1, 2014, an amount of \$30,000,000 is appropriated out of
39 the Motor License Fund and shall be distributed to
40 municipalities pursuant to the Liquid Fuels Tax Municipal
41 Allocation Law.

42 § 9502. Imposition of tax.

43 (a) General rule.--

44 (1) An "oil company franchise tax for highway
45 maintenance and construction" which shall be an excise tax of
46 60 mills is hereby imposed upon all liquid fuels and fuels as
47 defined and provided in Chapter 90 (relating to liquid fuels
48 and fuels tax), and such tax shall be collected as provided
49 in section 9004(b) (relating to imposition of tax, exemptions
50 and deductions). Of the amount collected in fiscal year 2015-
51 2016, and each fiscal year thereafter, \$35,000,000 shall be

1 deposited in the Multimodal Transportation Fund established
2 under 74 Pa.C.S. § 2101 (relating to Multimodal
3 Transportation Fund), to be expended in accordance with
4 section 11 of Article VIII of the Constitution of
5 Pennsylvania.

6 (2) An additional 55 mills is hereby imposed on all
7 liquid fuels and fuels as defined and provided in Chapter 90
8 and such tax shall also be collected as provided in section
9 9004(b), the proceeds of which shall be distributed as
10 follows:

11 (i) [Forty-two] Forty-five percent to county
12 maintenance districts for highway maintenance for fiscal
13 year 2013-2014, 29% for fiscal year 2014-2015, 25% for
14 fiscal year 2015-2016 and 19% for fiscal year 2016-2017
15 and each year thereafter. This allocation shall be made
16 according to the formula provided in section 9102(b)(2)
17 (relating to distribution of State highway maintenance
18 funds). This allocation shall be made in addition to and
19 not a replacement for amounts normally distributed to
20 county maintenance districts under section 9102.

21 (ii) [Seventeen percent for highway capital
22 projects.] Fourteen percent for highway capital projects
23 for fiscal year 2013-2014, 30% for fiscal year 2014-2015,
24 34% for fiscal year 2015-2016 and 40% for fiscal year
25 2016-2017 and each year thereafter. Annually, until
26 fiscal year 2023-2024, an amount equal to 15% of all
27 appropriations to the department for highway and bridge
28 capital programs shall be distributed at the discretion
29 of the secretary from the amount distributed under this
30 subparagraph.

31 (iii) Thirteen percent for bridges.

32 (iv) Two percent for bridges identified as county or
33 forestry bridges. Distribution under this subparagraph
34 shall be in the ratio of:

35 (A) the square footage of deck areas, as
36 reported as part of the National Bridge Inspection
37 Standards Program, of a county's county-owned
38 bridges; to

39 (B) the total square footage of deck area, as
40 reported as part of the National Bridge Inspection
41 Standards Program, of all county-owned bridges in
42 this Commonwealth.

43 (v) Twelve percent for local roads pursuant to
44 section 9511(c) (relating to basic allocation to
45 municipalities).

46 (vi) Fourteen percent for toll roads designated
47 pursuant to the act of September 30, 1985 (P.L.240,
48 No.61), known as the Turnpike Organization, Extension and
49 Toll Road Conversion Act, to be appropriated under
50 section 9511(h).

51 (3) An additional 38.5 mills is hereby imposed upon all

1 liquid fuels and fuels as defined and provided in Chapter 90,
2 and such tax shall also be collected as provided in section
3 9004(b), the proceeds of which shall be deposited in The
4 Motor License Fund and distributed as follows:

5 (i) Twelve percent to municipalities on the basis of
6 and subject to the provisions of the act of June 1, 1956
7 (1955 P.L.1944, No.655), referred to as the Liquid Fuels
8 Tax Municipal Allocation Law, is appropriated.

9 [(ii) Eighty-eight percent to the department is
10 appropriated as follows:

11 (A) Forty-seven percent for distribution in
12 accordance with section 9102(b)(2) for fiscal year
13 1997-1998.

14 (B) Fifty-three percent for a Statewide highway
15 restoration, betterment and resurfacing program for
16 fiscal year 1997-1998.

17 (C) Fifty-seven percent for distribution in
18 accordance with section 9102(b)(2) for fiscal year
19 1998-1999.

20 (D) Forty-three percent for a Statewide highway
21 restoration, betterment and resurfacing program for
22 fiscal year 1998-1999.

23 (E) Sixty-seven percent for distribution in
24 accordance with section 9102(b)(2) for fiscal year
25 1999-2000.

26 (F) Thirty-three percent for a Statewide highway
27 restoration, betterment and resurfacing program for
28 fiscal year 1999-2000.

29 (G) Seventy-seven percent for distribution in
30 accordance with section 9201(b)(2) for fiscal year
31 2000-2001.

32 (H) Twenty-three percent for a Statewide highway
33 restoration, betterment and resurfacing program for
34 fiscal year 2000-2001.

35 (I) One hundred percent for distribution in
36 accordance with section 9102(b)(2) for fiscal year
37 2001-2002 and each year thereafter.

38 (J) For any fiscal year beginning with 1997-1998
39 through and including fiscal year 2000-2001, the
40 department shall make supplemental maintenance
41 program payments from the Statewide highway
42 restoration betterment program to those county
43 maintenance districts for which the total highway
44 maintenance appropriations and executive
45 authorizations in accordance with section 9102(b)
46 would be less than the amount received in 1996-1997
47 from the highway maintenance appropriation, the
48 Secondary Roads-Maintenance and Resurfacing Executive
49 Authorization, the Highway Maintenance Excise Tax
50 Executive Authorization and the Highway Maintenance
51 Supplemental Appropriation.

1 The words and phrases used in this paragraph shall have the
2 meanings given to them in section 9101 (relating to
3 definitions). This one-time allocation shall be made in
4 addition to and is not a replacement for amounts normally
5 distributed to county maintenance districts under section
6 9102.]

7 (ii) Sixty-eight percent to the department for
8 distribution in accordance with section 9102(b)(2) for
9 fiscal year 2013-2014; 49% for fiscal year 2014-2015 and
10 40% for each fiscal year thereafter.

11 (iii) Twenty percent to the department for expanded
12 highway and bridge maintenance for fiscal year 2013-2014;
13 39% for fiscal year 2014-2015 and 48% for each fiscal
14 year thereafter to be distributed as follows:

15 (A) Annually, 15% of the amount deposited in a
16 fiscal year shall be distributed at the discretion of
17 the secretary.

18 (B) Any funds deposited but not distributed
19 under clause (A) shall be distributed in accordance
20 with the formula under section 9102(b)(2).

21 (C) Temporary transfers of funds may be made
22 between counties if required for project cash flow.

23 (4) An additional 55 mills is hereby imposed upon all
24 fuels as defined and provided in chapter 90 and such tax
25 shall also be collected as provided in section 9004(b) upon
26 such fuels, the proceeds of which shall be deposited in The
27 Highway Bridge Improvement Restricted Account within the
28 Motor License Fund and is hereby appropriated.

29 (5) An additional 64 mills in calendar year 2014, 49
30 mills in calendar year 2015, 48 mills in calendar year 2016,
31 41 mills in calendar year 2017 and 39 mills in each calendar
32 year thereafter, is imposed upon all motor fuels as defined
33 and provided in Chapter 90; and the tax shall also be
34 collected as provided in section 9004(b) upon such fuels. The
35 proceeds of the tax shall be deposited and distributed as
36 follows:

37 (i) Four and seventeen hundredths percent to the
38 Liquid Fuels Tax Fund of the State Treasury. The money
39 paid into that fund is specifically appropriated for the
40 purposes set forth in section 9010 (relating to
41 disposition and use of tax).

42 (ii) Ninety-five and eighty-three hundredths
43 percent to the Motor License Fund. This money is
44 specifically appropriated for the same purposes for which
45 money in the Motor License Fund is appropriated by law.
46 Twenty percent of the money under this subparagraph shall
47 be allocated to municipalities in accordance with section
48 9511(d).

49 * * *

50 Section 42. Section 9511(b) and (g) of Title 75 are amended
51 and the section is amended by adding subsections to read:

1 § 9511. Allocation of proceeds.

2 * * *

3 (b) State Highway Transfer Restoration Restricted Account
4 and local bridges.--

5 (1) The amount of the proceeds deposited in the Motor
6 License Fund pursuant to this chapter which[, in fiscal year
7 1983-1984,] is attributable to [two] three mills of the tax
8 imposed under section 9502(a) (relating to imposition of tax)
9 [and which, in fiscal year 1984-1985 and thereafter, is
10 attributable to three mills of the tax,] shall be deposited
11 as follows:

12 (i) For fiscal years 2013-2014 through fiscal year
13 2016-2017, as follows:

14 (A) Twenty-seven million dollars shall be
15 deposited in the State Highway Transfer Restoration
16 Restricted Account within the Motor License Fund. The
17 funds deposited in the State Highway Transfer
18 Restoration Restricted Account shall be appropriated
19 annually for expenditure as provided under subsection
20 (g).

21 (B) All funds not deposited in accordance with
22 clause (A) shall be deposited in the Highway Bridge
23 Improvement Restricted Account within the Motor
24 License Fund for local bridges, notwithstanding if
25 the project is administered by a county, municipality
26 or the department.

27 (ii) For fiscal year 2017-2018 and each fiscal year
28 thereafter, as follows:

29 (A) One and one-half mill shall be deposited in
30 the State Highway Transfer Restoration Restricted
31 Account within the Motor License Fund, which account
32 is hereby created. The funds deposited in the State
33 Highway Transfer Restoration Restricted Account are
34 hereby annually appropriated out of the account upon
35 authorization by the Governor for expenditure as
36 provided in subsection (g).

37 (B) One and one-half mill shall be deposited in
38 the Highway Bridge Improvement Restricted Account
39 within the Motor License Fund for local bridges,
40 notwithstanding if the project is administered by a
41 county, municipality or the department.

42 (2) If funds are available to make payments under
43 subsection (g) (1), the department may transfer funds
44 deposited under paragraph (1) (i) and (ii) between the State
45 Highway Transfer Restoration Restricted Account and the
46 Highway Bridge Improvement Restricted Account at the
47 discretion of the secretary.

48 * * *

49 (e.1) Allocation to municipalities for traffic signals.--In
50 addition, up to \$10,000,000 for fiscal year 2014-2015, up to
51 \$25,000,000 for fiscal year 2015-2016 and up to \$40,000,000 for

1 fiscal year 2016-2017 and each fiscal year thereafter, is
2 appropriated out of the Motor License Fund to replace,
3 synchronize, time, operate and maintain traffic signals within
4 traffic corridors consistent with 74 Pa.C.S. Ch. 92 (relating to
5 traffic signals). The funds shall be used and allocated in
6 accordance with the following:

7 (1) During fiscal year 2014-2015, up to \$10,000,000 is
8 allocated to municipalities for upgrading traffic signals to
9 light-emitting diode technology and for performing regional
10 operations such as retiming, developing special event plans
11 and monitoring traffic signals.

12 (2) During fiscal year 2015-2016, up to \$25,000,000
13 shall be allocated to municipalities for upgrading traffic
14 signals to light-emitting diode technology, performing
15 regional operations such as retiming, developing special
16 event plans and monitoring traffic signals and for
17 maintaining and operating traffic signals.

18 (3) During fiscal years 2016-2017 and each fiscal year
19 thereafter, up to \$40,000,000 shall be allocated to
20 municipalities for upgrading traffic signals to light-
21 emitting diode technology, performing regional operations
22 such as retiming, developing special event plans and
23 monitoring traffic signals and for maintaining and operating
24 traffic signals.

25 (4) Financial assistance under this section shall be
26 matched by municipal or private cash funding in an amount not
27 less than 50% of the amount of the financial assistance being
28 provided.

29 (5) The department shall establish guidelines for
30 applications and approval of applications from municipalities
31 for the financial assistance being provided. Applicants must
32 enter into agreements provided for under 74 Pa.C.S. Ch. 92.
33 Priority will be given to multi-municipal improvements.

34 (g) Use of funds in the State Highway Transfer Restoration
35 Restricted Account.--The funds appropriated in subsection (b)
36 for deposit in the State Highway Transfer Restoration Restricted
37 Account shall be used to pay for the costs of restoration of
38 such highways as provided in Chapter 92 (relating to transfer of
39 State highways) and annual payments to the municipalities for
40 highway maintenance in accordance with the following:

41 (1) Annual maintenance payments shall be at the rate of
42 \$4,000 per mile for each highway or portion of highway
43 transferred under Chapter 92, section 222 of the act of June
44 1, 1945 (P.L.1242, No.428), known as the State Highway Law,
45 or any statute enacted in 1981.

46 (2) Annual maintenance payments shall be paid at the
47 same time as funds appropriated under the act of June 1, 1956
48 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax
49 Municipal Allocation Law, except that no maintenance payment
50 shall be paid for a highway until after the year following
51 its transfer to the municipality.

1 (3) Annual maintenance payments under this subsection
2 shall be in lieu of annual payments under the Liquid Fuels
3 Tax Municipal Allocation Law.

4 (4) Annual maintenance payments under this subsection
5 shall be deposited into the municipality's liquid fuels tax
6 account and may be used on any streets and highways in the
7 municipality in the same manner and subject to the same
8 restrictions as liquid fuels tax funds paid under the Liquid
9 Fuels Tax Municipal Allocation Law or, in the case of a
10 county, under section 10 of the act of May 21, 1931 (P.L.149,
11 No.105), known as The Liquid Fuels Tax Act.

12 * * *

13 (i) Refund to Pennsylvania Fish and Boat Commission.--

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

22 (2) In accordance with the procedures, the Pennsylvania
23 Fish and Boat Commission shall biannually calculate the
24 amount of liquid fuels consumed by the motorcraft and furnish
25 the information relating to its calculations and data as
26 required by the Board of Finance and Revenue. The Board of
27 Finance and Revenue shall review the petition and motorboat
28 fuel consumption calculations of the commission, determine
29 the amount of the oil company franchise tax paid and certify
30 to the State Treasurer to refund annually to the Boat Fund
31 the amount so determined. The department shall be accorded
32 the right to appear at the proceedings and make its views
33 known.

34 (3) For the fiscal years commencing July 1, 2013, July
35 1, 2014, July 1, 2015, July 1, 2016, and July 1, 2017, the
36 money under paragraph (2) shall be used by the commission
37 acting by itself or by agreement with other Federal and State
38 agencies only for the improvement of hazardous dams
39 impounding waters of this Commonwealth on which boating is
40 permitted, including the development and construction of
41 boating areas and the dredging and clearing of water areas
42 where boats can be used. The commission shall present its
43 plan no later than September 30 of each year through
44 September 30, 2017, to the chairman and minority chairman of
45 the Transportation Committee and the chairman and minority
46 chairman of the Game and Fisheries Committee of the Senate
47 and the chairman and minority chairman of the Transportation
48 Committee and the chairman and minority chairman of the Game
49 and Fisheries Committee of the House of Representatives
50 regarding the use of the funds. For the fiscal year
51 commencing July 1, 2018, and for each fiscal year thereafter,

1 this money shall be used by the commission acting by itself
2 or by agreement with other Federal and State agencies only
3 for the improvement of the waters of this Commonwealth on
4 which motorboats are permitted to operate and may be used for
5 the development and construction of motorboat areas; the
6 dredging and clearing of water areas where motorboats can be
7 used; the placement and replacement of navigational aids; the
8 purchase, development and maintenance of public access sites
9 and facilities to and on waters where motorboating is
10 permitted; the patrolling of motorboating waters; the
11 publishing of nautical charts in those areas of this
12 Commonwealth not covered by nautical charts published by the
13 United States Coast and Geodetic Survey or the United States
14 Army Corps of Engineers and the administrative expenses
15 arising out of the activities; and other similar purposes.

16 Section 43. The following shall apply:

17 (1) The amendment of 74 Pa.C.S. § 303 shall apply to
18 competitive contract opportunities issued on or after the
19 effective date of this section.

20 (2) The amendment of 74 Pa.C.S. § 1512 shall apply to
21 feasibility studies performed prior to and after the
22 effective date of this section.

23 (3) The amendments of 74 Pa.C.S. § 8105(b)(2) shall
24 apply to members of the Pennsylvania Turnpike Commission
25 appointed for the first time after the effective date of this
26 section.

27 (4) The addition of 75 Pa.C.S. § 9024 shall apply to
28 contracts entered into on or after January 1, 2014.

29 (5) The addition of 74 Pa.C.S. § 9202 shall apply to
30 contracts entered into on or after the effective date of this
31 section.

32 Section 44. The General Assembly declares that the amendment
33 of 75 Pa.C.S. § 4968(a.2)(4) shall not affect requirements of
34 the Department of Transportation regarding the permit for the
35 movement of raw milk found at 50A on pages 83 and 84 of
36 Publication 31 of the Department of Transportation.

37 Section 45. The Department of Transportation and the
38 Pennsylvania Turnpike Commission may amend the lease agreement
39 entered into by them pursuant to 75 Pa.C.S. § 8915.3 in order to
40 conform the provisions of the lease to the amendments to the
41 rights and obligations of the Department of Transportation and
42 the Pennsylvania Turnpike Commission contained in this act.

43 Section 46. The maximum principal amount of additional debt
44 to be incurred under this act for capital projects specifically
45 itemized in a capital project itemization act pursuant to
46 section 7(a)(4) of Article VIII of the Constitution of
47 Pennsylvania shall be \$500,000,000. Debt shall be incurred in
48 accordance with the act of February 9, 1999 (P.L.1, No.1), known
49 as the Capital Facilities Debt Enabling Act, and the Motor
50 License Fund shall be charged with the repayment of the debt.
51 The net proceeds from the sale of obligations authorized in this

1 section are appropriated to the Department of Transportation to
2 be used exclusively to defray financial costs of capital
3 projects specifically itemized in accordance with the Capital
4 Facilities Debt Enabling Act. The money necessary to pay debt
5 service or to pay arbitrage rebates required under section 148
6 of the Internal Revenue Code of 1986 (Public Law 99-514, 26
7 U.S.C. § 148) due on the obligations under this section in
8 fiscal year 2013-2014 is appropriated to the State Treasurer
9 from the Motor License Fund.

10 Section 47. The sum of \$1,000,000 is appropriated to the
11 Department of Transportation from the Multimodal Transportation
12 Fund for costs incurred by the department in the administration
13 of the programs under 74 Pa.C.S. § 2401(a) (1).

14 Section 48. This act shall take effect as follows:

15 (1) The following provisions shall take effect
16 immediately:

- 17 (i) This section.
- 18 (ii) Sections 43, 44, 45 and 46 of this act.
- 19 (iii) The addition of 74 Pa.C.S. Ch. 2.
- 20 (iv) The amendment of 74 Pa.C.S. § 1504.
- 21 (v) The amendment or addition of 74 Pa.C.S. §
22 1506(c), (e) (1) (i), (vi) and (vii), (2), (3) and (5).
- 23 (vi) The amendment of 74 Pa.C.S. § 1512.
- 24 (vii) The amendment or addition of 74 Pa.C.S. §
25 1514(c) and (e.1).
- 26 (viii) The amendment or addition of 74 Pa.C.S. §
27 1516(b) (1), (e) and (f).
- 28 (ix) The addition of 74 Pa.C.S. § 1517.1.
- 29 (x) The addition of 74 Pa.C.S. Ch. 21.
- 30 (xi) The addition of 74 Pa.C.S. Ch. 59 Subch. C.
- 31 (xii) The amendment of 74 Pa.C.S. § 8105(b) (2).
- 32 (xiii) The addition of 74 Pa.C.S. Ch. 92.
- 33 (xiv) The addition of 74 Pa.C.S. Ch. 93.
- 34 (xv) The reenactment of 75 Pa.C.S. § 1550(d) (2).
- 35 (xv.1) The amendment or addition of 75 Pa.C.S. §
36 1955(a) (2).
- 37 (xv.2) The amendment or addition of 75 Pa.C.S. §§
38 3362(a) and (c) and 3363.
- 39 (xvi) The amendment or addition of 75 Pa.C.S. §§
40 4902 and 4968.
- 41 (xvi.1) The amendment or addition of 75 Pa.C.S. §
42 6110(a) and (a.1).
- 43 (xvii) The amendment of 75 Pa.C.S. § 8915.6.
- 44 (xviii) The amendment of 75 Pa.C.S. § 9002.
- 45 (xix) The amendment or addition of 75 Pa.C.S. §§
46 9502(a) (1), (2) (i) and (ii), (3), (4) and (5) and 9511.
- 47 (2) The following provisions shall take effect January
48 1, 2014, or immediately, whichever occurs later:
 - 49 (i) The amendment or addition of 74 Pa.C.S. §
50 1506(e) (1) (iii) and (v) and (4).
 - 51 (ii) The amendment of 75 Pa.C.S. § 1307(f).

1 (iii) The amendment of 75 Pa.C.S. § 1904.
2 (iv) The amendment of 75 Pa.C.S. § 3111.
3 (v) The amendment of 75 Pa.C.S. § 6506.
4 (vi) The amendment of 75 Pa.C.S. Ch. 90, except §§
5 9002 and 9024.
6 (vii) The addition of 75 Pa.C.S. § 9024.
7 (3) The following provisions shall take effect April 1,
8 2014:
9 (i) The amendment of 75 Pa.C.S. §§ 1951, 1952, 1953,
10 1955 and 1956.
11 (ii) The amendment of 75 Pa.C.S. § 2102.
12 (4) The following provisions shall take effect July 1,
13 2014:
14 (i) The amendment of 74 Pa.C.S. §§ 1503 and 1506(b)
15 and (e)(6).
16 (ii) The amendment of 75 Pa.C.S. §§ 1353 and 1355.
17 (iii) The amendment of 75 Pa.C.S. §§ 1913, 1920(a)
18 and (c)(1), 1921, 1922, 1924, 1925, 1926, 1926.1, 1927,
19 1928, 1929, 1930, 1931, 1931.1, 1933, 1942, 1943, 1944,
20 1945, 1947 and 1958.
21 (iv) The amendment of 75 Pa.C.S. § 8901.
22 (v) The amendment of 75 Pa.C.S. § 9106.
23 (vi) The amendment of 75 Pa.C.S. § 9502(a)(2)(iv).
24 (5) The following provisions shall take effect January
25 1, 2015:
26 (i) The amendment of 75 Pa.C.S. §§ 1553(c) and
27 1554(c).
28 (ii) The amendment of 75 Pa.C.S. § 1617.
29 (iii) The amendment of 75 Pa.C.S. § 1786(d).
30 (iv) The amendment of 75 Pa.C.S. §§ 1916, 1917,
31 1918, 1920(c)(2), 1932, 1935, 1957, 1959, 1960 and 1961.
32 (6) The amendment or addition of 75 Pa.C.S. §§ 1307(g),
33 1332(d) and 1911 shall take effect December 31, 2016.
34 (7) The remainder of this act shall take effect in 60
35 days.