

No. 1980-61

AN ACT

HB 2239

Amending the act of April 22, 1949 (P.L.715, No.175), entitled "An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation," to reduce the maximum amount of bonds to be issued.

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

Section 1. Section 12, act of April 22, 1949 (P.L.715, No.175), entitled "An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation," is amended to read:

Section 12. As soon as the Secretary of Highways and the owner or owners have agreed upon the purchase price of any such bridge, as evidenced by an agreement approved as provided in section six of this act, the Secretary of Highways shall take possession of such bridge in the name of the Commonwealth. Whenever the Secretary of Highways condemns any such toll bridge, as hereinbefore provided, he shall forthwith take possession of such bridge in the name of the Commonwealth. The amount of any award or verdict under the condemnation proceedings for the acquisition of any such bridge shall be paid out of moneys in the Toll Bridge Fund by the State Treasurer upon requisition by the Secretary of Highways.

It shall be the mandatory duty of the Secretary of Highways to notify the Governor, the Auditor General and the State Treasurer to issue and sell bonds promptly to provide funds for payment of any final award in condemnation proceedings instituted for the acquisition

of any toll bridge. It shall be the mandatory duty of the Governor, the Auditor General and the State Treasurer to issue and sell bonds, as herein provided, in an amount not to exceed [ten million dollars (\$10,000,000)] *eight million five hundred thousand dollars (\$8,500,000)* in the aggregate.

Section 2. This act shall take effect immediately.

APPROVED—The 7th day of June, A. D. 1980.

DICK THORNBURGH