

No. 1982-91

AN ACT

HB 794

Repealing the act of April 18, 1949 (P.L.604, No.128), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to see and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," providing the transfer of certain functions, powers, duties and property to the Department of Transportation.

The General Assembly of the Commonwealth hereby enacts as follows:

Section 1. The act of April 18, 1949 (P.L.604, No.128), known as the "State Highway and Bridge Authority Act," is repealed.

Section 2. (a) All personnel, allocations, appropriations, agreements, leases, claims, demands and causes of action of any nature whether or not subject to litigation on the date of this act, equipment, files, records, classified data files, plans, maps, air photographs, and all other materials which are used, employed or expended in connection with the duties, powers or functions of the State Highway and Bridge Authority are hereby transferred by this act to the Department of Transportation with the same force and effect as if the appropriations had been made to and said items had been the property of the Department of Transportation in the first instance and if said contracts, agreements, leases and obligations had been incurred or entered into by the Department of Transportation.

(b) All personnel transferred to the Department of Transportation from the State Highway and Bridge Authority pursuant to this act shall retain any civil service or other employment status assigned to said personnel in the authority prior to the effective date of this act.

Section 3. Nothing contained in this act shall be construed to affect any project of the State Highway and Bridge Authority upon which any of the proceeds of its bonds have been or may be expended.

Section 4. The State Highway and Bridge Authority organized and existing pursuant to the act of April 18, 1949 (P.L.604, No.128), known as the "State Highway and Bridge Authority Act" shall continue in existence and maintain the rights vested in the authority until all State Highway and Bridge Authority bonds at any time issued, together with the interest thereon, are fully met and discharged, at which time the State Highway and Bridge Authority is abolished. During the interim period of its existence, all the functions, powers and duties of the authority shall be performed and exercised by the Department of Transportation.

Section 5. This act shall take effect in 60 days.

APPROVED—The 9th day of April, A. D. 1982.

DICK THORNBURGH