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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 62

Session of  
1979

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INTRODUCED BY MESSRS. WILSON, KOLTER, IRVIS, D. S. HAYES AND  
PITTS, FEBRUARY 5, 1979

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AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 24, 1980

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A JOINT RESOLUTION

1 Proposing amendments to the Constitution of the Commonwealth of  
2 Pennsylvania AUTHORIZING THE GENERAL ASSEMBLY TO INCREASE ←—  
3 CERTAIN RETIREMENT BENEFITS OR PENSIONS AND further providing  
4 for the disposition of taxes on aviation fuel.

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

7 Section 1. The following ~~amendment~~ AMENDMENTS to the ←—  
8 Constitution of the Commonwealth of Pennsylvania ~~is~~ ARE proposed ←—  
9 in accordance with the provisions of Article XI thereof:

10 (1) THAT SECTION 26, ARTICLE III BE AMENDED TO READ: ←—

11 § 26. EXTRA COMPENSATION PROHIBITED; CLAIMS AGAINST THE  
12 COMMONWEALTH; RETIREMENT BENEFITS OR PENSIONS.

13 NO BILL SHALL BE PASSED GIVING ANY EXTRA COMPENSATION TO ANY  
14 PUBLIC OFFICER, SERVANT, EMPLOYEE, AGENT OR CONTRACTOR, AFTER  
15 SERVICES SHALL HAVE BEEN RENDERED OR CONTRACT MADE, NOR  
16 PROVIDING FOR THE PAYMENT OF ANY CLAIM AGAINST THE COMMONWEALTH  
17 WITHOUT PREVIOUS AUTHORITY OF LAW: PROVIDED, HOWEVER, THAT  
18 NOTHING IN THIS CONSTITUTION SHALL BE CONSTRUED TO PROHIBIT THE

1 GENERAL ASSEMBLY FROM AUTHORIZING THE INCREASE OF RETIREMENT  
2 [ALLOWANCES] BENEFITS OR PENSIONS PAYABLE TO MEMBERS OR  
3 BENEFICIARIES WHO ARE SPOUSES OF MEMBERS OF A RETIREMENT OR  
4 PENSION SYSTEM NOW IN EFFECT OR HEREAFTER LEGALLY CONSTITUTED BY  
5 THE COMMONWEALTH, ITS POLITICAL SUBDIVISIONS, AGENCIES OR  
6 INSTRUMENTALITIES, AFTER THE TERMINATION OF THE SERVICES OF SAID  
7 MEMBER, PROVIDED SUCH INCREASES ARE CERTIFIED TO BE ACTUARIALLY <—  
8 SOUND.

9 (2) That section 11, Article VIII be amended to read: <—

10 § 11. Gasoline taxes and motor license fees restricted.

11 (a) All proceeds from gasoline and other motor fuel excise  
12 taxes, motor vehicle registration fees and license taxes,  
13 operators' license fees and other excise taxes imposed on  
14 products used in motor transportation after providing therefrom  
15 for (a) cost of administration and collection, (b) payment of  
16 obligations incurred in the construction and reconstruction of  
17 public highways and bridges shall be appropriated by the General  
18 Assembly to agencies of the State or political subdivisions  
19 thereof; and used solely for construction, reconstruction,  
20 maintenance and repair of and safety on public highways and  
21 bridges [and air navigation facilities] and costs and expenses  
22 incident thereto, and for the payment of obligations incurred  
23 for such purposes, and shall not be diverted by transfer or  
24 otherwise to any other purpose, except that loans may be made by  
25 the State from the proceeds of such taxes and fees for single  
26 period not exceeding eight months, but no such loan shall be  
27 made within the period of one year from any preceding loan, and  
28 every loan made in any fiscal year shall be repayable within one  
29 month after the beginning of the next fiscal year.

30 (b) All proceeds from aviation fuel excise taxes, after

1 providing therefrom for the cost of administration and  
2 collection, shall be appropriated by the General Assembly to  
3 agencies of the State or political subdivisions thereof and used  
4 solely for: the purchase, construction, reconstruction,  
5 operation, and maintenance of airports and other air navigation  
6 facilities; aircraft accident investigation; the operation,  
7 maintenance and other costs of aircraft owned or leased by the  
8 Commonwealth; any other purpose reasonably related to air  
9 navigation including but not limited to the reimbursement of  
10 airport property owners for property tax expenditures; and costs  
11 and expenses incident thereto and for the payment of obligations  
12 incurred for such purposes, and shall not be diverted by  
13 transfer or otherwise to any other purpose.

14 SECTION 2. THE AMENDMENTS PROPOSED IN CLAUSES (1) AND (2) OF ←  
15 SECTION 1 SHALL BE SUBMITTED SEPARATELY BY THE SECRETARY OF THE  
16 COMMONWEALTH TO THE QUALIFIED ELECTORS OF THE STATE AT THE  
17 PRIMARY OR GENERAL ELECTION NEXT HELD AFTER THE ADVERTISING  
18 REQUIREMENTS OF SECTION 1, ARTICLE XI HAVE BEEN SATISFIED.