

## No. 28

## AN ACT

## SB 1223

Amending the act of April 6, 1956 (P.L.1414), entitled, as amended, "An act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on the authorities; authorizing the authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services; and authorizing the authorities to collect tolls, fares, fees, rentals and charges for the use of facilities; defining the authorities' powers and duties, and defining the port districts; granting Port Authorities the exclusive right to engage in the business of owning, operating, and maintaining a transportation system for the transportation of persons in counties of the second class, providing, when necessary, for extension of transportation systems into adjoining counties and outside of said counties as provided in the act; limiting the jurisdiction of the Public Utility Commission over Port Authorities; authorizing municipalities to make loans and grants and to transfer existing facilities; authorizing Port Authorities to enter into contracts with and to accept grants from State and local governments or agencies thereof; exempting the property and facilities of such Port Authorities from taxation and limiting the time to commence civil action against said Authorities," increasing the rate of interest for a limited period of time and further regulating the sale price of bonds.

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

Section 1. The first two paragraphs of section 4, act of April 6, 1956 (P.L.1414), known as the "Second Class County Port Authority Act," are amended to read:

Section 4. The bonds of the authority, hereinabove referred to and authorized to be issued, shall be authorized by resolution of the board and shall be of such series, bear such date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding six percent per annum, *except that for a period of one year after the effective date of this amendatory act, the rate or rates of interest may be in excess of six percent per annum as shall be determined by the board of the authority as necessary to issue and sell said bonds, except that no bonds shall be sold at less than ninety-eight percent of their principal amount plus interest charges*, payable semi-annually, be in such denominations, be in such form, either coupon or fully registered without coupons, carry such registration, exchangeability and interchangeable privileges, be payable in such medium of payment and at such place or places, be subject to such terms of redemption, at such prices not exceeding one hundred five percent of the principal amount thereof, and be entitled to such priorities

in the revenues, rentals or receipts of the authority as such resolution or resolutions may provide. The bonds shall be signed by such officers as the authority shall determine, and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the authority, all as may be prescribed in such resolution or resolutions. The bonds may be issued and delivered, notwithstanding that one or more of the officers signing the bonds or the treasurer, whose facsimile signature shall be upon the coupon, or any officer thereof, shall have ceased to be such officer at the time when the bonds shall actually be delivered.

The bonds may be sold at public or private sale, for such price or prices as the authority shall determine, *except that no bonds shall be sold at less than ninety-eight percent of their principal amount plus interest charges*, but the interest cost to maturity of any money received for any issue of said bonds shall not exceed six percent per annum, *except that for a period of one year after the effective date of this amendatory act, the interest cost to maturity of any money received on any issue of said bonds may exceed six percent per annum as shall be determined by the board of the authority as necessary to issue and sell said bonds*. Pending the preparation of the definitive bonds, interim receipts or temporary bonds may be issued to the purchaser or purchasers of the bonds and may contain such terms and conditions as the authority may determine.

\* \* \*

Section 2. This act shall take effect immediately.

APPROVED—The 24th day of February, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 28.



Secretary of the Commonwealth.