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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1354 Session of  
2022

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INTRODUCED BY BOSCOLA, FONTANA, DILLON, COSTA AND KEARNEY,  
OCTOBER 24, 2022

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REFERRED TO TRANSPORTATION, OCTOBER 24, 2022

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AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled  
2 "An act relating to the finances of the State government;  
3 providing for cancer control, prevention and research, for  
4 ambulatory surgical center data collection, for the Joint  
5 Underwriting Association, for entertainment business  
6 financial management firms, for private dam financial  
7 assurance and for reinstatement of item vetoes; providing for  
8 the settlement, assessment, collection, and lien of taxes,  
9 bonus, and all other accounts due the Commonwealth, the  
10 collection and recovery of fees and other money or property  
11 due or belonging to the Commonwealth, or any agency thereof,  
12 including escheated property and the proceeds of its sale,  
13 the custody and disbursement or other disposition of funds  
14 and securities belonging to or in the possession of the  
15 Commonwealth, and the settlement of claims against the  
16 Commonwealth, the resettlement of accounts and appeals to the  
17 courts, refunds of moneys erroneously paid to the  
18 Commonwealth, auditing the accounts of the Commonwealth and  
19 all agencies thereof, of all public officers collecting  
20 moneys payable to the Commonwealth, or any agency thereof,  
21 and all receipts of appropriations from the Commonwealth,  
22 authorizing the Commonwealth to issue tax anticipation notes  
23 to defray current expenses, implementing the provisions of  
24 section 7(a) of Article VIII of the Constitution of  
25 Pennsylvania authorizing and restricting the incurring of  
26 certain debt and imposing penalties; affecting every  
27 department, board, commission, and officer of the State  
28 government, every political subdivision of the State, and  
29 certain officers of such subdivisions, every person,  
30 association, and corporation required to pay, assess, or  
31 collect taxes, or to make returns or reports under the laws  
32 imposing taxes for State purposes, or to pay license fees or  
33 other moneys to the Commonwealth, or any agency thereof,  
34 every State depository and every debtor or creditor of the

1 Commonwealth," establishing the Snow and Ice Removal Safety  
2 Grant Program and the Snow and Ice Removal Safety Grant  
3 Program Account; and making an appropriation.

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

6 Section 1. The act of April 9, 1929 (P.L.343, No.176), known  
7 as The Fiscal Code, is amended by adding an article to read:

8 ARTICLE I-K

9 SNOW AND ICE REMOVAL SAFETY GRANT PROGRAM

10 Section 101-K. Definitions.

11 The following words and phrases when used in this article  
12 shall have the meanings given to them in this section unless the  
13 context clearly indicates otherwise:

14 "Account." The Snow and Ice Removal Safety Grant Program  
15 Account established under section 103-K(a).

16 "Applicant." An applicant for a grant award under the  
17 program.

18 "Department." The Department of Transportation of the  
19 Commonwealth.

20 "Eligible applicant." An applicant who is eligible to  
21 receive a grant award under the program.

22 "Motor carrier vehicle." Any of the following:

23 (1) A truck, truck tractor or combination of a truck and  
24 truck tractor having a gross vehicle weight rating, gross  
25 combination weight rating, registered gross weight,  
26 registered combination weight or actual gross weight of  
27 17,001 pounds or more.

28 (2) A truck, truck tractor or combination of a truck and  
29 truck tractor engaged in interstate commerce and having a  
30 gross vehicle weight rating, gross combination weight rating,  
31 registered gross weight, registered combination weight or

1 actual gross weight of 10,001 pounds or more.

2 "Program." The Snow and Ice Removal Safety Grant Program  
3 established under section 102-K(a).

4 "Snow and ice removal device." Any apparatus, equipment or  
5 technology used to remove snow and ice from the roof of motor  
6 carrier vehicles.

7 Section 102-K. Snow and Ice Removal Safety Grant Program.

8 (a) Establishment.--The Snow and Ice Removal Safety Grant  
9 Program is established within the department for the purpose of  
10 developing snow and ice removal devices at locations across this  
11 Commonwealth. The department shall award a grant under the  
12 program to an eligible applicant for the purpose of funding the  
13 purchase, installation or utilization of snow and ice removal  
14 devices at locations across this Commonwealth.

15 (b) Use of money.--A recipient of a grant award under the  
16 program shall use the grant money to purchase, install or  
17 utilize a snow and ice removal device that will remove snow and  
18 ice from motor carrier vehicles at a location in this  
19 Commonwealth. A recipient of a grant award under the program  
20 shall use the grant money to purchase, install or utilize a snow  
21 and ice removal device at a location that is convenient and  
22 easily accessible to motor carrier vehicles, including a service  
23 area, a weigh station, an inspection facility, a port, a  
24 terminal or another intermodal transportation facility. A  
25 recipient of a grant award under the program may use the grant  
26 money to cover other direct costs related to a snow and ice  
27 removal device for a project approved by the department.

28 (c) Operation and fees.--

29 (1) A recipient of a grant award under the program shall  
30 operate a snow and ice removal device at a location in

1 accordance with regulations promulgated by the department  
2 under section 109-K.

3 (2) A recipient of a grant award under the program may  
4 charge a user fee for the use of a snow and ice removal  
5 device to pay for the costs associated of operating and  
6 maintaining the associated facilities and equipment.

7 (d) Awards.--Subject to the availability of grant money for  
8 the program, the department may not provide a grant award to an  
9 eligible applicant in excess of \$50,000 per snow and ice removal  
10 device location or \$150,000 for all snow and ice removal device  
11 locations.

12 Section 103-K. Snow and Ice Removal Safety Grant Program  
13 Account.

14 (a) Establishment.--The Snow and Ice Removal Safety Grant  
15 Program Account is established as a restricted account in the  
16 General Fund. Money is appropriated from the account to the  
17 department for the purposes specified under subsection (c). The  
18 appropriation shall not lapse.

19 (b) Deposits.--The State Treasurer, in collaboration with  
20 the department, shall deposit money received by the department  
21 from fines imposed and collected as a result of enforcement  
22 under 75 Pa.C.S. § 3721 (relating to snow and ice) into the  
23 account.

24 (c) Use of money.--The department shall use the money  
25 deposited into the account under subsection (b) only for the  
26 following purposes:

27 (1) Establishing the program to provide incentives to  
28 eligible applicants to purchase, install and utilize snow and  
29 ice removal devices for motor carrier vehicles at locations  
30 across this Commonwealth.

1       (2) Offsetting costs associated with a public awareness  
2 campaign related to snow and ice removal. The department may  
3 use no more than 3% of the annual account balance for the  
4 purpose specified under this paragraph.

5       (3) Offsetting the administrative costs of the program.  
6 The department may use no more than 3% of the annual account  
7 balance for the purpose specified under this paragraph.

8 Section 104-K. Application form.

9       The department shall develop an application form for an  
10 applicant to apply for grant awards under the program. The form  
11 shall include all of the following information:

12       (1) The name, address and contact information of the  
13 applicant.

14       (2) The amount of grant money requested in accordance  
15 with section 102-K(d).

16       (3) The proposed use for the grant award.

17       (4) Any other information the department deems  
18 necessary.

19 Section 105-K. Notice of availability and award of grants.

20       The department shall provide information regarding the  
21 availability and award of grant money under the program on the  
22 department's publicly accessible Internet website.

23 Section 106-K. Award of grants.

24       (a) Determination.--Within 60 days of the submission and  
25 review of an application for a grant award under the program,  
26 the department shall determine the applicant's eligibility for  
27 the grant money. Upon approving the application, the department  
28 shall award a grant amount to the eligible applicant in  
29 accordance with section 102-K(d).

30       (b) Notice.--The department shall provide the following

1 written notice to an applicant:

2 (1) The amount of the grant money awarded under the  
3 program, if any, and the conditions or restrictions on the  
4 use of the grant money.

5 (2) If part or all of the application is denied, the  
6 reason for the full or partial denial.

7 (c) Other information.--If the department requests  
8 additional information from an applicant for the purpose of  
9 reviewing an application for a grant award under the program,  
10 the applicant shall immediately provide the additional  
11 information to the department.

12 Section 107-K. Appropriation.

13 In accordance with section 1703-A, the sum of \$2,000,000 is  
14 appropriated to the department from the Budget Stabilization  
15 Reserve Fund to administer the program and fund grants awarded  
16 under the program.

17 Section 108-K. Report.

18 No later than December 31, 2023, the department shall publish  
19 a report that lists each receipt of a grant award under the  
20 program and a summary of the information provided in each  
21 application form under section 104-K on the department's  
22 publicly accessible Internet website.

23 Section 109-K. Regulations.

24 The department shall promulgate regulations necessary to  
25 implement this article.

26 Section 2. This act shall take effect in 60 days.