

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1907 Session of
1995

INTRODUCED BY ARMSTRONG, BATTISTO, MILLER, BAKER, HERSHEY,
DEMPSEY, STISH, KREBS, COY, HANNA, CARONE, WAUGH, CURRY,
BROWNE, E. Z. TAYLOR, VAN HORNE AND STEIL, JUNE 29, 1995

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JUNE 29, 1995

AN ACT

1 Amending the act of July 12, 1972 (P.L.781, No.185), entitled,
2 as amended, "An act providing debt limits for local
3 government units, including municipalities and school
4 districts; providing the methods of incurring, evidencing,
5 securing and collecting debt; defining the powers and duties
6 of the Department of Community Affairs and certain other
7 public officers and agencies with respect thereto; exercising
8 the inherent legislative authority of the General Assembly by
9 providing additional over-all limitations on the incurring of
10 lease rental and other obligations for the acquisition of
11 capital assets to be repaid from the general tax revenues of
12 such local government units; imposing penalties for filing
13 false or untrue statements or refusing to give information
14 with respect to proceedings for the incurring of debt; and
15 conferring jurisdiction on the Commonwealth Court with
16 respect to certain proceedings relating to the incurring of
17 debt," further providing for elector approval of debt for
18 school districts; and making a repeal.

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

21 Section 1. The act of July 12, 1972 (P.L.781, No.185), known
22 as the Local Government Unit Debt Act, reenacted and amended
23 April 28, 1978 (P.L.124, No.52), is amended by adding a section
24 to read:

25 Section 210. Electoral Approval of School District Debt.--

1 (a) Except as provided in subsection (b), no school district
2 may incur any indebtedness without the prior approval of the
3 electors of that school district obtained in a referendum
4 conducted under Article III of this act.

5 (b) The provisions of subsection (a) shall not apply to:

6 (1) the issuance of tax anticipation notes; and

7 (2) the refunding of or the retirement of any outstanding
8 indebtedness provided the school district realizes a net savings
9 in costs between the new bond issue and the refunded bond issue.

10 Section 2. Section 632 of the act of March 10, 1949 (P.L.30,
11 No.14), known as the Public School Code of 1949, is repealed
12 insofar as it is inconsistent with the provisions of this act.

13 Section 3. This act shall take effect in 60 days.