

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 372 Session of
2005

INTRODUCED BY CAPPELLI, ALLEN, ARMSTRONG, BEBKO-JONES, BUXTON,
CALTAGIRONE, CASORIO, CREIGHTON, EACHUS, FABRIZIO, GEIST,
GERGELY, GINGRICH, HERMAN, HERSHEY, JAMES, R. MILLER,
O'NEILL, PALLONE, PAYNE, PETRONE, PHILLIPS, PICKETT, SAINATO,
SCAVELLO, THOMAS, TIGUE, MANN, BENNINGHOFF AND DENLINGER,
FEBRUARY 9, 2005

AS REPORTED FROM COMMITTEE ON URBAN AFFAIRS, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 14, 2005

AN ACT

1 Amending the act of June 23, 1931 (P.L.932, No.317), entitled
2 "An act relating to cities of the third class; and amending,
3 revising, and consolidating the law relating thereto,"
4 further providing for residency requirements for vacancy
5 appointments.

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

8 Section 1. The act of June 23, 1931 (P.L.932, No.317), known
9 as The Third Class City Code, reenacted and amended June 28,
10 1951 (P.L.662, No.164), is amended by adding a section to read:

11 Section 803. Residency Requirement.--(A) No person shall be <—
12 appointed to fill a vacancy in an elected city office IN A CITY <—
13 OF THE THIRD CLASS unless he or she has resided within the city
14 continuously for at least one year immediately prior to his or
15 her appointment.

16 (B) AS USED IN THIS SECTION, THE TERM "CITY" SHALL MEAN A <—

1 CITY OF THE THIRD CLASS OPERATING UNDER THIS ACT, AN OPTIONAL
2 CHARTER ADOPTED UNDER THE ACT OF JULY 15, 1957 (P.L.901,
3 NO.399), KNOWN AS THE "OPTIONAL THIRD CLASS CITY CHARTER LAW,"
4 OR A HOME RULE CHARTER OR AN OPTIONAL PLAN ADOPTED UNDER 53
5 PA.C.S. PT. III, SUBPT. E (RELATING TO HOME RULE AND OPTIONAL
6 PLAN GOVERNMENT).

7 SECTION 2. ALL ACTS AND PARTS OF ACTS ARE REPEALED INsofar
8 AS THEY ARE INCONSISTENT WITH THIS ACT.

9 Section ~~2~~ 3. This act shall take effect in 60 days.

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