

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1167 Session of
2015

INTRODUCED BY BARBIN, MARSICO, READSHAW, MURT, D. COSTA,
BIZZARRO, YOUNGBLOOD, MILLARD, KINSEY, THOMAS, PASHINSKI,
STEPHENS, DeLUCA, A. HARRIS, McNEILL, COHEN, WATSON AND
HARKINS, MAY 12, 2015

REFERRED TO COMMITTEE ON JUDICIARY, MAY 12, 2015

AN ACT

1 Amending the act of November 24, 1998 (P.L.882, No.111),
2 entitled "An act providing for victims' rights; imposing
3 penalties; establishing remedies; establishing the Office of
4 Victim Advocate, the Bureau of Victims' Services, the
5 Victims' Services Advisory Committee, the State Offender
6 Supervision Fund and other funds; and making repeals," in
7 enforcement, providing for State income tax intercept.

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

10 Section 1. The act of November 24, 1998 (P.L.882, No.111),
11 known as the Crime Victims Act, is amended by adding a section
12 to read:

13 Section 1302.1. State income tax intercept.

14 (a) Duty of Department of Revenue.--In the case of any
15 taxpayer due to receive a refund under section 346 of the act of
16 March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of
17 1971, the Department of Revenue shall deduct from the refund the
18 amount of any court-ordered obligation arising from a criminal
19 prosecution or proceeding, pay the amount deducted to the clerk

1 of court for the county in which the order was entered and pay
2 any amount remaining to the taxpayer.

3 (b) Priority.--A deduction under subsection (a) shall be
4 given priority after any deduction for delinquent Pennsylvania
5 State income tax obligations or delinquent support under 23
6 Pa.C.S. § 4307 (relating to State income tax intercept).

7 (c) Administrative fee.--The Department of Revenue may
8 determine and set a fee to cover the actual costs to administer
9 this section and may deduct the calculated amount from the
10 refund subject to a deduction under this section.

11 (d) Report.--The Department of Revenue shall annually report
12 to the Pennsylvania Commission on Crime and Delinquency, the
13 Finance Committee of the Senate and the Finance Committee of the
14 House of Representatives the amount of court-ordered obligations
15 collected under this section.

16 (e) Duty of the Administrative Office of Pennsylvania
17 Courts.--The Administrative Office of Pennsylvania Courts shall
18 provide the Department of Revenue with the information necessary
19 to fulfill its duties under subsection (a).

20 Section 2. This act shall take effect in 180 days.