



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 908

PRINTERS NO. 1104

PRIME SPONSOR: Harper

COST / (SAVINGS)

| FUND | FY 2014/15 | FY 2015/16 |
|-----------------------------|------------|------------|
| Second Class Township Funds | \$0 | \$0 |

SUMMARY: Amends the Second Class Township Code regarding removal of elected township officers. This legislation would take effect in 60 days.

ANALYSIS: This legislation removes Section 503 of the Second Class Township Code that allows removal of an elected township officer for failure to perform duties, by a county court of common pleas upon complaint by electors.

Under this legislation, any elected officer, whether elected or appointed to fill a vacancy in elective office, will be removable from office only:

- by impeachment, or
- by the Governor for reasonable cause after due notice and full hearing on the advice of two-thirds of the Senate, or
- upon conviction of misbehavior in office, or
- upon conviction of any infamous crime.

A person's title to office (whether the person has the qualifications to hold the office) may still be tried by proceedings of quo warranto (i.e., a legal proceeding during which an individual's right to hold an office or governmental privilege is challenged).

FISCAL IMPACT: This legislation would have no adverse fiscal impact on Commonwealth or second class township funds.

PREPARED BY: Tim Rodrigo
House Appropriations Committee (R)

DATE: June 16, 2015

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.