
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 295 Session of
2013

INTRODUCED BY FOLMER, RAFFERTY, VULAKOVICH, WAUGH AND
EICHELBERGER, FEBRUARY 1, 2013

REFERRED TO JUDICIARY, FEBRUARY 1, 2013

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, further providing for failure to obey
3 sinking fund directive of department; and providing for false
4 or misleading filings.

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

7 Section 1. Section 8271 of Title 53 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 8271. Failure to obey sinking fund directive of department.

10 (a) Offense.--Any officer or any member of the governing
11 body of any local government unit who refuses or neglects to
12 obey any order of the department made under Subchapter B
13 (relating to sinking funds and other funds and accounts)
14 concerning sinking funds or who refuses to furnish requested
15 information required by the department or refuses agents of the
16 department access to any books, records or documents relating to
17 sinking funds commits a misdemeanor of the [third] first degree
18 [and shall, upon conviction, be sentenced to pay a fine not more
19 than \$500 for each day of violation].

1 (b) Violation.--Each day of violation under subsection (a)
2 shall constitute a separate offense.

3 Section 2. Title 53 is amended by adding a section to read:
4 § 8272. False or misleading filings.

5 (a) Offense.--Any of the following who files information or
6 a certification with the department pursuant to this subpart
7 which the filer knows or should have known to be false or
8 misleading commits a misdemeanor of the first degree:

9 (1) An officer or member of the governing body of any
10 local government unit.

11 (2) A person who advises or assists the individuals
12 under paragraph (1) in relation to a filing under this
13 subpart.

14 (b) Violation.--Each day of violation under subsection (a)
15 shall constitute a separate offense.

16 Section 3. This act shall take effect immediately.