

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 3009 Session of
2004

INTRODUCED BY TURZAI, MUSTIO AND T. STEVENSON, NOVEMBER 19, 2004

REFERRED TO COMMITTEE ON RULES, NOVEMBER 19, 2004

AN ACT

1 Amending the act of February 12, 2004 (P.L.73, No.11), entitled
2 "An act providing for intergovernmental cooperation in cities
3 of the second class; establishing an intergovernmental
4 authority; providing for financing, for bankruptcy and for
5 sovereign immunity; and making an appropriation," further
6 providing for limit on city borrowing; and providing for
7 applicability of other law.

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

10 Section 1. Section 208 of the act of February 12, 2004
11 (P.L.73, No.11), known as the Intergovernmental Cooperation
12 Authority Act for Cities of the Second Class, is amended to
13 read:

14 Section 208. Limit on city borrowing.

15 A city and its corporate entities may not borrow or receive
16 funds for any lawful purpose unless [the city has entered into
17 an intergovernmental cooperation agreement with the authority
18 and there is an approved financial plan in effect.] all of the
19 following requirements are met:

20 (1) The city has entered into an intergovernmental

1 cooperation agreement with the authority and there is an
2 approved financial plan in effect.

3 (2) Subject to the approval of the authority, the city
4 has entered into by January 1, 2006, a contract with a third
5 party which provides for the privatization and collection of
6 fees for sanitation services.

7 (3) Subject to the approval of the authority, the city
8 has entered into by January 1, 2006, a contract with a third
9 party which provides for the privatization of the functions
10 of emergency medical services.

11 (4) Subject to the approval of the authority, the city
12 has entered into by January 1, 2006, a contract with a third
13 party which provides for the privatization of towing pound
14 operations.

15 (5) Subject to the approval of the authority, the city
16 has provided for a reduction of at least \$15,000,000 in costs
17 from fiscal year 2004 expenditures for the bureau of fire,
18 including operating costs, debt service, facilities,
19 miscellaneous services, utilities, fringe benefits and
20 pension costs. The reductions must begin in fiscal year 2006.

21 (6) Subject to the approval of the authority, the city
22 and its corporate entities have rendered defeasible all bonds
23 financed by funding directly or indirectly received from
24 taxes levied under the authorization of Article XXXI-B of the
25 act of July 28, 1953 (P.L.723, No.230), known as the Second
26 Class County Code, in order that such moneys shall be
27 deposited into the city's general fund, no later than January
28 1, 2007.

29 Section 2. The act is amended by adding a section to read:

30 Section 702.1. Applicability of Municipalities Financial

1 Recovery Act.

2 An assisted city and its corporate entities are not subject
3 to the act of July 10, 1987 (P.L.246, No.47), known as the
4 Municipalities Financial Recovery Act.

5 Section 3. This act shall take effect in 120 days.