

AMENDMENTS TO HOUSE BILL NO. 1437

Sponsor: SENATOR MARTIN

Printer's No. 4007

1 Amend Bill, page 1, line 10, by inserting after "penalties,"
2 in city revitalization and improvement zones, further providing
3 for reports and for restrictions;

4 Amend Bill, page 2, lines 2 through 4, by striking out all of
5 said lines and inserting

6 Section 1. Section 1809-C(a) and (b) of the act of March 4,
7 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, are
8 amended and subsection (c) is amended by adding a paragraph to
9 read:

10 Section 1809-C. Reports.

11 (a) State zone report.--No later than June 15 following the
12 baseline year and each year thereafter, or by August 31 for
13 reports due in 2020, each qualified business shall file a report
14 with the department in a form or manner required by the
15 department which includes all of the following:

16 (1) Amount of each eligible tax which was paid to the
17 Commonwealth by the qualified business in the prior calendar
18 year.

19 (2) Amount of each eligible tax refund received from the
20 Commonwealth in the prior calendar year by the qualified
21 business.

22 (b) Local zone report.--No later than June 15 following the
23 baseline year and for each year thereafter, or by August 31 for
24 reports due in 2020, each qualified business shall file a report
25 with the local taxing authority which includes all of the
26 following:

27 (1) Amount of each eligible tax which was paid to the
28 local taxing authority by the qualified business in the prior
29 calendar year.

30 (2) Amount of each eligible tax refund received from the
31 local taxing authority in the prior calendar year by the
32 qualified business.

33 (c) Penalties.--

34 * * *

35 (5) No penalty shall be imposed by the department or the
36 local taxing authority for failure to file a timely and
37 complete report under subsection (a) or (b) in 2019 or 2020.

1 Section 2. Section 1813-C(b) and (c)(1) of the act are
2 amended and subsection (a) is amended by adding a paragraph to
3 read:

4 Section 1813-C. Restrictions.

5 (a) Utilization.--Money transferred under section 1812-C may
6 only be utilized for the following:

7 * * *

8 (1.2) Payment of grants and loans to qualifying
9 businesses, political subdivisions and municipal authorities
10 operating within the zone for business operating expenses,
11 working capital, business loan payments to financial
12 institutions, payroll to current employees as a means of
13 retaining employees, establishment of loan guarantee accounts
14 with financial institutions to guarantee short-term loan
15 provided by the financial institutions to qualifying
16 businesses negatively impacted by the proclamation of
17 disaster emergency issued by the Governor on March 6, 2020,
18 published at 50 Pa.B. 1644 (March 21, 2020), and any renewal
19 of the State of disaster emergency. This paragraph shall
20 expire June 30, 2021.

21 * * *

22 (b) Prohibition.--

23 (1) Money transferred under section 1812-C may not be
24 utilized for maintenance or repair of a facility.

25 (2) Paragraph (1) shall not apply for the period of
26 April 1, 2020, through June 30, 2021.

27 (c) Excess money.--

28 (1) Except as set forth in paragraph (4), if the amount
29 of money transferred to the fund under sections 1811-C(c) and
30 1812-C in any one calendar year exceeds the money utilized,
31 budgeted or appropriated by official resolution of the
32 contracting authority under this section in that calendar
33 year, the contracting authority shall submit by April 15
34 following the end of the calendar year [the excess money],
35 any money not utilized, budgeted or appropriated by official
36 resolution of the contracting authority to the State
37 Treasurer for deposit into the General Fund.

38 * * *

39 Section 3. The definition of "qualified tax liability" in
40 section 1822-G of the act is amended to read:

41 Amend Bill, page 4, line 26, by striking out "2" where it
42 occurs the first time and inserting

43 4

44 Amend Bill, page 9, line 22, by striking out "2.1" and
45 inserting

46 5

1 Amend Bill, page 14, line 19, by striking out all of said
2 line and inserting

3 Section 6. The amendment of section 1813-C(b) and (c)(1) of
4 the act shall apply retroactively to January 1, 2019.

5 Section 7. This act shall take effect as follows:

6 (1) The amendment of sections 1822-G, 1824-G(d)(2) and
7 (f), 1828-G(c), 1829-G(b)(3), 1830-G and 1833-G(o) of the act
8 shall take effect in 60 days.

9 (2) The remainder of this act shall take effect
10 immediately.