

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1102 Session of  
1981

INTRODUCED BY HOPPER, JUBELIRER, HAGER, SHAFFER, O'PAKE,  
GREENLEAF, RHOADES, FISHER, MURRAY, LOEPER, CORMAN, PRICE,  
GEKAS, MANBECK, PECORA, HELFRICK, SCANLON AND ZEMPRELLI,  
OCTOBER 6, 1981

SENATOR HOPPER, AGING AND YOUTH, AS AMENDED, NOVEMBER 17, 1981

## AN ACT

1 Amending the act of March 11, 1971 (P.L.104, No.3), entitled, as  
2 reenacted and amended, "An act providing property tax or rent  
3 rebate and inflation dividends to certain senior citizens,  
4 widows, widowers and permanently disabled persons with  
5 limited incomes; establishing uniform standards and  
6 qualifications for eligibility to receive rebates and  
7 dividends; and imposing duties upon the Department of  
8 Revenue," ~~changing the limitation on household income~~ <—  
9 INCREASING ELIGIBILITY UNDER THE PROPERTY TAX OR RENT REBATE <—  
10 AND INFLATION DIVIDEND; ADJUSTING REBATE AND DIVIDEND  
11 SCHEDULE; INCREASING THE MAXIMUM REBATE; AND PROVIDING FOR  
12 TRANSPORTATION ASSISTANCE GRANTS.

13 The General Assembly of the Commonwealth of Pennsylvania  
14 hereby enacts as follows:

15 ~~Section 1. Subsection (a.2) of section 4, act of March 11,~~ <—  
16 ~~1971 (P.L.104, No.3), known as the "Senior Citizens Property Tax~~  
17 ~~or Rent Rebate and Older Persons Inflation Needs Act," reenacted~~  
18 ~~and amended June 16, 1975 (P.L.7, No.4) and added December 21,~~  
19 ~~1979 (P.L.570, No.131), is amended to read:~~

20 ~~Section 4. Property Tax; Rent Rebate and Inflation Cost.~~

21 \* \* \*

22 ~~{(a.2) To all claimants eligible for a property tax or rent~~

1 ~~rebate there shall be paid an inflation dividend determined in~~  
2 ~~accordance with the following schedule:~~

<del>Household Income</del>	<del>Dividend</del>
<del>\$ — 0 — 3,999</del>	<del>— \$95</del>
<del>— 4,000 — 4,999</del>	<del>70</del>
<del>— 5,000 — 5,999</del>	<del>40</del>
<del>— 6,000 — 7,499</del>	<del>20</del>
<del>— 7,500 — 8,999</del>	<del>15}</del>

9 ~~(a.2) To all claimants eligible for a property tax or rent~~  
10 ~~rebate there shall be paid an inflation dividend determined in~~  
11 ~~accordance with the following schedule:~~

<del>Household Income</del>	<del>Dividend</del>
<del>\$ — 0 — 3,999</del>	<del>— \$125</del>
<del>— 4,000 — 4,999</del>	<del>— 100</del>
<del>— 5,000 — 5,999</del>	<del>70</del>
<del>— 6,000 — 7,499</del>	<del>50</del>
<del>— 7,500 — 8,999</del>	<del>45</del>

18 ~~\* \* \*~~

19 ~~Section 2. This act shall take effect immediately and apply~~  
20 ~~to inflation dividends paid for 1981.~~

21 SECTION 1. THE TITLE, SECTIONS 1 AND 2, CLAUSE (7) OF <—  
22 SECTION 3 AND SECTION 4, ACT OF MARCH 11, 1971 (P.L.104, NO.3),  
23 KNOWN AS THE "SENIOR CITIZENS PROPERTY TAX OR RENT REBATE AND  
24 OLDER PERSONS INFLATION NEEDS ACT," ACT REENACTED AND AMENDED  
25 JUNE 16, 1975 (P.L.7, NO.4) AND AMENDED DECEMBER 21, 1979  
26 (P.L.570, NO.131), ARE AMENDED TO READ:

27 AN ACT  
28 PROVIDING PROPERTY TAX OR RENT REBATE AND INFLATION DIVIDENDS TO  
29 CERTAIN SENIOR CITIZENS, WIDOWS, WIDOWERS AND PERMANENTLY  
30 DISABLED PERSONS WITH LIMITED INCOMES; ESTABLISHING UNIFORM

1 STANDARDS AND QUALIFICATIONS FOR ELIGIBILITY TO RECEIVE  
2 REBATES AND DIVIDENDS; PROVIDING FOR TRANSPORTATION  
3 ASSISTANCE GRANTS; AND IMPOSING DUTIES UPON THE DEPARTMENT OF  
4 REVENUE.

5 SECTION 1. SHORT TITLE.--THIS ACT SHALL BE KNOWN AND MAY BE  
6 CITED AS THE "SENIOR CITIZENS [PROPERTY TAX OR RENT] REBATE AND  
7 [OLDER PERSONS INFLATION NEEDS] ASSISTANCE ACT."

8 SECTION 2. DECLARATION OF POLICY.--IN RECOGNITION OF THE  
9 SEVERE ECONOMIC PLIGHT OF CERTAIN SENIOR CITIZENS, WIDOWS,  
10 WIDOWERS AND PERMANENTLY DISABLED PERSONS WHO ARE REAL PROPERTY  
11 OWNERS OR RENTERS WITH FIXED AND LIMITED INCOMES WHO ARE FACED  
12 WITH RISING LIVING COSTS AND CONSTANTLY INCREASING TAX AND  
13 INFLATION COST BURDENS UPON THEIR HOMESTEADS AND TRANSPORTATION,  
14 THE GENERAL ASSEMBLY, PURSUANT TO THE MANDATES OF THE  
15 CONSTITUTIONAL CONVENTION OF 1968, CONSIDERS IT TO BE A MATTER  
16 OF SOUND PUBLIC POLICY TO MAKE SPECIAL PROVISIONS FOR PROPERTY  
17 TAX REBATES OR RENT REBATES IN LIEU OF PROPERTY TAXES AND  
18 INFLATION DIVIDENDS TO THAT CLASS OF SENIOR CITIZENS, WIDOWS,  
19 WIDOWERS AND PERMANENTLY DISABLED PERSONS WHO ARE REAL PROPERTY  
20 TAXPAYERS OR RENTERS WHO ARE WITHOUT ADEQUATE MEANS OF SUPPORT  
21 TO ENABLE THEM TO REMAIN IN PEACEABLE POSSESSION OF THEIR HOMES  
22 AND RELIEVING THEIR ECONOMIC BURDEN AND TO PROVIDE  
23 TRANSPORTATION ASSISTANCE GRANTS.

24 SECTION 3. DEFINITIONS.--AS USED IN THIS ACT:

25 \* \* \*

26 (7) "CLAIMANT" MEANS A PERSON WHO FILES A CLAIM FOR PROPERTY  
27 TAX REBATE OR RENT REBATE IN LIEU OF PROPERTY TAXES AND  
28 INFLATION DIVIDEND AND WAS SIXTY-FIVE YEARS OF AGE OR OVER, OR  
29 WHOSE SPOUSE (IF A MEMBER OF THE HOUSEHOLD) WAS SIXTY-FIVE YEARS  
30 OF AGE OR OVER, DURING A CALENDAR YEAR IN WHICH REAL PROPERTY

1 TAXES, RENT AND INFLATION COSTS WERE DUE AND PAYABLE OR WAS A  
2 WIDOW OR WIDOWER AND WAS FIFTY YEARS OF AGE OR OVER DURING A  
3 CALENDAR YEAR OR PART THEREOF IN WHICH REAL PROPERTY TAXES, RENT  
4 AND INFLATION COSTS WERE DUE AND PAYABLE, OR WAS A PERMANENTLY  
5 DISABLED PERSON EIGHTEEN YEARS OF AGE OR OVER DURING A CALENDAR  
6 YEAR OR PART THEREOF IN WHICH REAL PROPERTY TAXES, RENT AND  
7 INFLATION COSTS WERE DUE AND PAYABLE. FOR THE PURPOSES OF THIS  
8 ACT THE TERM "WIDOW" OR "WIDOWER" SHALL MEAN THE SURVIVING WIFE  
9 OR THE SURVIVING HUSBAND, AS THE CASE MAY BE, OF A DECEASED  
10 INDIVIDUAL AND WHO HAS NOT REMARRIED EXCEPT AS PROVIDED IN  
11 SUBSECTION (C) AND (D) OF SECTION 4 OF THIS ACT. FOR THE  
12 PURPOSES OF THIS ACT THE TERM "PERMANENTLY DISABLED PERSON"  
13 SHALL MEAN A PERSON WHO IS UNABLE TO ENGAGE IN ANY SUBSTANTIAL  
14 GAINFUL ACTIVITY BY REASON OF ANY MEDICALLY DETERMINABLE  
15 PHYSICAL OR MENTAL IMPAIRMENT WHICH CAN BE EXPECTED TO CONTINUE  
16 INDEFINITELY, EXCEPT AS PROVIDED IN SUBSECTION (C) AND (D) OF  
17 SECTION 4 OF THIS ACT.

18 \* \* \*

19 SECTION 4. PROPERTY TAX; RENT REBATE AND INFLATION COST.--

20 (A.1) THE AMOUNT OF ANY CLAIM FOR PROPERTY TAX REBATE OR  
21 RENT REBATE IN LIEU OF PROPERTY TAXES FOR REAL PROPERTY TAXES OR  
22 RENT DUE AND PAYABLE DURING CALENDAR YEAR [1978] 1981 AND  
23 THEREAFTER SHALL BE DETERMINED IN ACCORDANCE WITH THE FOLLOWING  
24 SCHEDULE:

25 [PERCENTAGE OF REAL PROPERTY TAXES OR  
26 RENT REBATE IN LIEU OF PROPERTY TAXES

27 HOUSEHOLD INCOME ALLOWED AS REBATE

28 \$ 0 - \$4,499 100%

29 4,500 - 4,999 90

30 5,000 - 5,499 80

1	5,500 - 5,999	70
2	6,000 - 6,499	60
3	6,500 - 6,999	50
4	7,000 - 7,499	40
5	7,500 - 7,999	30
6	8,000 - 8,499	20
7	8,500 - 8,999	10]

8 PERCENTAGE OF REAL PROPERTY TAXES OR  
9 RENT REBATE IN LIEN OF PROPERTY TAXES

10	<u>HOUSEHOLD INCOME</u>	<u>ALLOWED AS REBATE</u>
11	<u>\$ 0 - \$4,999</u>	<u>100%</u>
12	<u>5,000 - 5,999</u>	<u>80</u>
13	<u>6,000 - 6,999</u>	<u>60</u>
14	<u>7,000 - 7,999</u>	<u>40</u>
15	<u>8,000 - 8,999</u>	<u>20</u>
16	<u>9,000 - 11,999</u>	<u>10</u>

17 (A.2) TO ALL CLAIMANTS ELIGIBLE FOR A PROPERTY TAX OR RENT  
18 REBATE THERE SHALL BE PAID AN INFLATION DIVIDEND DETERMINED IN  
19 ACCORDANCE WITH THE FOLLOWING SCHEDULE:

20	[HOUSEHOLD INCOME	DIVIDEND
21	\$ 0 - 3,999	\$95
22	4,000 - 4,999	70
23	5,000 - 5,999	40
24	6,000 - 7,499	20
25	7,500 - 8,999	15]
26	<u>HOUSEHOLD INCOME</u>	<u>DIVIDEND</u>
27	<u>\$ 0 - 4,999</u>	<u>\$125</u>
28	<u>5,000 - 5,999</u>	<u>100</u>
29	<u>6,000 - 6,999</u>	<u>75</u>
30	<u>7,000 - 7,999</u>	<u>60</u>

1	<u>8,000 - 8,999</u>	<u>45</u>
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2	<u>9,000 - 11,999</u>	<u>30</u>
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3     (A.3) TO ALL CLAIMANTS ELIGIBLE FOR A PROPERTY TAX OR RENT  
4     REBATE FOR REAL PROPERTY TAXES OR RENT DUE AND PAYABLE DURING  
5     CALENDAR YEAR 1980 THERE SHALL BE PAID ONE HUNDRED DOLLARS  
6     (\$100) AS AN ADDITIONAL INFLATION DIVIDEND.

7 (B) NO CLAIM SHALL BE ALLOWED IF THE AMOUNT OF PROPERTY TAX  
8 OR RENT REBATE COMPUTED IN ACCORDANCE WITH THIS SECTION IS LESS  
9 THAN TEN DOLLARS (\$10), AND THE MAXIMUM AMOUNT OF PROPERTY TAX  
10 OR RENT REBATE PAYABLE SHALL NOT EXCEED [FOUR HUNDRED DOLLARS  
11 (\$400)] FIVE HUNDRED DOLLARS (\$500).

12 (C) NO CLAIM SHALL BE ALLOWED IF THE CLAIMANT IS A TENANT OF  
13 AN OWNER OF REAL PROPERTY EXEMPT FROM REAL PROPERTY TAXES.

14 (D) IF A HOMESTEAD IS OWNED OR RENTED AND OCCUPIED FOR ONLY  
15 A PORTION OF A YEAR OR IS OWNED OR RENTED IN PART BY A PERSON  
16 WHO DOES NOT MEET THE QUALIFICATIONS FOR A CLAIMANT, EXCLUSIVE  
17 OF ANY INTEREST OWNED OR LEASED BY A CLAIMANT'S SPOUSE, OR IF  
18 THE CLAIMANT IS A WIDOW OR WIDOWER WHO REMARRIES, OR IF THE  
19 CLAIMANT IS A PERMANENTLY DISABLED PERSON WHO IS NO LONGER  
20 DISABLED, THE DEPARTMENT SHALL APPORTION THE REAL PROPERTY TAXES  
21 OR RENT IN ACCORDANCE WITH THE PERIOD OR DEGREE OF OWNERSHIP OR  
22 LEASEHOLD OR ELIGIBILITY OF THE CLAIMANT IN DETERMINING THE  
23 AMOUNT OF REBATE FOR WHICH A CLAIMANT IS ELIGIBLE. A CLAIMANT  
24 WHO RECEIVES PUBLIC ASSISTANCE FROM THE DEPARTMENT OF PUBLIC  
25 WELFARE SHALL NOT BE ELIGIBLE FOR RENT REBATE IN LIEU OF  
26 PROPERTY TAXES, OR AN INFLATION [DISCOUNT] DIVIDEND DURING THOSE  
27 MONTHS WITHIN WHICH HE RECEIVES PUBLIC ASSISTANCE.

28 (E) RENT SHALL NOT INCLUDE SUBSIDIES PROVIDED BY OR THROUGH  
29 A GOVERNMENTAL AGENCY.

30 SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

1     SECTION 11.4.   TRANSPORTATION ASSISTANCE GRANT.--FOR THE  
2     FISCAL YEAR 1982-1983 FOUR MILLION DOLLARS (\$4,000,000) IS  
3     HEREBY APPROPRIATED FROM THE LOTTERY FUND TO THE DEPARTMENT OF  
4     AGING FOR TRANSPORTATION GRANTS TO AREA SERVICE AGENCIES ON  
5     AGING TO PURCHASE, REPLACE OR LEASE VEHICLES AND/OR EQUIPMENT  
6     FOR USE IN SENIOR CITIZENS TRANSPORTATION. THE TOTAL AMOUNT TO  
7     BE GRANTED TO EACH AREA SERVICE AGENCY ON AGING SHALL BE  
8     DETERMINED BY THE FOLLOWING FORMULA:

9     (TWO MILLION DOLLARS X A/B)   +   (TWO MILLION DOLLARS X C/D)

10     "A"   EQUALS THE NUMBER OF ELDERLY POOR PERSONS RESIDING  
11     IN AREA SERVED BY THE AREA SERVICE AGENCY ON AGING.

12     "B"   EQUALS THE NUMBER OF ELDERLY POOR PERSONS IN  
13     PENNSYLVANIA.

14     "C"   EQUALS THE NUMBER OF SQUARE MILES OF THE AREA SERVED  
15     BY THE AREA SERVICE AGENCY ON AGING.

16     "D"   EQUALS THE NUMBER OF SQUARE MILES IN PENNSYLVANIA.

17     THE GRANT SHALL BE IN ADDITION TO THOSE AUTHORIZED UNDER AND  
18     MAY BE USED IN CONJUNCTION WITH SECTION 406 OF THE ACT OF  
19     JANUARY 22, 1968 (P.L.42, NO.8), KNOWN AS THE "PENNSYLVANIA  
20     URBAN MASS TRANSPORTATION LAW."

21     SECTION 3.   SECTION 203(5)(IV) OF THE ACT OF JANUARY 22, 1968  
22     (P.L.42, NO.8), KNOWN AS THE "PENNSYLVANIA URBAN MASS  
23     TRANSPORTATION LAW," IS REPEALED.

24     SECTION 4.   THIS ACT SHALL TAKE EFFECT JANUARY 1, 1982.