

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 808**Session of
1985

INTRODUCED BY FRYER, A. C. FOSTER, JR., DeLUCA, TELEK, NAHILL,
LIVENGOOD AND WOZNIAK, MARCH 26, 1985

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, DECEMBER 9, 1985

AN ACT

1 Amending the act of July 28, 1953 (P.L.723, No.230), entitled,
2 as amended, "An act relating to counties of the second class
3 and second class A; amending, revising, consolidating and
4 changing the laws relating thereto," further providing for
5 certain annual assessments; AND INCREASING THE MILLAGE RATES ←
6 FOR CERTAIN TAXES IN COUNTIES OF THE SECOND CLASS.

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

9 Section 1. Section 437(a) of the act of July 28, 1953
10 (P.L.723, No.230), known as the Second Class County Code,
11 amended July 30, 1975 (P.L.154, No.78), is amended to read:

12 Section 437. Annual Assessments for County Commissioners,
13 Etc.--(a) In addition to the expenses hereinbefore authorized,
14 the necessary expenses of the association of county
15 commissioners, county solicitors and chief clerks shall be
16 apportioned among the counties holding membership in the
17 association in amounts provided for by the rules and regulations
18 of the association, but shall not total more than [one thousand
19 six hundred dollars (\$1,600)] two thousand dollars (\$2,000) for

1 counties of the second and second A class.

2 * * *

3 SECTION 2. SECTION 1970 OF THE ACT, AMENDED JULY 6, 1984 <—
4 (P.L.638, NO.131), IS AMENDED TO READ:

5 SECTION 1970. TAX LEVIES.--NO TAX SHALL BE LEVIED ON
6 PERSONAL PROPERTY TAXABLE FOR COUNTY PURPOSES WHERE THE RATE OF
7 TAXATION THEREON IS FIXED BY LAW OTHER THAN AT THE RATE SO
8 FIXED. THE COUNTY COMMISSIONERS SHALL FIX, BY RESOLUTION, THE
9 RATE OF TAXATION FOR EACH YEAR. THE TAX LEVIED SHALL BE FOR THE
10 PURPOSE OF CREATING A GENERAL FUND TO PAY EXPENSES INCURRED FOR
11 GENERAL COUNTY PURPOSES, FOR THE PAYMENT OF THE MATTERS
12 CONNECTED WITH ROADS PROVIDED FOR IN SUBSECTION (G) OF SECTION
13 2901 HEREOF, FOR THE PAYMENT OF THE MATTERS CONNECTED WITH PARKS
14 AND RELATED MATTERS PROVIDED FOR IN SECTIONS 3007 AND 3035
15 HEREOF. NO SUCH TAX IN ANY COUNTY OF THE SECOND CLASS, SHALL IN
16 ANY ONE YEAR EXCEED THE RATE OF [TWENTY] TWENTY-FIVE MILLS ON
17 EVERY DOLLAR OF THE ADJUSTED VALUATION: PROVIDED, HOWEVER, THAT
18 THE RATE OF TAXATION FOR PAYMENT OF INTEREST AND PRINCIPAL ON
19 ANY INDEBTEDNESS INCURRED PURSUANT TO THE ACT OF JULY 12, 1972
20 (P.L.781, NO.185), KNOWN AS THE "LOCAL GOVERNMENT UNIT DEBT
21 ACT," OR ANY PRIOR OR SUBSEQUENT ACT GOVERNING THE INCURRENCE OF
22 INDEBTEDNESS OF THE COUNTY SHALL BE UNLIMITED. NO TAX FOR
23 GENERAL COUNTY PURPOSES IN ANY COUNTY OF THE SECOND CLASS A
24 SHALL IN ANY ONE YEAR EXCEED THE RATE OF THIRTY MILLS ON EVERY
25 DOLLAR OF THE ADJUSTED VALUATION: PROVIDED, HOWEVER, THAT THE
26 RATE OF TAXATION FOR PAYMENT OF INTEREST AND PRINCIPAL ON ANY
27 INDEBTEDNESS INCURRED PURSUANT TO THE ACT OF JULY 12, 1972
28 (P.L.781, NO.185), KNOWN AS THE "LOCAL GOVERNMENT UNIT DEBT
29 ACT," OR ANY PRIOR OR SUBSEQUENT ACT GOVERNING THE INCURRENCE OF
30 INDEBTEDNESS OF THE COUNTY SHALL BE UNLIMITED. IN FIXING THE

1 RATE OF TAXATION, THE COUNTY COMMISSIONERS IF THE RATE IS FIXED
2 IN MILLS, SHALL ALSO INCLUDE IN THE RESOLUTION A STATEMENT
3 EXPRESSING THE RATE OF TAXATION IN DOLLARS AND CENTS ON EACH ONE
4 HUNDRED DOLLARS OF ASSESSED VALUATION OF TAXABLE PROPERTY.

5 Section ~~2~~ 3. This act shall take effect immediately.

<—