

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2995 Session of
2004

INTRODUCED BY TURZAI, MUSTIO AND T. STEVENSON, NOVEMBER 15, 2004

REFERRED TO COMMITTEE ON FINANCE, NOVEMBER 15, 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; providing for
7 applicability of other law; and making an appropriation.

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]
16 receive or expend funds for any lawful purpose unless [the city
17 has entered into an intergovernmental cooperation agreement with
18 the authority and there is an approved financial plan in
19 effect.] all of the 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 a contract with a third party which provides
5 for the privatization of refuse collection.

6 (3) Subject to the approval of the authority, the city
7 has entered into a contract with a third party which provides
8 for the privatization of the functions of emergency medical
9 services or the merger of such services with emergency
10 medical services provided by a county of the second class.

11 (4) Subject to the approval of the authority, the city
12 has entered into a contract with a third party which provides
13 for the privatization of fleet maintenance for all city
14 vehicles.

15 (5) Subject to the approval of the authority, the city
16 has entered into a contract with a third party which provides
17 for the privatization of park landscaping operations.

18 (6) Subject to the approval of the authority, the city
19 has entered into a contract with a third party which provides
20 for the privatization of street paving operations.

21 (7) Subject to the approval of the authority, the city
22 has entered into a contract with a third party which provides
23 for the privatization of towing pound operations.

24 (8) Subject to the approval of the authority, the city
25 has submitted a financial plan to the authority within 180
26 days of the effective date of this paragraph outlining a
27 reduction of \$15,000,000 in costs by the end of fiscal year
28 2006 for the bureau of fire, including operating costs, debt
29 service, facilities, miscellaneous services, utilities,
30 fringe benefits and pension costs.

1 (9) Subject to the approval of the authority, the city
2 and its corporate entities have submitted a financial plan to
3 the authority within 180 days of the effective date of this
4 paragraph to render defeasible by the end of fiscal year 2008
5 all bonds financed by funding directly or indirectly received
6 from taxes levied under the authorization of Article XXXI-B
7 of the act of July 28, 1953 (P.L.723, No.230), known as the
8 Second Class County Code, in order that such moneys shall be
9 deposited into the city's general fund.

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

11 Section 702.1. Applicability of Municipalities Financial
12 Recovery Act.

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

16 Section 3. The sum of \$1,500,000 is hereby appropriated to
17 the Intergovernmental Cooperation Authority for Cities of the
18 Second Class for the fiscal year July 1, 2004, to June 30, 2005,
19 to carry out the provisions of the act.

20 Section 4. This act shall take effect in 120 days.