

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1685 Session of
2013

INTRODUCED BY BENNINGHOFF, GROVE, CUTLER, GABLER, GREINER,
C. HARRIS, MARSICO, MENTZER, SAYLOR, STEPHENS, TRUITT, TURZAI
AND GINGRICH, SEPTEMBER 19, 2013

REFERRED TO COMMITTEE ON FINANCE, SEPTEMBER 19, 2013

AN ACT

1 Amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873,
2 No.1), entitled "An act providing for taxation by school
3 districts, for the State funds formula, for tax relief in
4 first class cities, for school district choice and voter
5 participation, for other school district options and for a
6 task force on school cost reduction; making an appropriation;
7 prohibiting prior authorized taxation; providing for
8 installment payment of taxes; restricting the power of
9 certain school districts to levy, assess and collect taxes;
10 and making related repeals," in taxation by school districts,
11 further providing for adoption of further referendum and for
12 disposition of income tax revenue and property tax reduction
13 allocation.

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

16 Section 1. Section 332(a) of the act of June 27, 2006 (1st
17 Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, is
18 amended to read:

19 Section 332. Adoption of further referendum.

20 (a) General rule.--In addition to the provisions of section
21 331.2, a board of school directors may:

22 (1) Levy, assess and collect an earned income and net
23 profits tax authorized under section 321(b)(2) [only after

1 obtaining]. A board of school directors may exercise the
2 power under this paragraph, at its option, by adopting an
3 ordinance without obtaining approval of the electorate or
4 after obtaining the approval of the electorate of the school
5 district in a public referendum at a municipal election. The
6 first such public referendum must be conducted no earlier
7 than the municipal election of 2009.

8 * * *

9 Section 2. Section 334(c) of the act is amended by adding a
10 paragraph to read:

11 Section 334. Disposition of income tax revenue and property tax
12 reduction allocations.

13 * * *

14 (c) Property tax reduction allocations.--

15 * * *

16 (1.1) Notwithstanding the provisions of paragraph (1), a
17 school district may use the property tax reduction allocation
18 received under section 505 for the general operations of the
19 school district if the school district property tax millage
20 rate is zero.

21 * * *

22 Section 3. This act shall take effect in 60 days.