

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 328 Session of 2019

INTRODUCED BY STEFANO, MENSCH, K. WARD AND FOLMER,  
FEBRUARY 26, 2019

REFERRED TO LOCAL GOVERNMENT, FEBRUARY 26, 2019

AN ACT

1 Amending the act of August 9, 1955 (P.L.323, No.130), entitled,  
2 as amended, "An act relating to counties of the first, third,  
3 fourth, fifth, sixth, seventh and eighth classes; amending,  
4 revising, consolidating and changing the laws relating  
5 thereto; relating to imposition of excise taxes by counties,  
6 including authorizing imposition of an excise tax on the  
7 rental of motor vehicles by counties of the first class; and  
8 providing for regional renaissance initiatives," in  
9 contracts, providing for voting by county commissioner on  
10 certain appointments.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. The act of August 9, 1955 (P.L.323, No.130),  
14 known as The County Code, is amended by adding a section to  
15 read:

16 Section 1808. Voting by county commissioner on certain  
17 appointments.--(a) A county commissioner may not vote on the  
18 appointment of a member of a board, authority or similar body  
19 established to improve the economic development of the county if  
20 a member of the immediate family of the county commissioner is  
21 an executive level employe of the board, authority or similar  
22 body or is employed by an entity that receives a grant, loan or

1 contract from the board, authority or similar body.

2 (b) A county commissioner under subsection (a) shall refrain  
3 from voting in accordance with 65 Pa.C.S. § 1103(j) (relating to  
4 restricted activities).

5 (c) As used in this section, the following words and phrases  
6 shall have the meanings given to them in this subsection:

7 "Executive-level employe" shall mean an employe of a board,  
8 authority or similar body established by the county  
9 commissioners with discretionary powers that may affect the  
10 outcome of a decision in relation to a private corporation or  
11 business or an employe who by virtue of the employe's job  
12 function could influence the outcome of a decision.

13 "Immediate family" shall mean a parent, spouse, child,  
14 brother or sister.

15 Section 2. This act shall take effect in 60 days.