



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 326

PRINTERS NO. 1130

PRIME SPONSOR: Fabrizio

### COST / (SAVINGS)

FUND	FY 2012/13	FY 2013/14
3 <sup>rd</sup> Class County Funds	\$0	\$0
Erie County Convention Center Authority	Minimal	Minimal

**SUMMARY:** Amends the County Code to increase the number of members of the governing board of a convention center authority in third class counties. This legislation would take effect immediately.

**ANALYSIS:** This legislation changes the governing board of a third class county convention center authority that was formed under Section 2399.61 of the County Code. Board membership shall increase from 9 to 11 members and be appointed as follows:

- Two members shall be appointed by the mayor of the city in which the convention center is located or, if there is no mayor, by the governing body of the municipality. For the first two members, the terms shall be two years and four years, respectively. Thereafter the terms of the members shall be four years. In all cases the beginning of the term shall be January 1 after the appointment.
- Seven members shall be appointed by the county council or the equivalent governing body of the county in which the convention center facilities are located. For the first seven members, the terms shall be as follows:
  - 1 one-year term,
  - 2 two-year terms,
  - 2 three-year terms, and
  - 2 four-year terms, respectively.

Thereafter the terms will all be four years. In all cases, the beginning of the term shall be January 1 after the appointment.

- Two members shall be appointed by the Governor with the advice and consent of a majority of the members of the Senate.

This legislation would remove provisions relating to county-only appointed boards and would also increase the quorum required from five to six members.

This legislation would apply as follows to a city which, on the legislation's effective date, has established a Third Class County Convention Center:

- The legislation will not affect the term of a member serving on the effective date of the legislation.
- The reduction of appointments from three to two members shall apply as follows:
  - 1) To an office which is vacant on the effective date of the legislation.
  - 2) If no vacancy, to the office of the first member whose term expires after the effective date of the legislation.

This legislation would apply as follows to a county which, on the effective date, has established a Third Class County Convention Center:

- The legislation will not affect the term of a member serving on the effective date of the legislation and the member shall complete the term to which the member is appointed as follows:
  - One term shall expire December 31, 2014.
  - One term shall expire December 31, 2016.
  - Two terms shall expire December 31, 2013.

If a serving member is unable to complete the term of the appointment, then a replacement shall be appointed to complete the term by the appointing authority.

- The seven appointments made by the county shall be as follows:
  - Two initial appointments shall be made after the effective date by the following:
    - One term to expire December 31, 2014.
    - Two terms to expire December 31, 2015.
  - One initial appointment to fill the vacancy created by the reduction of appointments from three to two in regards to appointments previously made by the city. This term will expire December 31, 2015.
  - The remaining four appointments shall be made to fill the vacancies resulting from the expiration of the terms.

**FISCAL IMPACT:** This legislation would have no adverse fiscal impact on Commonwealth or 3<sup>rd</sup> Class County funds. The legislation would impact the Erie County Convention Center Authority since it is the only third class county convention center authority created under Section 2399.61 of the County Code. Expenses could increase minimally since the additional of 2 board members would be reimbursed for reasonable out of pocket expenses.

**PREPARED BY:** Tim Rodrigo  
House Appropriations Committee (R)

**DATE:** April 8, 2013

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*