



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1052

PRINTERS NO. 3691

PRIME SPONSOR: Freeman

### COST / (SAVINGS)

FUND	FY 2014/15	FY 2015/16
Municipal Funds	\$0	\$0

**SUMMARY:** Amends the PA Municipalities Planning Code (MPC) to permit recreational impact fees to be used for acquiring, operating or maintaining park or recreational facilities and to authorize utilization of the fees for recreational facilities found anywhere in the municipality. This legislation would take effect in 60 days.

**ANALYSIS:** This legislation amends Section 503 of the MPC to further provide that subdivision and land development ordinances may, in addition to providing for park or recreational facilities, acquire, operate or maintain such facilities. Clarification is provided that the park or recreational facilities must be reasonably accessible to the development.

The legislation removes the requirement that impact fees deposited into an interest-bearing account must clearly identify the specific recreational facilities for which the fee was received. Now, the fees placed into the interest-bearing account need only be identified as reserved for providing, operating or maintaining park or recreational facilities. This legislation also removes the requirement that funds in the account can only be expended in proportion to the construction cost incurred for the specific recreation facilities for which the funds were collected.

The legislation would remove the three-year waiting period from the date such fee was paid before any person who paid any fee could request a refund, plus interest, if the municipality had used the fee paid for a purpose other than the purposes set forth.

**FISCAL IMPACT:** This legislation would have no adverse fiscal impact on Commonwealth or municipal funds.

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

**DATE:** September 19, 2014

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