



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1092

PRINTERS NO. 2063

PRIME SPONSOR: Stephens

### COST / (SAVINGS)

FUND	FY 2015/16	FY 2016/17
Municipal Funds	See "Fiscal Impact"	See "Fiscal Impact"
Second Class A County Funds	\$0	\$0

**SUMMARY:** Amends the Second Class County Code providing for compensation of elected officers and incompatible offices in Second Class A counties. This legislation would take effect immediately.

**ANALYSIS:** This legislation amends Sections 401.1 and 402 of the Second Class County Code to provide for the compensation of elected officers when holding joint offices and establish incompatibility standards for Second Class A counties that will allow specific row officers of Second Class A counties to hold a number of local offices simultaneously.

**Compensation of Elected Officers:** This legislation amends Section 401.1(d) (relating to compensation of elected officers) of the Second Class County Code to provide that an officer elected or appointed in a county of the second class A holding two compatible offices as determined under section 402(a.2) shall only receive compensation from one of the two offices.

**Incompatible Offices:** The legislation adds a new subsection to Section 402 to prohibit only county commissioners, district attorneys, controllers or treasurers in Second Class A counties from holding dual offices. This will allow anyone elected to the office of prothonotary, office of clerk of court, office of register of wills and clerk of orphans court, and office of recorder of deeds to hold positions in a legislative body of any city, borough, town or township, a school director of any school district, or a member of a board of health.

This legislation also adds another new subsection to Section 402 to provide that in a county of the Second Class A, an individual serving as the prothonotary, clerk of courts, register of wills, clerk of orphans' court or recorder of deeds, sheriff or coroner may at the same time serve as a member of the legislative body of any city, borough, town or township of any class, as a school director of any school district or as a member of any board of health, but shall recuse himself from any action that could result in a conflict of interest between the two positions.

**FISCAL IMPACT:** This legislation would have no adverse fiscal impact on Commonwealth or county funds. The legislation could provide some savings for municipalities as officers could serve concurrently as a county/municipal office holder and not receive any compensation from that municipality.

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

**DATE:** July 21, 2015

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