

SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

BILL NO. House Bill 388

PRINTER'S NO. 1794

AMOUNT

No Fiscal Impact

FUND

General Fund

DATE INTRODUCED

January 29, 2013

PRIME SPONSOR

Representative Parker

HISTORY OF BILL

Referred to URBAN AFFAIRS, Jan. 29, 2013

Reported as amended, April 22, 2013

First consideration, April 22, 2013

Laid on the table, April 22, 2013

Removed from table, May 6, 2013

Second consideration, with amendments, May 13, 2013

Re-committed to APPROPRIATIONS, May 13, 2013

(Remarks see House Journal Page 859), May 13, 2013

Re-reported as committed, May 15, 2013

Third consideration and final passage, May 15, 2013 (196-0)

(Remarks see House Journal Page 892), May 15, 2013

In the Senate

Referred to FINANCE, June 11, 2013

Reported as committed, June 25, 2013

First consideration, June 25, 2013

Second consideration, June 26, 2013

Re-referred to APPROPRIATIONS, June 26, 2013

Re-reported as committed, Oct. 15, 2013

DESCRIPTION AND PURPOSE OF BILL

House Bill 388 amends the Municipal Claim and Tax Lien Law (Act 153 of 1923, or "MCTL") to provide for the enforcement of delinquent property tax claims through judgment liens.

SENATE APPROPRIATIONS COMMITTEE

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The legislation permits a taxing district to enforce a delinquent property tax claim that has been reduced to judgment in the same manner and to the same extent as a personal judgment for money. As a result, the tax lien is enforceable as a judgment lien against real property that an individual or entity owns in other taxing districts within the Commonwealth, without having to first seek a personal judgment in the court in the county in which the real property is located.

Such judgment liens shall exist separate and apart from the tax lien and no tax claim shall be subject to additional interest as a result of enforcement as a judgment lien under the provisions of this legislation. House Bill 388 does not affect any other provision of law with regard to the collection and enforcement of property taxes, and it does not alter any substantive property rights.

The act shall take effect in 60 days.

FISCAL IMPACT:

House Bill 388 will have no adverse impact on Commonwealth or municipal funds. The legislation will provide municipalities the opportunity to collect additional tax revenues by empowering them with an additional enforcement mechanism to collect delinquent property taxes.