

REAL AND PERSONAL PROPERTY (68 PA.C.S.) - CREATION AND EXISTENCE

Act of Jun. 19, 2018, P.L. 221, No. 33

Cl. 68

Session of 2018

No. 2018-33

SB 667

AN ACT

Amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in land banks, further providing for creation and existence.

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

Section 1. Section 2104 of Title 68 of the Pennsylvania Consolidated Statutes is amended by adding a subsection to read: § 2104. Creation and existence.

* * *

(h) Redevelopment authority.--

(1) A land bank jurisdiction located in a county of the second A, third, fourth, fifth, sixth, seventh or eighth class may, by ordinance, designate a redevelopment authority created for the jurisdiction and operating under the act of May 24, 1945 (P.L.991, No.385), known as the Urban Redevelopment Law, as land bank for the jurisdiction. The ordinance shall designate the authority as the land bank and contain the specifications of subsection (a)(5), (6) and (7). The ordinance may contain voting or approval requirements as authorized by section 2110(g) (relating to disposition of property). The ordinance shall be filed with the Department of State, which shall note it on the record of incorporation for the authority. The department shall create a model ordinance for the designation.

(2) A redevelopment authority designated under this subsection shall exercise the powers of a land bank under this chapter subject to the following:

(i) The designation shall not affect the organization, membership, eligibility, tenure and compensation of the authority board, except that voting requirements specified in sections 2105(h) (relating to board) and 2115 (relating to conflicts of interest) shall apply to proceedings under this chapter. Upon a vacancy or expiration of the term of a board member occurring after the designation, the land bank jurisdiction shall appoint a replacement to ensure compliance with the requirements of section 2105(b)(3).

(ii) Subject to subparagraph (i), the authority shall establish rules, policies and procedures consistent with this chapter for land bank activities.

(iii) The authority as land bank shall only acquire, hold and dispose of property in accordance with this chapter. Finances of the authority as land bank shall be retained and accounted for separately from finances held for other authority purposes and shall be subject to section 2119 (relating to annual audit and report).

(3) The designation of the authority as land bank may be revoked in the same manner as the dissolution of a land bank under section 2114 (relating to dissolution of land bank).

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

APPROVED--The 19th day of June, A.D. 2018.

TOM WOLF