

THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1021

Session of  
1991

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INTRODUCED BY M. N. WRIGHT, FARGO, BARLEY, NOYE, HERMAN,  
LANGTRY, NAHILL, ARMSTRONG, FOX, JADLOWIEC, FAIRCHILD, ALLEN,  
S. H. SMITH, GEIST, PESCI, SEMMEL, BUNT, MICHLOVIC, BILLOW,  
R. C. WRIGHT, E. Z. TAYLOR, KING AND JAMES, APRIL 8, 1991

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, APRIL 8, 1991

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AN ACT

1 Relating to certain payments by the Commonwealth.

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

4 Section 1. Commonwealth payments to municipalities.

5 In the event that funds are, pursuant to statute, due and  
6 owing from the Commonwealth or an agency thereof to a  
7 municipality and all conditions precedent to such payment have  
8 been complied with by the municipality, the Commonwealth or an  
9 agency thereof shall make payment in a timely fashion as  
10 prescribed by appropriate and applicable statute, and in no  
11 event more than 30 days from the time when such payment should  
12 have been made. If payment is not made within 30 days, the  
13 Commonwealth shall pay interest from the date the payment was  
14 due and owing until the date paid to the municipality at the  
15 same rate as determined by the Secretary of Revenue for interest  
16 payments on overdue taxes or the refund of taxes pursuant to

1 sections 806 and 806.1 of the act of April 9, 1929 (P.L.343,  
2 No.176), known as The Fiscal Code. Should the Commonwealth or  
3 any agency thereof be of the position that all such conditions  
4 precedent for payment have not been complied with by a  
5 municipality as prescribed by statute, the Commonwealth or  
6 agency thereof shall forthwith, and in no event more than 30  
7 days from the time such payment should have been made, notify  
8 said municipality of its failure to comply with all conditions  
9 precedent to payment and as soon as practicable thereafter, and  
10 in no event more than 60 days after such notice has been given,  
11 schedule and conduct a hearing upon the issue of said  
12 municipality's failure to so comply with all such conditions  
13 precedent.

14 Section 2. Effective date.

15 This act shall take effect in 90 days.