

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2541 Session of
1976

INTRODUCED BY MORRIS, JUNE 22, 1976

REFERRED TO COMMITTEE ON EDUCATION, JUNE 22, 1976

AN ACT

1 Amending the act of March 10, 1970 (P.L.168, No.66), entitled
2 "An act imposing a special tax upon realty of public
3 utilities; providing for distribution of moneys to local
4 taxing authorities in lieu of local real estate taxes;
5 conferring powers and imposing duties upon the Department of
6 Revenue, local assessing and other officials, and public
7 utilities; and providing penalties," decreasing the tax to
8 compensate for the gradual elimination of school real
9 property taxes and changing the formula for distribution to
10 local taxing authorities.

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

13 Section 1. Subsection (a) of section 3 and section 7, act of
14 March 10, 1970 (P.L.168, No.66), known as the "Public Utility
15 Realty Tax Act," are amended to read:

16 Section 3. Imposition of Tax; Report; Interest and
17 Penalties.--(a) [On or before the first day of June of 1970 and
18 of each year thereafter, every] Every public utility shall pay
19 to the State Treasurer, through the Department of Revenue, a tax
20 at the rate [of thirty mills] hereinafter provided upon each
21 dollar of the State taxable value of its utility realty at the
22 end of the preceding calendar year. The tax shall be paid on or

1 before June 1 of each year at the rate of: for 1970 through
2 1977, thirty mills; 1978, twenty-eight mills; 1979, twenty-six
3 mills; 1980, twenty-four mills; 1981, twenty-two mills; 1982 and
4 thereafter, twenty mills.

5 * * *

6 Section 7. Distribution to Local Taxing Authorities.--(a)
7 From the reports received by it in each year pursuant to section
8 6, the department shall determine:

9 (1) The total tax receipts shown in all such reports.

10 (2) The total realty tax equivalent shown in all such
11 reports.

12 (b) On or before the first day of October of 1971 and of
13 each year thereafter, the department shall distribute to each
14 reporting local taxing authority its share of the total realty
15 tax equivalent determined pursuant to subsection (a) (2), which
16 share shall be the ratio which the total tax receipts reported
17 by that local taxing authority bear to the total tax receipts
18 determined pursuant to subsection (a) (1) and adjusted in the
19 case of school districts by multiplying such ratio by eight-
20 tenths for the 1978 distribution, by six-tenths for the 1979
21 distribution, by four-tenths for the 1980 distribution and by
22 two-tenths for the 1981 distribution and adjusted in the case of
23 other taxing authorities by multiplying such ratio for the 1978
24 distribution by one plus two-tenths of the ratio of total tax
25 receipts reported by all school districts to the total tax
26 receipts reported by all other taxing authorities for the 1979
27 distribution by one plus four-tenths of the ratio of total
28 school district tax receipts to total tax receipts of all other
29 taxing authorities for the 1980 distribution by one plus six-
30 tenths of the ratio of total school district tax receipts to

1 total tax receipts of all other taxing authorities and for the
2 1981 distribution by one plus eight-tenths of the ratio of total
3 school district tax receipts to total tax receipts of all other
4 taxing authorities.

5 (c) For the purpose of making such payment, the department
6 shall make requisition therefor in the manner prescribed by The
7 Fiscal Code.

8 Section 2. This act shall take effect immediately.