

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1555 Session of
1995

INTRODUCED BY CALTAGIRONE, RICHARDSON, VAN HORNE, ITKIN, WOZNIAK
AND GEIST, MAY 8, 1995

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 8, 1995

AN ACT

1 Providing for in-lieu-of-tax payments to certain political
2 subdivisions of the Commonwealth for services rendered by
3 certain political subdivisions in which Commonwealth
4 employees are working on Commonwealth-owned real property and
5 where Commonwealth-owned real property is located; and making
6 an appropriation.

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

9 Section 1. Short title.

10 This act shall be known and may be cited as the Commonwealth
11 Municipal Tax Payment Plan Act.

12 Section 2. Definitions.

13 The following words and phrases when used in this act shall
14 have the meanings given to them in this section unless the
15 context clearly indicates otherwise:

16 "Commonwealth employee." Any person employed full time by
17 any department, board, commission, agency, authority, or other
18 instrumentality of the Commonwealth who reports daily for work
19 on Commonwealth-owned real property, State gamelands, parks and

1 unimproved lands, or for whom space is maintained as a
2 headquarters or home office on such property.

3 "Commonwealth-owned real property." Real property owned by
4 the Commonwealth and its authorities and instrumentalities which
5 is exempt from real estate taxes imposed by municipalities. The
6 term shall not mean real property which is situate within
7 highway rights-of-way.

8 Political subdivision." All counties of every class, all
9 cities of every class, boroughs, incorporated towns, townships
10 of the first and second class, home rule and optional charter
11 municipalities and school districts.

12 Section 3. In-lieu-of-tax payment plan.

13 Every municipality shall be entitled to receive from the
14 Department of Community Affairs an in-lieu-of-tax payment which
15 is equivalent to the number of Commonwealth employees working in
16 and the square footage of Commonwealth-owned real property,
17 State gamelands, parks and unimproved lands, located in each
18 municipality in relation to the total number of Commonwealth
19 employees working in all municipalities and the total square
20 footage of all Commonwealth-owned real property located in all
21 municipalities.

22 Section 4. Certain qualified municipalities not entitled to
23 payment.

24 Any municipality which qualifies for an in-lieu-of-tax
25 payment of less than \$50 shall not be entitled to receive any
26 payment.

27 Section 5. Payment schedule.

28 Payments shall be made by the Department of Community Affairs
29 not later than December 31, 1995, and each year thereafter.

30 Section 6. Use of payments by municipalities.

1 The payments received by municipalities under this act may be
2 appropriated by such municipalities for any and all legal
3 purposes heretofore or hereafter authorized.

4 Section 7. Reports to the Department of Community Affairs.

5 Every department, board, commission, agency, authority or
6 other instrumentality of the Commonwealth shall annually on July
7 1, 1995, and each July 1 thereafter report to the Department of
8 Community Affairs the number of Commonwealth employees working
9 in each municipality and the amount of Commonwealth-owned real
10 property located in each municipality.

11 Section 8. Appropriation.

12 (a) Sum appropriated.--The sum of \$8,600,000 is hereby
13 appropriated to the Department of Community Affairs for the
14 purpose of making payments pursuant to section 3 for the fiscal
15 year July 1, 1995, to June 30, 1996, and a like sum is
16 appropriated to the department for each fiscal year thereafter
17 on a continuing basis, to be allocated as follows:

18 (1) Five million dollars to municipalities.

19 (2) Two million dollars to school districts.

20 (3) One million five hundred thousand dollars to
21 counties.

22 (4) One hundred thousand dollars to the department for
23 the administration of this act.

24 (b) Division of appropriation.--Fifty percent of the
25 appropriation shall be awarded on the basis of employees and 50%
26 of the appropriation to be awarded on the basis of real
27 property.

28 Section 9. Effective date.

29 This act shall take effect immediately.