

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1302 Session of 2011

INTRODUCED BY WILLIAMS, KITCHEN, STACK, HUGHES, WASHINGTON,  
FARNESE AND TARTAGLIONE, OCTOBER 26, 2011

REFERRED TO URBAN AFFAIRS AND HOUSING, OCTOBER 26, 2011

AN ACT

1 Amending the act of August 26, 1953 (P.L.1476, No.433), entitled  
2 "An act to carry out the intent and purpose of Article XV,  
3 Section 1 and Article XIV, Section 8 of the Constitution of  
4 Pennsylvania, and to supplement the First Class City Home  
5 Rule Act, approved April twenty-one, one thousand nine  
6 hundred forty-nine (Pamphlet Laws 665), by vesting in the  
7 Council of the City of Philadelphia full powers to legislate  
8 with respect to the election, appointment, compensation,  
9 organization, abolition, merger, consolidation, powers,  
10 functions and duties of certain officers, offices, boards and  
11 commissions of the City of Philadelphia; providing that such  
12 officers may be made appointive or abolished; altering the  
13 term of the District Attorney of Philadelphia; and  
14 establishing the status of the Sheriff, City Commissioners,  
15 Board of Revision of Taxes and Registration Commission, the  
16 members of such board and commission, and the subordinates  
17 and employes of such officers, board and commission," further  
18 providing for powers of the council.

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

21 Section 1. Section 2(c) and (d) of the act of August 26,  
22 1953 (P.L.1476, No.433), referred to as the Philadelphia City-  
23 County Consolidation Act, added August 13, 1963 (P.L.795,  
24 No.395), are amended to read:

25 Section 2. Powers of Council.--

26 \* \* \*

1 (c) Subject to the provisions of the Philadelphia Home Rule  
2 Charter and the First Class City Home Rule Act of April twenty-  
3 one, one thousand nine hundred forty-nine (Pamphlet Laws 665),  
4 the Council of the City of Philadelphia shall have full powers  
5 to legislate with respect to the election, appointment,  
6 compensation, organization, abolition, merger, consolidation,  
7 powers, functions and duties of the Sheriff, City Commissioners,  
8 Registration Commission and Board of Revision of Taxes, or its  
9 successor[, with respect to the making of assessments of real  
10 and personal property as provided by act of Assembly]. The  
11 provisions of Section 1-102 (2) of the Philadelphia Home Rule  
12 Charter are hereby validated and the power of Council to act  
13 thereunder is hereby confirmed.

14 (d) Legislation adopted by the Council of the City of  
15 Philadelphia under the authority of subsection (c) of this  
16 section shall not be effective until approved by the electorate  
17 of the City of Philadelphia in the same manner as amendments to  
18 the Home Rule Charter under the First Class City Home Rule Act.  
19 Legislation adopted by the Council of the City of Philadelphia  
20 and approved by the electorate of the City of Philadelphia at  
21 the primary election held on May 18, 2010, is hereby confirmed,  
22 provided that any transfer of authority pursuant to such  
23 legislation shall be effective October 1, 2012.

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