

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 1302** Session of
2011

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

SENATOR YAW, URBAN AFFAIRS AND HOUSING, AS AMENDED, DECEMBER 6,
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.--

1 * * *

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

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

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