
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1377 Session of
2015

INTRODUCED BY MURT, ROZZI, McNEILL, KINSEY, D. COSTA AND COHEN,
JUNE 29, 2015

REFERRED TO COMMITTEE ON FINANCE, JUNE 29, 2015

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An
2 act relating to tax reform and State taxation by codifying
3 and enumerating certain subjects of taxation and imposing
4 taxes thereon; providing procedures for the payment,
5 collection, administration and enforcement thereof; providing
6 for tax credits in certain cases; conferring powers and
7 imposing duties upon the Department of Revenue, certain
8 employers, fiduciaries, individuals, persons, corporations
9 and other entities; prescribing crimes, offenses and
10 penalties," in insurance premiums tax, further providing for
11 imposition of tax; and making editorial changes.

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

14 Section 1. Section 901 of the act of March 4, 1971 (P.L.6,
15 No.2), known as the Tax Reform Code of 1971, is amended by
16 adding a clause to read:

17 Section 901. Definitions.--The following terms, when used in
18 this article, shall have the meaning ascribed to them in this
19 section:

20 * * *

21 (8) "Department" means the Department of Revenue of the
22 Commonwealth.

1 Section 2. Section 902(c) of the act, amended July 2, 2012
2 (P.L.751, No.85), is amended and the section is amended by
3 adding a subsection to read:

4 Section 902. * * *

5 (a.1) Additional tax.--Notwithstanding any other provisions
6 of law, every insurance company, as herein defined, transacting
7 business in the Commonwealth of Pennsylvania, shall pay to the
8 department, an additional tax at the rate of one-half of one per
9 cent of the gross premiums received from business done within
10 this Commonwealth during each calendar year, which shall be
11 allocated to the Department of Human Services for the Office of
12 Developmental Programs.

13 * * *

14 (c) Other Taxes.--[All other] Except as provided in
15 subsections (a.1) and (b), taxes received under this article
16 shall be credited to the General Fund for general revenue
17 purposes.

18 Section 3. Section 902.1(b) of the act, amended June 22,
19 2001 (P.L.353, No.23), is amended to read:

20 Section 902.1. Credits for Assessments Paid.--* * *

21 (b) Any sums which are acquired by a member insurer from the
22 guaranty association either by refund or by receipt of an offset
23 which may be used against an assessment and which have been used
24 in calculating a credit under subsection (a) shall reduce the
25 amount of unused credits or shall be paid by such insurer to the
26 Commonwealth, as the [Department of Revenue] department may
27 require. The guaranty association shall notify the department
28 and the Insurance Commissioner that such sums have been acquired
29 by the member insurer.

30 * * *

1 Section 4. The amendment or addition of section 902(a.1) and
2 (c) of the act shall apply to tax years beginning after December
3 31, 2015.

4 Section 5. This act shall take effect immediately.