

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 240 Session of 2017

INTRODUCED BY TALLMAN, A. HARRIS, READSHAW, D. COSTA, COX,
DOWLING, FARRY, KORTZ AND EVERETT, FEBRUARY 1, 2017

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, FEBRUARY 1, 2017

AN ACT

1 Amending the act of December 31, 1965 (P.L.1257, No.511),
2 entitled "An act empowering cities of the second class,
3 cities of the second class A, cities of the third class,
4 boroughs, towns, townships of the first class, townships of
5 the second class, school districts of the second class,
6 school districts of the third class and school districts of
7 the fourth class including independent school districts, to
8 levy, assess, collect or to provide for the levying,
9 assessment and collection of certain taxes subject to maximum
10 limitations for general revenue purposes; authorizing the
11 establishment of bureaus and the appointment and compensation
12 of officers, agencies and employes to assess and collect such
13 taxes; providing for joint collection of certain taxes,
14 prescribing certain definitions and other provisions for
15 taxes levied and assessed upon earned income, providing for
16 annual audits and for collection of delinquent taxes, and
17 permitting and requiring penalties to be imposed and
18 enforced, including penalties for disclosure of confidential
19 information, providing an appeal from the ordinance or
20 resolution levying such taxes to the court of quarter
21 sessions and to the Supreme Court and Superior Court," in
22 local taxes, further providing for limitations on rates of
23 specific taxes and for restricted use.

24 The General Assembly of the Commonwealth of Pennsylvania
25 hereby enacts as follows:

26 Section 1. Section 311(1) of the act of December 31, 1965
27 (P.L.1257, No.511), known as The Local Tax Enabling Act, is
28 amended to read:

1 Section 311. Limitations on Rates of Specific Taxes.--No
2 taxes levied under the provisions of this chapter shall be
3 levied by any political subdivision on the following subjects
4 exceeding the rates specified in this section:

5 (1) Per capita, poll or other similar head taxes, [ten]
6 fifteen dollars [(\$10)] (\$15).

7 * * *

8 Section 2. Section 330(a.1) of the act is amended and the
9 section is amended by adding a subsection to read:

10 Section 330. Restricted Use.--* * *

11 (a.1) A municipality shall use no less than [twenty-five]
12 thirty percent of the funds derived from the local services tax
13 for [emergency services.] fire and emergency medical services.

14 (a.2) A municipality levying a per capita tax that exceeds
15 ten dollars (\$10) shall use the funds generated from the excess
16 for fire and emergency medical services.

17 * * *

18 Section 3. The amendment of section 330(a.1) of the act
19 shall apply to fiscal years beginning after January 1, 2017.

20 Section 4. This act shall take effect in 60 days.