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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 965 Session of  
2017

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INTRODUCED BY FARNESE AND STREET, NOVEMBER 29, 2017

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REFERRED TO LOCAL GOVERNMENT, NOVEMBER 29, 2017

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AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, in parking authorities, further  
3 providing for purposes and powers, for bonds, for money of  
4 authority and for management of authority funds in cities of  
5 the first class.

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

8 Section 1. Section 5505(d)(21) of Title 53 of the  
9 Pennsylvania Consolidated Statutes is amended and the subsection  
10 is amended by adding a paragraph to read:

11 § 5505. Purposes and powers.

12 \* \* \*

13 (d) Powers.--An authority has all powers necessary or  
14 convenient for the carrying out of the purposes under this  
15 section, including:

16 \* \* \*

17 [(21) Notwithstanding anything to the contrary contained  
18 in this chapter, if authorized by resolution or ordinance of  
19 the legislative body of the parent municipality, to  
20 administer, supervise and enforce an efficient system of on-

1 street parking regulation. This paragraph includes the power:

2 (i) to conduct research and maintain data related to  
3 on-street parking activities;

4 (ii) to issue parking tickets for illegally parked  
5 vehicles;

6 (iii) to collect on behalf of a municipality rates  
7 and other charges, including fines and penalties, for  
8 uncontested on-street parking violations;

9 (iv) to boot or tow a vehicle which is illegally  
10 parked or the owner of which is delinquent in payment of  
11 previously issued parking tickets; and

12 (v) to own or lease personal property used in  
13 connection with the exercise of any power provided in  
14 this paragraph.

15 The exercise by the authority of any power under this  
16 paragraph shall not be construed to constitute the  
17 prosecution of a summary offense under 42 Pa.C.S. Ch. 13  
18 (relating to traffic courts).]

19 (21.1) (i) Notwithstanding anything to the contrary  
20 contained in this chapter, if authorized by resolution or  
21 ordinance of the legislative body of the parent  
22 municipality, to administer, supervise and enforce an  
23 efficient system of on-street parking regulation. This  
24 paragraph includes the power:

25 (A) to conduct research and maintain data  
26 related to on-street parking activities;

27 (B) to issue parking tickets for illegally  
28 parked vehicles;

29 (C) to collect on behalf of a municipality rates  
30 and other charges, including fines and penalties, for

1           uncontested on-street parking violations;

2           (D) to boot or tow a vehicle which is illegally  
3           parked or the owner of which is delinquent in payment  
4           of previously issued parking tickets; and

5           (E) to own or lease personal property used in  
6           connection with the exercise of any power provided in  
7           this paragraph.

8           (ii) In cities of the first class, an authority may  
9           not collect unpaid parking tickets issued under this  
10          paragraph after eight years from the date of issuance of  
11          the parking ticket.

12          (iii) The exercise by the authority of any power  
13          under this paragraph shall not be construed to constitute  
14          the prosecution of a summary offense under 42 Pa.C.S. Ch.  
15          13 (relating to traffic courts).

16          \* \* \*

17          Section 2. Sections 5506(e), 5510(a)(4) and 5510.1(b)(2) of  
18 Title 53 are amended to read:

19 § 5506. Bonds.

20          \* \* \*

21          (e) Revenue and receipts.--Money collected or received by  
22 the authority on behalf of a municipality under section [5505(d)  
23 (21)] 5505(d)(21.1) (relating to purposes and powers) shall not  
24 be deemed to constitute revenues and receipts of the authority  
25 under this chapter or be subject to any debt or obligation of  
26 the authority.

27 § 5510. Money of authority.

28          (a) Treasurer.--

29          \* \* \*

30          (4) In the case of money collected or received by the

1 authority on behalf of a municipality under section [5505(d)  
2 (21)] 5505(d)(21.1) (relating to purposes and powers), the  
3 money shall be pledged to the use of the municipality and  
4 disbursed to the municipality as provided by ordinance or  
5 resolution.

6 \* \* \*

7 § 5510.1. Management of authority funds in cities of the first  
8 class.

9 \* \* \*

10 (b) Management of funds.--

11 \* \* \*

12 (2) In the case of money collected or received by the  
13 authority on behalf of a municipality under section [5505(d)  
14 (21)] 5505(d)(21.1) (relating to purposes and powers), the  
15 money shall be pledged to the use of the municipality and  
16 disbursed to the municipality as provided by ordinance or  
17 resolution.

18 \* \* \*

19 Section 3. This act shall take effect in 60 days.