

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2054 Session of 2019

INTRODUCED BY KNOWLES, RYAN, BERNSTINE, ZIMMERMAN AND OBERLANDER, NOVEMBER 18, 2019

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, NOVEMBER 18, 2019

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled,  
 2 as amended, "An act relating to the finances of the State  
 3 government; providing for cancer control, prevention and  
 4 research, for ambulatory surgical center data collection, for  
 5 the Joint Underwriting Association, for entertainment  
 6 business financial management firms, for private dam  
 7 financial assurance and for reinstatement of item vetoes;  
 8 providing for the settlement, assessment, collection, and  
 9 lien of taxes, bonus, and all other accounts due the  
 10 Commonwealth, the collection and recovery of fees and other  
 11 money or property due or belonging to the Commonwealth, or  
 12 any agency thereof, including escheated property and the  
 13 proceeds of its sale, the custody and disbursement or other  
 14 disposition of funds and securities belonging to or in the  
 15 possession of the Commonwealth, and the settlement of claims  
 16 against the Commonwealth, the resettlement of accounts and  
 17 appeals to the courts, refunds of moneys erroneously paid to  
 18 the Commonwealth, auditing the accounts of the Commonwealth  
 19 and all agencies thereof, of all public officers collecting  
 20 moneys payable to the Commonwealth, or any agency thereof,  
 21 and all receipts of appropriations from the Commonwealth,  
 22 authorizing the Commonwealth to issue tax anticipation notes  
 23 to defray current expenses, implementing the provisions of  
 24 section 7(a) of Article VIII of the Constitution of  
 25 Pennsylvania authorizing and restricting the incurring of  
 26 certain debt and imposing penalties; affecting every  
 27 department, board, commission, and officer of the State  
 28 government, every political subdivision of the State, and  
 29 certain officers of such subdivisions, every person,  
 30 association, and corporation required to pay, assess, or  
 31 collect taxes, or to make returns or reports under the laws  
 32 imposing taxes for State purposes, or to pay license fees or  
 33 other moneys to the Commonwealth, or any agency thereof,  
 34 every State depository and every debtor or creditor of the

1 Commonwealth," in procedure for disbursement of money from  
2 State Treasury, prohibiting payments to municipalities that  
3 establish or operate supervised safe injection sites.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. The act of April 9, 1929 (P.L.343, No.176), known  
7 as The Fiscal Code, is amended by adding a section to read:

8 Section 1509. Payments Prohibited to Municipalities That  
9 Establish or Operate Supervised Safe Injection Sites.--(a) (1)  
10 The Secretary of Community and Economic Development shall  
11 annually determine whether any municipality, including a  
12 municipality with a home rule charter, has adopted an ordinance,  
13 resolution or policy to establish or operate supervised safe  
14 injection sites for individuals with addictions to controlled  
15 substances. The secretary shall certify the determination to the  
16 State Treasurer and provide notice of the certification to the  
17 municipality.

18 (2) If, after providing a certification to the State  
19 Treasurer under paragraph (1) relating to a municipality, the  
20 secretary determines that the municipality no longer has an  
21 ordinance, resolution or policy to establish or operate  
22 supervised safe injection sites for individuals with addictions  
23 to controlled substances, the secretary shall certify the  
24 determination to the State Treasurer and provide notice of the  
25 certification to the municipality.

26 (b) The State Treasurer is prohibited from issuing a warrant  
27 for payment from any fund in the State Treasury to a  
28 municipality for which notice has been received under subsection  
29 (a)(1) until the State Treasurer receives notice under  
30 subsection (a)(2). Any payment to a municipality that was  
31 prohibited during the period between the notices shall be deemed

1 forfeited by the municipality and may not be reissued.

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