

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1188 Session of 2020

INTRODUCED BY BLAKE, KEARNEY, SCHWANK, BOSCOLA, FONTANA, COSTA, HUTCHINSON, KILLION AND L. WILLIAMS, JUNE 5, 2020

SENATOR MARTIN, LOCAL GOVERNMENT, AS AMENDED, JUNE 9, 2020

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 tax limitations.

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

25 Section 1. Section 320 of the act of December 31, 1965
26 (P.L.1257, No.511), known as The Local Tax Enabling Act, is
27 amended by adding a subsection to read:

28 Section 320. Tax Limitations.--\* \* \*

1 ~~(d) Local Tax Limitations.--The following shall apply to the~~ <--  
2 ~~calculation of the aggregate amount of all taxes imposed under~~  
3 ~~this section:~~

4 ~~(1) The latest total market valuation of real estate in a~~  
5 ~~political subdivision certified by the State Tax Equalization~~  
6 ~~Board shall be deemed to be the current implied fair market~~  
7 ~~value of real estate. The current implied fair market value of~~  
8 ~~real estate shall be the quotient derived from dividing one~~  
9 ~~hundred by the common level ratio certified by the State Tax~~  
10 ~~Equalization Board for the county in which the political~~  
11 ~~subdivision is situated, multiplied by the current assessment~~  
12 ~~for all real property in the political subdivision.~~

13 ~~(2) The calculation of the aggregate amount of all taxes~~  
14 ~~imposed under this section shall not include the following:~~

15 ~~(i) (1) Any revenues derived from a tax rate in excess of~~ <--  
16 ~~the tax rates authorized under this chapter which is levied~~  
17 ~~under the act of July 10, 1987 (P.L.246, No.47), known as the~~  
18 ~~"Municipalities Financial Recovery Act," or the act of December~~  
19 ~~18, 1984 (P.L.1005, No. 205), known as the "Municipal Pension~~  
20 ~~Plan Funding Standard and Recovery Act."~~

21 ~~(ii) (2) Any revenues derived from the levy of a tax by a~~ <--  
22 ~~home rule municipality in compliance with 53 Pa.C.S. § 2962(b)~~  
23 ~~(relating limitation on municipal powers).~~

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