

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2536 Session of
2020

INTRODUCED BY JAMES, MOUL, EVERETT, FREEMAN, SAPPEY AND KORTZ,
MAY 21, 2020

SENATOR MARTIN, LOCAL GOVERNMENT, IN SENATE, AS AMENDED,
SEPTEMBER 8, 2020

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in incurring debt and issuing bonds
3 and notes, providing for emergency tax anticipation notes.

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

6 Section 1. Title 53 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 8121.1. Emergency tax anticipation notes.

9 (a) Legislative findings.--The General Assembly finds and
10 declares that the proclamation of disaster emergency issued by
11 the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March
12 21, 2020), and the resulting global pandemic from COVID-19, has
13 had an unexpected and sudden effect on the citizens, governments
14 and businesses of the Commonwealth, including a material
15 negative effect on the revenues of many local government units.

16 (b) Emergency borrowing authorized.--Notwithstanding any
17 other provision of this title or law, a local government unit

1 may borrow money under section 8121 (relating to power to issue
2 tax anticipation notes) with the following additional terms:

3 (1) For the purposes of this subsection, the governing
4 body's anticipation of current taxes or current revenues may
5 include an anticipation that the taxes levied or revenues
6 receivable may not be received, in full or in part, until
7 after the end of the current fiscal year due to the extension
8 of tax filing deadlines, administrative break-down during the
9 proclamation of disaster emergency issued by the Governor on
10 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020),
11 and any renewal of the state of disaster emergency,
12 unexpected severe economic contraction or the inability to
13 timely enforce collection due to the proclamation of disaster
14 emergency.

15 (2) In addition to the other requirements under this
16 subchapter, a governing body shall establish a maturity date
17 for a tax anticipation note issued under this subsection
18 which shall not be later than the last day of the following <--
19 fiscal year of the local government which ends not less than
20 15 months nor more than 26 months following the effective
21 date of this subsection. LOCAL GOVERNMENT UNIT'S FISCAL YEAR <--
22 IN 2022.

23 (c) Expiration.--No local government unit may borrow money
24 under the authorization of this section after December 31, 2021.

25 Section 2. This act shall take effect immediately.