
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 741 Session of
2019

INTRODUCED BY COSTA, FONTANA, FARNESE, BREWSTER, HUGHES, BLAKE
AND KEARNEY, JUNE 10, 2019

REFERRED TO LAW AND JUSTICE, JUNE 10, 2019

AN ACT

1 Imposing a fee on municipalities for services provided by the
2 Pennsylvania State Police; and providing for allocation of
3 funds and for penalties.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Pennsylvania
8 State Police Municipal Police Services Support Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Commissioner." The Commissioner of Pennsylvania State
14 Police.

15 "Municipality." A city, borough, incorporated town, township
16 or home rule municipality.

17 "State Police services." The provision of primary police
18 services by the Pennsylvania State Police to a municipality.

1 Section 3. State Police services fee.

2 (a) General rule.--A municipality that receives full-time
3 State Police services shall pay an annual per-resident fee to
4 the Commonwealth as provided under subsection (b).

5 (b) Amount.--

6 (1) The fee shall be calculated as follows for each
7 person residing in the municipality:

8 (i) For a municipality with a population of 1 to
9 2,000, the fee is \$8 per person.

10 (ii) For a municipality with a population of 2,001
11 to 3,000, the fee is \$17 per person.

12 (iii) For a municipality with a population of 3,001
13 to 4,000, the fee is \$25 per person.

14 (iv) For a municipality with a population of 4,001
15 to 5,000, the fee is \$33 per person.

16 (v) For a municipality with a population of 5,001 to
17 6,000, the fee is \$42 per person.

18 (vi) For a municipality with a population of 6,001
19 to 7,000, the fee is \$50 per person.

20 (vii) For a municipality with a population of 7,001
21 to 8,000, the fee is \$58 per person.

22 (viii) For a municipality with a population of 8,001
23 to 9,000, the fee is \$66 per person.

24 (ix) For a municipality with a population of 9,001
25 to 10,000, the fee is \$75 per person.

26 (x) For a municipality with a population of 10,001
27 to 11,000, the fee is \$83 per person.

28 (xi) For a municipality with a population of 11,001
29 to 12,000, the fee is \$91 per person.

30 (xii) For a municipality with a population of 12,001

1 to 13,000, the fee is \$100 per person.

2 (xiii) For a municipality with a population of
3 13,001 to 14,000, the fee is \$108 per person.

4 (xiv) For a municipality with a population of 14,001
5 to 15,000, the fee is \$116 per person.

6 (xv) For a municipality with a population of 15,001
7 to 16,000, the fee is \$125 per person.

8 (xvi) For a municipality with a population of 16,001
9 to 17,000, the fee is \$133 per person.

10 (xvii) For a municipality with a population of
11 17,001 to 18,000, the fee is \$141 per person.

12 (xviii) For a municipality with a population of
13 18,001 to 19,000, the fee is \$149 per person.

14 (xix) For a municipality with a population of 19,001
15 to 20,000, the fee is \$158 per person.

16 (xx) For a municipality with a population of more
17 than 20,000, the fee is \$166 per person.

18 (2) For the purposes of this act, the number of
19 residents of each municipality shall be the population of the
20 municipality reported in the most recent Federal decennial
21 census. Any individuals residing in a State correctional
22 facility situated within a municipality shall not be
23 residents of that municipality for purposes of this act.

24 (3) Effective July 1 of the year immediately following
25 the effective date of this subsection and each July 1
26 thereafter, each fee under paragraph (1) shall be increased
27 annually by an amount calculated by applying the percentage
28 increase, if any, in the Consumer Price Index for All Urban
29 Consumers (CPI-U) for the Philadelphia-Camden-Wilmington, PA-
30 NJ-DE-MD area for the most recent 12-month period for which

1 figures have been officially reported by the United States
2 Department of Labor, Bureau of Labor Statistics, immediately
3 prior to each July 1 to the then-current fees. The Office of
4 the Budget shall annually determine the percentage increase
5 and the amount of each new fee, and the Secretary of the
6 Budget shall transmit notice of such percentage increases and
7 amounts to the Legislative Reference Bureau for publication
8 in the Pennsylvania Bulletin no later than June 1 of each
9 year.

10 (c) Determination and payment.--By December 1, 2019, and by
11 December 1 of each year thereafter, the Commonwealth shall send
12 an invoice to each municipality stating the payment due from the
13 municipality calculated in accordance with subsection (b). Each
14 municipality which receives an invoice shall pay the amount due
15 to the Commonwealth no later than April 1, 2020, and no later
16 than each April 1 thereafter.

17 (d) Guidelines.--The Pennsylvania State Police may adopt and
18 use guidelines to implement the provisions of this act. The
19 guidelines shall be published in the Pennsylvania Bulletin but
20 shall not be subject to review under section 205 of the act of
21 July 31, 1968 (P.L.769, No.240), referred to as the Commonwealth
22 Documents Law, sections 204(b) and 301(10) of the act of October
23 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys
24 Act, or the act of June 25, 1982 (P.L.633, No.181), known as the
25 Regulatory Review Act.

26 Section 4. Municipality fees.

27 Notwithstanding any other provision of law, a municipality
28 may enact an ordinance that imposes and collects a fee at a rate
29 sufficient to enable the municipality to pay the fee required by
30 this act. No tax, fee or other assessment imposed may be levied

1 by a municipality on a per capita basis for the purpose of
2 funding the fees under this act.

3 Section 5. Deposit of fee payments.

4 Money collected under this act shall augment the Pennsylvania
5 State Police general government operations appropriation from
6 the General Fund in the fiscal year in which the money is
7 received and shall be used by the Pennsylvania State Police to
8 support Pennsylvania State Police cadet classes and to provide
9 Pennsylvania State Police services.

10 Section 6. Distressed municipalities.

11 Notwithstanding any other provision of this act, a
12 municipality that is determined to be distressed under the act
13 of July 10, 1987 (P.L.246, No.47), known as the Municipalities
14 Financial Recovery Act, shall not be subject to the requirements
15 of this act. A municipality that was once determined to be
16 distressed under the Municipalities Financial Recovery Act, but
17 is not currently determined to be distressed by the Department
18 of Community and Economic Development, shall be subject to the
19 requirements of this act.

20 Section 7. Penalties.

21 The Commonwealth reserves the right to calculate the payment
22 due from a municipality under this act, or to offset any
23 payments of State money due a municipality, including liquid
24 fuel tax payments, or both, if the municipality fails to comply
25 with the requirements of this act.

26 Section 8. Effective date.

27 This act shall take effect immediately.