

No. 1998-23

AN ACT

HB 109

Amending the act of August 9, 1955 (P.L.323, No.130), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," further defining "permanent resident"; and authorizing counties to make appropriations to municipal corporations for disaster or emergency aid.

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

Section 1. The definition of "permanent resident" in section 1770.2(f) of the act of August 9, 1955 (P.L.323, No.130), known as The County Code, added June 18, 1997 (P.L.179, No.18), is amended to read:

Section 1770.2. Authorization of Excise Tax.—* * *

(f) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

* * *

"Permanent resident." A person who has occupied or has the right to occupancy of a room or rooms in a hotel as a patron or otherwise for a period exceeding [sixty] *thirty* consecutive days.

* * *

Section 2. The definition of "permanent resident" in section 1770.4(f) of the act, added June 18, 1997 (P.L.179, No.18), is amended to read:

Section 1770.4. Authorization of Hotel Tax.—* * *

(f) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

* * *

"Permanent resident." A person who has occupied or has the right to occupancy of a room or rooms in a hotel as a patron or otherwise for a period exceeding [sixty] *thirty* consecutive days.

* * *

Section 3. Article XIX of the act is amended by adding a subdivision to read:

ARTICLE XIX

SPECIAL POWERS AND DUTIES OF COUNTIES

* * *

(g.1) Disaster Emergency Aid to Municipalities

Section 1948. Emergency Appropriation to Municipal Corporations.—(a) The board of county commissioners of any county may appropriate money from the county's operating reserve fund, created and

maintained in accordance with section 513, for the purpose of assisting municipal corporations within the county with any cleanup, maintenance, repair and improvements undertaken as a result of damage incurred or a dangerous condition caused by either a disaster emergency within the county declared by the Governor or a local emergency declared by the governing body of a municipal corporation within the county.

(b) As used in this section:

“Disaster emergency” shall have the meaning ascribed to the term in 35 Pa.C.S. § 7102 (relating to definitions).

“Local emergency” shall have the meaning ascribed to the term in 35 Pa.C.S. § 7102 (relating to definitions).

Section 4. This act shall take effect in 60 days.

APPROVED—The 18th day of February, A.D. 1998.

THOMAS J. RIDGE