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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1977 Session of  
2017

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INTRODUCED BY MICCARELLI, DONATUCCI, WATSON, GODSHALL, DELOZIER,  
DAY, BRIGGS, MOUL AND HAHN, DECEMBER 19, 2017

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REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, DECEMBER 19, 2017

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AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, in taxicabs and limousines in first  
3 class cities, further providing for budget and assessments.

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

6 Section 1. Section 5707(c)(2) of Title 53 of the  
7 Pennsylvania Consolidated Statutes is amended to read:  
8 § 5707. Budget and assessments.

9 \* \* \*

10 (c) Assessments.--

11 \* \* \*

12 (2) The following relate to assessments for limousines:

13 (i) The limousine utility group shall be comprised  
14 of each limousine service authorized by the authority  
15 pursuant to section 5741(a) (relating to certificate of  
16 public convenience required). Vehicles approved by the  
17 authority to provide limousine service pursuant to  
18 section 5741(a.3)(2) shall not be considered part of the

1 limousine utility group for assessment purposes but may  
2 be required to pay fees as provided in section 5710.

3 [(ii) On or before March 31 of each year, each  
4 limousine service owner shall file with the authority a  
5 statement under oath estimating the number of limousines  
6 it estimates to have in service in the next fiscal year.

7 (iii) The portion of the total assessment allocated  
8 to the limousine utility group shall be divided by the  
9 number of limousines estimated by the authority to be in  
10 service during the next fiscal year, and the quotient  
11 shall be the limousine assessment. The limousine  
12 assessment shall be applied to each limousine in the  
13 limousine utility group and shall be paid by the owner of  
14 each limousine on that basis.

15 (iv) The authority may not make an additional  
16 assessment against a vehicle substituted for another  
17 already in limousine service during the fiscal year and  
18 already subject to assessment as provided in subparagraph  
19 (iii). The authority may, by order or regulation, provide  
20 for reduced assessments for limousines first entering  
21 service after the initiation of the fiscal year.

22 (v) The limousine assessment for fiscal years ending  
23 June 30, 2013, and June 30, 2014, shall be \$350. By order  
24 or regulation, the authority may discount the limousine  
25 assessment for each limousine service owner operating 16  
26 or more limousines authorized by the authority.]

27 (vi) For fiscal year 2018 and each fiscal year  
28 thereafter, annual assessments issued by the authority to  
29 limousine owners shall not exceed 1% of the annual gross  
30 revenue of a limousine owner generated within the City of

1 Philadelphia and the Philadelphia International Airport  
2 for the provisioning of limousine service. Assessments  
3 may only be made upon the rates collected for the  
4 provisioning of limousine service in the City of  
5 Philadelphia and the Philadelphia International Airport  
6 and may not include tips or tolls.

7 (vii) Assessments may be payable to the authority in  
8 a lump sum or on a quarterly basis. The first quarter  
9 shall begin on July 1 and end on September 30. The second  
10 quarter shall begin on October 1 and end on December 31.  
11 The third quarter shall begin on January 1 and end on  
12 March 31. The fourth quarter shall begin on April 1 and  
13 end on June 30. The assessment payment shall be due  
14 within 30 days after service of the notice of assessment  
15 from the authority.

16 \* \* \*

17 Section 2. The following apply:

18 (1) The authority shall, within 30 days of the effective  
19 date of this section, promulgate temporary regulations to  
20 effectuate the amendment of 53 Pa.C.S. § 5701(c)(2). The  
21 temporary regulations shall not be subject to the following:

22 (i) Sections 201, 202, 203, 204 and 205 of the act  
23 of July 31, 1968 (P.L.769, No.240), referred to as the  
24 Commonwealth Documents Law.

25 (ii) Sections 204(b) and 301(10) of the act of  
26 October 15, 1980 (P.L.950, No.164), known as the  
27 Commonwealth Attorneys Act.

28 (iii) The act of June 25, 1982 (P.L.633, No.181),  
29 known as the Regulatory Review Act.

30 (2) The temporary regulations shall expire upon the

1 promulgation of final-form regulations or two years following  
2 the effective date of this section, whichever is later.  
3 Section 3. This act shall take effect immediately.