

Legislation Details (With Text)

File #: 030013 **Version:** 0 **Name:**

Type: Bill **Status:** ENACTED

File created: 1/28/2003 **In control:** Committee of the Whole

On agenda: **Final action:** 5/29/2003

Title: Amending Section 19-1801 of The Philadelphia Code, entitled "Authorization of Tax," to further authorize the Board of Education of the School District of Philadelphia to impose a tax on real estate within the City of Philadelphia; and to restate the rates of taxation in tabular form; all under certain terms and conditions.

Sponsors: Councilmember Miller

Indexes: SCHOOL TAX AUTHORIZATION

Code sections:

Attachments: 1. CertifiedCopy03001300.pdf

Date	Ver.	Action By	Action	Result	Tally
6/5/2003	0	MAYOR	SIGNED		
5/29/2003	0	CITY COUNCIL	READ		
5/29/2003	0	CITY COUNCIL	PASSED	Pass	16:0
5/15/2003	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
5/15/2003	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
5/15/2003	0	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
5/13/2003	0	Committee of the Whole	HEARING HELD		
5/13/2003	0	Committee of the Whole	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
5/5/2003	0	Committee of the Whole	HEARING HELD		
5/5/2003	0	Committee of the Whole	RECESSED		
5/5/2003	0	Committee of the Whole	HEARING NOTICES SENT		
4/28/2003	0	Committee of the Whole	HEARING HELD		
4/28/2003	0	Committee of the Whole	RECESSED		
4/28/2003	0	Committee of the Whole	HEARING NOTICES SENT		
4/14/2003	0	Committee of the Whole	HEARING HELD		
4/14/2003	0	Committee of the Whole	RECESSED		
4/8/2003	0	Committee of the Whole	HEARING HELD		
4/8/2003	0	Committee of the Whole	RECESSED		
4/7/2003	0	Committee of the Whole	HEARING HELD		
4/7/2003	0	Committee of the Whole	RECESSED		

4/2/2003	0	Committee of the Whole	HEARING HELD	
4/2/2003	0	Committee of the Whole	RECESSED	
3/25/2003	0	Committee of the Whole	HEARING HELD	
3/25/2003	0	Committee of the Whole	RECESSED	
3/24/2003	0	Committee of the Whole	HEARING NOTICES SENT	
3/24/2003	0	Committee of the Whole	HEARING HELD	
3/24/2003	0	Committee of the Whole	RECESSED	
1/28/2003	0	CITY COUNCIL	Introduced	Pass
1/28/2003	0	CITY COUNCIL	Referred	

Amending Section 19-1801 of The Philadelphia Code, entitled "Authorization of Tax," to further authorize the Board of Education of the School District of Philadelphia to impose a tax on real estate within the City of Philadelphia; and to restate the rates of taxation in tabular form; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 19-1801 of The Philadelphia Code is hereby amended to read as follows:

§19-1801. Authorization of Tax.

(1) The Board of Education of The School District of Philadelphia is authorized to impose an *annual* tax for school district purposes on real estate within the City of Philadelphia for the [year:] *years 1964 through 2004 and thereafter.*

- | | | |
|---|-----|------|
| [| (a) | 1964 |
| | (b) | 1965 |
| | (c) | 1966 |
| | (d) | 1967 |
| | (e) | 1968 |
| | (f) | 1969 |
| | (g) | 1970 |
| | (h) | 1971 |
| | (i) | 1972 |
| | (j) | 1973 |
| | (k) | 1974 |
| | (l) | 1975 |
| | (m) | 1976 |
| | (n) | 1977 |
| | (o) | 1978 |
| | (p) | 1979 |
| | (q) | 1980 |
| | (r) | 1981 |
| | (s) | 1982 |
| | (t) | 1983 |
| | (u) | 1984 |
| | (v) | 1985 |
| | (w) | 1986 |
| | (x) | 1987 |

(y)	1988
(z)	1989
(aa)	1990
(bb)	1991
(cc)	1992
(dd)	1993
(ee)	1994
(ff)	1995
(gg)	1996
(hh)	1997
(ii)	1998
(jj)	1999
(kk)	2000
(ll)	2001
(mm)	2002
(nn)	2003 and thereafter.]

(2) For each of the following years, the tax imposed by the Board of Education of the School District of Philadelphia shall be at the following respective rates on each one hundred dollars (\$100) of assessed value of taxable real property as returned by the Board of Revisions of Taxes as the assessment made in the year immediately preceding the stated year:

<u>Year of Tax</u>	<u>Tax Rate</u>
1964 to 1965	\$0.12
1966 to 1973	\$0.425
1974	\$0.825
1975 to 1976	\$1.125
1977 to 1980	\$1.225
1981 to 1983	\$1.60
1984	\$1.90
1985 to 1988	\$2.295
1989 to 1990	\$2.445
1991 to 2002	\$2.844
2003 and each year thereafter	\$3.115

(3) If the Commonwealth of Pennsylvania fails to provide legislation enabling City Council to enact Bill No. 131, introduced April 26, 1984, providing for the imposition of Business Privilege Taxes for Fiscal Year 1985, or if City Council fails to adopt Bill No. 131 for Fiscal Year 1985, the rate of tax shall be two (2) dollars

and four and one-half (4½) cents for the year 1985.

(4) In the event that a court of competent jurisdiction enters a final order from which all appeals have been exhausted, determining that City Council lacked the authority to impose this rate effective July 1, 1988 for the year 1989, the rate shall revert to two dollars twenty-nine and one-half cents (\$2.29½) on each one hundred (\$100) dollars of taxable real property for the year 1989.

[(2) The tax imposed by the Board of Public Education of the School District of Philadelphia shall be at the rate of twelve and one-half (12½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made:

(a) in the year 1963 for the imposition of tax for the year 1964; and

(b) in the year 1964 for the imposition of tax for the year 1965.

(3) The tax imposed by the Board of Public Education of the School District of Philadelphia shall be at the rate of forty-two and one-half (42½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1965 for the imposition of tax for the year 1966.

(4) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of forty-two and one-half (42½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1966 for the imposition of tax for the year 1967.

(5) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of forty-two and one-half (42½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1967 for imposition of tax for the year 1968.

(6) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of forty-two and one-half (42½) cents of each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1968 for imposition of tax for the year 1969.

(7) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of forty-two and one-half (42½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1969 for imposition of tax for the year 1970.

(8) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and twelve and one-half (12½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1975 for the imposition of tax for the year 1976.

(9) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and twenty-two and one-half (22½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1976 for the imposition of tax for the year 1977.

(10) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and twenty-two and one-half (22½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1977 for the imposition of tax for the year 1978.

(11) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and twenty-two and one-half (22½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1978 for the imposition of tax for the year 1979.

(12) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and twenty-two and one-half (22½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1979 for the imposition of tax for the year 1980.

(13) The tax imposed by the Board of Education of The School District of Philadelphia shall be at the rate of one (1) dollar and sixty (60) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1981 for the imposition of tax for the year 1982.

(14) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and sixty (60) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1982 for the imposition of tax for the year 1983.

(15) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of one (1) dollar and ninety (90) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1983 for the imposition of tax for the year 1984.

(16) The tax imposed by the Board of Education of The School District of Philadelphia shall be at the rate of two (\$2.00) dollars and twenty-nine and one-half (\$.295) cents on each one hundred (\$100.00) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1985 for the imposition of tax for the year 1986.

(17) The tax imposed by the Board of Education of The School District of Philadelphia shall be at the rate of two (2) dollars and twenty-nine and one-half (29½) cents on each one hundred (\$100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1984 for the imposition of tax for the year 1985; provided, that, if the Commonwealth of Pennsylvania fails to provide legislation enabling City Council to enact Bill No. 131, introduced April 26, 1984, providing for the imposition of Business Privilege Taxes for Fiscal Year 1985, or if City Council fails to adopt Bill No. 131 for Fiscal Year 1985, the rate of tax shall be two (2) dollars and four and one-half (4½) cents for the year 1985.

(18) The tax imposed by the Board of Education of The School District of Philadelphia shall be at the rate of two (2) dollars and twenty-nine and one-half (29½) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1986 for the imposition of tax for the year 1987.

(19) The tax imposed by the Board of Education of The School District of Philadelphia shall be at the rate of two (2) dollars and twenty-nine and one-half ($29\frac{1}{2}$) cents on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1987 for the imposition of tax for the year 1988.

(20) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars forty-four and one-half cents ($\$2.44\frac{1}{2}$) on each one hundred ($\100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1988 for the imposition of tax for the year 1989. Provided that, in the event that a court of competent jurisdiction enters a final order from which all appeals have been exhausted, determining that City Council lacked the authority to impose this rate effective July 1, 1988 for the year 1989, the rate shall revert to two dollars twenty-nine and one-half cents ($\$2.29\frac{1}{2}$) on each one hundred ($\100) dollars of taxable real property for the year 1989.

(21) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars forty-four and one-half cents ($\$2.44\frac{1}{2}$) on each one hundred ($\100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1989 for the imposition of tax for the year 1990.

(22) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars eighty-four and four-tenths cents ($\$2.844$) on each one hundred ($\100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1990 for the imposition of tax for the year 1991.

(23) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars eighty-four and four-tenths cents ($\$2.844$) on each one hundred ($\100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1991 for the imposition of tax for the year 1992.

(24) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents ($\$2.844$) on each one hundred ($\100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1992 for the imposition of tax for the year 1993.

(25) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars eighty-four and four-tenths cents (2.844) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1993 for the imposition of tax for the year 1994.

(26) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents ($\$2.844$) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1994 for the imposition of tax for the year 1995.

(27) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents ($\$2.844$) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1995 for the imposition of tax for the year 1996.

(28) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the

rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1996 for the imposition of tax for the year 1997.

(29) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1997 for the imposition of tax for the year 1998.

(30) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1998 for the imposition of tax for the year 1999.

(31) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred (100) dollars of assessed value of taxable real property as returned by the Board of Revision of Taxes as the assessment made in the year 1999 for the imposition of tax for the year 2000.

(32) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred dollars (\$100) of assessed value of taxable real property as returned by the Board of Revisions of Taxes as the assessment made in the year 2000 for the imposition of tax for the year 2001.

(33) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of two dollars and eighty-four and four-tenths cents (\$2.844) on each one hundred dollars (\$100) of assessed value of taxable real property as returned by the Board of Revisions of Taxes as the assessment made in the year 2001 for the imposition of tax for the year 2002.

(34) The tax imposed by the Board of Education of the School District of Philadelphia shall be at the rate of three dollars and eleven and one-half cents (\$3.115) on each one hundred dollars (\$100) of assessed value of taxable real property as returned by the Board of Revisions of Taxes as the assessment made in the year 2002 for the imposition of tax for the year 2003.]

SECTION 2. The deletion from and addition to portions of Section 19-1801 of The Philadelphia Code effected by this Ordinance is not intended to change any rates of taxation or any other matter with respect to any tax year, but is intended only to restate those rates in a more easily readable form.

Explanation:

[Brackets] indicates matter deleted.

Italics indicate new matter added.