

Legislation Details (With Text)

File #:	220734	Version:	0	Name:	
Type:	Bill	Status:		IN COMMITTEE	
File created:	9/22/2022	In control:		Committee on Public Safety	
On agenda:		Final action:			
Title:	Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous" to create a new Chapter 21-3300 authorizing the establishment of a rewards program for the provision of information related to certain civil or criminal violations; and making various changes to Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity" and Title 12 of The Philadelphia Code, entitled "Traffic Code," to remove and consolidate prior provisions concerning rewards programs; all under certain terms and conditions.				
Sponsors:	Councilmember Thomas, Councilmember Driscoll, Councilmember Squilla, Councilmember Gilmore Richardson				
Indexes:	INDIVIDUAL CONDUCT, TRAFFIC CODE				
Code sections:					
Attachments:	1. Bill No. 22073400.pdf				

Date	Ver.	Action By	Action	Result	Tally
9/22/2022	0	CITY COUNCIL	Introduced and Referred		

Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous" to create a new Chapter 21-3300 authorizing the establishment of a rewards program for the provision of information related to certain civil or criminal violations; and making various changes to Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity" and Title 12 of The Philadelphia Code, entitled "Traffic Code," to remove and consolidate prior provisions concerning rewards programs; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 21 of The Philadelphia Code is hereby amended to read as follows:

TITLE 21 MISCELLANEOUS

* * *

CHAPTER 21-3300. REWARDS

§ 21-3301. *Rewards Program for the Provision of Information Regarding Certain Unlawful Conduct.*

(1) *Before or during each fiscal year, the Managing Director may announce the availability of funds during such fiscal year to pay rewards to individuals who provide information that leads to a judicial or administrative determination that any person or entity has engaged in any of the following unlawful conduct:*

(a) *short dumping, as prohibited in subsection 10-710*
<https://codelibrary.amlegal.com/codes/philadelphia/latest/philadelphia_pa/0-0-0-282458> of this Code;

(b) *sale of any alcoholic beverages without a license, as prohibited in Sections 491, 492, 492.1 or 493 of the Act of April 12, 1951, P.L. 90, known as the Liquor Code, 47 P.S. § 1-101, et seq.;*

(c) *creation, or the permission of creation, of noise or excessive vibration, as prohibited in subsection 10-403 of this Code;*

(d) *operation, placement, or maintenance of any all-terrain vehicle, Dirt Bike, or Dune Buggy on any public sidewalk or any public property, as prohibited in subsection 12-1133 of this Code; or*

(e) *any crime involving use of a motor vehicle in the City that leads to death or serious bodily injury, including violation of any provision set forth in 75 Pa. C.S. ("Vehicle Code"), Chapter 37 ("Miscellaneous Provisions"), Subchapter B ("Serious Traffic Offenses") or C ("Accidents and Accident Reports").*

(2) *The rewards program authorized by this Section may be established for any one or more of the types of unlawful conduct set forth in subsection (1).*

(3) *The amount of each particular award shall be in the discretion of the Managing Director or his or her designee, but in no event shall the total amount awarded in connection with any violation be less than five hundred dollars (\$500).*

(4) *The Managing Director shall base his or her determination of the amount of any particular award on the following factors:*

(a) *the extent and significance of the violation;*

(b) *the specificity and accuracy of the information provided;*

(c) *whether the information provided was unique or was information provided by other individuals;*

(d) *whether the individual provided a sworn statement or sworn testimony in connection with the investigation or any legal proceedings related to the determination of liability.*

(5) *No City employee with enforcement responsibility pursuant to Title 10 or Title 12 of the Code, nor any governmental employee who obtains information regarding any conduct set forth in subsection (1) during the course of his or her employment, shall be eligible to obtain any such award.*

(6) *The Managing Director may establish such administrative regulations as he or she deems necessary to implement the intent of this Chapter.*

SECTION 2. Title 10 of The Philadelphia Code is hereby amended to read as follows:

TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY

* * *

CHAPTER 10-700. REFUSE AND LITTERING

* * *

[§ 10-710.1. Reward Program for the Provision of Information Regarding Short Dumping.

(1) Before or during each fiscal year, the Managing Director may announce the availability of funds during such fiscal year to pay rewards to individuals who provide information that leads to a judicial determination that one or more individuals have violated the prohibition on short dumping set forth in subsection 10-710(2) of this Code, such as license plate information and make or model descriptions of any vehicle used in connection with such a violation.

(2) The amount of each particular award shall be in the discretion of the Managing Director or his or her designee, but in no event shall the total amount awarded in connection with any violation be less than five hundred dollars (\$500).

(3) The Managing Director shall base his or her determination of the amount of any particular award on the following factors:

(a) the extent and significance of the violation of subsection 10-710(2), based on the quantity and type of materials dumped;

(b) the specificity and accuracy of the information provided;

(c) whether the information provided was unique or was information provided by other individuals;

(d) whether the individual provided a sworn statement or sworn testimony in connection with the investigation or any legal proceedings related to the determination of liability.

(4) No City employee with enforcement responsibility pursuant to Chapter 10-700 of the Code, nor any governmental employee who obtains information regarding short dumping during the course of his or her employment, shall be eligible to obtain any such award.

(5) The Managing Director may establish such administrative regulations as he or she deems necessary to implement the intent of this Section.]

* * *

SECTION 3. Title 12 of The Philadelphia Code is hereby amended to read as follows:

TITLE 12. TRAFFIC CODE

* * *

CHAPTER 12-1400 PENALTIES AND PROCEDURE FOR VIOLATIONS

* * *

[§ 12-1405. Reward Program.

(1) The Managing Director may establish a reward, in such amount as he or she deems appropriate, to be made available to any person who provides information leading to the conviction of any person for any crime involving use of a motor vehicle in the City that leads to death or serious bodily injury, including violation of any provision set forth in 75 Pa. C.S. (“Vehicle Code”), Chapter 37 (“Miscellaneous Provisions”), Subchapter B (“Serious Traffic Offenses”) or C (“Accidents and Accident Reports”).]

SECTION 4. This Ordinance is effective immediately.