

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1242 Session of
2014INTRODUCED BY WARD, ARGALL, YUDICHAK, WHITE AND RAFFERTY,
FEBRUARY 19, 2014

REFERRED TO URBAN AFFAIRS AND HOUSING, FEBRUARY 19, 2014

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in neighborhood blight reclamation and
3 revitalization, providing for failure to comply with a code
4 requirement.

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

7 Section 1. Title 53 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 6115. Failure to comply with a code requirement.

10 (a) Offense defined.--The owner of real property commits the
11 offense of failure to comply with a code requirement if all of
12 the following apply:

13 (1) The person has been convicted of a second or
14 subsequent serious violation of the same provision of a
15 municipal building code for the same property.

16 (2) The violation poses a threat to the public's health,
17 safety or property or is considered a public nuisance.

18 (3) A reasonable attempt has not been made by the person
19 to correct the violation.

1 (b) Grading.--Failure to comply with a code requirement

2 shall constitute a:

3 (1) Misdemeanor of the second degree if the offense is a
4 second conviction of a serious violation of the same
5 provision of a municipal building code relating to the same
6 property.

7 (2) Misdemeanor of the first degree if the offense is
8 based on three or more convictions of serious violations of
9 the same provision of a municipal building code relating to
10 the same property.

11 (c) Penalty.--

12 (1) A person convicted under subsection (b)(1) shall be
13 sentenced to a term of imprisonment of not less than ten
14 days, undergo a minimum of six months' probation and pay a
15 fine of not less than \$1,000.

16 (2) A person convicted under subsection (b)(2) shall be
17 sentenced to a term of imprisonment of not less than 30 days,
18 undergo a minimum of 12 months' probation and pay a fine of
19 not less than \$3,000.

20 Section 2. This act shall take effect in 60 days.