

AMENDMENTS TO SENATE BILL NO. 1151

Sponsor:

Printer's No. 1372

1 Amend Bill, page 1, line 12, by inserting after "for"  
2 review of coordinator, for

3 Amend Bill, page 2, by inserting between lines 15 and 16

4 Section 1.1. The act is amended by adding a section to read:  
5 Section 254. Review of coordinator.

6 (a) Review.--

7 (1) By October 31, 2011, the department shall conduct a  
8 review of all coordinators appointed for service during 2010.  
9 Within 30 days of completion of the review, the department  
10 shall determine if the coordinator has failed to develop an  
11 adequate plan or to implement the plan in an appropriate or  
12 adequate manner. If the coordinator has failed to develop or  
13 implement the plan in an appropriate or adequate manner, the  
14 department shall remove the coordinator and appoint a new  
15 coordinator.

16 (2) The department shall continue to conduct an annual  
17 review of each coordinator appointed for service. The review  
18 shall occur by June 30 of each year. Within 30 days of the  
19 completion of the review, the department shall determine if  
20 the coordinator has failed to develop an adequate plan or to  
21 implement the plan in an appropriate or adequate manner. If  
22 the coordinator has failed to do so, the department shall  
23 remove the coordinator and appoint a new coordinator.

24 (b) Additional review.--In addition to the review under  
25 subsection (a), the department shall investigate a complaint as  
26 to the failure of the coordinator to develop an adequate plan or  
27 to implement the plan in an appropriate or adequate manner. The  
28 complaint may be brought by a petition from at least two members  
29 of the governing body of the municipality or by a petition  
30 signed by 30 residents of the municipality.

31 Amend Bill, page 2, line 22, by inserting after "authority"  
32 where it occurs the second time

33 or corporate entity

34 Amend Bill, page 2, line 28, by inserting after "any"

1           controlled

2           Amend Bill, page 2, lines 28 and 29, by striking out "or  
3 other corporate entity which directly performs" in line 28 and  
4 "a governmental function on behalf of the city and" in line 29

5           Amend Bill, page 3, line 11, by striking out "implement" and  
6 inserting

7           the secretary determines that the distressed city has not  
8 implemented

9           Amend Bill, page 3, lines 13 and 14, by striking out "and "  
10 in line 13 and "implement" in line 14

11          Amend Bill, page 4, line 7, by striking out "(e)  
12 Organization.--The Governor shall set a date, time and" and  
13 inserting

14          (e) Organization.--  
15           (1) The Governor shall set a date, time and

16          Amend Bill, page 4, line 12, by striking out "Members shall  
17 elect other officers as they deem necessary." and inserting

18           (2) Members shall elect other officers as they deem  
19 necessary.

20          Amend Bill, page 5, line 12, by striking out "The" and  
21 inserting

22           Notwithstanding any other provision of law, the

23          Amend Bill, page 5, line 19, by striking out "with distressed  
24 cities" and inserting

25           between the distressed city

26          Amend Bill, page 5, by inserting between lines 28 and 29

27           (6) If necessary to implement the coordinator's plan, to  
28 exercise all of the powers and authority of the distressed  
29 city and its elected officials in the management of the  
30 distressed city's financial affairs.

31           (7) To approve or disapprove contracts and agreements in  
32 accordance with section 606(a)(2).

33          Amend Bill, page 6, line 1, by striking out "by a majority

1 vote"

2 Amend Bill, page 6, lines 4 and 5, by striking out "by an "  
3 in line 4 and "authority, including" in line 5

4 Amend Bill, page 6, line 22, by inserting after "city"  
5 or controlled authority

6 Amend Bill, page 6, line 26, by inserting after "city"  
7 or controlled authority

8 Amend Bill, page 7, lines 3 through 9, by striking out all of  
9 said lines and inserting

10 (e) Enforcement.--Notwithstanding any other provision of  
11 law, the management board may, if necessary to implement the  
12 coordinator's plan, exercise all the powers and authority of the  
13 distressed city and its elected officials in the management of  
14 the distressed city's financial affairs and the implementation  
15 of the coordinator's plan, including the power and authority to  
16 sell, lease or otherwise dispose of the distressed city's assets  
17 under this section. The management board may direct the  
18 officials of the distressed city or controlled authority to  
19 perform any act deemed necessary by the board to properly manage  
20 the distressed city's financial affairs and implement the  
21 coordinator's plan. The management board's directives may be  
22 enforced by order of mandamus in the court of common pleas where  
23 the distressed city is situated.

24 Amend Bill, page 7, line 13, by striking out "management"

25 Amend Bill, page 7, line 13, by inserting after "the"  
26 controlled

27 Amend Bill, page 7, line 14, by striking out "management"

28 Amend Bill, page 8, line 7, by striking out "approved  
29 financial" and inserting

30 coordinator's

31 Amend Bill, page 9, line 11, by striking out "financial" and  
32 inserting

33 coordinator's