THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 852 Session of 2015

INTRODUCED BY STEPHENS, LONGIETTI, BAKER, SCHLOSSBERG, MILLARD, MASSER, CUTLER, V. BROWN, GABLER, LAWRENCE AND HANNA, APRIL 8, 2015

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 8, 2015

AN ACT

1 Amending Title 20 (Decedents, Estates and Fiduciaries) of the
2   Pennsylvania Consolidated Statutes, in minors, providing for
3   tuition account program.

4   The General Assembly of the Commonwealth of Pennsylvania

5 hereby enacts as follows:

6   Section 1. Title 20 of the Pennsylvania Consolidated

7 Statutes is amended by adding a section to read:

8 § 5104. Tuition account program.

9   (a) General rule.--Without the appointment of a guardian,

10 any amount in cash of a resident or nonresident minor may be

11 ordered by the court to be deposited into an account established

12 under section 309 of the act of April 3, 1992 (P.L.28, No.11),

13 known as the Tuition Account Programs and College Savings Bond

14 Act, in the name of the minor. An order shall name a custodian

15 of the account, which shall be the parent, person or institution

16 maintaining the minor. The amount deposited shall not exceed the

17 maximum allowed for one individual in such an account. Any

18 amount not so deposited may be handled as provided in section

1 5101 (relating to when guardian unnecessary), 5102 (power of

2 natural guardian) or 5103 (relating to sequestered deposit).

3 Every order shall contain a provision that no withdrawal can be

4 made from any such account until the minor attains majority,

5 except as authorized by a prior order of the court or when used

6 by the custodian to pay for qualified higher education expenses

7 of the minor.

8   (b) Definition.--As used in this section, the term

9 "qualified higher education expenses" shall have the meaning

10 given to it in section 302 of the Tuition Account Programs and

11 College Savings Bond Act.

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