
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 862 Session of
2021

INTRODUCED BY COSTA, FONTANA, SANTARSIERO, PHILLIPS-HILL,
SCHWANK, GORDNER, TARTAGLIONE, COMITTA AND CAPPELLETTI,
SEPTEMBER 13, 2021

REFERRED TO STATE GOVERNMENT, SEPTEMBER 13, 2021

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
2 "An act concerning elections, including general, municipal,
3 special and primary elections, the nomination of candidates,
4 primary and election expenses and election contests; creating
5 and defining membership of county boards of elections;
6 imposing duties upon the Secretary of the Commonwealth,
7 courts, county boards of elections, county commissioners;
8 imposing penalties for violation of the act, and codifying,
9 revising and consolidating the laws relating thereto; and
10 repealing certain acts and parts of acts relating to
11 elections," in primary and election expenses, further
12 providing for residual funds.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Section 1630 of the act of June 3, 1937
16 (P.L.1333, No.320), known as the Pennsylvania Election Code, is
17 amended to read:

18 Section 1630. Residual Funds.--

19 (a) In the event that a candidate or political committee
20 terminates its financial activity as such, then the disbursement
21 of any residual funds remaining in such an account shall be made
22 in the following manner:

1 (1) any such funds may be used for any expenditure as
2 defined by this article; [and]

3 (2) may be returned, pro rata, to the contributors by the
4 candidate or treasurer of the political committee[. A final
5 report must be made by the next January 31 in accordance with
6 section 1627.]; or

7 (3) may be donated to a nonprofit organization.

8 (b) A final report must be made by the next January 31 in
9 accordance with section 1627.

10 (c) For purposes of this section:

11 (1) "Affiliated" means serving as an officer of, on the
12 board of directors of, as a paid employee of or a contractor of
13 a nonprofit organization.

14 (2) "Family member" means a spouse or child.

15 (3) "Nonprofit organization" means an organization that is
16 qualified by the Internal Revenue Service as meeting the
17 requirements of section 501(c)(3) of the Internal Revenue Code
18 of 1986 (Public Law 99-514, 26 U.S.C. 501(c)(3)) organized under
19 the laws of this Commonwealth and is not affiliated with a
20 candidate or the chairman or treasurer of a political committee,
21 including a family member of the candidate, chairman or
22 treasurer.

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