

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 683 Session of 2011

INTRODUCED BY ROSS, BOYD, CALTAGIRONE, CARROLL, P. COSTA,  
 CUTLER, ELLIS, EVERETT, FLECK, GEIST, GINGRICH, GODSHALL,  
 GOODMAN, GRELL, GROVE, HENNESSEY, HESS, HICKERNELL, KORTZ,  
 KULA, LAWRENCE, MARSICO, MILLER, MILNE, MOUL, MURT, PICKETT,  
 PYLE, REICHLEY, SCHRODER, K. SMITH, J. TAYLOR, WAGNER, WHITE  
 AND YOUNGBLOOD, FEBRUARY 15, 2011

REFERRED TO COMMITTEE ON COMMERCE, FEBRUARY 15, 2011

AN ACT

1 Amending Title 15 (Corporations and Unincorporated Associations)  
 2 of the Pennsylvania Consolidated Statutes, in officers,  
 3 directors and members relating to nonprofit corporations,  
 4 further providing for manner of giving notice.

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

7 Section 1. Section 5702(a) of Title 15 of the Pennsylvania  
 8 Consolidated Statutes is amended to read:

9 § 5702. Manner of giving notice.

10 (a) General rule.--[Whenever written]

11 (1) Any notice [is] required to be given to any person  
 12 under the provisions of this subpart or by the articles or  
 13 bylaws of any nonprofit corporation[, it may] shall be given  
 14 to the person either personally or by sending a copy thereof  
 15 [by] pursuant to one of the following:

16 (i) By first class or express mail, postage prepaid,  
 17 [or by telegram (with messenger service specified), telex

1 or TWX (with answer back received)] or courier service,  
2 charges prepaid, [or by facsimile transmission,] to [his]  
3 the person's postal address [(or to his telex, TWX or  
4 facsimile number)] appearing on the books of the  
5 corporation or, in the case of directors or members of  
6 [an other] another body, supplied by [him] the person to  
7 the corporation for the purpose of notice. [If the notice  
8 is sent by mail, telegraph or courier service, it shall  
9 be deemed to have been given to the person entitled  
10 thereto when deposited in the United States mail or with  
11 a telegraph office or courier service for delivery to  
12 that person or, in the case of telex or TWX, when  
13 dispatched.] Notice under this subparagraph shall be  
14 deemed to have been given to the person entitled thereto  
15 when deposited in the United States mail or with a  
16 courier service for delivery to that person.

17 (ii) By facsimile transmission, e-mail or other  
18 electronic communication to the person's facsimile number  
19 or address for e-mail or other electronic communications  
20 supplied by the person to the corporation for the purpose  
21 of notice. Notice under this subparagraph shall be deemed  
22 to have been given to the person entitled thereto when  
23 sent.

24 (2) A notice of meeting shall specify the [place,] day  
25 [and], hour and geographic location, if any, of the meeting  
26 and any other information required by any other provision of  
27 this subpart.

28 \* \* \*

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