

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1038 Session of 2023

INTRODUCED BY RIGBY, JAMES, CIRESI, MOUL AND FREEMAN, APRIL 28, 2023

AS REPORTED FROM COMMITTEE ON LOCAL GOVERNMENT, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 14, 2023

AN ACT

1 Providing for legal effect of surplus personal property disposed
2 of by municipal officials and employees in support of the
3 Ukrainian Government during 2022.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Municipal
8 Surplus Property Disposition Act.

9 Section 2. Legislative finding.

10 The General Assembly finds and declares that it is in the
11 national interest of the United States of America and the
12 interests of this Commonwealth and municipalities to support the
13 people of Ukraine resisting the invasion by the Russian
14 Federation that commenced on February 24, 2022.

15 Section 3. Disposition of municipal surplus property.

16 Notwithstanding any provision of law to the contrary, an
17 elected or appointed official or employee of a municipality who
18 RECEIVES OFFICIAL APPROVAL OF THE GOVERNING BODY, in good faith, <--

1 disposes of surplus personal property of the municipality by
2 gift or donation to a charitable organization, nongovernmental
3 organization, agency of the Federal Government, another state or
4 foreign government in support of the Ukrainian Government or
5 Ukrainian citizens shall not constitute a financial loss for
6 which the elected or appointed official or employee may be
7 subject to surcharge by auditors as provided by law.

8 Section 4. Retroactive application.

9 This act shall apply retroactively to February 24, 2022.

10 Section 5. Expiration.

11 This act shall expire December 31, ~~2023~~ 2024.

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12 Section 6. Effective date.

13 This act shall take effect immediately.