

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1666

Session of
1977

INTRODUCED BY MR. WILSON, SEPTEMBER 28, 1977

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF
REPRESENTATIVES, JUNE 7, 1978

AN ACT

1 Amending Title 15 (Corporations and Unincorporated Associations)
2 of the Pennsylvania Consolidated Statutes, PROVIDING FOR NAME <—
3 CHANGES FOR CHURCHES AND adding provisions relating to
4 certain nonprofit corporations.

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

7 Section 1. Title 15, act of November 25, 1970 (P.L.707,
8 No.230), known as the Pennsylvania Consolidated Statutes, is
9 amended by adding sections to read:

10 § 7907. CHANGE OF NAME OF CHURCH. <—

11 (A) GENERAL RULE.--ANY CORPORATION FORMED FOR RELIGIOUS
12 PURPOSES WHICH DESIRES TO CHANGE ITS CORPORATE NAME BECAUSE OF
13 OR AS A RESULT OF A UNION, MERGER OR CONSOLIDATION OF THE
14 NATIONAL OR INTERNATIONAL CHURCH BODY WITH WHICH SUCH RELIGIOUS
15 CORPORATION IS AN AFFILIATE, SUBSIDIARY OR COMPONENT PART, IS
16 HEREBY AUTHORIZED TO FILE A CERTIFICATE OF CHANGE OF NAME WITH
17 THE DEPARTMENT, WHICH CERTIFICATE SHALL SET FORTH THE NAME AND
18 REGISTERED OFFICE OF THE CORPORATION AND THE NAME THE
19 CORPORATION INTENDS TO ASSUME.

1 (B) DEPARTMENTAL APPROVAL.--IF THE DEPARTMENT FINDS THAT THE
2 PROPOSED NAME IS AVAILABLE FOR CORPORATE USE, IT SHALL REGISTER
3 THE NAME AND SHALL ISSUE TO THE CORPORATION OR ITS
4 REPRESENTATIVE A CERTIFICATE THAT THE PROPOSED CHANGE OF NAME
5 HAS BEEN DULY REGISTERED.

6 (C) EFFECT OF CHANGE.--UPON REGISTRATION OF THE CERTIFICATE
7 OF CHANGE OF NAME BY THE DEPARTMENT SUCH RELIGIOUS CORPORATION
8 SHALL THEREAFTER BE KNOWN AS AND BEAR THE NAME SET FORTH IN ITS
9 CERTIFICATE OF CHANGE OF NAME; BUT SUCH CHANGE OF NAME SHALL NOT
10 IN ANY RESPECT CHANGE THE IDENTITY OF OR AFFECT, ABATE, DEFEAT,
11 ALTER OR AMEND ANY OF THE POWERS, RIGHTS, PRIVILEGES, PROPERTY,
12 DUTIES, LIABILITIES OR OBLIGATIONS OF ANY SUCH RELIGIOUS
13 CORPORATION, ALL OF WHICH SHALL REMAIN IN FULL FORCE AND EFFECT
14 AS THOUGH ITS NAME HAD NOT BEEN SO CHANGED.

15 (D) FEE.--THE FEE OF THE DEPARTMENT OF STATE FOR ALL
16 TRANSACTIONS FOR CHANGE OF THE CORPORATE NAME OF A CHURCH SHALL
17 BE \$10.

18 § 8102. Housing corporations.

19 (a) Corporations chartered in District of Columbia.--A
20 nonprofit cooperative corporation chartered in the District of
21 Columbia for the purpose of owning and operating a low or
22 moderate income housing project shall be deemed a foreign
23 corporation not-for-profit within this title.

24 (b) Name.--A nonprofit cooperative corporation chartered in
25 the District of Columbia, and registered in Pennsylvania
26 pursuant to this title, may use the word "cooperative" in its
27 corporate name but shall use with its corporate name in this
28 Commonwealth, to be placed immediately under or following such
29 name, the words "a District of Columbia Corporation."

30 § 8103. Payments in lieu of taxes.

1 (a) Duty to pay.--It shall be the duty of each foreign
2 corporation not-for-profit doing business in this Commonwealth
3 to pay to local political subdivisions an amount equal to the
4 local taxes levied by the respective political subdivisions for
5 which the corporation would otherwise be liable if it were a
6 corporation for profit.

7 (b) Collection and enforcement.--Every political subdivision
8 entitled to receive payments in lieu of taxes under this section
9 is authorized to employ the same tax collection methods and
10 remedies as provided by law.

11 (c) Rights preserved.--Every corporation required to make
12 payments in lieu of taxes under this section shall have all the
13 rights of any taxpayer as provided by law.

14 Section 2. The provisions of ~~section~~ SECTIONS 7907 AND 8102 <—
15 shall take effect in 60 days. The provisions of section 8103
16 shall take effect on January 1 next following the date of final
17 enactment, and shall be applicable to tax years beginning on and
18 after that date.