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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1203 Session of  
2022

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INTRODUCED BY ARGALL, SCHWANK, GEBHARD, MENSCH, BARTOLOTTA,  
KANE, YUDICHAK, COSTA, STREET AND ROBINSON, APRIL 22, 2022

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REFERRED TO STATE GOVERNMENT, APRIL 22, 2022

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AN ACT

1 Preventing the Commonwealth from dealing with persons associated  
2 with the Government of Russia or the Government of Belarus;  
3 and imposing duties on the Treasury Department and the  
4 Attorney General.

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

7 Section 1. Short title.

8 This act shall be known and may be cited as the Restrictions  
9 for Associations with Russia and Belarus Act.

10 Section 2. Definitions.

11 The following words and phrases when used in this act shall  
12 have the meanings given to them in this section unless the  
13 context clearly indicates otherwise:

14 "Commonwealth agency." As defined in 62 Pa.C.S. § 103  
15 (relating to definitions).

16 "Person." An individual, corporation, partnership, limited  
17 liability company, business trust, association, estate, trust,  
18 foundation, business entity or government entity.

19 Section 3. List of persons associated with Russia or Belarus.

1 (a) Development of list.--Within 60 days of the effective  
2 date of this section, the Treasury Department shall, using  
3 credible information available to the public, develop a list of  
4 persons in this Commonwealth that, as determined by the Treasury  
5 Department, meet any of the following criteria:

6 (1) Have a direct equity share with the Government of  
7 Russia or the Government of Belarus.

8 (2) Have business operations that involve contracts with  
9 or the provision of goods or services to the Government of  
10 Russia or the Government of Belarus.

11 (3) Are headquartered or have a principal place of  
12 business in Russia or Belarus.

13 (4) Support, assist or facilitate the Government of  
14 Russia or the Government of Belarus in the shared campaign to  
15 invade the sovereignty of Ukraine, either through in-kind  
16 support or for-profit dealings.

17 (b) Update of list.--The list under subsection (a) shall be  
18 updated every 90 days.

19 Section 4. Restrictions.

20 If a person is found to be on the list under section 3, the  
21 person may not:

22 (1) Bid on, submit a proposal for, enter into or renew a  
23 contact with a Commonwealth agency for the provision of goods  
24 or services.

25 (2) Submit a proposal for or renew a grant issued by the  
26 Commonwealth.

27 (3) Submit a proposal for or renew a tax credit offered  
28 by the Commonwealth.

29 Section 5. Notice and challenge.

30 (a) Notice.--The Treasury Department shall provide to each

1 person on the list under section 3 notice of:

2 (1) The person's inclusion on the list.

3 (2) The restrictions under section 4.

4 (3) The opportunity of the person to challenge the  
5 person's inclusion on the list, through commenting in writing  
6 that the person does not meet any of the criteria specified  
7 in section 3(a).

8 (b) Successful challenge.--If a person challenges the  
9 person's inclusion on the list under section 3 and demonstrates  
10 to the satisfaction of the Treasury Department that the person  
11 does not meet any of the criteria specified in section 3(a), the  
12 person shall not be included on the list.

13 (c) Unsuccessful challenge.--If a person challenges the  
14 person's inclusion on the list under section 3 but does not  
15 demonstrate to the satisfaction of the Treasury Department that  
16 the person does not meet any of the criteria specified in  
17 section 3(a), the Treasury Department shall forward the matter  
18 to the Attorney General for further review.

19 (d) Duty of Attorney General.--

20 (1) If, after receiving the matter under subsection (c),  
21 the Attorney General finds that the evidence presented by the  
22 person is with merit, the Attorney General shall make a  
23 recommendation to the Treasury Department that the person not  
24 be included on the list under section 3.

25 (2) If, after receiving the matter under subsection (c),  
26 the Attorney General finds that the evidence presented by the  
27 person is without merit, the Attorney General shall determine  
28 whether to pursue appropriate criminal or civil charges  
29 against the person.

30 Section 6. Effective date.

1        This act shall take effect in 30 days.