

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2678 Session of
2010

INTRODUCED BY DALEY, D. COSTA, HALUSKA, HUTCHINSON, LONGIETTI,
SIPTROTH, THOMAS, WHITE AND YOUNGBLOOD, AUGUST 30, 2010

REFERRED TO COMMITTEE ON FINANCE, AUGUST 30, 2010

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 exceptions to governmental immunity.

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

6 Section 1. Section 8542(b) introductory paragraph of Title
7 42 of the Pennsylvania Consolidated Statutes is amended and the
8 section is amended by adding a subsection to read:

9 § 8542. Exceptions to governmental immunity.

10 * * *

11 (b) Acts which may impose liability.--[The] Except as set
12 forth in subsection (b.1), the following acts by a local agency
13 or any of its employees may result in the imposition of
14 liability on a local agency:

15 * * *

16 (b.1) No liability shall be imposed on a county or county
17 tax claim bureau for an act set forth in subsection (b) as a
18 result of a county or a county tax claim bureau having acquired

1 legal or equitable title or possession, care, custody or control
2 of property in accordance with:

3 (1) the act of May 16, 1923 (P.L.207, No.153), referred
4 to as the Municipal Claim and Tax Lien Law;

5 (2) the act of July 7, 1947 (P.L.1368, No.542), known as
6 the Real Estate Tax Sale Law; or

7 (3) any other statute authorizing a tax sale or
8 treasurer's sale on tax liens.

9 Section 2. The addition of section 8542(b.1) shall not apply
10 to a cause of action which arose prior to the effective date of
11 this section.

12 Section 3. This act shall take effect in 60 days.