

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1803 Session of
2013

INTRODUCED BY DAVIDSON, SCHLOSSBERG, MUNDY, MIRANDA, V. BROWN,
YOUNGBLOOD, GODSHALL, COHEN, WHITE, CALTAGIRONE, QUINN,
THOMAS, PASHINSKI, TOOIL AND MILLARD, OCTOBER 23, 2013

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 23, 2013

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) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:
8 § 8542. Exceptions to governmental immunity.

9 * * *

10 (b) Acts which may impose liability.--The following acts by
11 a local agency or any of its employees may result in the
12 imposition of liability on a local agency:

13 * * *

14 (9) Damage to financial reputation.--Maintenance of
15 records of legal and equitable liens against the property of
16 a person. Damages and attorney fees shall be recoverable for
17 failure to properly:

18 (i) indicate satisfaction of the lien; or

1 (ii) remove an electronic record of the lien within
2 60 days of satisfaction.

3 * * *

4 Section 2. The addition of 42 Pa.C.S. § 8542(b)(9) shall
5 apply to causes of action which arise on or after the effective
6 date of this section.

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