AN ACT

Amending the act of June 3, 1937 (P.L.1333, No.320), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," in primary and election expenses, further providing for residual funds.

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

Section 1. Section 1630 of the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, is amended to read:

Section 1630. Residual Funds.--

(a) In the event that a candidate or political committee terminates its financial activity as such, then the disbursement of any residual funds remaining in such an account shall be made in the following manner:

(1) any such funds may be used for any expenditure as
defined by this article; [and]
(2) may be returned, pro rata, to the contributors by the
candidate or treasurer of the political committee[. A final
report must be made by the next January 31 in accordance with
section 1627.]; or
(3) may be donated to a nonprofit organization.
(b) A final report must be made by the next January 31 in
accordance with section 1627.
(c) For purposes of this section:
(1) "Affiliated" means serving as an officer of, on the
board of directors of, as a paid employee of or a contractor of
a nonprofit organization.
(2) "Family member" means a spouse or child.
(3) "Nonprofit organization" means an organization that is
qualified by the Internal Revenue Service as meeting the
requirements of section 501(c)(3) of the Internal Revenue Code
of 1986 (Public Law 99-514, 26 U.S.C. 501(c)(3)) organized under
the laws of this Commonwealth and is not affiliated with a
candidate or the chairman or treasurer of a political committee,
including a family member, of the candidate, chairman or
treasurer.
Section 2. This act shall take effect in 60 days.