

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1846 Session of
1981

INTRODUCED BY CLYMER, GREENWOOD, CESSAR, J. L. WRIGHT, JACKSON,
FARGO, MANMILLER, PICCOLA, REBER AND E. H. SMITH,
SEPTEMBER 22, 1981

REFERRED TO COMMITTEE ON FINANCE, SEPTEMBER 22, 1981

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An
2 act relating to tax reform and State taxation by codifying
3 and enumerating certain subjects of taxation and imposing
4 taxes thereon; providing procedures for the payment,
5 collection, administration and enforcement thereof; providing
6 for tax credits in certain cases; conferring powers and
7 imposing duties upon the Department of Revenue, certain
8 employers, fiduciaries, individuals, persons, corporations
9 and other entities; prescribing crimes, offenses and
10 penalties," further defining charitable organization for
11 sales tax purposes.

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

14 Section 1. Clause (10) of section 204, act of March 4, 1971
15 (P.L.6, No.2), known as the "Tax Reform Code of 1971," is
16 amended to read:

17 Section 204. Exclusions from Tax.--The tax imposed by
18 section 202 shall not be imposed upon

19 * * *

20 (10) The sale at retail to or use by (i) any charitable
21 organization, domestic fraternal society, order or association
22 operating under the lodge system, volunteer firemen's

1 organization or nonprofit educational institution, or (ii) a
2 religious organization for religious purposes of tangible
3 personal property or services: Provided, however, That the
4 exclusion of this clause shall not apply with respect to any
5 tangible personal property or services used in any unrelated
6 trade or business carried on by such organization or institution
7 or with respect to any materials, supplies and equipment used in
8 the construction, reconstruction, remodeling, repairs and
9 maintenance of any real estate, except materials and supplies
10 when purchased by such organizations or institutions for routine
11 maintenance and repairs.

12 * * *

13 Section 2. This act shall take effect immediately.