

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2585 Session of
2008

INTRODUCED BY BRENNAN, BELFANTI, BENNINGTON, BIANCUCCI, BOYD, CALTAGIRONE, CAPPELLI, CASORIO, DALLY, DePASQUALE, FRANKEL, FREEMAN, GEIST, GEORGE, GOODMAN, GRUCELA, HARHAI, HARKINS, HENNESSEY, HORNAMAN, KENNEY, KING, KORTZ, KOTIK, LONGIETTI, MAHONEY, MANN, McCALL, McGEEHAN, McILVAINE SMITH, MELIO, MENSCH, MUNDY, MUSTIO, PALLONE, PRESTON, PYLE, RAMALEY, READSHAW, REICHLEY, SABATINA, SAINATO, SAMUELSON, SANTONI, SCAVELLO, SEIP, SIPTROTH, K. SMITH, SURRA, SWANGER, VULAKOVICH, WAGNER, WANSACZ, WATERS, J. WHITE, WOJNAROSKI, YOUNGBLOOD AND YUDICHAK, JUNE 4, 2008

REFERRED TO COMMITTEE ON AGING AND OLDER ADULT SERVICES,
JUNE 4, 2008

AN ACT

1 Amending the act of August 26, 1971 (P.L.351, No.91), entitled
2 "An act providing for a State Lottery and administration
3 thereof; authorizing the creation of a State Lottery
4 Commission; prescribing its powers and duties; disposition of
5 funds; violations and penalties therefor; exemption of prizes
6 from State and local taxation and making an appropriation,"
7 further defining "income."

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

10 Section 1. The definition of "income" in section 502 of the
11 act of August 26, 1971 (P.L.351, No.91), known as the State
12 Lottery Law, amended November 26, 2003 (P.L.212, No.37), is
13 amended to read:

14 Section 502. Definitions.

15 The following words and phrases when used in this chapter

1 shall have the meanings given to them in this section unless the
2 context clearly indicates otherwise:

3 * * *

4 ["Income." All income from whatever source derived,
5 including, but not limited to, salaries, wages, bonuses,
6 commissions, income from self-employment, alimony, support
7 money, cash public assistance and relief, the gross amount of
8 any pensions or annuities, including railroad retirement
9 benefits, all benefits received under the Social Security Act
10 (49 Stat. 620, 42 U.S.C. § 301 et. seq.) (except Medicare
11 benefits), all benefits received under State unemployment
12 insurance laws and veterans' disability payments, all interest
13 received from the Federal Government or any state government or
14 any instrumentality or political subdivision thereof, realized
15 capital gains, rentals, workmen's compensation and the gross
16 amount of loss of time insurance benefits, life insurance
17 benefits and proceeds, except the first \$10,000 of the total of
18 death benefits payments, and gifts of cash or property, other
19 than transfers by gift between members of a household, in excess
20 of a total value of \$300, but shall not include surplus food or
21 other relief in kind supplied by a government agency or property
22 tax rebate.]

23 "Income." All income from whatever source derived, including
24 any of the following:

25 (1) Salaries, wages, bonuses, commissions, income from
26 self-employment, alimony, support money, cash public
27 assistance and relief.

28 (2) For calendar years before 2009, the gross amount of
29 any pensions or annuities, including railroad retirement
30 benefits. For calendar years after 2008, the gross amount of

1 any pensions or annuities, including 50% of railroad
2 retirement benefits.

3 (3) For calendar years before 2009, all benefits
4 received under the Social Security Act (49 Stat. 620, 42
5 U.S.C. § 301 et seq.), except Medicare benefits. For calendar
6 years after 2008, 50% of all benefits received under the
7 Social Security Act, except Medicare benefits.

8 (4) For calendar years before 2009, all retirement
9 benefits received by Federal retirees who, due to the date of
10 their Federal employment, are ineligible to collect benefits
11 under the Social Security Act. For calendar years after 2008,
12 50% of the retirement benefits received by Federal retirees
13 who, due to the date of their Federal employment, are
14 ineligible to receive benefits under the Social Security Act.

15 (5) All benefits received under State unemployment
16 insurance laws and veterans' disability payments.

17 (6) All interest received from the Federal Government or
18 any state government or any instrumentality or political
19 subdivision thereof.

20 (7) Realized capital gains and rentals.

21 (8) Workers' compensation.

22 (9) The gross amount of loss of time insurance benefits,
23 life insurance benefits and proceeds, except the first
24 \$10,000 of the total of death benefits payments.

25 (10) Gifts of cash or property, other than transfers by
26 gift between members of a household, in excess of a total
27 value of \$300, but shall not include surplus food or other
28 relief in kind supplied by a government agency or property
29 tax rebate.

30 * * *

1 Section 2. The amendment of the definition of "income" in
2 section 502 of the act shall apply to claims after calendar year
3 2008.

4 Section 3. This act shall take effect immediately.