
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1404 Session of
2011

INTRODUCED BY JOSEPHS, BENNINGHOFF, CARROLL, FREEMAN, GOODMAN,
KAVULICH, MURT, SANTARSIERO, SWANGER AND THOMAS,
APRIL 27, 2011

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 27, 2011

AN ACT

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

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

15 Section 1. Section 1621(d) of the act of June 3, 1937
16 (P.L.1333, No.320), known as the Pennsylvania Election Code,
17 added October 4, 1978 (P.L.893, No.171), is amended to read:

18 Section 1621. Definitions.--As used in this article, the
19 following words have the following meanings:

20 * * *

21 (d) The word "expenditure" shall mean:

22 (1) The payment, distribution, loan or advancement of money

1 or any valuable thing by a candidate, political committee or
2 other person for the purpose of influencing the outcome of an
3 election. The payment, distribution, loan or advancement of
4 money or any valuable thing must be made only for legitimate and
5 verifiable campaign expenses and not for any inherently personal
6 purpose. "Inherently personal purpose" means a purpose that, by
7 its nature, confers a personal benefit, including a home
8 mortgage, rent, utility payment, clothing purchase, noncampaign
9 automobile expense, country club membership, vacation or a trip
10 of a noncampaign nature, household food items, tuition payments,
11 admission to a sporting event, concert, theater or other form of
12 entertainment;

13 (2) The payment, distribution, loan, advance or transfer of
14 money or other valuable thing between or among political
15 committees;

16 (3) The providing of a service or other valuable thing for
17 the purpose of influencing the outcome of a nomination or
18 election of any person to any public office to be voted for in
19 this Commonwealth; or

20 (4) The payment or providing of money or other valuable
21 thing by any person other than a candidate or political
22 committee, to compensate any person for services rendered to a
23 candidate or political committee.

24 * * *

25 Section 2. This act shall take effect in 60 days.