

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 126 Session of 2015

INTRODUCED BY BOSCOLA, COSTA, FARNESE, STACK, BROWNE, GORDNER,
SCHWANK, TEPLITZ, RAFFERTY AND VULAKOVICH, JANUARY 14, 2015

REFERRED TO JUDICIARY, JANUARY 14, 2015

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in sentencing, providing
3 for lottery winnings intercept.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 9778. Lottery winnings intercept.

9 (a) Investigation and deduction.--After the department has
10 made its determination subject to 23 Pa.C.S. § 4308 (relating to
11 lottery winnings intercept) the department shall:

12 (1) In the case of any person winning more than \$2,500
13 in the Pennsylvania State Lottery, the Department of Revenue
14 shall in consultation with the Administrative Office of the
15 Pennsylvania Courts make all reasonable efforts to determine
16 if the person owes any court-ordered obligation prior to
17 making any lottery winnings payment.

18 (2) If the person is found to owe any court-ordered

1 obligation, the amount shall be deducted from the amount of
2 lottery winnings and paid pursuant to applicable law for the
3 administration of payments of court-ordered obligations.

4 (b) Intercept required.--

5 (1) The Department of Revenue shall periodically review
6 information provided by the Administrative Office of the
7 Pennsylvania Courts that identifies persons with outstanding
8 court-ordered obligations.

9 (2) Prior to any payment of winnings, the Department of
10 Revenue shall intercept and remit winnings of a person owing
11 any court-ordered obligation to the Administrative Office of
12 the Pennsylvania Courts for distribution pursuant to
13 applicable law.

14 (c) Right to review.--A person whose lottery prize is used
15 to satisfy an obligation under this section may appeal to the
16 Department of Revenue in accordance with Article XXVII of the
17 act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code
18 of 1971. The appeal must be filed within 30 days after the
19 person is notified by the Department of Revenue that the prize
20 has been reduced or totally withheld to satisfy the person's
21 outstanding court-ordered obligation.

22 (d) Rules and regulations.--The Department of Revenue in
23 conjunction with the Administrative Office of the Pennsylvania
24 Courts shall, in the manner provided by law, jointly promulgate
25 the rules and regulations necessary to carry out this section.

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