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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1300 Session of  
2015

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INTRODUCED BY HUTCHINSON, EICHELBERGER, MCGARRIGLE, WOZNIAK AND  
BLAKE, JUNE 10, 2016

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REFERRED TO LOCAL GOVERNMENT, JUNE 10, 2016

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AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, in general provisions, providing for  
3 residency during military service.

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

6 Section 1. Title 53 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 1142. Residency during military service.

9 (a) General rule.--A person's active military duty shall not  
10 disqualify the person from fulfilling a residency requirement  
11 imposed by a municipal code or charter as a qualification of  
12 elected office or to fill a vacancy of elected office.

13 (b) Deemed residency.--For purposes of subsection (a), a  
14 person who is a resident of a municipality immediately prior to  
15 his or her absence due to active military duty shall be deemed  
16 to be an ongoing resident of the municipality unless and until  
17 the person demonstrates his or her intent to establish a new  
18 domicile outside of the municipality.

1       (c) Definition.--As used in this section, the term "active  
2 military duty" shall include active service in any of the armed  
3 forces of the United States, including a National Guard or  
4 reserve component.

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