

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1105 Session of
2017

INTRODUCED BY RYAN, BARRAR, BOBACK, CALTAGIRONE, DAVIS, DeLUCA,
DRISCOLL, DUSH, KAUFFMAN, MACKENZIE, MARSICO, McNEILL, MURT,
READSHAW, ROTHMAN, SAINATO, SANKEY, SOLOMON, WALSH, PETRARCA
AND FARRY, APRIL 10, 2017

REFERRED TO COMMITTEE ON FINANCE, APRIL 10, 2017

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," in realty transfer tax, further providing for
11 definitions and for exempt parties.

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

14 Section 1. The definition of "veterans' organization" in
15 section 1101-C of the act of March 4, 1971 (P.L.6, No.2), known
16 as the Tax Reform Code of 1971, added July 13, 2016 (P.L.526,
17 No.84), is amended to read:

18 Section 1101-C. Definitions.--The following words when used
19 in this article shall have the meanings ascribed to them in this
20 section:

21 * * *

1 "Veterans' service organization." A not-for-profit
2 organization that [is recognized by the Internal Revenue Service
3 as a tax exempt organization described under section 501(c)(19)
4 of the Internal Revenue Code of 1986 (Public Law 99-514, 26
5 U.S.C. § 501(c)(19)). For the purposes of this article, the term
6 shall only include a not-for-profit organization for the period
7 in which the organization has a valid tax exemption under
8 section 501(c)(19) of the Internal Revenue Code of 1986, as
9 determined by the Internal Revenue Service.] has been chartered
10 by the Congress of the United States to service veterans or is a
11 member of the Pennsylvania State Veterans' Commission under 51
12 Pa.C.S. Ch. 17 (relating to State Veterans' Commission and
13 Deputy Adjutant General for Veterans' Affairs).

14 * * *

15 Section 2. Section 1102-C.2 of the act, amended July 13,
16 2016 (P.L.526, No.84), is amended to read:

17 Section 1102-C.2. Exempt Parties.--The United States, the
18 Commonwealth or any of their instrumentalities, agencies or
19 political subdivisions, or veterans' service organizations shall
20 be exempt from payment of the tax imposed by this article. The
21 exemption under this section shall not, however, relieve any
22 other party to a transaction from liability for the tax.

23 Section 3. This act shall take effect in 60 days.