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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1906 Session of  
2019

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INTRODUCED BY D. MILLER, ROTHMAN, HILL-EVANS, A. DAVIS,  
CALTAGIRONE, KIM AND JOHNSON-HARRELL, OCTOBER 15, 2019

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REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 15, 2019

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AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated  
2 Statutes, in purchase of surplus Federal property, providing  
3 for approval and reports.

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

6 Section 1. Title 62 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 4103. Approval and reports.

9 (a) Resolution.--An application for enrollment of a law  
10 enforcement agency, which is working on behalf of a local  
11 government unit, in a program established by the United States  
12 Department of Defense under 10 U.S.C. § 2576a (relating to  
13 excess personal property: sale or donation for law enforcement  
14 activities) must be approved by a resolution adopted by a  
15 majority of the full membership of the governing body of the  
16 local government unit prior to the transmittal of the  
17 application. The resolution must state that a public hearing was  
18 conducted on the resolution before adoption.

1 (b) Report by law enforcement agency.--A law enforcement  
2 agency working on behalf of a local government unit shall  
3 provide an annual report to the governing body of the local  
4 government unit specifying all the equipment secured through  
5 subsection (a) that remains in the possession of the law  
6 enforcement agency and whether that equipment has been deployed  
7 during the previous 12 months.

8 (c) Report by Pennsylvania State Police.--The Pennsylvania  
9 State Police shall provide an annual report to the Governor  
10 specifying all the equipment secured through a program  
11 established by the United States Department of Defense under 10  
12 U.S.C. § 2576a and whether that equipment has been deployed  
13 during the previous 12 months.

14 (d) Definitions.--As used in this section, the following  
15 words and phrases shall have the meanings given to them in this  
16 subsection unless the context clearly indicates otherwise:

17 "Local government unit." A county, city, borough,  
18 incorporated town, township, school district, vocational school  
19 district or home rule municipality.

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