

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2148 Session of 2021

INTRODUCED BY B. MILLER, BOBACK, HICKERNELL, MILLARD, CIRESI, ROWE AND ZIMMERMAN, DECEMBER 8, 2021

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JANUARY 10, 2022

AN ACT

1 Amending Titles 45 (Legal Notices) and 65 (Public Officers) of
2 the Pennsylvania Consolidated Statutes, in legal advertising,
3 providing for redundant advertising on Internet by political
4 subdivisions OR MUNICIPAL AUTHORITIES; and, in open meetings, <--
5 further providing for public notice.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Title 45 of the Pennsylvania Consolidated
9 Statutes is amended by adding a section to read:

10 § 308.1. Redundant advertising on Internet by political
11 subdivisions OR MUNICIPAL AUTHORITIES. <--

12 (a) General rule.--Notwithstanding any other law, in a case
13 where a political subdivision OR MUNICIPAL AUTHORITY is required <--
14 to advertise in a newspaper of general circulation, the
15 political subdivision OR MUNICIPAL AUTHORITY may publish a <--
16 redundant advertisement on the political subdivision's OR <--
17 MUNICIPAL AUTHORITY'S publicly accessible Internet website in
18 addition to the newspaper advertisement.

19 (b) Effect of redundant advertisement.--In the event that

1 the newspaper advertisement fails to be timely published by the
2 newspaper, the advertisement shall be valid on the date that it
3 was redundantly advertised on the political subdivision's OR <--
4 MUNICIPAL AUTHORITY'S publicly accessible Internet website.

5 (c) Proof of publication.--A political subdivision OR <--
6 MUNICIPAL AUTHORITY that holds a meeting under a redundant
7 advertisement shall enter in the record a copy of the
8 advertisement provided to the newspaper and proof that the
9 political subdivision OR MUNICIPAL AUTHORITY purchased the <--
10 advertisement in a timely fashion. Proof shall consist of a
11 receipt or any other similar communication showing the amount
12 paid and the date of the purchase.

13 (d) Definition.--As used in this section, "redundant
14 advertisement" means a copy of the information submitted to a
15 publication to be used as an advertisement in accordance with
16 the provisions of law.

17 Section 2. Section 709 of Title 65 is amended by adding a
18 subsection to read:

19 § 709. Public notice.

20 * * *

21 (b.1) Redundant advertising on Internet by political
22 subdivisions OR MUNICIPAL AUTHORITIES.--Notwithstanding any <--
23 other provision of this section, a political subdivision OR <--
24 MUNICIPAL AUTHORITY CREATED BY A POLITICAL SUBDIVISION may
25 satisfy the public notice requirement by using a redundant
26 advertisement in accordance with 45 Pa.C.S. § 308.1 (relating to
27 redundant advertising on Internet by political subdivisions OR
28 MUNICIPAL AUTHORITIES). <--

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