

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 314 Session of 2013

INTRODUCED BY MOUL, D. COSTA, DAVIDSON, COHEN, TALLMAN, BAKER, HESS, AUMENT, C. HARRIS, PICKETT, MATZIE, GIBBONS, GILLEN, FARRY, EVERETT AND DENLINGER, JANUARY 23, 2013

AS REPORTED FROM COMMITTEE ON FINANCE, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 17, 2014

AN ACT

1 Amending the act of December 19, 1990 (P.L.1200, No.202),
2 entitled "An act providing for the registration and
3 regulation of solicitations by charitable organizations,
4 professional fundraisers and other solicitors; imposing
5 additional powers on the Department of State and the Office
6 of Attorney General; prescribing civil and criminal
7 penalties; and making a repeal," further providing for
8 exemptions from registration.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Section 6(a)(3) of the act of December 19, 1990
12 (P.L.1200, No.202), known as the Solicitation of Funds for
13 Charitable Purposes Act, amended July 9, 1992 (P.L.436, No.92),
14 is amended to read:

15 Section 6. Exemptions from registration.

16 (a) General rule.--The following charitable organizations
17 shall be exempt from the registration requirements of this act:

18 * * *

19 (3) A local post, camp, chapter or similarly designated
20 element or a county unit of such elements of:

1 (i) any veterans' organization chartered under
2 Federal law and any service foundation recognized in the
3 bylaws of such organization;

4 (ii) a bona fide organization of volunteer firemen;

5 (iii) a bona fide ambulance association;

6 (iv) a bona fide rescue squad association; or

7 (v) a bona fide auxiliary or affiliate of any
8 organization or association under subparagraph (i), (ii),
9 (iii) or (iv);

10 †provided that all fundraising activities of an organization <--
11 or association under subparagraph (i), (ii), (iii), (iv) or
12 (v) are carried on by volunteers, members or an auxiliary or
13 affiliate thereof, and those volunteers, members or
14 affiliates receive no compensation directly or indirectly for
15 the fundraising activities.† <--

16 ~~provided that volunteers, members or an auxiliary or~~
17 ~~affiliate of an organization or association under~~
18 ~~subparagraph (i), (ii), (iii), (iv) or (v) receive no~~
19 ~~compensation directly or indirectly for carrying on~~
20 ~~organization or association fundraising activities and~~
21 ~~further provided that no fundraising activities of the~~
22 ~~organization or association be carried on by a professional~~
23 ~~solicitor.~~ FOR THE PURPOSE OF THIS PARAGRAPH, THE TERM <--
24 "FUNDRAISING ACTIVITIES" DOES NOT INCLUDE ANY OF THE
25 FOLLOWING:

26 (I) COPYING AND PRINTING CAMERA-READY MATERIALS.

27 (II) FOLDING SOLICITATIONS AND INSERTING
28 SOLICITATIONS IN ENVELOPES.

29 (III) ADDRESSING ENVELOPES, INCLUDING PRINTING AND
30 AFFIXING ADDRESS LABELS.

1 (IV) MAILING OR DELIVERING ENVELOPES TO A POST
2 OFFICE FOR MAILING.

3 (V) USING COMPUTER SOFTWARE TO PROCESS MAIL AND APPLY
4 POSTAL DISCOUNTS OR BAR CODES.

5 * * *

6 Section 2. This act shall take effect immediately.