How Marriage Counts:

572 Ways Marriage Counts in Pennsylvania
ACKNOWLEDGMENTS

How Marriage Counts: 572 Ways Marriage Counts in Pennsylvania is a joint publication of Mazzoni Center and Dechert LLP and the Pennsylvania Bar Association’s GLBT Rights Committee. The preparation of this report was coordinated by the late David M. Rosenblum, former legal director of Mazzoni Center’s Legal Services Department, and Carolyne R. Dilgard, Rachel E. Farr, Brielle M. Rey and AnneMarie MacPherson of Dechert LLP. Additional thanks go to research volunteers affiliated with Mazzoni Center, Dechert LLP, Dunn Law, Temple University Beasley School of Law, Drexel University Mack School of Law, University of Pennsylvania Law School and the Pennsylvania Bar Association’s GLBT Rights Committee.

This report was inspired in part by the New York Bar Association’s 2009 effort to compile a list of the benefits and responsibilities conferred by marriage under New York law, and their efforts and thorough work is acknowledged.

How Marriage Counts is dedicated to David M. Rosenblum (1966 - 2014), whose energy and guidance were essential in bringing the project to fruition. It is a reflection of his profound respect for the practice of law and his lifelong personal and professional commitment to civil rights.
EXECUTIVE SUMMARY

This report, which summarizes the legal benefits and responsibilities of marriage within Pennsylvania, was produced through the collaborative efforts of Mazzoni Center, Dechert LLP, and the Pennsylvania Bar Association’s GLBT Rights Committee.

Currently, there is much discussion across the country around who may be recognized by a state as legally married. The term “marriage” has multiple legal and non-legal meanings and implications. A recent judicial decision, Whitewood et al. v. Wolf, No. 1:13–CV–1861, 2014 WL 2058105 (M. D. Pa. May 20, 2014), along with the response from Governor Corbett’s administration to that decision, has further fueled this discussion in Pennsylvania and has made this report even more relevant.

In order to effectively engage in the important dialogue around marriage equality and to appreciate the breadth and depth of any efforts to implement marriage equality, we must be educated in the state-recognized legal status that “marriage” presently affords. This discussion should go beyond a right to make a designation on one’s tax form or the right (and obligation) to make healthcare decisions for another, as the legal rights and obligations afforded by a marriage recognized by a state touch so many aspects of a couple’s life, as well as the greater community. As the following pages make clear, there are numerous “nooks and crannies” of the existing law that grant benefits to “married” couples in Pennsylvania, whether it be in the context of what constitutes a family farm, the nuances of the probate laws, who can receive an employee’s benefits, or who is authorized to make funeral arrangements. In addition to the benefits, there are a number of obligations that attach due to the status of marriage, whether in the context of obligations to support one’s spouse during marriage or following a divorce or obligations of one spouse to comply with conflict of interest laws or certain other restrictions extended to one’s spouse.

This report was designed to be utilized by the courts, policy makers, elected officials and law makers, commentators and the general public as an educational tool to promote a thoughtful discussion around marriage equality in Pennsylvania. We further hope that in light of recent judicial challenges and decisions, this report may also be used as a road map for responsive legislation.
Title 3. Agriculture

1. 3 PA. STAT. ANN. §2103 (2013)
Definitions For purposes of the Sustainable Agriculture Act, (i) to qualify as a “family farm corporation” the majority of the stockholders must be natural persons or their spouses or other persons related to the natural persons or their spouses, and (ii) to qualify as a “farming partnership” a general partnership may not have more than three unrelated members.

2. 3 PA. STAT. ANN. §1906(a) (2013)
Financial Assistance Members of farm families may be eligible for tuition assistance through a state grant program.

3. 3 PA. STAT. ANN. §1906(c)(1) (2013)
Financial Assistance Educational institutions which provide technical courses of instruction in farm safety and occupational health to members of farm families may be eligible for state grants.

4. 3 PA. STAT. ANN. §1208 (2013)
Leasing provisions Young farm families who wish to begin a career in agriculture will be given preference in connection with leasing land owned by Pennsylvania.

5. 3 PA. STAT. ANN. §914.1 (2013)
Purchase of agricultural conservation easements County-based restrictions on the subdivision of land subject to an agricultural conservational easement may be waived in connection with the construction of a principal residence for the landowner or an immediate family member.

6. 3 PA. STAT. ANN. §459-901(e) (2013)
Enforcement of this act by the secretary; provisions for inspections A member of the Dog Law Advisory Board who fails to attend three consecutive regular board meetings shall have his or her appointment subject to termination, unless due to an illness or death of a family member or for a similar emergency.

Title 4. Amusements

7. 4 PA. CONS. STAT. §1201(h) (2013)
Pennsylvania Gaming Control Board established Disclosure obligations applicable to a member, employee or independent contractor of the gaming board with respect to hearings and proceedings include references to any such person’s spouse or other relatives. Disclosure obligations with respect to certain interests, divestiture requirements and prohibitions on ownership applicable to members and appointees to and employees and contractors of the gaming board also apply to certain immediate family members, which depending on the context may include spouses and other relatives.

8. 4 PA. CONS. STAT. §1201(l) (2013)
Pennsylvania Gaming Control Board established A member of the Pennsylvania Gaming Board may not solicit, request, recommend or suggest his or her spouse for employment by such board.

9. 4 PA. STAT. ANN. §325.214(b) (2013)
Power of commissions to impose fines and penalties It is impermissible for an officer or employee of a corporation licensed under the Race Horse Industry Reform Act, or his or her spouse or other relatives to hold both an interest in a participating race horse and the host or location of the event or competition.

10. 4 PA. STAT. ANN. §325.222(a.5) (2013) Distribution of moneys retained from pari-mutuel pools; taxation To qualify for a lower tax rate, a newly licensed corporation is restricted from including certain people (including spouses and other relatives of such people) who are affiliated with certain licensed racing corporations.
11. **4 PA. CONS. STAT. §1512(a) (2013)**
Financial and employment interests
An executive-level public employee, public official or party officer, or an immediate family member thereof, shall not intentionally or knowingly hold a financial interest in certain entities involved in or related to the gaming industry during such employee’s, official’s, or officer’s tenure and for one year following termination of such status.

12. **4 PA. CONS. STAT. §1512(a.1) (2013)**
Financial and employment interests
An executive-level public employee, public official or party officer, or an immediate family member thereof, is prohibited from being employed by certain entities involved in or related to the gaming industry, during such employee’s, official’s, or officer’s tenure and for one year following termination of such status.

13. **4 PA. CONS. STAT. §1512(a.2) (2013)**
Financial and employment interests
There are restrictions on the offering and delivery, or the solicitation and acceptance, of complimentary services to applicable executive-level public employees, public officials, party officers and their immediate families from certain entities.

**Title 5. Athletics and Sports**

Exemption from registration and bonding requirement
Agents representing a spouse or other immediate family member are exempt from the athlete agent registration requirements.

**Title 7. Banks and Banking**

15. **7 PA. STAT. ANN. §112(a) (2013)**
Acquisitions, and offers to acquire, shares of banks, bank and trust companies and trust companies
Ownership of shares or voting rights of shares by a person’s spouse or other relatives shall be deemed to constitute beneficial ownership of such shares or voting rights of shares by such person in the context of acquisitions and offers to acquire, shares of banks, bank and trust companies, and trust companies.

16. **7 PA. STAT. ANN. §603(b) (2013)**
Minor's deposits and safe-deposit agreements
An institution may rent a safe-deposit box or similar receptacle to, and receive property for safe-deposit from, a married minor and spouse, whether adult or minor, jointly.

17. **7 PA. STAT. ANN. §604(b) (2013)**
Joint deposits
Banks may pay out the contents of a joint deposit account to the survivor of a husband and wife if the account is in their joint names.

18. **7 PA. STAT. ANN. §6020-32(a) (2013)**
Acquisitions and offers to acquire shares of permanent reserve fund stock of association
Ownership of shares or voting rights of shares by a person’s spouse or other relatives shall be deemed to constitute beneficial ownership of such shares or voting rights of shares by such person in the context of acquisitions and offers to acquire shares of permanent reserve fund stock of association.

**Title 10. Charities and Welfare**

19. **10 PA. STAT. ANN. §162.5(b) (2013)**
Registration of charitable organizations; financial reports; fees; failure to file
The registration statement of a charitable organization shall contain disclosure of any relationships by blood, marriage or adoption among certain identified persons.

20. **10 PA. STAT. ANN. §162.8(a) (2013)**
Registration of professional fundraising counsel and contracts
The registration of professional fundraising counsel and contracts requires disclosure of any relationships by blood, marriage or adoption among certain identified persons.
21. **10 PA. STAT. ANN. §162.9(a) (2013) Registration of professional solicitors; contract and disclosure requirements; bonds, records; books**

The registration of professional solicitors shall contain disclosure of any relationships by blood, marriage or adoption among certain identified persons.

**Title 11. Children**


A $10 surcharge is imposed on all applications for marriage licenses and divorce complaints, which is payable into the Children’s Trust Fund.

**Title 15. Corporations and Unincorporated Associations**

23. **15 PA. CONS. STAT. §1103(a) (2013) Definitions**

For purposes of determining whether a corporation constitutes a closely held corporation, shares held by the spouse of a shareholder shall be deemed to be held by one shareholder.

24. **15 PA. CONS. STAT. §1929.1(e) (2013) Limitations on asbestos-related liabilities relating to certain mergers or consolidations.**

The statutory limitation on a successor corporation’s asbestos-related liabilities shall apply to an asbestos-related legal claim made by or on behalf of any person exposed to asbestos or any spouse or other relative or representative of any such person.

25. **15 PA. CONS. STAT. §2304(c) (2013) Additional contents of articles of statutory close corporations**

For purposes of determining whether a corporation constitutes a statutory close corporation, shares held by the spouse of a shareholder shall be deemed to be held by one shareholder.

26. **15 PA. CONS. STAT. §2322(b) (2013) Share transfer restrictions**

Transfers shall be exempt from transfer restrictions if made to members of the immediate family (including a spouse or other relative and the spouses of certain relatives) of the shareholder or to a trust all of whose beneficiaries are members of the immediate family of a shareholder.

27. **15 PA. CONS. STAT. §2552 (2013) Definitions**

A person’s spouse or other relative, or any relative of such person’s spouse, who shares the same home as such person, shall be deemed to be an associate of such person in the context of business combinations.


A control-share acquisition consummated pursuant to a transfer between spouses by reason of separation or divorce or pursuant to community property laws or other similar laws shall be exempt from the general rules governing control-share acquisitions of registered corporations.


A transfer of an equity security constituting the transfer of the beneficial ownership of such security between spouses by reason of separation or divorce or pursuant to community property laws or other similar laws shall be exempt from certain rules restricting profit-seeking attempts to acquire control of a registered corporation.


For the purposes of determining if a person is independent in the context of benefit corporations, a material relationship between a person and a benefit corporation shall be presumed to exist if an immediate family member of such person has been an executive officer of such business corporation within the past three years.
31. **15 PA. CONS. STAT. §8312 (2013)**

**Rules for determining the existence of a partnership** An annuity payment to a surviving spouse of a deceased partner is one exception to the general rule that the receipt by a person of a share of the profits of a business shall constitute prima facie evidence that such person is a partner in the business.

**Title 16. Counties**


**Burial of spouses of deceased service persons** The counties are directed to contribute $75, and may contribute an additional $25, towards the funeral expenses of the spouse of a deceased service person residing in such county.


**Proof of service, et cetera** In submitting an application for a county contribution to funeral expenses of a widow of a deceased service person, a county of any of the third through eighth classes shall require submission of certain proof, including proof of the widow’s marriage to a deceased service person and that she had not remarried following his death.

34. **16 PA. STAT. ANN. §1923(g) (2013)**

**Compilation of war records; director of Veterans’ Affairs** It is the duty of the director of veterans’ affairs to assist the county commissioners in certain counties in administering the laws which relate to the burial of deceased service persons and their spouses and assist war veterans and their families in securing their rights in matters relating to their person, property and care of family.

35. **16 PA. STAT. ANN. §2399.16 (2013); 16 PA. STAT. ANN. §2399.66 (2013)**

**Interests of public officers, public employees and party officers** A Pennsylvania Convention Center Authority employee may not use his position, or any confidential information acquired through his position, for financial gain for himself, an immediate family member or a business with which he or an immediate family member is associated. An employee of the governing board of the convention center authority, a member of his immediate family, or a business with which such employee or an immediate family member is associated, is prohibited from soliciting or accepting gifts, loans, political contributions or employment offers in exchange for favorable official action from the employee. No person can offer such gifts, loans, political contributions, or employment offers to an employee of the convention center authority, a member of his immediate family, or a business with which such employee or an immediate family member is associated, in exchange for favorable official action from the employee.

Employees of the governing board of the convention center authority, or members of such employee’s immediate family or businesses in which such employee or member of such employee’s immediate family is a director, officer or certain stockholder may enter into a contract valued in excess of $500 with the convention center authority and from having certain financial interests in a contract valued in excess of $500 with the convention center authority, subject to certain exceptions and limitations. An “immediate family member” for these purposes includes a spouse and other relatives.


**Definitions For purposes of the Southwestern Pennsylvania Regional Renaissance Initiative Act, immediate family member shall include a person’s spouse.**
Restrictions upon activities of board members and employees

Immediate family members (including spouses and other relatives) of members of the board and employees of the Regional Renaissance Authority may not be party officers, public officers, or public officials concurrently with the service of such member or employee (as applicable).

Restrictions upon activities of design commission members and employees

Immediate family members (including spouses and other relatives) of members of the board and employees of the design commission may not be party officers, public officers, or public officials concurrently with the service of such member of the board or employee of the design commission.

Definitions

A surviving spouse of a county employee may be entitled to a Survivor’s Benefit Allowance.

Amount of retirement allowances

Spouses of county employees are entitled to a survivor’s benefit allowance if an election for such spousal benefit is made by the county employee, subject to restrictions upon divorce or death.

Separation from service; refund of contribution

If a county employee who contributes to the retirement fund dies before he or she is eligible to receive such benefits, the county employees’ retirement board is authorized to pay the amount of contributions paid to such employee’s surviving spouse.

Burial of widows of deceased service persons

A second class county is directed to contribute $75, and may contribute an additional $25, towards the funeral expenses of any widow of any male deceased service person who lived in such county at the time of his or her death.

Proof of service, et cetera

In submitting an application for a county contribution to funeral expenses of the spouse of a deceased service person, the second class county shall require submission of proof, including proof of marriage.

Compilation of war records; director of veterans’ affairs

It is the duty of the director of veterans’ affairs to assist the county commissioners of a second class county in administering the laws which relate to the burial of deceased service persons and their spouses and assist war veterans and their families in securing their rights in matters relating to their person, property and care of family.

Definitions

For purposes of the Allegheny Regional Asset District, immediate family member shall include a person’s spouse.

Restrictions upon activities of board members and employees

Immediate family members (including spouses and other relatives) of members of the board and employees of the Allegheny Regional Asset District may not be party officers, public officers, or public officials concurrently with the service of such member or employee (as applicable).

Tax relief and use of disbursements

Married persons meeting age and income requirement are eligible for a property tax rebate or rent rebate in lieu of property taxes for their primary personal residence from the Allegheny Regional Asset District.

Fees of recorders of deeds

The fee for recording a widow’s election by the recorder of deeds in a county of the first class shall be $2.50.
49. 16 PA. STAT. ANN. §8063 (2013)  
Burial of Widows of deceased service persons  
A county of the first class is directed to contribute $75, and may contribute an additional $25, towards the funeral expenses of any widow of any male deceased service person who at the time of her death had a legal residence in such county.

50. 16 PA. STAT. ANN. §8066 (2013)  
Proof of service, et cetera  
In submitting an application for a county contribution to funeral expenses of a widow of a deceased service person, a county of the first class shall require submission of certain proof, including proof of the widow’s marriage to a deceased service person and that she had not remarried following his death.

51. 16 PA. STAT. ANN. §8072 (2013)  
Directors of veterans’ affairs  
It is the duty of the director of veterans’ affairs to assist the county commissioners in certain counties in administering the laws which relate to the burial of deceased service persons and their widows and assist war veterans and their families in securing their rights in matters relating to their person, property and care of family.

52. 16 PA. STAT. ANN. §9759.1 (2013)  
Final discharges of officers and persons in armed forces or women’s organizations; confidentiality of records  
Records of discharges, reports of separation and similar forms recorded or received by the recorder of deeds shall be confidential and no disclosure shall be made except disclosure can be made to a member of the subject person’s immediate family.

53. 16 PA. STAT. ANN. §11411 (2013)  
Counties of the second class; schedule  
The fee to be charged by the recorder of deeds in a county of the second class for recording a widow’s election shall be at least $2.50 and for a widow’s appraisement shall be at least $10.00.

Title 17. Credit Unions

54. 17 PA. CONS. STAT. §701(b) (2013)  
Membership  
Immediate family members of a member of the credit union may be elected to membership.

55. 17 PA. CONS. STAT. §701(e) (2013)  
Membership  
The unremarried widow or widower of a deceased member may become a member of the credit union.

Title 18. Crimes and Offenses

56. 18 PA. CONS. STAT. §7107(a) (2013)  
Unlawful actions by athlete agents  
An athlete agent cannot give, offer, or promise anything of value to a student athlete, his parent or guardian, or any member of his immediate family before the student’s eligibility for collegiate athletics expires.

57. 18 PA. CONS. STAT. §3123(a) (2013)  
Involuntary deviate sexual intercourse  
A person commits a first degree felony when that person engages in deviate sexual intercourse with a complainant under 16 years old, if the person is at least 4 years older and is not married to the complainant.

58. 18 PA. CONS. STAT. §4301(a) (2013)  
Bigamy  
A married person is guilty of bigamy if he contracts or appears to contract another marriage, unless certain conditions are met regarding his existing marriage.

59. 18 PA. CONS. STAT. §6111(b) (2013)  
Sale or transfer of firearms  
The application for the potential purchase or transfer of a firearm must inquire as to the actual buyer of the firearm(s). The potential buyer or transferee is not the actual buyer if such person is acquiring the firearm for another person, unless that other person is their spouse or other relative who is legally eligible to own a firearm.
60. **18 PA. CONS. STAT. §6111(c) (2013)**  
**Sale or transfer of firearms** The restrictions and procedural rules applicable to the sale or transfer of a firearm do not apply to transfers between spouses.

61. **18 PA. CONS. STAT. §6106 (2013)**  
**Firearms not to be carried without a license** A firearm may not be carried in a vehicle without a valid and lawfully issued license. This prohibition does not apply to a person who is otherwise eligible to possess and is carrying a firearm while operating a motor vehicle if the vehicle is registered in that person’s name, or in the name of that person’s spouse, and there is a valid license for the firearm that has been issued to the spouse or parent owning the firearm.

62. **18 PA. CONS. STAT. §5902(c) (2013)**  
**Prostitution and related offenses** It is a third degree felony to promote the prostitution of a person’s spouse.

63. **18 PA. CONS. STAT. §3126(a) (2013)**  
**Indecent assault** A person is guilty of indecent assault if the person has indecent contact with a complainant under 16 years old, if the person is at least 4 years older and is not married to the complainant.

64. **18 PA. STAT. ANN. §11.701(a) (2013)**  
**Persons eligible for compensation** A surviving spouse of a deceased direct victim or intervenor is eligible for compensation under the Crime Victims Act. A family member of a person convicted of a crime or their accomplice, however, cannot benefit under the Crime Victims Act if the offender is still residing in the household and will substantially benefit from the award.

65. **18 PA. STAT. ANN. §4510 (2013)**  
**Seduction of female under eighteen** Whoever seduces a woman under 18 years of age under the promise of marriage is guilty of seduction, and upon conviction, shall be sentenced to pay a fine up to $1,000 or be imprisoned up to 3 years, or both.

**Title 20 Decedents, Estates and Fiduciaries**

66. **20 PA. CONS. STAT. §305 (2013)**  
**Right to dispose of a decedent’s remains** A surviving spouse has sole authority in all matters pertaining to the disposition of the remains of a deceased spouse.

67. **20 PA. CONS. STAT. §711 (2013)**  
**Mandatory exercise of jurisdiction through orphans’ court division in general** As a general matter, the orphans’ court division of the court of common pleas exercises jurisdiction over marriage licenses.

68. **20 PA. CONS. STAT. §2102 (2013)**  
**Share of surviving spouse** The surviving spouse of a decedent is entitled to the decedent’s entire intestate estate unless there are surviving issue or a parent of the decedent, in which case the share is determined by a statutory formula.

69. **20 PA. CONS. STAT. §2105 (2013)**  
**Spouse’s rights** The share of the estate to which a widow or surviving husband is entitled shall be in lieu and full satisfaction of her dower and his curtesy, respectively, at common law.

70. **20 PA. CONS. STAT. §2107 (2013)**  
**Persons born out of wedlock** A spouse who, for one year or more prior to the death of the other spouse, has willfully neglected or refused to perform the duty to support the other spouse, has willfully and maliciously deserted the other spouse, or whose spouse dies during the course of divorce proceedings, shall have no right to the real or personal estate of the other spouse. The surviving spouse shall be a competent witness as to all matters pertinent to the issue of forfeiture.
71. 20 PA. CONS. STAT. §2110 (2013) Spouse’s allowance; procedure A child born out of wedlock is considered his mother’s child for purposes of descent. He shall be considered the child of his father if the parents of a child born out of wedlock marry each other, if during the lifetime of the child, the father openly holds out the child to be his, or if there is clear and convincing evidence that the man was the father of the child.

72. 20 PA. CONS. STAT. §2110 (2013) Spouse’s allowance; procedure The spousal allowance shall be awarded to the surviving spouse in the same manner as other distributive shares of the estate are awarded, without any right in the surviving spouse to choose particular real or personal property to satisfy such award.

73. 20 PA. CONS. STAT. §2202 (2013) Right of election; nonresident decedent When a married person not domiciled in Pennsylvania dies, with respect to property in Pennsylvania, the rights of the electing spouse shall be subject to the rights of certain persons holding an interest in such property.

74. 20 PA. CONS. STAT. §2203 (2013) Right of election; resident decedent As a general matter, a surviving spouse has a right to an elective share of one-third of the decedent’s property, unless the decedent dies during the course of divorce proceedings.

75. 20 PA. CONS. STAT. §2204 (2013) Disclaimers, releases and charges against elective share As a general matter, a spouse’s election of his elective share shall be deemed a disclaimer of any beneficial interest of the spouse in the remainder of the decedent’s estate that would otherwise be payable to the spouse. If such beneficial interests have already been accepted or cannot be disclaimed, the spouse shall be entitled to an elective share only if the spouse conveys such interest to those who would take it if the spouse had disclaimed it. Notwithstanding the foregoing, the spouse may elect to retain property owned by the spouse outright and have the value of the property at the time of the decedent’s death charged against the elective share.

76. 20 PA. CONS. STAT. §2206 (2013) Right of election personal to surviving spouse The right of election of a surviving spouse may be exercised in whole or in part by him or his agent. If the surviving spouse is a minor or is incapacitated, the right of election must be made by such spouse’s guardian or agent.

77. 20 PA. CONS. STAT. §2207 (2013) Waiver of right to elect A surviving spouse may waive the right of election.

78. 20 PA. CONS. STAT. §2208 (2013) Forfeiture of right of election A surviving spouse who would not be entitled to a share of the decedent’s estate had he died intestate shall have no right of election.

79. 20 PA. CONS. STAT. §2209 (2013) Surviving spouse as witness A person who is or claims to be the surviving spouse shall be a competent witness as to all matters pertinent to his right of election other than the creation of his status as the surviving spouse.

80. 20 PA. CONS. STAT. §2210 (2013) Procedure for election; time limit A surviving spouse’s election to take or not to take his elective share shall be by a writing signed by him and filed with the clerk of the orphans’ court division.

81. 20 PA. CONS. STAT. §2211 (2013) Determination of effect of election; enforcement The orphans’ court division of the county of the decedent’s domicile shall determine all matters concerning the spouse’s election, including the spouse’s interests and liabilities and others in or with respect to all property which is subject to the election or which must be disclaimed, released or conveyed by the spouse or charged against the elective share.
82. **20 PA. CONS. STAT. §2507(2) (2013)**
Modification by circumstances
Any provision in a testator's will relating to the testator's spouse becomes ineffective, if the testator is divorced from such spouse after making the will or dies during the course of divorce proceedings and grounds have been established, unless it appears from the will that the provision was intended to survive a divorce.

83. **20 PA. CONS. STAT. §2507(3) (2013)**
Modification by circumstances
If a testator marries after making a will, the surviving spouse shall receive the share of the estate to which he would have been entitled had the testator died intestate, unless the will gives him a greater share or unless it appears from the will that the will was made in contemplation of marriage to the surviving spouse.

84. **20 PA. CONS. STAT. §2507(4) (2013)**
Modification by circumstances
If the testator fails to provide in his will for his child born or adopted after making his will, such child will receive out of the testator's property not passing to a surviving spouse, the share he would have received if the testator had died unmarried and intestate and owned only that portion of his estate not passing to a surviving spouse, unless it appears from the will that the failure was intentional.

85. **20 PA. CONS. STAT. §3101 (2013)**
Payments to family and funeral directors
An employer, bank or other savings organization, patient care account, or insurance company may pay certain sums earned by or due to a deceased individual to the spouse or certain other relatives of such deceased individual. The State Treasurer is authorized to distribute unclaimed or abandoned property of the deceased individual in its custody to the surviving spouse or certain other relatives of such deceased individual.

86. **20 PA. CONS. STAT. §3121 (2013)**
When allowable
A family exemption is available to the spouse of any decedent domiciled in Pennsylvania who may retain or claim as an exemption either real or personal property, or both, up to a value of $3,500.

87. **20 PA. CONS. STAT. §3123 (2013)**
Payment from real estate
If real estate claimed as part of the family exemption is valued at more than the amount claimed, the surviving spouse shall pay the amount of valuation in excess of the amount claimed. Vesting of real estate shall occur upon payment by the applicable surviving spouse, child or children, parent or parents of the surplus amount.

88. **20 PA. CONS. STAT. §3125 (2013)**
Other remedies
The surviving spouse may also collect the family exemption out of real and personal estate in the manner provided by law for the collection of legacies.

89. **20 PA. CONS. STAT. §3155(b) (2013)**
Persons entitled
Letters of administration shall be granted by the register of wills, except for good cause, first to those entitled to the residuary estate under the will and then to the surviving spouse.

90. **20 PA. CONS. STAT. §5164 (2013)**
Distributions for support and education
The orphans' court, for cause shown, may authorize or direct the payment or application of any or all of the income or principal of the estate of a minor for the care, maintenance or education of the minor's spouse.

91. **20 PA. CONS. STAT. §5430(a) (2013)**
Effect of divorce
The designation of a spouse as health care agent for the other spouse shall be revoked upon one of the spouses filing an action in divorce unless it clearly appears from the advance health care directive that the designation was intended to survive such filing.
Decisions by health care representative

A health care representative may make a health care decision for an individual whose attending physician has determined that the individual is incompetent if the individual is at least 18 years of age, has graduated from high school, has married or is an emancipated minor. Where no health care representative has been designated, the spouse of the principal shall act as the health care representative, unless an action for divorce is pending.

Distributions of income and principal during incapacity

The court, for cause shown, may authorize or direct the payment or application of any or all of the income or principal of the estate of an incapacitated person for the care, maintenance or education of such incapacitated person’s spouse.

Implementation of power of attorney

An agent granted a power of attorney may be granted the power to claim an elective share of the estate of the principal’s deceased spouse.

Power of attorney not revoked until notice

If a principal designates his spouse as his agent and either the principal or his spouse files an action in divorce, the designation of the spouse as agent shall be revoked, unless it appears from the power of attorney that the designation was intended to survive such action in divorce.

Effect of divorce

If the spouse of a principal is designated as the principal’s mental health care agent and either spouse files an action in divorce, the designation of the spouse as mental health care agent shall be revoked, unless it clearly appears from the mental health power of attorney that the designation was intended to continue to survive such an event.

Title 21 Deeds & Mortgages

Releases, etc., executed by married woman alone may be recorded

All instruments of writing which a married woman is authorized by law to make without the joinder of her husband may be recorded if such instrument has been acknowledged by her without her husband joining, or her signature is duly proved before an officer having authority to take such acknowledgments.

Defective acknowledgments prior to 2013

No deed of conveyance or other assurance of land, dated prior to 2005, delivered by husband and wife to a bona fide purchaser for a valuable consideration, and acknowledged before any officer duly authorized by law to take such acknowledgment, shall be deemed invalid by reason of any defect in such acknowledgment as not being made according to law.
Defective acknowledgments prior to 1931
No deed of conveyance or other assurance of land, dated prior to 1931, delivered by husband and wife, to a bona fide purchaser for a valuable consideration, and acknowledged before any officer duly authorized by law to take such acknowledgment, shall be deemed invalid by reason of any defect in such acknowledgment as not being made according to law.

Deeds made in any other state
Every deed of conveyance or assurance of any lands in Pennsylvania, validly made, executed and delivered by husband and wife within any other state, where the acknowledgment has been taken and certified by any officers in the state where made and executed shall be deemed to be as valid for conveying the estate, right, title and interest of such husband and wife.

103. **21 PA. STAT. ANN. §261 (2013)**
Acknowledgments made in any of the United States by husband and wife
Every deed of conveyance or assurance of any lands in Pennsylvania, validly made, executed and delivered by husband and wife, within any other state, where the acknowledgment of the execution was taken and certified by any officer authorized by the laws of such state to take and certify the acknowledgment of deeds of conveyance, shall be deemed to be valid for conveying the estate, right, title and interest of such husband and wife.

Defective acknowledgments by wife prior to April 4, 1901
No deed or conveyance of lands, delivered by husband and wife prior to April 4, 1901 to bona fide purchasers for valuable consideration, and acknowledged by them before an officer duly authorized by law to take such acknowledgment, shall be deemed invalid by reason of the fact that the acknowledgment of the wife was not separately taken or that the wife was not examined separately.

Defective acknowledgments by husband and wife prior to January 4, 1923
No instrument of writing concerning any land or estate, required by law to be acknowledged, which purports to have been acknowledged by husband and wife before any person authorized by law to take acknowledgment of such instruments shall be deemed insufficient in law by reason of informality or omission in setting forth the particulars of the acknowledgment if the acknowledgment is dated prior to January 4, 1923.

Conveyances by married women
The laws of validating conveyances shall not be taken to affect the separate estate of a married woman where the right to convey or encumber the estate has been withheld in the will, deed, or other instrument by which the separate estate of the married woman was created.

Deeds of husband and wife made prior to act of 1770
No conveyance or assurance of any lands validly made prior to the Act of 1770 and executed by husband and wife shall be deemed invalid in law.

Acknowledgments by married woman
Acknowledgments of a married woman of any instruments of writing, required by law to be acknowledged, shall be taken by any person authorized by law to take acknowledgments of such instruments, in same manner and form as though she were unmarried, with such acknowledgment having the same force and effect as if taken separate and apart from her husband.
Title 22. Detectives/Detectives and Private Police

109. 21 PA. STAT. ANN. §49 (2013) Validity of deeds made and acknowledged by husband and wife out of state All deeds and conveyances made by husband and wife, not residing within Pennsylvania, and brought here to be recorded in the county where the lands lie shall be as valid as if the same had been made and acknowledged before any person authorized by law to take acknowledgement of such instruments.

110. 22 PA. STAT. ANN. §14(a) (2013) Application for licenses Any person intending to conduct a private detective business must have his application to conduct such business approved by at least five reputable citizens of the community in which such applicant resides or transacts business who are not related to the applicant by blood or marriage.

111. 22 PA. CONS. STAT. §3715(d) (2013) Humane Society Police Officer Advisory Board A member of the Humane Society Police Advisory Board who fails to attend three consecutive unexcused regular board meetings or fails to attend at least 50% of the regularly scheduled board meetings shall have his or her appointment subject to termination, unless due to an illness or death of a family member or for a similar emergency.

Title 23. Domestic Relations

112. 23 PA. CONS. STAT. §1103 (2013) Common-law marriage Common law marriages entered into after January 1, 2005 will not be valid but any common law marriage otherwise lawful and contracted prior to this date shall remain valid.

113. 23 PA. CONS. STAT. §1701(a)-(c) (2013) Decree that spouse of applicant is presumed decedent A spouse may obtain a decree that his or her spouse is presumed dead if such spouse has disappeared or is absent from their place of residence without being heard of after diligent inquiry.

114. 23 PA. CONS. STAT. §1701(e) (2013) Decree that spouse of applicant is presumed decedent If a person’s prior spouse was declared presumed dead by decree, that person subsequently remarries, and that person’s former spouse is in fact alive, the subsequent marriage is valid and the prior marriage is deemed terminated by divorce.

115. 23 PA. CONS. STAT. §1702(a) (2013) Marriage during existence of former marriage If two people enter into a marriage in good faith and, believing that a prior marriage was terminated or annulled, and they live together as husband and wife thereafter, but one of them remains married to someone else, the second marriage shall be valid effective as of such time the first marriage is legally ended provided such two people continue to live together as husband and wife.

116. 23 PA. CONS. STAT. §1702(b) (2013) Marriage during existence of former marriage If two people enter into a marriage and one of them had been married before and there was, prior to such second marriage, a false rumor of the death of the first spouse but no legal decree of presumed death, the second marriage is subject to annulment and the spouse from the first marriage has grounds for divorce.

117. 23 PA. CONS. STAT. §1702(c) (2013) Marriage during existence of former marriage If a first marriage was not legally ended, and a remarriage was entered into in good faith, then the parties to the remarriage cannot be criminally prosecuted for bigamy.
118. **23 PA. CONS. STAT. §1703 (2013)**
Marriage within degree of consanguinity
Incestual marriages are voidable, but when such marriages have not been dissolved during the lifetime of the parties, the unlawfulness of the marriage will not be inquired into after the death of either of the parties to the marriage.

119. **23 PA. CONS. STAT. §1901(2013)**
Actions for alienation of affection abolished
All civil cases for alienation of affection of a husband or wife are abolished, except in certain cases where the defendant had a certain familial relationship with or was formerly in loco parentis to the spouse of the plaintiff.

120. **23 PA. CONS. STAT. §2531(c) (2013)**
Report of intention to adopt
No report of an intention to adopt is required when the person adopting the child is related to the child by blood, marriage or adoption.

121. **23 PA. CONS. STAT. §2711(a) (2013)**
Consents necessary for adoption
The spouse of an adopting parent must consent to the adoption, unless they have joined in the adoption petition.

122. **23 PA. CONS. STAT. §2711(b) (2013)**
Consents necessary for adoption
If a husband is proved not to be the father of a child, then he need not consent to an adoption; if this has not been proven, then his consent is required if he was married to the mother within one year prior to the child’s birth.

123. **23 PA. CONS. STAT. §3104(a) (2013)**
Bases of jurisdiction
In an action for divorce or annulment, the courts have original jurisdiction over distribution of property, alimony, children, and any other matters relating to the end of the marriage.

124. **23 PA. CONS. STAT. §3104(b) (2013)**
Bases of jurisdiction
To begin an action for termination of a marriage, one or both parties in the marriage must have been a bona fide resident of Pennsylvania for the six months prior to the action. Both parties can prove their domicile, but if a party has lived in Pennsylvania for more than six months, there is a presumption that such party is domiciled in Pennsylvania.

125. **23 PA. CONS. STAT. §3104(c) (2013)**
Bases of jurisdiction
The courts can hear actions to terminate a marriage even if the marriage and the cause of action for divorce happened outside of Pennsylvania and both people were domiciled outside of Pennsylvania at the time. The court has the power to annul void or voidable marriages entered into outside of Pennsylvania at a time when neither person was domiciled in Pennsylvania.

126. **23 PA. CONS. STAT. §3104(d) (2013)**
Bases of jurisdiction
If the dissolution or annulment of a marriage took place in another jurisdiction and questions relating to property, children, or anything else having to do with the dissolution or annulment arise and have not yet been decided, Pennsylvania courts have the authority to decide those questions to the fullest extent permitted under the United States Constitution.

127. **23 PA. CONS. STAT. §3104(e) (2013)**
Bases of jurisdiction
Proceedings for divorce or annulment may be brought in certain venues based on the residence of the plaintiff and the defendant.

128. **23 PA. CONS. STAT. §3301 (2013)**
Grounds for divorce
A court may grant a married person a divorce based on fault, institutionalization of a spouse, mutual consent, and irretrievable breakdown.

129. **23 PA. CONS. STAT. §3303 (2013)**
Annulment of void and voidable marriages
If a marriage is alleged to be voidable, either party to the marriage can bring an action to void it; provided that in an alleged common law marriage where one spouse is under eighteen years old, a parent or guardian can bring an action to void the marriage while that spouse is still a minor.
130. **23 PA. CONS. STAT. §3304 (2013)**

Grounds for annulment of void marriages

A supposed or alleged marriage of a person shall be deemed void in certain situations where the grounds for annulment have been met in a proceeding for an annulment or any collateral proceedings.

131. **23 PA. CONS. STAT. §3305 (2013)**

Grounds for annulment of voidable marriages

A marriage shall be deemed voidable and subject to annulment in certain case by either party. Any such voidable marriage shall be deemed valid until a decree of annulment is obtained from the court. If the parties to a voidable marriage subsequently confirm the marriage or either party has died, the validity of such voidable marriage shall not be subject to attack.

132. **23 PA. CONS. STAT. §3306 (2013)**

Proceedings to determine marital status

Either person in a marriage may bring an action for a declaratory judgment to determine the validity of a marriage if it is denied or in doubt, and unless reversed on appeal, the decision of the court is conclusive regarding the validity or invalidity of a marriage.

133. **23 PA. CONS. STAT. §3307 (2013)**

Defenses

A defendant married person in divorce proceedings has available certain common law defenses with respect to the plaintiff’s claim for a divorce based on fault or institutionalization.

134. **23 PA. CONS. STAT. §3308 (2013)**

Action where defendant suffering from mental disorder

If a spouse is insane or suffering from serious mental disorder, an action may be commenced against that spouse upon any ground for divorce or annulment.

135. **23 PA. CONS. STAT. §3323 (2013)**

Decree of court

In all matrimonial cases, the court may dismiss the complaint or enter an order for divorce or annulment of the marriage, which may include matters with respect to property, children, alimony, expenses and other related matters. In enforcing the order, the court has all necessary powers, including full equity power and jurisdiction, and including the power of contempt and ability to attach wages.

136. **23 PA. CONS. STAT. §3501 (2013)**

Definitions

For purposes of the laws relating to divorce, marital property includes property acquired by either party during the marriage and the increase in value of certain non-marital property, subject to certain exceptions. Property subject to allocation in annulment or divorce proceedings can include a spouse’s defined benefit retirement plan.

137. **23 PA. CONS. STAT. §3502 (2013)**

Equitable division of marital property

A court has the authority in a case of a divorce or annulment to divide marital property and has the authority to order certain enforcement remedies in the case of a party’s non-compliance. In an action for divorce or annulment, the court may also grant one or both parties the right to remain in the marital residence.

138. **23 PA. CONS. STAT. §3507 (2013)**

Division of entireties property between divorced persons

Property that was held as a tenancy by the entirety shall be converted to property held as tenants in common following divorce, provided such divorce is valid in Pennsylvania and the divorce decree is properly recorded in the county where the property is located, and either party can bring an action to sell the property and divide the proceeds.

139. **23 PA. CONS. STAT. §3508 (2013)**

Conveyance of entireties property to divorced spouse

Following divorce, former spouses holding property as tenants in the entirety may convey the property from one to the other without a joinder, so that the grantee holds the property in fee simple.

140. **23 PA. CONS. STAT. §3701 (2013)**

Alimony

Where a divorce decree has been entered, the court may award reasonable alimony if it deems it necessary.
141. 23 PA. CONS. STAT. §3702 (2013) Alimony pendente lite, counsel fees and expenses Spousal support, including but not limited to alimony pendente lite, fees and expenses, and health insurance coverage, may be awarded by the court during the divorce proceedings.

142. 23 PA. CONS. STAT. §4101(a) (2013) Liability for debts contracted before marriage Spouses are not responsible for each other’s debts if the debts were incurred before the marriage.

143. 23 PA. CONS. STAT. §4102 (2013) Proceedings in case of debts contracted for necessaries If one spouse incurs debt for support and maintenance of the family, a creditor can pursue a suit against the husband and wife for the price of such necessaries. After obtaining judgment, the creditor shall be able to execute against the spouse incurring the debt alone, and if no property is found, the creditor may execute on the separate property of the other spouse.

144. 23 PA. CONS. STAT. §4104 (2013) Right of married person to separate earnings The separate earnings of any married person belong to that person and not the other spouse.

145. 23 PA. CONS. STAT. §4105 (2013) Loans between married persons A married person may make a secured loan to his or her spouse from money from the separate estate of the married person.

146. 23 PA. CONS. STAT. §4321 (2013) Liability for support Married people are liable for the support of each other according to their respective abilities.

147. 23 PA. CONS. STAT. §4324 (2013) Inclusion of spousal medical support In addition to other forms of spousal support, a spouse may be required to pay a percentage of the other’s reasonable and necessary health care expenses. If health care coverage at no cost or reasonable cost in connection with the employment is available to one spouse, the court shall order that such spouse provide or extend health care coverage to the other spouse.

148. 23 PA. CONS. STAT. §4361(a) (2013) Execution of support order against entireties property Support orders against property held in entireties shall be recognized by the court with authority over the property as if it were its own judgment.

149. 23 PA. CONS. STAT. §4362 (2013) Plaintiff’s share of proceeds of sale In connection with divorce or annulment proceedings, upon a sale of property, spouses are entitled to proceeds of sale of such property based on the relative contribution of money given at the original purchase.

150. 23 PA. CONS. STAT. §4364(a) (2013) Credit to plaintiff who purchases property If a plaintiff spouse purchases property at the execution sale, such person is entitled to a credit equal to the sum of such person’s share of the property plus any additional money owed to the plaintiff by the defendant spouse under a support order.

151. 23 PA. CONS. STAT. §4365 (2013) Rights of divorced person in entireties property sold for support After the divorce of any spouse who is a tenant by the entireties of real property with the former spouse and the sale of such real property, the divorced spouse is entitled to the proceeds of sale proportionate with his or her share of the property and any support that is due out of the remaining proceeds.

152. 23 PA. CONS. STAT. §4381 (2013) Garnishment of wages of Commonwealth employee Spousal support payments can be taken from employees of Pennsylvania in the same manner as if Pennsylvania were a private employer.
153. **23 PA. CONS. STAT. §4603(b) (2013)**
Relatives’ liability; procedure
Spouses of indigent persons have the responsibility to care for and financially assist their spouse, unless such spouse does not have the financial ability to support the other spouse.

154. **23 PA. CONS. STAT. §4603(a) (2013)**
Relatives’ liability; procedure
The spouse of an indigent person has financial responsibility for them, unless they are financially unable to so provide. The amount shall be set by the court in the jurisdiction where the indigent person resides, unless otherwise provided for under the Public Welfare Code. If such an obligated person fails to comply with a court order under this section, he or she may be subject to contempt and up to six months’ imprisonment, regardless of whether the indigent person is confined in a public institution.

155. **23 PA. CONS. STAT. §4604 (2013)**
Property liable for expenses
Subject to certain limitations, the personal property of an indigent person may be used to cover expenses incurred by a public body or agency in connection with the support, maintenance, assistance and bond of such person’s spouse.

156. **23 PA. CONS. STAT. §5102(a) (2013)**
Children declared to be legitimate
All children shall be legitimate irrespective of the marital status of their parents, and, where children are born out of wedlock, they shall enjoy all the rights and privileges as if they had been born during the wedlock of their parents, except for certain decedent matters.

157. **23 PA. CONS. STAT. §5102(b) (2013)**
Children declared to be legitimate
Paternity is presumed if the parents of a child marry each other after the child’s birth, if there is clear and convincing evidence that the father holds the child out as his own, or there is clear and convincing evidence of paternity.
Pursuant to the Intrastate Family Support Act, a duty of support is an obligation imposed by law to provide support to a child, spouse or former spouse. A spousal support order is a support order for a spouse or former spouse. A support order is a judgment or order for the benefit of a spouse or former spouse, which provides monetary support, health care, and other support including attorney fees.

Title 24. Education

A spouse or former spouse of a member of the Public School Employees' Retirement Fund who is recognized by a domestic relations order as having a right to receive all or a portion of the moneys payable to such member is an "alternate payee" with respect to retirement benefits for school employees.

For purposes of the Public School Employees' Retirement Fund, a domestic relations order is generally an order that relates to the marital property rights of the spouse or former spouse of a member.

If a member of the Public School Employees' Retirement Fund dies, the member’s spouse or former spouse, pursuant to an approved domestic relations order, may receive all or a portion of the accumulated deductions or lump sum benefit that otherwise would have been payable to such member.

The spouse or former spouse of a member of the Public School Employees' Retirement Fund may be designated as an irrevocable survivor annuitant pursuant to an approved domestic relations order and would receive an annuity upon the death of such member.

A member of the Public School Employees' Retirement Fund may make an election to receive either a maximum single life annuity or a reduced annuity, except that no member shall elect an annuity payable to one or more survivor annuitants other than his spouse or alternate payee if the present value of the annuity payable to him for life plus any lump sum payment he elected to receive is less than 50% of the present value of his maximum single life annuity.

The Public School Employee’s Retirement Board may sponsor a participant-funded group health insurance program for annuitants, spouses of annuitants, survivor annuitants and their dependents.

For members of the Public School Employees' Retirement Fund aged 65 and over, the Public School Employee’s Retirement Board may deduct appropriate annual charges from annuity payments for health insurance if the annuitant or spouses of annuitants choose to enroll in such a health insurance program.
172. 24 PA. CONS. STAT. §8507(j) (2013) Rights and duties of school employees and members A member of the Public School Employees' Retirement Fund having designated a survivor annuitant at the time of retirement shall not be permitted to nominate a new survivor annuitant unless such survivor annuitant predeceases him or the member is awarded a divorce or becomes married subsequent to the election of the option.

173. 24 Pa. Cons. Stat. §8533 (2013) Taxation, attachment and assignment of funds Rights to annuities or retirement benefits in the Public School Employees' Retirement Fund are subject to attachment in favor of a spouse or former spouse of a member of the Public School Employees' Retirement Fund as set forth in an approved domestic relations order. The surviving spouse of a member or former spouse designated as an alternate payee in a domestic relations order may elect a direct rollover of the benefits to an eligible retirement account.

174. 24 PA. CONS. STAT. §8533.1 (2013) Approval of domestic relations orders A domestic relations order relating to the marital property rights of the spouse or former spouse of a member of the Public School Employees' Retirement Fund shall be certified as an approved domestic relations order by the secretary of the Public School Employee’s Retirement Board if certain statutory conditions are met.

175. 24 PA. CONS. STAT. §8533.2 (2013) Irrevocable beneficiary Pursuant to a domestic relations order, a spouse or former spouse of a member of the Public School Employees' Retirement Fund may be designated as an irrevocable beneficiary, enabling such person, upon the death of such member, to receive all or a portion of the accumulated deductions or lump sum benefit that otherwise would have been payable to such member.

176. 24 PA. CONS. STAT. §8533.3 (2013) Irrevocable survivor annuitant A domestic relations order may provide that a spouse or former spouse of a member of the Public School Employees' Retirement Fund be designated an irrevocable survivor annuitant.

177. 24 PA. CONS. STAT. §8533.4 (2013) Amendment of approved domestic relations orders If a member of the Public School Employees' Retirement Fund has designated his or her former spouse as an alternate payee in a domestic relations order and such former spouse predeceases the member, the divorce court may amend the domestic relations order to substitute another person for the deceased alternate payee.

178. 24 PA. CONS. STAT. §8702 (2013) Definitions Under the Health Insurance for Retired School Employees statute, persons eligible for benefits include individuals who are annuitants or survivor annuitants or the spouses or dependents of annuitants or survivor annuitants.

Title 24. Education

179. 24 PA. STAT. ANN. §5-513(a) (2013) Group insurance contracts School districts may contract for insurance covering life, health, hospitalization, medical service, or accident insurance for the benefit of employees, their spouses and dependents, retired employees, or any class or classes thereof.

180. 24 PA. STAT. ANN. §6-679 (2013) Per capita taxes If a school district resident fails to pay required per capita school district taxes, the tax collector may not proceed against the delinquent taxpayer’s spouse until he has pursued remedies against the delinquent taxpayer.
181. 24 PA. STAT. ANN. §11-1111 (2013) Employment of relatives of school directors No teacher who is related by marriage or by blood to a member of any board of school directors may be employed by such board, unless such teacher receives the affirmative votes of a majority of all members of the board other than the member related to the applicant, who shall abstain from voting.

182. 24 PA. STAT. ANN. §11-1129 (2013) Vote required for dismissals No member of a school board shall vote in an employee dismissal proceeding if the member is related by marriage or by blood to the employee subject to dismissal.

183. 24 PA. STAT. ANN. §11-1154(c) (2013) Payment of salaries in cases of sickness, injury or death When a professional or temporary professional employee of any public school is absent from work because of the death of a relative by marriage, there shall be no deduction of the employee's salary for absence on the day of the funeral, and the board of school directors may extend the period of absence with pay in its discretion.

184. 24 Pa. Stat. Ann. §11-1105-B(c) (2013) Repayment The Department of Education may waive the repayment requirement for a teacher whose assessment fee was paid by the Commonwealth of Pennsylvania due to a death or catastrophic illness of a member of the teacher’s immediate family.

185. 24 Pa. Stat. Ann. §13-1327.1(m) (2013) Home education program If a home education program is determined to be out of compliance with the Home Education Program statute, neither the supervisor nor the spouse of the supervisor of the home education program is eligible to supervise a home education program for twelve following the date of such determination.

186. 24 Pa. Stat. Ann. §16-1602-B (2013) Definitions For purposes of the Opportunities for Educational Excellence subchapter, household is defined as living alone or with a spouse, parent and their unemancipated minor children, other unemancipated minor children related by blood or marriage, or other dependent adults or unemancipated minor children.


190. 24 Pa. Stat. Ann. §1964 (2013) Appointment of controllers It is unlawful for the court of common pleas judges responsible for appointing the controllers of the public schools to appoint any person related to, or married to, one of the judges.

191. 24 Pa. Stat. Ann. §5198.2 (2013) Definitions For purposes of the Agriculture Education Loan Forgiveness Act, to qualify as a family farm corporation, at least 75% of each class of stock of the corporation must be owned by immediate family members.
192. 24 Pa. Stat. Ann. §5198.3 (2013) Agriculture Education Loan Forgiveness Program To qualify for loan forgiveness as part of the Agriculture Loan Forgiveness Program, the applicant must work full-time on a farm owned by the real property owner along with his or her immediate family.

193. 24 Pa. Stat. Ann. §6250.303 (2013) Conflicts of interest Members of the Pennsylvania Workforce Development Board may not vote upon any matter of consideration before the board which would provide a direct financial benefit to the member or the immediate family of the member.

194. 24 Pa. Stat. Ann. §6250.503 (2013) Conflicts of interest A member of a local workforce investment board may not vote on a matter under consideration by the local workforce investment board which would provide direct financial benefit to the member or immediate family of the member.

195. 24 Pa. Stat. Ann. §6503(e) (2013) The State Board of Private License Schools A State Board of Private License Schools member who fails to attend three consecutive board meetings forfeits his or her membership unless excused for reasons of illness or death of a family member.

196. 24 Pa. Stat. Ann. §6703(e) (2013) State Board of Private Academic Schools A State Board of Private Academic Schools member who fails to attend three consecutive board meetings forfeits his or her membership unless excused for reasons of illness or death of a family member.


Title 25 Elections & Electoral Districts

198. 25 PA. STAT. ANN. §3260a (2013) Reports by business entities; publication by Secretary of the Commonwealth A business entity which has been awarded non-bid contracts from Pennsylvania is required to report any known political contributions in excess of $1,000 which have been made by the spouses or unemancipated children of its officers, directors or employees.

199. 25 PA. STAT. ANN. §2814 (2013) Rules for determining residence The place of residence for the family of a married man or woman is his or her residence unless the husband and wife are separated and live apart from each other.

200. 25 PA. STAT. ANN. §3241(k) (2013) Definitions For purposes of the provisions of law relating to primary and election expenses, the definition of “valuable thing” does not include the operation of a motor vehicle owned or leased by a candidate for nomination or election to public office or a member of his immediate family, or for consumption of food or beverages by a candidate or his immediate family.

201. 25 PA. STAT. ANN. §3146.2 (2013) Applications for official absentee ballots The application of any qualified elector for an official absentee ballot in any primary or election may not be made over the signature of any person, other than the qualified elector or an adult member of his immediate family.

202. 25 PA. STAT. ANN. §2814 (2013) Rules for determining residence For purposes of determining a person’s residence for registering to vote or voting, the place of residence for a married man or woman is the place where his or her family resides unless the husband and wife are separated and live apart from each other.
203. 25 PA. STAT. ANN. §321 (2013)
Registration of federal and state employees; certificate; payment of taxes
If a person's husband or wife is employed by Pennsylvania or the federal government and must be absent from the city where he or she resided when he or she became such an employee, such person can petition the registration commissioners with an affidavit to be registered in the district where such person or such person's spouse resided prior to entering in such service.

204. 25 PA. STAT. ANN. §2602 (2013)
Definitions; 25 PA. STAT. ANN. §3146.1 (2013)
Qualified absentee electors
The spouse of a person in the U.S. military service, the Merchant Marine of the United States, a religious or welfare group attached to the armed forces or an employee of the US government or Pennsylvania government may be deemed a qualified absentee elector if outside of his or her municipality of residence on election day.

205. 25 PA. CONS. STAT. §1102 (2013)
Definitions
For purposes of voter registration, a military elector includes an individual in military service, the merchant marine, an individual in a religious or welfare group officially attached to and serving with the armed forces of the United States, a civilian employee of the United States outside the territorial limits of the United States and such individual's spouse and dependents.

206. 25 PA. CONS. STAT. §1302 (2013)
Residence of electors
If a person's spouse is employed by Pennsylvania or the Federal Government and is required to be absent from the municipality where he or she resided when he or she became such an employee, such person may remain registered in the district where such person's spouse resided immediately prior to that employment.

207. 25 PA. CONS. STAT. §3502 (2013)
Definitions
A spouse of a service person may qualify as a “Uniformed-service Voter” under the Uniform Military & Overseas Voters Act and be eligible to comply with the voting procedures set forth therein, including voting by absentee ballot.

208. 25 PA. STAT. ANN. §2645 (2013)
Expenses of county boards and of primaries and elections to be paid by county; expenses of special elections; boards to be provided with offices
Pennsylvania will reimburse cities and counties $0.60 per ballot for the expenses incurred from absentee ballots of any elector in military service, Federal employment overseas, Merchant Marine, in any religious group or welfare agency assisting the Armed Forces, and their spouses and dependents.

209. 25 PA. STAT. ANN. §3146.2 (2013)
Applications for official absentee ballots
A qualified registered elector, including a spouse of certain identified absentee electors, may apply for an absentee ballot.

Title 26. Eminent Domain

210. 26 PA. CONS. STAT. §902 (2013)
Moving and related expenses of displaced persons
A displaced person shall be reimbursed for reasonable expenses incurred in moving the displaced person and the person's family and for the removal, transportation and reinstallation of personal property.

Title 30. Fish

211. 30 PA. CONS. STAT. 2105(a) Farm fish ponds
The restrictions on fishing found in the Fish and Boat Code do not apply to a resident owner or lessee of a farm and his family who permanently reside upon the farm while fishing in an artificial pond constructed on such land, whose waters are sourced wholly within the limits of the farm.
212. **30 PA. CONS. STAT. 2708.1(b)** Farmlands open to public fishing  
A resident owner, owning greater than 80 contiguous acres of land farmed under a conservation plan which does not conflict with The Clean Streams Law, which meets certain requirements relating to erosion control and which has a stream, creek or river of at least 200 linear feet in length flowing through or a lake or pond of at least one-half acre in area on this land, who permits free public fishing shall, if that person desires to fish in waters located off that property, be issued a resident fishing license at one-half the regular fee. The license shall be issued to the owner or possessor or an immediate family member of either the owner or possessor living in the same household.

213. **30 PA. CONS. STAT. 2709(c)** Exemptions from license requirements  
The fishing license requirements do not apply to or prevent the owner of any land in Pennsylvania or the members of his family who reside on such land throughout the year from fishing on such lands in waters wholly within such lands without a license.

214. **30 PA. CONS. STAT. 5103(c)** Boating education  
A landowner or a member of the landowner's immediate family operating a motorboat on waters located wholly within property owned by the landowner, where there is no publicly owned or publicly maintained access to those waters, is exempt from the requirements relating to boating education.

215. **30 PA. CONS. STAT. 5307(b)** Dealer registration  
Dealer registrations may be used on any boat owned or in possession of a dealer, manufacturer or jobber and operated by the dealer, manufacturer or jobber or their employees when the boat is used for the personal pleasure or use of the dealer, manufacturer, jobber, members of his immediate family and regular employees thereof and members of their immediate families.

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**Title 32. Forest, Waters and State Parks**

216. **32 PA. STAT. ANN. 281** Claims for persons killed or injured fighting forest fires  
The sum $6,000 is specifically appropriated to the Department of Forests and Waters for the purposes of reimbursing parents or dependent relatives of persons killed or persons themselves seriously injured while fighting forest fires under orders from any forest fire warden or other agent of the Department of Forests and Waters, and who are unable to secure, or barred by operation of law from securing, compensation under the workmen's compensation laws.

217. **32 PA. STAT. ANN. 282** Presentation to Board of Finance and Revenue  
Any parent or dependent relative of any person killed, or any such person seriously injured while fighting fires may present a claim to the Board of Finance and Revenue, and for the purpose of hearing and adjusting such claims the Secretary of Forests and Waters shall become a member of such board with full powers of a member.

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**Title 35. Health and Safety**

218. **35 PA CONS. STAT. §7305** Individual and family assistance.  
Whenever the President, at the request of the Governor, has declared a major disaster or emergency in Pennsylvania, the Governor is authorized to accept a grant from the Federal Government to meet the expenses and needs of disaster victims. To implement this, the Governor is authorized to make grants to meet disaster-related expenses of individuals or families adversely affected by the disaster.
Title 37. Historical and Museums

219. 37 PA. CONS. STAT. §104(e) (2013) Pennsylvania Historical and Museum Commission A member of the Pennsylvania Historical and Museum Commission who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

Title 39. Insolvency and Assignment

220. 39 PA. STAT. ANN. 281 Choses in action of wife of insolvent The personal property of the wife of an insolvent person which is not possessed by him shall remain the wife’s personal property and the court can appoint a trustee over the property for her benefit.

Title 40. Insurance

221. 40 PA. CONS. STAT. §6328 (2013) Board of Directors A board member of a general medical service corporation may not have a spouse who derives substantial income from the delivery or administration of health care.

222. 40 PA. STAT. ANN. §46 (2013) Certificates of Authority to do Business The requirement for an insurance company to obtain a certificate of authority prior to doing business shall not apply to transactions in Pennsylvania, except for certain group insurance policies issued to trusts established by or participated in by an association designed to insure the spouses of the members.

223. 40 PA. STAT. ANN. §221.44 (2013) Order of distribution All claims under life insurance and annuity policies, whether for death proceeds, annuity proceeds, or investment values, shall be treated as loss claims and shall include benefits or advantages recovered or recoverable in discharge of familial obligations of support or by way of succession at death are included in the claim.

224. 40 PA. STAT. ANN. §310.9 (2013) Temporary licensing If a resident individual holding an insurance producer license dies or becomes mentally or physically disabled, the Insurance Department may issue a temporary insurance producer license to the surviving spouse. The spouse can use the temporary license to operate the insurance business owned by the licensee.

225. 40 PA. STAT. ANN. §510.1 (2013) Standard nonforfeiture law for life insurance No family policy providing term life insurance on the spouse of the primary insured and expiring before the spouse turns seventy-one shall be delivered or issued for delivery in Pennsylvania unless it has a certain cash surrender value.

226. 40 PA. STAT. ANN. §532.1(6) (2013) Types permitted A policy insuring only married individual does not constitute a “group” for means of securing a group life insurance policy.

227. 40 PA. STAT. ANN. §532.1(7) (2013) Types permitted Group life insurance policies may include provisions for life insurance benefits payments by the insurer upon the death of the spouse of the insured employee or member of such policy.

228. 40 PA. STAT. ANN. §532.7b (2013) Out-of-state coverage If certain statutory conditions are met, the laws regulating group life insurance coverage provided under a policy issued in another state do not apply to associations or trusts that insure spouses of such association or trust members.
229. 40 PA. STAT. ANN. §575 (2013) Prohibited industrial policy provisions No industrial life or industrial endowment insurance policy shall be delivered in Pennsylvania if it contains a provision allowing an insurance company to pay such policy proceeds to anyone other than the designated beneficiary, except such policy may provide that, if there is no designated beneficiary other than the insured's estate, the insurance company may pay the spouse of the insured after a certain time period has passed.

230. 40 PA. STAT. ANN. §626.9 (2013) Viatical Settlements/Prohibited Practices It is a violation of the Viatical Settlements Act for any person to enter into a viatical settlement contract within two years of obtaining a life insurance policy unless, subject to certain conditions, the viator's or insured's spouse dies or the viator or insured divorces his or her spouse within the two-year period.

231. 40 PA. STAT. ANN. §752 (2013) Conditions subject to which policies are to be issued An insurance policy issued in Pennsylvania may insure, upon the application of an adult head of a family, any two or more eligible members of such family, including such person's spouse.

232. 40 PA. STAT. ANN. §752.1 (2013) Health insurance coverage for certain children of insured parents Group healthcare insurance policyholders may insure their children up to and including the age of 29, provided that such child is not married and has no dependents.

233. 40 PA. STAT. ANN. §756.2(d)(16) (2013) Group accident and sickness insurance If a group insurance policy is terminated it can be converted into a health insurance policy. The conversion privilege shall be available to an employee or member's surviving spouse if the employee or member dies, or if the employee or member's spouse's coverage terminates because he or she ceases to be a qualified family member under the group policy, so long as the employee or member remains insured under the group policy.

234. 40 PA. STAT. ANN. §764j(g) (2013) Mini-COBRA small employer group health policies Spouses are considered eligible dependents for purposes of Mini-COBRA coverage, and in the case of the divorce or legal separation of a covered employee which would otherwise terminate coverage for such covered employee's spouse, the spouse of such covered employee is entitled to participate in the statutory continuance of coverage.

235. 40 PA. STAT. ANN. §991.1111a(a)(1–3) (2013) Appealing an insurer's determination the benefit trigger is not met A family member is authorized to act as a personal representative for an individual covered by a long-term care insurance policy for purposes of receiving such covered person's private health information.

236. 40 PA. STAT. ANN. §991.2001 (2013) Automobile Insurance Issuance, Renewal, Cancellation and Refusal/Definitions For purposes of the laws relating to automobile insurance, an automobile insurance policy is defined as a policy insuring certain motor vehicles for a natural person or one or more related individuals who live in the same household.

237. 40 PA. STAT. ANN. §991.2003(a)(1–9) (2013) Discrimination prohibited An insurer may not cancel or refuse to write or renew an automobile insurance policy because of an individual's marital status.

238. 40 PA. STAT. ANN. §991.2303 (2013) Definitions The Healthy Beginnings Program offers medical assistance coverage to children whose family income is no greater than 100% to 185% of the Federal poverty level, depending on the age of the child.
Children whose family income ranges from 200% to 300% of the Federal poverty level may receive certain subsidized health insurance.

If the owner of a benefit contract dies and no beneficiary is named in the contract, then the payment may be made after sixty days to the spouse.

The Unfair Insurance Practices Act prohibits discrimination on the basis of marital status.

A retired licensed participating health care provider who provides care only to his or her immediate family members is exempt from self-insurance and professional liability insurance requirements.

A retired physician who provides care only to immediate family members is exempt from the continuing medical education requirement.

An agreement between a resident and a continuing care facility must state the fees the resident will be charged if he or she marries while at the facility, the terms concerning the entry of the spouse to the facility and the consequences if the spouse does not meet the requirements for entry.

The registry kept by any religious society of any marriage shall be held good and authentic and shall be allowed as evidence.

Declaratory judgments shall not be available with respect to any action seeking a divorce or annulment of marriage, except in proceedings to determine marital status.
252. 42 PA. CONS. STAT. §8127(a) (2013)  
Personal earnings exempt from process  The wages, salaries and commissions of individuals, while in the hands of their employer, are exempt from attachment, execution or other process except under proceedings related to divorce.

253. 42 PA. STAT. ANN. §21031 (2013)  
Fees by clerks of orphans’ courts in fifth through eighth class counties  A fee of $5.00 shall be charged by the clerks of orphans’ courts of the fifth, sixth, seventh and eighth class for a marriage license or widow’s exemption.

254. 42 PA. STAT. ANN. §21042 (2013) Fee schedule  A fee of $10.00 for a certified divorce decree and $45.00 for the commencement of an action in divorce or annulment shall be charged by prothonotaries of the court of common pleas of second class counties.

255. 42 PA. STAT. ANN. §21071 (2013)  
Fees  The prothonotary of each court of common pleas in any home rule county or counties of the second class A and third to eighth class may impose an additional fee with respect to divorce actions, not to exceed $15.00, for each count in excess of the count requesting divorce.

256. 42 PA. STAT. ANN. §21161 (2013)  
Fees  The prothonotary of each court of common pleas in any home rule county or counties of the second class A only may impose an additional fee with respect to divorce actions, not to exceed $15.00, for each count in excess of the count requesting divorce.

257. 42 PA. CONS. STAT. §8301 (2013)  
Death Action  The spouse of a deceased individual may bring an action to recover damages for the wrongful death of the deceased if no recovery for the same damages claimed in a wrongful death action was obtained by the deceased during his lifetime.

258. 42 PA. CONS. STAT. §5913 (2013)  
Spouses as witnesses against each other  In a criminal proceeding, a person shall have the privilege, which he or she may waive, not to testify against his or her then lawful spouse, except in proceedings involving desertion and maintenance, violence against either spouse or minor children of either or both spouses, for proof of the fact of marriage in support of a bigamy charge, or when the charges pending include murder, involuntary deviate sexual intercourse or rape.

259. 42 PA. CONS. STAT. §5914 (2013)  
Confidential communications between spouses  In a criminal proceeding, neither husband nor wife shall be competent or permitted to testify to confidential communications made by one to the other, unless this privilege is waived upon the trial.

260. 42 PA. CONS. STAT. §5923 (2013)  
Confidential communications between spouses  In a civil matter, neither husband nor wife shall be competent or permitted to testify to confidential communications made by one to the other, unless this privilege is waived upon the trial.

261. 42 PA. CONS. STAT. §5924 (2013)  
Spouses as witnesses against each other  In a civil matter, neither a husband nor wife may testify to confidential communications made by one to the other, except during a divorce proceeding, for recovery of marital or separate property, for custody or care of children, for protection from abuse, or when a statute expressly allows for such testimony.

262. 42 PA. CONS. STAT. §8124(c) (2013)  
Exemption of particular property  The net amount payable to an insured under any annuity contract or life insurance policy made for the benefit of the insured’s spouse will be exempt from attachment or execution on a judgment, unless the judgment debtor is such spouse.
263. 42 PA. CONS. STAT. §5926 (2013) Testimony by spouse after attack on character or conduct In civil actions brought by a husband or wife, either spouse shall be a competent witness in a rebuttal when his or her character or conduct is attacked, but only in regard to the matter of his or her character or conduct.

264. 42 PA. CONS. STAT. §5927 (2013) Actions by spouse to recover separate property In any action brought by a husband or wife to protect and recover the separate property of either, both shall be fully competent witnesses, except that neither spouse can testify to confidential communications made by one or the other, unless this privilege is waived upon the trial.

265. 42 PA. CONS. STAT. §5915 (2013) Testimony by spouse in rebuttal In any criminal proceeding brought against a husband or wife, if the defendant attacks the character or conduct of his or her spouse, the spouse attacked shall be a competent witness in rebuttal.

266. 42 PA. CONS. STAT. §5925 (2013) Testimony by married person against spouse in rebuttal In any civil action brought against a married person, if the defendant at trial attacks the character or conduct of such person, the spouse of the married person shall be a competent witness in rebuttal.

267. 42 PA. CONS. STAT. §5948 (2013) Confidential communications to qualified professionals A spouse’s confidential communication to a qualified professional is inadmissible as evidence in cases relating to divorce, children, or minors, unless the party concerned waives this privilege.

268. 42 PA. CONS. STAT. §4503 (2013) Exemptions from jury duty The spouse of a victim of criminal homicide may be exempt or excused from jury duty.

269. 42 PA. CONS. STAT. §8316 (2013) Unauthorized use of name or likeness A person whose name or likeness has commercial value and is used, without written consent, for commercial purpose, may bring an action to recover damages for any loss or injury sustained by such use, and if such person has died, his surviving spouse may have the right to bring such action.

270. 42 PA. CONS. STAT. §5952 (2013) Confidential communications to peer support members A peer support member may be compelled or allowed to disclose information from a law enforcement officer made in confidence if the law enforcement officer who received the peer support services is deceased and the surviving spouse gives express consent.

271. 42 PA. CONS. STAT. §5951 (2013) Confidential communications involving public safety responders and corrections officers A critical stress management team member may be compelled or allowed to disclose information from a public safety responder or corrections officer made in confidence if the public safety responder or corrections officer who received critical incident stress management services is deceased and the surviving spouse gives express consent.

Title 43. Labor

272. 43 PA. STAT. ANN. §491-3(c) (2013) Definitions An “employer” for the purposes of the Industrial Homework Law is any person who delivers or has delivered articles to be manufactured in a home that will not be for his personal use or the use of a spouse or certain other relatives.
273. 43 PA. STAT. ANN. §491-11 (2013)  
Home worker’s certificate  Subject to certain requirements, a home-worker’s certificate will not be issued to any person unless that person is unable to leave his home because he has been caring for an ill or handicapped member of his family for more than thirty days.

274. 43 PA. STAT. ANN. §1301.401 (2013)  
Tenancy rights  A seasonal farm worker who resides with his family in any structure or on any property owned, leased or operated by an employer or farm labor contractor and occupied during at least six months in a calendar year shall be given two weeks’ notice prior to eviction.

275. 43 PA. STAT. ANN. §690.4(a) (2013)  
Program authorization  The Department of Labor and Industry is authorized to subsidize special services for the social needs of the hard-core unemployed and their families.

276. 43 PA. STAT. ANN. §1301.304 (2013)  
Enforcement orders  The Department of Labor and Industry may issue orders requiring the abatement of any unhealthy, unsanitary or unsafe condition to which migrants or their families are exposed.

277. 43 PA. STAT. ANN. §274 (2013)  
Consent of wife to assignment  An assignment of the wages or salary of a married man to obtain a loan must be accompanied by the written consent of his wife.

278. 43 PA. STAT. ANN. §932.2(a) (2013)  
Prohibition on mandatory overtime  A health care facility may not require an employee to work overtime unless there is an unforeseeable emergency and the facility or employer provides the employee up to an hour to arrange for childcare or the care of an elderly or disabled family member.

279. 43 PA. STAT. ANN. §788.2(e) (2013)  
Purchase of property for judicial sale; disposal  Family members of State officers and employees may not purchase property acquired at a judicial sale.

280. 43 PA. STAT. ANN. §682.11(b) (2013)  
Rehabilitation and training; industrial cases; limitation  The Office of Vocational Rehabilitation and Training may make payments necessary to meet the living expenses of disabled or injured individuals and their families during the period of vocational rehabilitation and training and for an additional 60-day trial period of employment.

281. 43 PA. STAT. ANN. §1464(b) (2013)  
Establishment of regional service centers  Regional offices of the Office for the Deaf and Hard of Hearing shall inform deaf or other hard of hearing individuals and their families regarding available resources.

282. 43 PA. STAT. ANN. §1301.303 (2013)  
Permit to operate a seasonal farm labor camp  A permit authorizing the occupancy of a seasonal farm labor camp will not be issued unless, among other circumstances, an inspection is made which shows farm workers and their families will not be exposed to unhealthy, unsafe or unsanitary conditions.

283. 43 PA. STAT. ANN. §1301.103 (2013)  
Definitions  For purposes of the Seasonal Farm Labor Act, a “farm labor contractor” is a person who is compensated to recruit, solicit, hire or transport five or more seasonal farm workers, excluding members of his immediate family.

284. 43 PA. STAT. ANN. §211.6 (2013)  
Unfair labor practices  Intimidation of an employer or his family by a labor organization is an unfair labor practice.
285. 43 PA. STAT. ANN. §956(b) (2013)
Pennsylvania Human Relations
Commission. A member of the
Pennsylvania Human Relations
Commission who fails to attend three
consecutive meetings shall forfeit his
seat unless the absence was due to
personal illness or to the illness or death
of an immediate family member.

286. 43 PA. STAT. ANN. §863 (2013) No
Assignment of compensation;
exemptions. Debt incurred for
necessaries furnished to an individual or
his spouse during unemployment is
exempt from the general rule that
unemployment compensation cannot be
encumbered for the repayment of debts.
The Department of Unemployment may
forward to the Department of Public
Assistance benefit checks equal to the
amount of public assistance paid to an
individual or his spouse for necessaries
during the time when the individual was
unemployed.

287. 43 PA. STAT. ANN. §211.33 (2013)
Definitions. Under the Pennsylvania
Labor Relations Act, the term
“employee” does not include a person
employed by a spouse.

288. 43 PA. STAT. ANN. §954 (2013)
Definitions. Under the Pennsylvania
Human Relations Act, the term
“employee” does not include an
individual employed by his or her
spouse.

Title 46. Legislature

289. 46 PA. STAT. ANN. §143.5(c) (2013)
Prohibitions. No member of the
General Assembly shall participate as a
principal in any transaction involving
Pennsylvania or any Pennsylvania
agency in which his spouse has a
substantial personal economic interest.

290. 46 PA. STAT. ANN. §143.5(a), (e)
(2013) Prohibitions. No member of the
General Assembly shall knowingly
accept compensation, other than what
he is entitled to from Pennsylvania,
which would influence his duties, except
that this rule does not apply to receipt of
compensation from Pennsylvania,
directly or indirectly, where the total
interest of such person and his
immediate family in the person receiving
said compensation is less than 10%.

Title 47. Liquor

291. 46 PA. STAT. ANN. §191 (2013)
Enrollment tax on private acts. No
divorce shall be effective until, if the
husband is the application, $150 is paid,
or, if the wife is the applicant, $50 is
paid into the treasury of Pennsylvania.

292. 47 PA. STAT. ANN. §2-210 (2013)
Restrictions on members of the
board and certain employees of the
Commonwealth. The spouse of a
person employed by the Liquor Control
Board or the Enforcement Bureau may
not (i) be directly or indirectly interested
in business dealing in liquor; (ii) receive
remuneration from persons selling
liquor; (iii) use confidential information
received in connection with service to
the Liquor Control Board or the
Enforcement Bureau for financial gain;
(iv) accept a gift or loan intended to
influence subsequent official action; or
(v) enter into a contract for greater than
$500 to provide services to the Liquor
Control Board or Enforcement Bureau.

293. 47 PA. STAT. ANN. §4-491(2) (2013)
Unlawful acts relative to liquor,
alcohol and liquor licenses. The
spouse of the holder of certain forms of
liquor licenses may import into
Pennsylvania, transport or have in his
possession an amount of liquor not
exceeding one gallon per month in
volume upon which the State tax has
not been paid.

294. 47 PA. STAT. ANN. §4-492 (2013)
Unlawful acts relative to malt or
brewed beverages and licenses. It is
unlawful for a manufacturer to interfere
with the transfer of a liquor distributor’s
license, business, or franchise to a
surviving spouse.
Title 50. Mental Health

295. 50 PA. STAT. ANN. §797 (2013) Sale, mortgage, or lease of real estate of habitual drunkard; when authorized A court may authorize a married person to sell or lease real estate held in the name of his or her spouse if the court determines that his or her spouse is a habitual drunkard and it is the best interest of the owner to do so.

296. 50 PA. STAT. ANN. §798 (2013) Procedure When a married person petitions for authority to sell or lease real estate owned by his or her spouse who is claimed to be a habitual drunkard, the court shall provide notice of a hearing and, if after such hearing, the court determines that the spouse is a habitual drunkard, the court will authorize the sale or lease of the real estate and the court may provide for the support of the spouse found to be a habitual drunkard from the proceeds or rents.

297. 50 PA. STAT. ANN. §4417(c) (2013) Powers and duties of directors If a mentally disabled person who has been admitted or committed to a facility does not have a living parent, spouse, issue, next of kin or legal guardian, the director of the facility may, with the advice of two unaffiliated physicians, determine whether elective surgery should be performed on such mentally disabled person.

298. 50 PA. STAT. ANN. §4423 (2013) Rights of persons admitted or committed A person admitted, committed or detained in a mental health facility has the right to send confidential communications to any member of his or her family.

299. 50 PA. STAT. ANN. §4502 (2013) Liability of persons owing a legal duty to support The spouse of a mentally disabled person admitted, committed or otherwise receiving benefits and services under the Mental Health and Intellectual Disability Act is liable for his or her support regardless of his or her age except for periods of continuous inpatient care in excess of 120 days.

300. 50 PA. STAT. ANN. §4504 (2013) Powers of secretary to determine liability and establish criteria The Secretary of Public Welfare has the authority, subject to approval by the Attorney General, to abate, modify or discharge any liability of a mentally disabled person, or a person owing a legal duty of support to such mentally disabled person, for public funds expended on their behalf under the Mental Health and Intellectual Disability Act if the Secretary determines that the amount of such liability would result in substantial hardship on the mentally disabled person, a person owing a legal duty of support to the mentally disabled person or the family of either and that proceedings to recover such costs would not be in the best interest of Pennsylvania.

301. 50 PA. STAT. ANN. §7304(f) (2013) Court-ordered involuntary treatment not to exceed ninety days When considering what alternatives to inpatient treatment may be appropriate for a person found to be severely mentally disabled, the court must consider the mentally disabled person’s relationship with his or her community and family.

302. 50 PA. STAT. ANN. §8003 (2013) Public hearing Within 30 days of an announcement regarding the closure of a mental health or mental retardation facility or a 20% reduction in the staff of such facility, the Department of Public Welfare must hold a hearing at which it discusses issues that may affect individuals with disabilities and their families, including services available to and the rights of such individuals and families.
Confidentiality  The Department of Public Welfare is prohibited from releasing or discussing any personal information regarding patients, family members or employees of a State-operated mental health facility at any hearing regarding the closure of such facility.

Title 51. Military Affairs

General powers and duties of Adjutant General  The Adjutant General can authorize the admittance of veteran’s spouses to State veteran’s homes, using admission criteria and procedures established by the Department of Military and Veterans Affairs.

Association group life insurance for Pennsylvania National Guard  The Adjutant General may approve the issuance of group life insurance for members of the Pennsylvania National Guard including their spouses and dependents.

Deceased soldier’s dependents’ pension  A pension may be paid to the widow or widower, minor children or dependent parent of any member of the Pennsylvania National Guard who has died from injuries received or who was killed while in active service.

Tuition waiver for children and spouses of deceased soldiers  A Pennsylvania resident spouse of a National Guard member who dies in the line of duty is entitled to a waiver of all tuition and fees costs at any state-owned college or university until the earlier of 10 years from the death of the member or until the surviving spouse remarries.

Child custody proceedings during military deployment  While a service member is deployed no court may enter an order changing the custody arrangement for the service member’s children, except that upon the request of the service member and if determined to be in the best interest of the child, the court may temporarily assign custody to a family member.

Preference of spouses  The preferential rating relating to civil service examinations, public position appointment and promotion, and public works specifications given to soldiers shall be extended to include the spouses of deceased and disabled soldiers.

Contract by minors for servicemen’s readjustment loans  Seventeen year-old minors and their spouses eligible for a guaranty or insurance of a loan under the Servicemen’s Readjustment Act of 1944 may enter into a contract for such a loan guaranteed by the United States.

Educational leave of absence  Educational institutions shall grant a leave of absence to a National Guard member or the member’s spouse a military leave of absence upon such member’s call to active duty and, upon such member’s release from military duty, restore such individual to the educational status they had attained prior to the member’s being ordered to military duty.

Maximum rates of interest and scheduling of debts  When a Pennsylvania National Guard member's income is materially reduced as a result of his being called or ordered to active duty, the member, his spouse or his agent or attorney-in-fact may apply to his creditors for a rescheduling of his debt payments to take into account the material reduction in his income.
Military Family Relief Assistance
Program contributions shall be
distributed to eligible Pennsylvania
resident service members and their
spouses upon the showing of immediate
financial need as a result of the military
service of such service member caused
by the death or critical illness of a
spouse.

Definitions For purposes of the
Veterans’ Emergency Assistance
Program, “surviving dependents” of a
deceased veteran include the unmarried
surviving spouse.

The purpose of the Veterans’
Emergency Assistance Program is to
provide temporary financial assistance
to eligible veterans, their unmarried
surviving spouses and surviving
dependents when they face a financial
emergency and need assistance to
provide themselves with the necessities
of life.

Honorably discharged
veterans who, as a result of military
service are blind, paraplegic or missing
two or more limbs or with a service-
connected disability, and the unmarried
surviving spouses of such eligible
veterans upon their death, are exempt
from real estate taxes on his or her
principal dwelling.

People authorized to administer oaths shall do
so free of charge for any soldier or
surviving spouse of a soldier who may
apply to them for the purpose of making
an affidavit relating to obtaining
pensions and other papers connected
with the military service of such ex-
service person.
322. 51 PA. STAT. ANN. §20046 (2013) Persons to whom payments shall be made in case of death or mental incapacity Under the World War II Veterans’ Compensation Act, compensation owed to a deceased veteran shall be paid to the surviving unremarried widow of the veteran, provided certain conditions are met.

323. 51 PA. STAT. ANN. §20053 (2013) Administration of act For purposes of carrying into effect the provisions of the World War II Veterans’ Act, employees of the Department of Military Affairs of Pennsylvania, whose specific duty is to aid and assist veterans and their widows, children and dependents in the prosecution of claims before the Veterans Administration, are authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning such claims.

324. 51 PA. STAT. ANN. §20096 (2013) Persons to whom payments shall be made in case of death or mental incapacity Under the Korean Conflict Veterans’ Compensation Act, compensation owed to a deceased veteran shall be paid to his surviving unremarried spouse, provided certain conditions are met.

325. 51 PA. STAT. ANN. §20103 (2013) Administration of act For purposes of carrying into effect the provisions of the Korean Conflict Veterans’ Compensation Act, employees of the Department of Military Affairs of Pennsylvania, whose specific duty is to aid and assist veterans and their widows, children and dependents in the prosecution of claims before the Veterans Administration, are authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning such claims.

326. 51 PA. STAT. ANN. §20125 (2013) Persons to whom payments shall be made in case of death or mental incapacity or missing in action Under the Vietnam Conflict Veterans’ Compensation Act, compensation owed to a deceased veteran shall be paid to his surviving wife or unremarried widow, provided certain conditions are met.

327. 51 PA. STAT. ANN. §20132 (2013) Administration of act For purposes of carrying into effect the provisions of the Vietnam Conflict Veterans’ Compensation Act, employees of the Department of Military Affairs of Pennsylvania, whose specific duty is to aid and assist veterans and their widows, children and dependents in the prosecution of claims before the Veterans Administration, are authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning such claims.

328. 51 PA. STAT. ANN. §20161 (2013) Administration of act For purposes of carrying into effect the provisions of the Vietnam Conflict Prisoners of War Act, employees of the Department of Military Affairs of Pennsylvania, whose specific duty is to aid and assist veterans and their widows, children and dependents in the prosecution of claims before the Veterans Administration, are authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning such claims.

329. 51 PA. STAT. ANN. §20305 (2013) Persons to whom payments shall be made in case of incompetence or death If a veteran is deemed incompetent and no guardian has been appointed, or has died, payments due under the Persian Gulf Conflict Veterans’ Benefit Act shall be made for the benefit of the veteran to the surviving spouse, unless the spouse was living separate and apart from the veteran at the time of departure for active service.

Title 52. Mines and Mining

330. 52 PA. STAT. ANN. §1412 (2013) Miner’s Home established Trustees of the Miners’ Home of Pennsylvania are empowered to purchase land and build homes for indigent and aged people employed by the mines and their wives.
331. **52 PA. STAT. ANN. §1419 (2013)**

Miner's wives eligible  To reside in the Miners' Home for indigent and aged miners, the wife of a miner who is eligible to live in such home must be fifty-five years old.

332. **52 PA. STAT. ANN. §70-910 (2013)**

Right of action by injured persons when violation of act occurs  Employees injured by any violations of or failures to comply with the Pennsylvania Anthracite Coal Mine Act by any operator or superintendent of any coal mine or colliery, and such employee's widow and lineal heirs, shall have a right of action to recover damages for the injury.

### Title 53. Municipalities Generally

333. **53 PA. CONS. STAT. §8401 (2013)**

Definitions  For purposes of laws relating to taxation and assessments, an “owner” includes a partner of a family farm partnership or shareholder of a family farm corporation as defined under the Tax Reform Code of 1971, which in part requires that 75% percent of the ownership interests of such partnership or corporation be held by members of the same family, which is defined to include, among other relatives, spouses of the individual and spouses of certain relatives of such individual.

334. **53 PA. CONS. STAT. §8572 (2013)**

Definitions  For purposes of the Real Estate Tax Deferment Program Act, “household income” includes all income (as defined by the Senior Citizens Rebate and Assistance Act) received by a claimant and his or her spouse during the calendar year for which a tax deferral is claimed.

335. **53 PA. CONS. STAT. §8574 (2013)**

Income Eligibility  A claimant is eligible for the real estate tax deferral if the household income of the claimant and his or her spouse does not exceed the maximum household income eligibility limits set forth in the Senior Citizens Rebate and Assistance Act.

336. **53 PA. CONS. STAT. §8576(a) (2013)**

Application procedure  A claimant must provide, with the initial application for the real estate tax deferral, a certification that the claimant and his or her spouse jointly own in fee simple the property that is subject to the tax.

### Title 53. Municipal and Quasi-Municipal Corporations

337. **53 PA. STAT. ANN. §761 (2013)**

Establishment; Regulations  Cities of Pennsylvania shall establish a police retirement fund, funded by member contributions and appropriations by the city, to benefit police officers who receive an honorable discharge for age or disability and families of police officers who are injured or killed in the service.

338. **53 PA. STAT. ANN. §767(a) (2013)**

Establishment of police pension funds or pension annuities; regulation and maintenance; rights of beneficiaries  Each borough, town and township of Pennsylvania maintaining a police force of three or more full-time members and each regional police department shall establish a police pension fund or pension annuity for the benefit of members of the police force honorably discharged by reason of age and service, or disability, and their surviving spouses.


Definitions  Under the Pennsylvania Municipal Retirement Law, an “alternate payee” includes the spouse or a former spouse of a municipal officer, employee, fireman or policeman who, subject to an approved domestic relations order, has a right to receive all or a portion of the money payable to such municipal officer, employee, fireman or policeman.
Exemption of retirement allowance A "distributee" for purposes of the Pennsylvania Municipal Retirement Law includes a member of the fund, his or her spouse or his or her former spouse who is an alternate payee under an approved domestic relations order.

Contract provisions A contract between a municipality and the Pennsylvania Municipal Retirement Board for an optional retirement plan must specify the qualification criteria for any death benefits, including any prescribed payments to widows or minor children.

342. **53 PA. STAT. ANN. §891(a) (2013)**
Authority for payment; eligibility; amount of benefit Upon the certification of the death of a law enforcement officer, ambulance service or rescue squad member, firefighter, certified hazardous material response team member or National Guard member who died as a result of the performance of his duties, certain benefit payments under the Emergency and Law Enforcement Personnel Death Benefits Act shall be paid to the surviving spouse.

Contents of actuarial valuation report Any pension plan that is a defined benefit plan and is self-insured in whole or in part must include in its actuarial exhibits the accrued liability of the benefit plan, the present values on account of benefit recipients and annuitants and the income of the pension plan, in each case including benefits to surviving spouses and surviving children.

Enforcement of funding standard by mandamus action A spouse of a member of a municipal pension plan has standing to institute a legal proceeding for mandamus in order to compel a municipality to add its minimum funding obligation to the municipal budget and to subsequently pay such budgeted amount or to pay its minimum funding obligation together with interest that the applicable compound rate, whichever is applicable.

Alternative funding mechanism The spouse of a member of a municipal pension plan may institute legal proceedings to enforce the financial obligations of a municipality to its pension fund.

346. **53 PA. STAT. ANN. §895.1114(d) (2013)**
Benefits payable under DROP When a Deferred Retirement Option Plan (DROP) participant’s employment with local government terminates due to his or her death, the participant’s surviving spouse may, in the case of an eligible rollover distribution to the surviving spouse, elect to receive payment of the DROP benefits to an eligible retirement plan that is an individual retirement account or an individual retirement annuity.

347. **53 PA. STAT. ANN. §895.1131(a) (2013)**
Spouse A member of a municipal pension plan may designate the member’s spouse as the beneficiary of the member’s pension.

Veterans’ service centers Cities, boroughs, towns and townships may establish veterans’ service centers for veterans and their families.

349. **53 PA. STAT. ANN. §5471 (2013)**
Power to make appropriations Cities of the first and second class may appropriate moneys for the maintenance and care of destitute families of persons sentenced to imprisonment.

Application for assistance The destitute family of an inmate may apply for financial assistance from the city in which such person is imprisoned.
351. **53 PA. STAT. ANN. §5474 (2013)**
Payment by city treasurer If an application for financial assistance of the family of an inmate is approved, the city treasurer shall pay the approved amount.

352. **53 PA. STAT. ANN. §6924.301(a) (2013) Definitions**
For purposes of the Local Tax Enabling Act, a family farm corporation is a Pennsylvania corporation in which 75% of the assets are devoted to agriculture and 75% percent of the ownership interests are held by members of the same family, which is defined to include, among other relatives, spouses of the individual and spouses of certain relatives of such individual.

Municipalities shall not have the authority to tax the transfer of real property between a husband and wife, or on a transfer between persons who were previously husband and wife but who have since been divorced, or certain transfers to family farm corporations, which refers to farms where the ownership interests are held by members of the same family.

354. **53 PA. STAT. ANN. §6924.302(a) (2013) Recapture of tax**
If any stock in a family farm corporation is transferred to someone who is not a family member within 10 years of the transfer of real property to the family farm corporation from a family member who had been sole proprietor, certain previously exempt taxes become immediately due and payable.

Collection of delinquent per capita, occupation, occupational privilege, emergency and municipal services, local services and income taxes from employers, etc. The tax collector cannot proceed against the spouse of a delinquent taxpayer or such spouse’s employer for the delinquent taxes unless the tax collector has previously proceeded against the delinquent taxpayer and such taxpayer’s employer for the delinquent taxes.

A person at least 65 years old, a person who has a spouse who was at least 65 years old, or widow or widower who is at least 50 years old, if such age in the calendar year in which a tax or rent was due, may qualify for senior citizen’s property tax and rent rebate assistance.

For purposes of the senior citizen property tax and rent rebate assistance provisions of the Tax Relief Act, "household income" includes all income received by the claimant and his or her spouse while residing in the dwelling subject to the property tax during the calendar year for the rebate is being claimed.

For purposes of the senior citizen property tax and rent rebate assistance provisions of the Tax Relief Act, a “widow” or “widower” is the surviving spouse of a deceased individual who has not remarried.

359. **53 PA. STAT. ANN. §6926.1304(c) (2013) Property tax; and rent rebate**
The Department of Revenue must adjust applicable tax and rent rebates if the property for which a claimant seeks the rebate is owned or rented by a person (except the claimant’s spouse) who does not meet the qualifications, or if the claimant is a widow or widower who then remarries.
When submitting a claim for senior citizens property tax and rent rebate assistance, the claimant must provide proof of his or her household income and, if applicable, his or her status as a widow or widower. In addition, when submitting an initial claim, a claimant must provide proof that in the calendar year in which the property tax was due, (i) either the claimant or his or her spouse was at least 65 years old or, (ii) if the claimant is a widow or widower that he or she was at least 50 years old.

 Owners of residential properties and their families who use the property as their home may be allowed to remain in their home without eviction twenty days after an adverse judgment against them.

 There shall be no redemption of vacant property by any person after the date of the acknowledgement of a sheriff’s deed, but property does not count as “vacant property” if continuously occupied by the same individual and his or her family for at least ninety days prior to the date of the sale and remains so occupied on the date of the acknowledgment of the sheriff’s deed.

 For purposes of the Pennsylvania Municipalities Planning Code, a “no-impact home business” is one that operates in a residential dwelling and employs only family members who live in that residence.

 For purposes of the Pennsylvania Municipalities Planning Code, “low- to moderate-income persons” means one or more persons or a family whose total annual adjusted gross household income is less than the median for households in the Commonwealth, relevant statistical area, or county where the household is located.

 If a public employee is married for at least five years at the time of his or her retirement, and his or her spouse is dependent on him or her when such employee dies, his or her surviving spouse will receive 50% of the public employee’s pension from the later of the month in which (a) their spouse’s death occurred or (b) the surviving spouse’s 55th birthday, until death or remarriage of the surviving spouse.

 No municipal pension or retirement plan shall deny any benefit to a surviving spouse of any police officer or police employee as a result of the surviving spouse’s remarriage.

 The city councils of cities of the second class may set up a fund for the families of policemen or firemen injured or killed in the service.

 An employee of the City of Pittsburgh who retires may elect to reserve in the pension fund up to $100 per month from his monthly pension payment, which shall be payable to his surviving spouse after his death, provided that such person shall have been married to his spouse for at least two years prior to the date of his death.

**Death Benefits** If an active service member of the City of Pittsburgh pension fund who has attained age 50 and has at least eight years of accredited service dies, a survivor benefit shall be payable to his surviving spouse equal to 50% of the pension payable to the deceased, until such time as the surviving spouse dies or remarries. Any member of the City of Pittsburgh pension fund who is married for more than two years may elect at the time of retirement to reserve a portion of his pension payments, payable to his surviving spouse after the retiree’s death, or until the surviving spouse’s death or remarriage.


**Supplemental medical insurance premium** Present and future pensioners and their spouses who are eligible for supplementary medical insurance coverage shall receive such amount in addition to their regular pension, payable when the pensioner or his or her spouse turns 65 years old.


**Miscellaneous provisions** The rights to a benefit under the City of Pittsburgh employee pension fund shall not be subject to attachment or execution, and shall be payable only to the pensioner, his spouse or his designated beneficiary and are not subject to assignment or transfer.


**Agreement signed by members; contributions; payments; service credit** The widow of any member of the Firemen’s Relief and Pension Fund shall be paid the amount a member of such fund who dies in active service put into the fund, or the remaining balance of a member who dies before receiving pension payments equal in amount to his total contributions to the fund. The widow of a fund member who dies as a result of injuries incurred while in the performance of his duties will be paid an amount equal to 50% of the deceased’s salary at the time of his death, for 500 weeks, or until the widow remarries or dies.

373. **53 PA. STAT. ANN. §23609.2-§23609.3 (2013)**

**Married persons; pension to surviving spouse; and Death while in service; surviving spouse’s, children’s and estate’s benefits (combined)** A surviving spouse married more than two years to and dependent on any active member of the Firemen’s Relief and Pension Fund is entitled to survivorship benefits equal to 50% of the pension which would have been payable to the active member if the member had been retired, provided such surviving spouse does not remarry while receiving such benefits.


**Payments to widows** The city councils of cities of the second class are authorized to adopt a plan to pay a monthly award to widows of deceased firemen not otherwise covered by the Firemen’s Relief and Pension Fund.

375. **53 PA. STAT. ANN. §23618 (2013)**

**Revocation or suspension of pension** A beneficiary of the Firemen’s Relief and Pension Fund who is convicted of felony, becomes a habitual drunkard, or ceases to support his wife and family may have his pension suspended, revoked, or directed to the beneficiary’s family by a two-thirds vote of the board of such fund.
376. 53 PA. STAT. ANN. §23654 (2013) Amount payable upon resignation, dismissal or death of member If a member of the Police Pension Fund resigns, is dismissed, or dies while in active service, the member, his or her surviving spouse or his executor or administrator will receive all dues paid by the member into such fund without interest, and any other monies which the fund may have received from the member at the time of his or her admission. If a member dies as a result of injuries received in the performance of his or her duties, the member's surviving spouse will receive monthly sums from the fund equal to 50% of the deceased’s salary at the time of death, which will continue for 500 weeks or until the death of the surviving spouse.

377. 53 PA. STAT. ANN. §23654.1 (2013) Married persons; pension to surviving spouse and dependent children A surviving spouse married more than two years to and dependent on any active member of the Police Pension Fund is entitled to survivorship benefits equal to 50% of the pension which would have been payable to the active member if the member had been retired, provided such surviving spouse does not remarry while receiving such benefits.

378. 53 PA. STAT. ANN. §23654.2 (2013) Death while in service; surviving spouse’s benefits A surviving spouse married more than two years to and dependent on any active member of the Policemen’s Relief and Pension Fund is entitled to survivorship benefits equal to 50% of the pension which would have been payable to the active member if the member had been retired.

379. 53 PA. STAT. ANN. §23662.2 (2013) Payments to surviving spouses The city councils of cities of the second class are authorized to adopt a plan to pay a monthly award to widows of deceased policemen not otherwise covered by the Policemen’s Relief and Pension Fund.

380. 53 PA. STAT.ANN. §23663 (2013) Revocation of membership A beneficiary of the Policemen’s Relief and Pension Fund who is convicted of felony, becomes a habitual drunkard, or ceases to support his wife and family may have his pension suspended, revoked, or directed to the beneficiary’s family by a two-thirds vote of the board of such fund.

381. 53 PA. STAT. ANN. §23664 (2013) Suspension of pension; death before receiving pension equal to contributions If a beneficiary of the Police Pension Fund is employed in service of the city itself, his pension will be suspended during that employment and, if the beneficiary dies before receiving his total contributions to the fund, the difference shall be paid to the beneficiary’s surviving spouse.

382. 53 PA. STAT. ANN. §28202(g) (2013) Governing Board No member of the governing board or employee of the Intergovernmental Cooperation Authority for Cities of the Second Class may use his or her office, employment, or any confidential information received through such office or employment for the personal benefit of him or herself, a member of his or her immediate family or a business with which such person or a member of their immediate family is associated.

383. 53 PA. STAT. ANN. §30510.1 (2013) Pension; withdrawal of contributions A surviving spouse married more than five years to and dependent on any active member of the police pension or retirement fund of any city of the second class A is entitled to survivorship benefits equal to 50% of the pension which would have been payable to the active member if the member had been retired, until such surviving spouse’s death or remarriage.
384. 53 PA. STAT. ANN. §30510.2 (2013) Conditions precedent; payments; withdrawal of contributions The pension benefits paid to the surviving spouse will increase 25% of any increase in compensation given to active officers of the same rank as the deceased spouse. When the surviving spouse receives such payments, such surviving spouse shall not be entitled to any withdrawal of contributions made into the police pension or retirement fund by the deceased employee.

385. 53 PA. STAT. ANN. §30510.5 (2013) Appropriations by cities The annual appropriation made by cities of the second class A for the purpose of paying police pension or retirement allowances shall be sufficient, when combined with other sources of income for the pension fund, to pay in full the retirement allowances and the pensions for surviving spouses payable during such year.

386. 53 PA. STAT. ANN. §30515.1 (2013) Fund for aged widows Cities of the second class A have the authority to create a fund for widows of former policemen or firemen who were retired on pension at the time of their death.

387. 53 PA. STAT. ANN. §30787 (2013) Deposits; collector’s liability on insolvency of depository; interest on deposits; bribery; violations The collector of taxes for a city of the second class A and the members of his family may not receive any gift with the purpose of influencing the choice of depository for money collected by the tax collector or any other official duty or any other benefits arising out of his office other than the compensation provided by law. The family members of the collector of taxes shall be eligible to serve in the office of such tax collector and receive a salary on the same basis as other persons.

388. 53 PA. STAT. ANN. §39301 (2013) Police pension fund; direction of Cities of the third class shall establish a police pension fund, funded by members of the police force, for the benefit of members of the police force who receive an honorable discharge by reason of service or age or disability and their surviving spouses (even if remarried).

389. 53 PA. STAT. ANN. §39303(c) (2013) Allowances and service increments The surviving spouse of a member of the police force who dies while retired on pension shall receive a payment equal to 50% of the pension the member was receiving or would have been receiving if retired at the time of his or her death.

390. 53 PA. STAT. ANN. §39303(d) (2013) Allowances and service increments Disability pension paid to a police officer who is totally disabled and unable to continue in the police force due to injuries or mental incapacity not in the line of duties may be paid to the police officer for the rest of his or her life and may continue to be paid to his or her surviving spouse, provided such surviving spouse does not remarry.

391. 53 PA. STAT. ANN. §39305 (2013) Payments to pension funds by city Every city of the third class shall appropriate up to 3% of the city's taxes to the police pension fund and may appropriate additional funds if necessary to provide sufficient funds for payments to the surviving spouses of members who died while retired on pension or who are killed or died in the service.

392. 53 PA. STAT. ANN. §39308 (2013) Repayment before retirement If a member of the police force dies while not in the line of service and without a spouse or family entitled to his pension, the total amount of contributions paid into the pension fund by the member shall be paid to his estate.
393. 53 PA. STAT. ANN. §39320 (2013)  
Firemen’s pension fund; management; annuity contracts  
Cities of the third class shall provide annuity contracts or establish a firemen’s pension fund to provide sufficient funds for payments to surviving spouses of members retired on pension or killed or who die in the service.

394. 53 PA. STAT. ANN. §39321 (2013)  
Retirement; final discharge  
Pension payments shall be made to the surviving spouse of a member of the fire department who dies while retired on pension or is killed in the service.

395. 53 PA. STAT. ANN. §39322(a) (2013)  
Pensions and service increments  
Pension payments to surviving spouses of members of the fire department retired on pension or killed in the service shall be the amount payable to the member or which would have been payable had he been retired at the time of his death, without regard to amounts payable under workmen’s compensation.

396. 53 PA. STAT. ANN. §39324 (2013)  
Payments to firemen’s pension funds by city  
Every city of the third class shall appropriate up to 3% of the city’s taxes to the firemen’s pension fund and may appropriate additional funds if necessary to provide sufficient funds for payments to the surviving spouses of firemen who died while retired on pension or who are killed or died in the service.

397. 53 PA. STAT. ANN. §39327 (2013)  
Repayment before retirement  
If a member of the fire department dies while not in the line of service and before such member becomes entitled to a pension, and such member is not survived by a widow or family, the total amount of contributions paid into the pension fund by the member shall be paid over to his estate.

398. 53 PA. STAT. ANN. §39340 (2013)  
Pension funds for employees other than police or city-paid firemen  
Cities of the third class are authorized to create pension funds for employees other than members of the police force or city-paid fire department, the surviving spouses of such retired employees and the families of any such employees who are injured or killed in the service.

399. 53 PA. STAT. ANN. §39343 (2013)  
Retirement allowance; proof of disability; joint and single coverage members defined  
If a city council of a city of the third class elects to make pension payments to employees other than police officers and city-paid firemen, the surviving spouse of an employee who dies while retired on pension or is killed in the service is entitled to payments equal to 50% of the pension the employee would have received if the employee were retired at the time of his or her death until the surviving spouse’s death or remarriage.

400. 53 PA. STAT. ANN. §39344 (2013)  
Amount of payments into fund; repayment before retirement  
If the city council of a city of the third class elects to make pension payments to employees other than police officers and city-paid firemen, employees will make additional monthly payments of up to 1% of their salary or wages to the pension fund to cover payments to the surviving spouses of employees who die while retired on pension or are killed in the service, if deemed necessary by the city council and elected by ordinance.

401. 53 PA. STAT. ANN. §39374(d) (2013)  
Right to retire and pension upon retirement  
If the city council of a city of the third class elects to make pension payments to employees, the widow or widower of an employee who retires on pension or, being eligible for pension but still employed full time, dies or is killed in the service, shall, during her or his lifetime, or so long as she or he does not remarry, be entitled to receive a pension equal to 50% of the pension the employee was receiving or would have been receiving had he or she been retired at the time of his or her death.
402. 53 PA. STAT. ANN. §39375 (2013) Contributions to fund If the city council of a city of the third class elects to make pension payments to officers and employees, such officers and employees shall make additional monthly payments of up to 3% of their salary or wages to cover payments to the widows and widowers of pension fund members who die while retired on pension or are killed in the service.

403. 53 PA. STAT. ANN. §39380 (2013) Appropriations by city City councils of cities of the third class must appropriate sufficient funds to cover pension payments to widows or widowers of members of such pension fund who died while retired on pension or were killed in the service.

404. 53 PA. STAT. ANN. §39407 (2013) Tenure; preference in appointment to discharge servicemen; temporary appointments If otherwise qualified and eligible, preference shall be given to honorably discharged veterans, their spouses and their surviving spouses in the appointment of civil service employees.

405. 53 PA. STAT. ANN. §46001(c) (2013) Organization of council; quorum; participation by telecommunication device; voting; compensation; eligibility Participation in a borough council meeting by means of a telecommunication device is authorized if a member is caring for an ill or newborn member of his or her immediate family or on family or business travel.

406. 53 PA. STAT. ANN. §46005-A(b) (2013) Salaried mayor not to receive certain fees Prior to performing any marriage ceremonies, a borough mayor must provide the borough council with written notification of his or her intention to perform marriage ceremonies. The borough mayor must keep records of all marriage fees that he or she receives, not to exceed $150 per ceremony performed, and provide such records to the borough council each quarter.

407. 53 PA. STAT. ANN. §46131 (2013) Police pension fund If a borough has less than three full-time police officers, it may establish a police pension fund, supported by members of the police force, for the benefit of police officers who receive an honorable discharge for reason of age or disability and families of police officers who are injured or killed in the service.

408. 53 PA. STAT. ANN. §56409 (2013) Establishment of police pension fund; management Townships of the first class shall establish a pension fund, funded by member contributions, to benefit police officers who receive an honorable discharge for age or disability and families of police officers who are injured or killed in the service.

409. 53 PA. STAT. ANN. §56415 (2013) Annuity contracts in lieu of police pension fund In lieu of establishing a pension fund, townships of the first class may provide annuity contracts to pay pensions and annuities to police officers who receive an honorable discharge for age or disability and families of police officers who are injured or killed in service.

410. 53 PA. STAT. ANN. §66910 (2013) Police pension fund If a township has less than three full-time police officers, the township may establish a police pension fund, supported by members of the police force, for the benefit of police officers who receive an honorable discharge for reason of age or disability and families of police officers who are injured or killed in the service.
Title 54. Names

411. 54 PA. CONS. STAT. §701 (2013) Court approval required for change of name An individual must file a change of name petition in the court of common pleas of the county in which the individual resides. If a name change petitioner is married, the petitioner’s spouse may join as a party petitioner.

Title 55. Navigation

412. 55 PA. STAT. ANN. §81 (2013) Pilot’s report; penalty for neglect Any pilot who fails to make report of the arrival of his vessel to the port of Philadelphia within 48 hours must pay a fine to be used for decayed pilots, their widows and children.

413. 55 PA. STAT. ANN. §465 (2013) To be finder’s property if no claim is filed; penalty for failure to report find; dispositions of fine The failure to provide proper notice of the taking up of any anchor or cable and bringing of such anchor or cable to the port of Philadelphia shall result in a fine, which shall be for the use of decayed pilots, their widows and children.

414. 55 PA. STAT. ANN. §697.5(k) (2013) Governing body – Philadelphia Regional Port Authority Act A member of the board of the Philadelphia Regional Port Authority may be removed for the refusal to attend three successive regular meetings of the board, unless detained by a sickness or the death of a family member.

Title 57. Notaries Public

415. 57 PA. STAT. ANN. §54d (2013) Acknowledgments and other notarial acts before commissioned officers of armed forces; validation Certain active duty commissioned officers of the U.S. armed forces and their spouses may perform notarial acts, which shall be legal, valid and binding in Pennsylvania.

Title 61. Prisons and Parole/Penal and Correctional Institutions

416. 61 PA. STAT. ANN. §951 (2013) Salary; medical expenses; Workman’s compensation; widow’s and minor’s benefits In the event any employee of a penal or correctional institution, state mental hospital, or youth and development center dies as a result of injuries sustained in the line of duty, such employee’s widow is entitled to 50% of the full salary of the deceased employee, provided such widow does not remarry. No widow shall receive such benefits while receiving benefits under the Federal Social Security Law, and such benefits shall be reduced by the amount of any workmen’s compensation received or collected by any such widow because of the same injury.

417. 61 PA. CONS. STAT. §4303 (2013) Terms of confinement A spiritual advisor selected by a death row inmate or the inmate’s immediate family may access the inmate during solitary confinement.

418. 61 PA. CONS. STAT. §5906(a) (2013) Confidentiality of Victim Information All statements or testimony of the victim or family member submitted to the Department of Corrections shall be deemed privileged and confidential, not subject to subpoena and inadmissible as evidence in any judicial or administrative proceeding.

419. 61 PA. CONS. STAT. §6135(a) (2013) Investigation of Circumstances of Offense The parole board, on the commitment to a correctional facility of any person whom the board is given the power to parole, shall consider the inmate’s history of family violence.
Title 62. Poor Persons and Public Welfare/Procurement

420. 62 PA. STAT. ANN. §1121(b) (2013) Authorization; compact provisions
Any mental health patient may be transferred to an institution in another state whenever there are factors based upon clinical determinations, including the patient's full record with due regard for the location of the patient's family, indicating that the care and treatment of said patient would be facilitated or improved thereby.

421. 62 PA. STAT. ANN. §1125 (2013) Consultation with families of transferees
The compact administrator is required to consult with the immediate family of any proposed transferee under the Interstate Compact on Mental Health.

422. 62 PA. STAT. ANN. §1303 (2013) Kinship care program
Except in situations of family or domestic violence, the county agency shall exercise due diligence to identify and notify all grandparents and other adult relatives to the fifth degree of consanguinity or affinity to the parent or stepparent of a dependent child within 30 days of the child's removal from the child's home when temporary legal and physical custody has been transferred to the county agency.

423. 62 PA. STAT. ANN. §1854 (2013) Inmate of public institution outside of Commonwealth cannot acquire legal settlement by establishment of residence by husband, wife, etc.
No person confined in any public institution outside of Pennsylvania shall acquire a legal settlement in Pennsylvania by virtue of the establishment of a residence in Pennsylvania of the husband, wife or parent or parents of the wife or husband.

After age sixteen and before age twenty-one, a minor of sufficient mental ability may become emancipated by his own acts or the acts of the parent, stepfather or stepmother having custody and is then capable of establishing a new settlement.

425. 62 PA. STAT. ANN. §405.1 (2013) RESET
An individual may be exempt from the eligibility requirements of the Road to Economic Self-Sufficiency through Employment and Training program if the applicant or recipient is a specified relative caring for a child who is under six years of age and for whom alternate child care arrangements are unavailable.

In establishing financial eligibility and the amount of the assistance payment in both the aid to families with dependent children program and the general assistance program, income of stepparents living in a household shall be considered available to the assistance group by the Department of Public Welfare.

427. 62 PA. STAT. ANN. §447 (2013) Relative's responsibility; repayment
With respect to the determination of eligibility for medical assistance, no relative, other than spouses for each other and parents for unemancipated minor children, shall be required to contribute to the cost of the care for which such assistance is provided. Custodial parents of disabled minor children must verify their income as a condition of the child's eligibility for medical assistance.

428. 62 PA. STAT. ANN. §752 (2013) Application
The provisions of the Interstate Placement of Children Act shall not apply to a parent, stepparent, grandparent, aunt or uncle, nor to an adult brother, sister, half brother or half sister, when any such relative receives or brings a child into Pennsylvania for the purpose of giving him a home in the relative's own family.
The Interstate Compact on the Placement of Children shall not apply to the sending or bringing of a child into a receiving state by his parent, stepparent, grandparent, adult brother or sister, adult uncle or aunt, or his guardian and leaving the child with any such relative or non-agency guardian in the receiving state.

Title 63. Professions and Occupations (State Licensed)

A member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors who fails to attend three consecutive meetings or two consecutive training sessions shall forfeit his seat unless excused due to the illness or death of a family member.

Notwithstanding the terms of a franchise agreement to the contrary, an owner of a new vehicle dealership may designate a family member as the successor to the ownership interest of such owner in such dealership, including the spouse of the dealer owner and the spouse of a child or grandchild of the dealer owner.

A designated family member succeeding to ownership of a new vehicle dealership must, upon request by a manufacturer or distributor, promptly provide such personal and financial information as is reasonably necessary to determine whether the succession will be honored.

A manufacturer or distributor must provide a written notice, within 60 days of receipt of notice from a designated family member of its intent to succeed to a franchise, to such designated family member if the manufacturer or distributor believes there is good cause to refuse succession and discontinue the existing franchise.

A designated family member who has been denied succession to ownership of a new car dealership may file a protest with the board State Board of Vehicle Manufacturers, Dealers and Salespersons.

The Practical Nurse Law does not prohibit gratuitous care of the sick by members of the family or domestic administration of family remedies by any person.

Exclusions  The Real Estate Licensing and Registration Act does not apply to a cemetery employee who, as incident to his principal duties and without remuneration, shows cemetery lots to persons for their use as a family burial lot and accept deposits on such lots on behalf of the cemetery company.
438. 63 PA. STAT. ANN. §480.4(b) (2013) Funds remaining intact; trustee’s liability; failure of performance When a seller who has entered into a contract for the sale of personal property or services and to whom a deposit has been made in connection therewith does not perform the contract promptly after the death of the person to be benefited, the family or next of kin of the deceased is entitled to receive from the trustee the amount of money on deposit to the credit of the contract.

439. 63 PA. STAT. ANN. §2414 (2013) Requirements for providing debt management services A licensee providing debt management services, any related business entity, and the spouse of such person shall not purchase any debt of, lend money or provide credit insurance to, or obtain a mortgage or security interest from a consumer, nor provide compensation to a person referring a consumer to such licensee or provide compensation to a consumer for executing a debt management agreement with such licensee.

440. 63 PA. STAT. ANN. §479.8(b) (2013) Conduct of Business A funeral business license may be issued to a Pennsylvania corporation only if all of its shareholders are licensed funeral directors or immediate family members, including spouses, of licensed funeral directors or a trustee who holds shares for the benefit of such family member.

441. 63 PA. STAT. ANN. §734.31 (2013) State Board of Auctioneer Examiners A member of the State Board of Auctioneer Examiners who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

442. 63 PA. STAT. ANN. §244.2a (2013) State Board of Optometry A member of the State Board of Optometry who fails to attend three consecutive meetings or two statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

443. 63 PA. STAT. ANN. §42.2a (2013) State Board of Podiatry A member of the State Board of Podiatry who fails to attend three consecutive meetings or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

444. 63 PA. STAT. ANN. §1203.1 (2013) State Board of Psychology A member of the State Board of Psychology who fails to attend three consecutive meetings or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

445. 63 PA. STAT. ANN. §457.4 (2013) State Board of Certified Real Estate Appraisers A member of the State Board of Certified Real Estate Appraisers who fails to attend three consecutive meetings or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

446. 63 PA. STAT. ANN. §1302.1 (2013) State Board of Physical Therapy A member of the State Board of Physical Therapy who fails to attend three meetings in 18 months or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.
448. 63 PA. STAT. ANN. §151.1 (2013)  
State Registration Board for Professional Engineers, Land Surveyors and Geologists  
A member of the State Registration Board of Professional Engineers, Land Surveyors and Geologists who fails to attend three consecutive meetings or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

449. 63 PA. STAT. ANN. §271.2a (2013)  
State Board of Osteopathic Medicine  
A member of the State Board of Osteopathic Medicine who fails to attend three consecutive meetings or two consecutive statutorily mandated seminars shall forfeit his seat unless excused due to the illness or death of a family member.

450. 63 PA. STAT. ANN. §422.3 (2013)  
State Board of Medicine  
A member of the State Board of Medicine who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

451. 63 PA. STAT. ANN. §627.3 (2013)  
Board  
A member of the State Board of Massage Therapy who fails to attend three meetings in 18 months or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

452. 63 PA. STAT. ANN. §121.1 (2013)  
State Board of Dentistry  
A member of the State Board of Dentistry who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

453. 63 PA. STAT. ANN. §625.301 (2013)  
State Board of Chiropractic  
A member of the State Board of Chiropractic who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

454. 63 PA. STAT. ANN. §1103.1(g) (2013)  
State Board of Examiners of Nursing Home Administrators  
A member of the State Board of Examiners of Nursing Home Administrators who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

455. 63 PA. STAT. ANN. §390-6 (2013)  
State board of pharmacy  
A member of the State Board of Pharmacy who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

456. 63 PA. STAT. ANN. §212.1 (2013)  
State Board of Nursing  
A member of the State Board of Nursing who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

457. 63 PA. STAT. ANN. §2400.301 (2013)  
Board  
A member of the State Board of Crane Operators who fails to attend three consecutive meetings or two statutorily mandated consecutive seminars shall forfeit his seat unless excused due to the illness or death of a family member.

458. 63 PA. STAT. ANN. §563(a) (2013)  
License required; place of furnishing services  
A practicing barber may practice barbering outside of a licensed barber shop for family members of the same household.
A member of the State Board of Landscape Architects who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of the State Real Estate Commission who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of a family member.

A manufacturer or distributor may enact a right of first refusal for a transfer of ownership of a new vehicle dealership’s assets if the transfer does not involve the transfer to the spouse of the dealer owner.

A member of the State Board of Funeral Directors who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of the State Board of Cosmetology who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of the Architects Licensure Board who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of the State Board of Occupational Therapy Education and Licensure who fails to attend three meetings in 18 months shall forfeit his seat unless excused due to the illness or death of a family member.

A member of the State Board of Barber Examiners who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of the State Board of Accountancy who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

A member of State Board of Vehicle Manufacturers, Dealers and Salespersons who fails to attend three consecutive meetings shall forfeit his seat unless excused due to the illness or death of an immediate family member.

An aggrieved person obtaining a final judgment and an order directing payment out of the Real Estate Recovery Fund against any person licensed under the Real Estate Licensing and Registration Act upon grounds of fraud, misrepresentation or deceit must show that he is not a spouse of the debtor or personal representative of such spouse.
Exemption from licensure and registration

Where a vehicle is authorized under the Tax Reform Code of 1971 to be transferred from the person who paid the sales tax to another without being subject to sales tax, such as, but not limited to, wife and husband transfers, the recipient of the vehicle shall be permitted to sell such vehicle without paying sales tax prior to his sale of the vehicle.

Expiration of licenses; renewal; continuing education

Widows and widowers licensed under the license of his or her deceased licensed funeral director spouse are exempt from the requirements of continuing education promulgated by the State Board of Funeral Directors.

Title 64 Public Authorities and Quasi-Public Corporations

of public officers, public employees and party officers

No immediate family member of a public officer or official may be employed as a management-level authority employee of the Pennsylvania Convention Center Authority.

Interests of public officers, public employees and party officers

A Pennsylvania Convention Center Authority employee may not use his position, or any confidential information acquired through his position, for financial gain for himself, an immediate family member or a business with which he or an immediate family member is associated. An employee of the governing board of the convention center authority, a member of his immediate family, or a business with which such employee or an immediate family member is associated, is prohibited from soliciting or accepting gifts, loans, political contributions or employment offers in exchange for favorable official action from the employee. No person can offer such gifts, loans, political contributions, or employment offers to an employee of the convention center authority, a member of his immediate family, or a business with which such employee or an immediate family member is associated, in exchange for favorable official action from the employee.

Employees of the governing board of the convention center authority, or members of such employee’s immediate family or businesses in which such employee or member of such employee’s immediate family is a director, officer or certain stockholder may enter into a contract valued in excess of $500 with the convention center authority and from having certain financial interests in a contract valued in excess of $500 with the convention center authority, subject to certain exceptions and limitations.

Title 65. Public Officer

Exceptions for public records

A spouse’s name and marital status with respect to a public officer is exempt from access under the Pennsylvania Right-to-Know Law.

Restricted activities

No person may offer or give to public official, public employee or nominee or candidate for public office or member of his immediate family anything of value in order to influence the official action of such person and no public official or employee, his spouse or child, or any business in which any such person is associated may enter into any contract valued at $500 or more with the government body with which the public official or employee is associated unless awarded in an open and public process.
Title 68. Real and Personal Property

480. 68 PA. STAT. ANN. §250.205 (2013) Participants in tenants' association A lease cannot be terminated or nonrenewed because of any tenant or a tenant's family member's participation in a tenant organization or association.

481. 68 PA. CONS. STAT. §4302(a)(12) (2013) Powers of Association No capital improvement fee may be imposed on any gratuitous transfer of interest in a cooperative unit between spouses, parent and child, siblings, and grandparent and grandchild.

Title 66. Public Utilities

478. 66 PA. CONS. STAT. §301(b) (2013) Establishment, members, qualifications and chairman Each commissioner of the Pennsylvania Public Utility Commission shall, within 90 days of confirmation, disclose the existence of and divest, or place in blind trust, all securities held by such commissioner or his or her spouse.

484. 68 PA. CONS. STAT. §7103(b) (2013) Application of part  The Residential Real Estate Transfers Law shall not apply to a transfer made to a spouse or to a person in the lineal line of consanguinity of one or more of the transferors or between spouses in the event of a divorce or separation.

Title 69. Sales

485. 69 PA. STAT. ANN. §541 (2013) Uniform interparty agreement act  A conveyance release, or sale of an interest in real property authorized by the Uniform Interparty Agreement Act includes conveyances (1) by either a husband or wife without joinder of his or her spouse as tenants by the entireties, (2) by husband or wife as tenants by the entireties to husband or wife alone, and (3) by either tenant by the entireties alone to the other without the other joining in the deed.

486. 69 PA. STAT. ANN. §609 (2013) Rejection of application  No license for motor vehicle sales may be issued if the spouse of the applicant has pleaded guilty, entered a plea of nolo contendere, or has been found guilty by a judge or jury of a second offense violation of the Motor Vehicle Sales Finance Act.

Title 70. Securities

489. 70 PA. STAT. ANN. §1-605 (2013) Commissioners and commission employees; relationship with licensed persons or qualified organizations  The restrictions applicable to commissioners and employees of the Pennsylvania Securities Commission relating to interests in any person (i) who was licensed or applied for license as a broker-dealer, agent, or investment adviser or (ii) applied for or secured registration of securities under the Pennsylvania Securities Act of 1972 shall not prohibit the holding or purchasing of any securities by any commissioner if the commissioner, together with his spouse, minor children and parents or other relatives who are members of his household, own less than 0.1% of any class of outstanding securities of any issuer described in (ii).

490. 71 PA. STAT. ANN. §209 (2013) Medical insurance coverage for survivor-spouses of annuitants  A survivor-spouse of an annuitant under the Pennsylvania state employee retirement system who had elected to convert insurance coverage is able to continue such coverage at the Commonwealth's expense, up to the amount of the monthly annuity.

491. 71 PA. STAT. ANN. §279.4(a) (2013) Public members of licensing boards and commissions  A member of a state licensing board or commissions designated as representing the public at large may not be related to or part of the immediate family of any member of the profession or occupation to be licensed or regulated by the particular board or commission.
492. 71 PA. STAT. ANN. §279.4(f) (2013) Public members of licensing boards and commissions A member of a licensing board or commission designated to act as representing the public at large who fails to attend two consecutive conferences conducted by the Bureau of Professional and Occupational Affairs, in consultation with the Bureau of Consumer Protection, shall forfeit his seat on the applicable board or commission unless excused due to the illness or death of a family member or other permitted reason.

493. 71 PA. STAT. ANN. §745.4 (2013) Composition of commission; membership, compensation; vacancies; removal Commissioners of the Independent Regulatory Review Commission may not participate in deliberations that affect any for-profit organization in which the commissioner or any member of his family owns shares of stock in excess of 5% of the total issue of the stock, has an ownership interest in excess of 5% of the total ownership or serves as an officer, director, trustee, partner or employee.

494. 71 PA. STAT. ANN. §1188.2(e) (2013) Creation of commission Any commissioner of the Pennsylvania Public Television Network Commission appointed by the governor who fails to attend three consecutive board meetings shall forfeit his membership unless due to illness or the death of an immediate family member.

495. 71 PA. STAT. ANN. §1580 (2013) State officer or employee not to purchase devised property It is unlawful for any state officer or employee, or any member of the family of such state officer or employee, to purchase any property acquired by Pennsylvania by devise in any will.

496. 71 PA. STAT. ANN. §1783 (2013) Liability of relatives and estates by entireties The spouse, father, mother or children of any person who is an inmate of any asylum or other similar institution run by Pennsylvania who are legally able to do so shall pay for the maintenance of such institutionalized person.

497. 71 PA. STAT. ANN. §1784 (2013) Order for payment of support The court of common pleas of the county of the residence of any inmate of a state-owned mental hospital shall, upon order by the Department of Justice, acting on behalf of the Department of Revenue, make an order for payment of maintenance by the trustee, committee, guardian, spouse, mother, father or children of such inmate.

498. 71 PA. CONS. STAT. §5905 (2013) Duties of the board regarding applications and elections of members Upon death of a member of the Public School Employees’ Retirement System, the State Employees’ Retirement Board is authorized to pay the benefits to the executor, administrator, surviving spouse or next of kin of the deceased.

499. 71 PA. CONS. STAT. §5907 (2013) Rights and duties of State employees and members Members of the Public School Employees’ Retirement System designating a survivor annuitant at the time of retirement may not nominate a new survivor annuitant unless the initial survivor annuitant predeceases him or the member is awarded a divorce or becomes married subsequent to the initial election.

500. 71 PA. CONS. STAT. §5953 (2013) Taxation, attachment and assignment of funds Moneys in the Public School Employees Retirement Fund are exempt from any spouse’s election but are subject to attachment under a domestic relations order. A member, or current or former spouse of a member, may elect to have any portion of an eligible rollover distribution paid directly to an eligible retirement plan by way of a direct rollover.
501. 71 PA. CONS. STAT. §5953.4 (2013) Amendment of approved domestic relations orders. In the event that an alternative payee predeceases a member of the State Employees’ Retirement Fund, the divorce court may amend an approved domestic relations order to substitute a person for the deceased alternate payee to receive any benefits payable to the deceased alternate payee.

502. 71 PA. CONS. STAT. §5953.5 (2013) Transfer of domestic relations orders against county pension plans. If, at the time a county employee becomes a state employee, there is a domestic relations order against such person or the retirement plan to which such person was an employee, and if the domestic relations order affects the rights of the transferred employee or county alternate payees to receive benefits of such plans (including a spouse or former spouse), the domestic relations order will remain in effect and at the employee’s option will be enforceable against the county system or plan or the state pension board or system.

Title 72. Taxation and Fiscal Affairs

503. 72 PA. STAT. ANN. §7602.2 (2013) Family farm corporation exemption. A corporation devoted to the business of agriculture is exempt from the capital stock tax provided that at least 75% of its stock is owned by members of the same family, which is defined to include, among other relatives spouses of the individual and spouses of certain relatives of such individual.

504. 72 PA. STAT. ANN. §5860.403 (2013) Procedure to obtain possession. If a court awards a writ commanding an owner or party in possession of real property to deliver possession to the sequestrator, he must do so within 15 days unless the property is occupied by the owner and his family as a home, in which case the owner has 30 days to deliver possession.

505. 72 PA. STAT. ANN. §3281 (2013) Annual report to the auditor general; penalty for failure to report. Every business shall annually make a report to the auditor general of the number and amount of all orders, checks and all other books and papers, representing the amount of the wages of an employee that was given, made or issued by it for payment of labor, and not redeemed by the business giving or issuing the same, by paying to the employee or a member of his family the full face value of said order representing an amount due for within 30 days of the issuance. In case any business neglects or refuses to make its annual report to the auditor general, such business shall pay a penalty, in addition to the tax imposed on all such orders, on the face value of all such orders not redeemed by paying an employee or a member of his family within 30 days of the business issuing such order.

506. 72 PA. STAT. ANN. §8102-C.3(6) (2013) Excluded transactions. The realty transfer tax shall not be imposed upon transfers between a husband and wife or persons who were previously husband and wife who have been divorced, provided the transfer of such property occurred prior to the finalization of the divorce, between parent and child or the spouse of such child, between a stepparent and a stepchild or the spouse of the stepchild, between brother or sister or spouse of a brother or sister and brother or sister or the spouse of a brother or sister and between a grandparent and grandchild or the spouse of such grandchild.

507. 72 PA. STAT. ANN. §8102-C.3(19)-(20) (2013) Excluded transactions. The realty transfer tax shall not be imposed on the transfer of real estate devoted to agriculture to a family farm by the spouse of any individual which directly owns at least 75% of the stock of the family farm business. The realty transfer tax shall not be imposed on a transfer between spouses of any ownership interests in a real estate company or a family farm business that owns real estate.
508. 72 PA. STAT. ANN. §1814 (2013)  
Purchase by State officer or employee prohibited  It shall be unlawful for any state officer or employee, or any member of the family of such officer or employee, to purchase, directly or indirectly, any property acquired by Pennsylvania at a judicial sale.

509. 72 PA. STAT. ANN. §9116(a) (2013)  
Inheritance tax  The inheritance tax upon the transfer of property passing to or for the use of a wife or widow and husband or widower of a child shall be 4.5% and to or for the use of a husband or wife shall be 0%. When property passes to or for the use of a husband and wife with the right of survivorship, one of whom is taxable at a rate lower than the other, the lower rate of tax shall be applied to the entire interest.

510. 72 PA. STAT. ANN. §9116(c) (2013)  
Inheritance tax  When any person entitled to a distributive share of an estate exercises his elective rights as a surviving spouse, the tax shall be computed as though the person benefitting by such election were originally designated to be a distributee.

511. 72 PA. STAT. ANN. §9111(m) (2013)  
Transfers not subject to tax  Property owned by a husband and wife with a right of survivorship is exempt from inheritance tax.

512. 72 PA. STAT. ANN. §9111(s) (2013)  
Transfers not subject to tax  A transfer of real estate devoted to the business of agriculture between members of the same family is exempt from inheritance tax, provided that after the transfer the real estate continues to be devoted to the business of agriculture for a period of seven years beyond the transferor’s date of death and the real estate derives a yearly gross income of at least $2,000.

513. 72 PA. STAT. ANN. §3402-308 (2013)  
Deductions for living expenses  A personal deduction on account of living expenses of $1,500 is allowed for a married person living with a husband or wife. A husband and wife living together shall receive one personal deduction.

514. 72 PA. STAT. ANN. §713 (2013)  
Reports by domestic insurance companies  It shall be the duty of a proper officer of each insurance company incorporated under the laws of Pennsylvania, except companies doing business upon the mutual plan without any capital stock, and purely mutual beneficial associations whose funds for the benefit of members, their families or heirs, are made up entirely of the weekly or monthly contributions of their members and the accumulated interest thereon, to make report to the Department of Revenue each year, showing the entire amount of premiums received by such company.

515. 72 PA. STAT. ANN. §7309 (2013)  
Husband and wife  If the income of a husband or wife who are both nonresidents and are subject to tax Pennsylvania is determined on a separately filed return, their incomes from sources within Pennsylvania shall be separately determined. If either husband or wife is a nonresident and the other a resident, separate taxes shall be determined on their separate incomes, unless both elect to determine their joint income as if both were residents.

516. 72 PA. STAT. ANN. §3402-402 (2013)  
Returns in cases of changed residence  Taxpayers who are married and living with their spouse and whose net income is under $1,500 and taxpayers who are married but not currently living with their spouse and whose net income is $1,000 or less are not required to file a personal income tax return, unless the taxpayer’s gross income is $5,000 or over. Taxpayers who are not currently living with their spouse are required to file a return if net income during the fraction of the year they were a non-resident and the fraction of the year they were a resident was $1,000 or less.
Deductions not allowed
Claims under agreements between former spouses arising out of relinquishment or promised relinquishment of marital or support rights are not deductible from inheritance tax due.

Returns of married individuals, deceased or disabled individuals and fiduciaries
If the income tax liability of husband or wife is determined on a separate return, their income tax liabilities shall be separate. If the income tax liabilities of husband and wife are determined on a joint return, their tax liabilities shall be joint and several.

If either husband or wife is a resident and the other is a nonresident, they shall file separate tax returns in which event their tax liabilities shall be separate unless both elect to determine their joint taxable income as if both were residents.

Taxpayers’ returns; time and place of filing; payment
Every single taxpayer or married taxpayer that is not currently living with his or her spouse with a net income over $1,000 must file a return. Every married taxpayer living with his or her spouse with a joint net income of over $1,500 must file a tax return. If a husband and wife living together have an aggregate net income of $1,500 or over, or an aggregate gross income for such year of $5,000 or over, each shall make such a return, or the income of each shall be included in a single joint return, in which case the tax shall be computed on the aggregate income.

Declarations of estimated tax
Husband and wife are allowed to estimate tax liability as if they are one taxpayer, in which case their tax liability is joint and several. If such husband and wife make a joint declaration of tax liability but file separately, either husband or wife can claim full liability for all taxes declared or may divide liability as they may elect.

Fiduciary returns
Every fiduciary acting for a married couple living apart with a net income over $1,500, or if married and living together, gross income of over $5,000, must file returns for such individuals.

Duties of depositaries
When money is deposited or invested jointly in the name of a husband and wife, the death notification requirements imposed on financial institutions for money deposited or invested jointly for two or more persons do not apply.

Joint tenancy
Except with respect to property passing by right of survivorship to the survivor of husband and wife, when property is held in the names of two or more persons so that, upon the death of one of them, the survivor has the right to immediate ownership of the whole property, the accrual of such right is deemed a transfer subject to tax.

Returns of married individuals, deceased or disabled individuals and fiduciaries
During the year in which a spouse dies, a surviving spouse has the right to file his or her deceased spouse’s final tax return and may file jointly with the deceased spouse if the joint return could have been filed if both spouses were living for the entire taxable year.

Source of payment
In the absence of contrary intent in an instrument of transfer, the inheritance tax due at the death of a surviving spouse with respect to a trust shall be paid out of the residue of the principal of the trust and charged as a general administration expense.
526. **72 PA. STAT. ANN. §7304 (2013)**

Special tax provisions for poverty If the joint poverty income of a married claimant and the claimant’s spouse during an entire taxable year is $13,000 or less, the claimant shall be entitled to a refund or forgiveness of any moneys which have been paid over to the Commonwealth. A claimant shall not be considered married if (i) the claimant and the claimant’s spouse file separate returns; and (ii) the claimant and the claimant’s spouse live apart at all times during the last six months of the taxable year or are separated.

531. **72 PA. STAT. ANN. §1203 (2013)**

Procedure applicable in cases of transfer of corporate stock belonging to decedents’ estates Any corporation or national banking association may transfer stock belonging to a decedent’s estate upon presentation to it of an affidavit of the executor that the person in whose name, jointly with the decedent, the stock stands was the spouse of the decedent at the time of his death and that the stock was not transferred by the decedent to such person and the decedent within one year of the decedent’s death.

**Title 73. Trade and Commerce**


Prohibited Practices A lessor of a gasoline service station may not prohibit the transfer by will of the gasoline service station business and the right of the lessee under the agreement to a spouse or children.

533. **73 PA. STAT. ANN. §304 (2013)**

The Pennsylvania Industrial Development Authority. A member of the Pennsylvania Industrial Development Authority board who fails to attend three consecutive meetings shall forfeit his or her seat, unless due to the illness or the death of an immediate family member.


Pennsylvania Minority Business Development Authority. A member of the board of the Pennsylvania Minority Business Development Authority who fails to attend three consecutive meetings shall forfeit his or her seat, unless due to the illness or the death of a family member.


Partnership A member of the Pennsylvania Travel and Tourism Partnership appointed by the Governor shall forfeit membership if the member fails to attend three consecutive meetings, unless due to personal illness or the illness or death of a family member.
Title 74. Transportation

536. 74 PA. CONS. STAT. §8204(a) (2013)
Code of conduct The Pennsylvania Turnpike Commission shall adopt a code of conduct to provide guidance to members, executive-level employees and their immediate family members to enable them to avoid any perceived or actual conflict of interest.

Title 75. Vehicles

537. 75 PA. CONS. STAT. §1114 (2013)
Transfer of vehicle by operation of law Transfer of a certificate of title of a vehicle to a surviving spouse, or any person designated by the spouse, may be made without the necessity of filing for letters of administration, provided the surviving spouse files an affidavit that all the debts of the decedent have been paid.

538. 75 PA. CONS. STAT. §1115 (2013)
Correction of certificate of title Whenever there is a change of name because of marriage or divorce, the owner of a vehicle shall not be required to apply for a corrected certificate of title but shall inform the Department of Transportation of the new name and of the title number of every vehicle titled in the owner’s former name.

539. 75 PA. CONS. STAT. §1119 (2013)
Application for certificate of title by agent No person shall hold a certificate of title recorded in the name of another person for the other person who is not in the regular employ of, or not a member of the family of, the other person.

540. 75 PA. CONS. STAT. §1307 (2013)
Period of registration Antique, classic and collectible motor vehicle registrations shall expire upon the salvaging, scrapping or transfer of ownership of the vehicle, except that if a transfer is between spouses or between a parent and child the registration may be transferred upon payment of a transfer fee.

541. 75 PA. CONS. STAT. §1314 (2013)
Transfer of registration Registration and registration plates may be transferred to another vehicle owned or leased by the registrant, or to a vehicle owned or leased by the spouse, parent or child of the registrant.

542. 75 PA. CONS. STAT. §1315 (2013)
Operation of vehicle following death of owner When the owner of a vehicle is deceased, the vehicle may be operated by any heir or personal representative of the decedent for the remainder of the current registration period and throughout the next following registration period, provided that the registration is renewed in the name of the decedent’s estate.

543. 75 PA. CONS. STAT. §1336 (2013)
Use of dealer registration plates A vehicle displaying dealer registration plates which is owned by a dealer or manufacturer may be operated upon Pennsylvania highways for the personal use of (i) the dealer or members of his or her immediate family when the dealer is a sole proprietorship, and (ii) the officers, partners or members of their immediate families when the dealer is a corporation or partnership.

544. 75 PA. CONS. STAT. §1336.1 (2013)
Use of multipurpose dealer registration plates Multipurpose dealer registration plates may be used on vehicles owned by or in possession of a dealer or manufacturer. All vehicles utilizing the multipurpose dealer registration plate shall be titled in the name of the business or family member.
545. **75 PA. CONS. STAT. §1337 (2013)**

**Use of "Miscellaneous Motor Vehicle Business" registration plates**

Special registration plates issued by the Department of Transportation to owners of miscellaneous motor vehicle businesses may be displayed on vehicles used for the personal pleasure or use of the owner of the miscellaneous motor vehicle business or members of the owner’s immediate family, or when the business is a corporation, upon vehicles used for the pleasure or use of not more than three officers or members of the officer’s immediate family.

546. **75 PA. CONS. STAT. §1338 (2013)**

**Person with disability plate and placard**

Upon the death of a person to whom a disability plate or placard has been issued, the plate or placard shall be void 30 days after death and shall not be displayed on any vehicle. The personal representative of the deceased or, in the absence of such, the spouse of the deceased, shall return the plate to the Department of Transportation.

547. **75 PA. CONS. STAT. §1342 (2013)**

**Veteran plates and placard**

Upon the death of a veteran to whom a severely disabled veteran plate or placard has been issued, the plate or placard shall be void 30 days after death and shall not be displayed on any vehicle. The personal representative of the deceased or, in the absence of such, the spouse of the deceased, shall return the plate to the Department of Transportation.

548. **75 PA. CONS. STAT. §1359 (2013)**

**Special plates for steelworkers**

Upon application of any person who is a steelworker or a surviving member of the steelworker’s family, the Department of Transportation shall issue to such person a special registration plate designating the vehicle so licensed as belonging to a person who is a steelworker.

549. **75 PA. CONS. STAT. §1365 (2013)**

**Gold Star Family plate**

Upon application of a family member of a person who was killed while serving on active duty in the military, the Department of Transportation shall issue to the family member a special registration plate designating the vehicle so licensed as belonging to a family member (which shall include a widow, widower, stepparent and stepchild) of a person who was killed while serving on active duty in the military.

550. **75 PA. CONS. STAT. §1503 (2013)**

**Persons ineligible for licensing; license issuance to minors; junior driver’s license**

Non-residents of Pennsylvania are ineligible to obtain or renew a driver’s license unless such person is a federal or state government employee, a person in the service of the armed forces of the United States or the immediate family of such person.

551. **75 PA. CONS. STAT. §1503 (2013)**

**Persons ineligible for licensing; license issuance to minors; junior driver’s license**

Junior driver’s license holders may not drive on a public highway between 11 p.m. and 5 a.m. unless accompanied by a spouse who is 18 years of age or older or a parent or a person in loco parentis. The number of passengers who are under the age of 18 and not an immediate family member of the driver permitted in a vehicle operated by a junior driver’s license holder is limited unless the junior driver’s license holder is accompanied by a parent or legal guardian.

552. **75 PA. CONS. STAT. §1505 (2013)**

**Learners’ permits**

A holder of a learner’s permit may only drive while supervised by a person who is over the age of 21 or, if the spouse, parent, guardian, or person in loco parentis of a learner’s permit holder, is at least 18 years of age. Before a minor may take the examination for a regular or junior driver’s license, the father, mother, guardian, person in loco parentis or spouse of a married minor must sign a certification stating that the minor applicant has fulfilled all necessary requirements.
Application for driver’s license or learner’s permit by minor

The application of any married person under the age of 18 years for a learner’s permit or driver’s license may be signed by the spouse, if the spouse is at least 18 years of age, and verified before a person authorized to administer oaths.

Expiration and renewal of drivers’ licenses

A driver’s license held by any person who is on active service in the armed forces of the United States or the spouse or dependent child of the member of the armed forces who resides with such person shall continue in full force and effect so long as the active service continues and the person is absent from the Commonwealth, and for a further period of 45 days following the date of the person’s discharge or separation from active service or return to Pennsylvania, unless the driver’s license is sooner suspended, cancelled or revoked for cause according to law.

Notice of change of name or address

Upon notification from another state that a driver is license in that state, other than a federal or state government employee whose workplace is out of state and persons in the armed forces, or such person’s immediate family members, the Department of Transportation shall not renew the driver’s license of the person until the person reestablishes residency in the Commonwealth.

Exemptions from other fees

The surviving spouse of a deceased owner of a vehicle is not required to pay a fee to transfer the title into the surviving spouse’s own name.

Transfer of snowmobile or ATV by operation of law

Transfer of a certificate of title of an all-terrain vehicle or snowmobile to a surviving spouse may be made without the necessity of filing for letters of administration, notwithstanding the fact that there are minor children surviving the decedent, if the surviving spouse files an affidavit that all debts of the decedent have been paid.

Application for certificate of title by agent

No person may hold a certificate of title recorded in the name of another person who is not in the regular employ of, or not a member of the family of, the other person, unless the person holding the certificate of title has a valid undischarged security interest recorded in the Department of Conservation and Natural Resources against the snowmobile or all-terrain vehicle represented by the certificate of title.

Coverage of persons in agricultural labor; exceptions

For purposes of determining whether an agricultural employer is required to provide workmen’s compensation coverage, a spouse of the employer shall not be deemed an employee unless the services of such spouse are engaged under an express written employment contract filed with the Department of Labor and Industry.

Exclusiveness of remedy; actions by and against third party; contract indemnifying third party

Claims under the Workers’ Compensation Act are the exclusive remedy against an employer for an employee, his legal representative, husband, wife, next of kin or anyone else entitled to damages on account of any injury, death or occupational disease covered by the Workers’ Compensation Act.
561. 77 PA. STAT. ANN. §541 (2013)
Payments to survivors in event of death from cause other than injury
Upon the death of an employee due to a cause other than the injury entitling the employee to compensation under the Workers’ Compensation Act, the compensation to which such employee would have been entitled shall first be paid to the surviving widow or widower.

562. 77 PA. STAT. ANN. §542 (2013)
Payment to or on behalf of children or insane persons
If compensation is payable to a child, the Workers’ Compensation Appeal Board may direct that the compensation be paid directly to the child, to a widow or widower on account of the child, to the guardian of such child or another person designated by the Workmen’s Compensation Appeal Board.

563. 77 PA. STAT. ANN. §561 (2013)
Persons entitled to compensation on death of employee; amounts
In the case of death, worker’s compensation shall be distributed to the widow or widower and children (as applicable) pursuant to a statutory formula, and if there is no widow or widower entitled to compensation, to the guardian of the child or children of the deceased, if there are children, if there be no widow, widower, or children, then such compensation shall be paid to other family members in accordance with the statutory formula, provided that: No compensation shall be payable to a widow unless she lived with her husband at the time of his death or was dependent upon him. No compensation shall be payable to a widower unless he is incapable of self-support at the time of his wife’s death and is at such time dependent upon her for support. If the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow is living a life of prostitution, the Workers’ Compensation Appeal Board may order the termination of compensation payable to such widow or widower.

564. 77 PA. STAT. ANN. §562 (2013)
Compensation payable to child, brother, sister, widow, or widower, when; “child” and “children” defined; remarriage
No worker’s compensation shall be payable to a widow unless she lived with her husband at the time of his death or was dependent upon him. No compensation shall be payable to a widower unless he is incapable of self-support at the time of his wife’s death and is at such time dependent upon her for support. If the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow is living a life of prostitution, the Workers’ Compensation Appeal Board may order the termination of compensation payable to such widow or widower.

565. 77 PA. STAT. ANN. §563 (2013)
Alien widows, children, and parents, not residents of the United States
Alien widows, children and parents, not residents of the United States, shall be entitled to workers’ compensation, but only to 50% of the compensation which would have been payable if they were residents of the United States. Alien widowers, brothers and sisters who are not residents of the United States shall not be entitled to receive any compensation. In no event shall any nonresident alien widow or parent be entitled to compensation in the absence of proof that the alien widow or parent has actually been receiving a substantial portion of his or her support from the decedent.

566. 77 PA. STAT. ANN. §710.1 (2013)
Workers’ Compensation Appeal Board
A member of the Workers’ Compensation Board must conform to a code of ethics, including keeping informed about the personal and fiduciary interests of himself and his immediate family.
Compromise and release  
Every compromise and release by stipulation releasing an employer from liability must be signed by the injured employee or by their widow, widower, or dependent and shall be attested by two witnesses or acknowledged before a notary public.

Presumption of acceptance; rejection of act; Commonwealth or subdivisions; assistant hired on premises; intermediate employer or contractor; notice to employees  
A notice posted by an employer of his intention not to pay elective compensation under the Pennsylvania Occupational Disease Act is sufficient notice to the parents and guardians of minor employees of such intention.

Acceptance; persons bound  
When an employer and employee agree to accept the elective compensation provisions of the Pennsylvania Occupational Disease Act, such agreement shall bind the employer and his personal representatives, and the employee, his or her wife, or husband, widow or widower, next of kin, and other dependents.

Compensation in case of death; amount; persons to whom paid; burial expenses; when compensation payable; remarriage of widow; meretricious relationship; basis of compensation; payment to guardian; account; bond  
In the case of death resulting from occupational disease, elective compensation shall be distributed to the widow or widower entitled to compensation and children (if applicable), subject to a statutory formula if there is no widow or widower entitled to compensation, to the guardian of the child or children of the deceased, if there are children, if there be no widow, widower, or children, then such compensation shall be paid to other family members in accordance with the statutory formula. provided that no compensation shall be payable to a widow unless she lived with her husband at the time of his death or was dependent upon him. No compensation shall be payable to a widower unless he is incapable of self-support at the time of his wife’s death and is at such time dependent upon her for support. If the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow is living a life of prostitution, the Workmen’s Compensation Board may order the termination of compensation payable to such widow or widower.

Alien dependents not residents of United States  
Alien widows, children and parents, not residents of the United States, shall be entitled to elective compensation under the Pennsylvania Occupational Disease Act, but only to 50% of the compensation which would have been payable if they were residents of the United States. Alien widowers, brothers and sisters who are not residents of the United States shall not be entitled to receive any compensation. In no event shall any nonresident alien widow or parent be entitled to compensation in the absence of proof that the alien widow or parent has actually been receiving a substantial portion of his or her support from the decedent.

Code of ethics; removal of workers’ compensation judges  
A workers’ compensation judge must conform to a code of ethics, including keeping informed about the personal and fiduciary interests of himself and his immediate family.
METHODOLOGY AND DISCLAIMER

The preparation of this report of the Pennsylvania rights, duties and responsibilities relating to marriage began with a comprehensive search of a number of electronic databases that compile Pennsylvania’s consolidated and unconsolidated statutes, including LexisNexis, Westlaw, and Unofficial Purdon’s Pennsylvania Statutes. The volunteer researchers looked for multiple forms of the following terms: “family,” “familial,” “husband,” “wife,” “spouse,” “child,” “son,” “daughter,” “parent,” “marriage,” “divorce,” “separation,” “widow,” “annul,” and “relation.” Each statute found to contain a form of such search terms was then evaluated to determine whether the statute in question conferred a legal protection or duty unique to legally married persons. We endeavored to include only those statutes in which the existence of a legal marriage triggered or conveyed a right or obligation that would not otherwise be present or available.

Although this report is intended to be comprehensive, it is possible that not every statutory right and obligation related to marriage in Pennsylvania has been included. Please note that this report does not refer to and is not based on a review of the Pennsylvania regulations and further does not take into account or refer to judicial decisions. This report is designed to serve as an educational tool and does not provide recommendations with regard to same-sex marriage in Pennsylvania.

This report was created for the express and sole purpose of describing the legal protections created by legal marriage in the Commonwealth of Pennsylvania, and is current as of January 1, 2014. The statutory references, quoted statutory text, and summarized statutory language provided in this report do not constitute legal advice, nor may they be relied upon; this report does not reflect a comprehensive representation of Pennsylvania’s marriage-related law. It was necessary in many circumstances to abbreviate and/or omit certain qualifying language and statutory cross-references, and we encourage anyone seeking further information to review the full official statutory text of any relevant statute.