

No. 356

AN ACT

SB 1533

Relating to gifts for charitable and religious purposes taking effect on the death of the donor and promises to give property for charitable and religious purposes; providing for their validity and enforceability if made within thirty days of the death of the donor or promisor.

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

Section 1. Any gift for charitable or religious purposes to take effect in possession or enjoyment at or after the death of the donor and any promise made to give real or personal property for religious or charitable purposes shall be invalid and unenforceable if made within thirty days of the death of the donor or promisor to the extent that someone who would benefit by their invalidity objects: Provided, That the Commonwealth shall not have the right so to object. No such objection shall be valid unless it is in writing signed by the objector and unless a copy thereof shall be filed with the clerk of the court having jurisdiction within six months of the death of the donor or promisor. Each person so objecting shall receive the share he would have received if the entire gift had been invalid or the promise had been unenforceable, and the balance, if any, of the gift and promise shall be valid and enforceable.

Section 2. The act of May 16, 1939 (P.L.141), entitled "An act to make void all gifts for religious or charitable uses to take effect on the death of the donor unless made at least thirty days before such death, and to make unenforceable all promises to give real or personal property for such uses unless made at least thirty days before the death of the promisor," is repealed.

Section 3. This act shall take effect immediately.

APPROVED—The 28th day of December, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 356.



*Secretary of the Commonwealth*