

No. 150

AN ACT

HB 235

Amending the act of April 6, 1953 (P.L.3), entitled, as amended, "An act relating to certain commercial transactions and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto," providing preferences for tax claims in the application of proceeds from a bulk transfer where the consideration is not sufficient to pay all debts under certain terms and conditions.

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

Section 1. Subsection (3) of section 6-106, act of April 6, 1953 (P.L.3), known as the "Uniform Commercial Code," reenacted and amended October 2, 1959 (P.L.1023), and amended August 24, 1963 (P.L.1213), is amended to read:

Section 6-106. Application of the Proceeds.—In addition to the requirements of the two preceding Sections:

* * *

(3) If the consideration payable is not enough to pay all of the [said] debts in full distribution shall be made [pro rata.] *according to the following order of preferences:*

(a) *State, county, municipal, township and school district tax claims and State Unemployment Compensation Fund claims on a pro rata basis;*

(b) *All other creditors on a pro rata basis.*

* * *

Section 2. This act shall take effect in ninety days.

APPROVED—The 30th day of June, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 150.


Secretary of the Commonwealth.