

**Local Government – January 25, 2017**

A00016 to Senate Bill 10, Printer's Number 143

NO Wagner

YES Blake

NO Martin

YES Brewster

NO Scarnati

YES Hughes

NO Brooks

YES Schwank

NO Eichelberger

NO Hutchinson

NO Langerholc

NO McGarrigle

*The amendment failed by a vote of 4 – 8*

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO SENATE BILL NO. 10

Sponsor: *Hughes*

Printer's No. 143

1 Amend Bill, page 1, line 4, by inserting after "for "

2 exceptions to sovereign immunity and for

3 Amend Bill, page 1, lines 8 and 9, by striking out all of

4 said lines and inserting

5 Section 1. Section 8522(b) of Title 42 of the Pennsylvania  
6 Consolidated Statutes is amended by adding a paragraph to read:  
7 § 8522. Exceptions to sovereign immunity.

8 \* \* \*

9 (b) Acts which may impose liability.--The following acts by  
10 a Commonwealth party may result in the imposition of liability  
11 on the Commonwealth and the defense of sovereign immunity shall  
12 not be raised to claims for damages caused by:

13 \* \* \*

14 (10) The detention of any individual under any of the  
15 following conditions:

16 (i) The detention of any individual by a  
17 Commonwealth party pursuant to a United States  
18 Immigration and Customs civil immigration detainer  
19 request.

20 (ii) The detention of an individual by a local  
21 agency or employee thereof, in good faith, pursuant to  
22 the provisions of Title 53 Pa.C.S. § 305 (relating to  
23 municipalities of refuge).

24 Section 2. Section 8542 of Title 42 is amended by adding a  
25 subsection to read:

26 Amend Bill, page 2, line 8, by striking out "2" and inserting

27 3

28 Amend Bill, page 3, line 24, by striking out "3" and

29 inserting

30 4