

## AMENDMENTS TO HOUSE BILL NO. 99

Sponsor: REPRESENTATIVE ZIMMERMAN

Printer's No. 79

1 Amend Bill, page 1, lines 6 through 8, by striking out all of  
2 said lines and inserting

3 Section 1. Section 1402(d)(1), (4)(ii) and (iii) and (6) of  
4 Title 8 of the Pennsylvania Consolidated Statutes are amended  
5 and the subsection is amended by adding a paragraph to read:

6 Amend Bill, page 2, by inserting between lines 5 and 6

7 (4) \* \* \*

8 (ii) Those made for utility service for borough  
9 purposes, including, but not limited to, those made for  
10 natural gas or telecommunications services and  
11 electricity.

12 [(iii) Those made for electricity with the entities  
13 set forth in paragraph (6)(i), (ii), (iii), (iv), (v),  
14 (vi) and (vii)(A).]

15 \* \* \*

16 (6) Those made relating to the purchase of electricity  
17 and associated energy and related services by a borough  
18 owning or operating electric generation or distribution  
19 facilities [on January 1, 1966,] with any of the following:

20 (i) A political subdivision.

21 (ii) Another state.

22 (iii) The Commonwealth or a Commonwealth agency.

23 (iv) The Federal Government.

24 (v) A private corporation.

25 (vi) An electric cooperative corporation under 15  
26 Pa.C.S. Ch. 73 (relating to electric cooperative  
27 corporations).

28 (vii) A nonprofit membership corporation. As used in  
29 this subparagraph, the term "nonprofit membership  
30 corporation" means an entity, the membership of which:

31 (A) consists solely of Commonwealth boroughs,  
32 such as a consortium, buying group or municipal power  
33 agency under section 24A04 (relating to municipal  
34 power agencies); or

35 (B) consists of Commonwealth boroughs and  
36 political subdivisions of another state.

37 (viii) An electric cooperative of another state.

1 Nothing in this paragraph prohibits council from engaging in  
2 advertising, bidding or price quotations if the council  
3 determines that the advertising, bidding or price quotations  
4 are in the public interest.