

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1608 Session of
1993

INTRODUCED BY MIHALICH, COLAIZZO, VAN HORNE, DeLUCA, GIGLIOTTI
AND KUKOVICH, MAY 10, 1993

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 10, 1993

AN ACT

1 Amending the act of February 1, 1966 (1965 P.L.1656, No.581),
2 entitled "An act concerning boroughs, and revising, amending
3 and consolidating the law relating to boroughs," providing
4 for electricity construction debt approval by qualified
5 voters.

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

8 Section 1. Section 2471 of the act of February 1, 1966 (1965
9 P.L.1656, No.581), known as The Borough Code, amended December
10 16, 1992 (P.L.1215, No.158), is amended to read:

11 Section 2471. Manufacture and Purchase of Electricity.--Any
12 borough may manufacture or purchase electricity for the use of
13 the inhabitants of such borough. Any borough owning or operating
14 electric light plants may make contracts for supplying
15 electricity for commercial purposes outside the limits of such
16 borough, with the consent of the municipal and township
17 authorities. Nothing in this section shall conflict with the
18 corporate rights of any corporation empowered to supply
19 electricity in territory adjacent to such boroughs, or with the

1 rights of any other borough. No person, firm, or corporation
2 shall introduce electric current for light, heat, or power
3 purposes, without the consent of the borough authorities, into
4 the limits of any borough which is furnishing electric current
5 to the inhabitants: Provided, however, That this section shall
6 not apply to any person, firm, or corporation manufacturing
7 electricity exclusively for its own use: And provided further,
8 That before any borough [which constructs] shall construct an
9 electric light plant, or [purchases] purchase the property of
10 any person, copartnership, or electric light company, and
11 [incurs] incur debt for any of such purposes, the question of
12 increase of the borough debt for such purposes shall first be
13 submitted to the qualified voters of the borough in the manner
14 provided by law for the increase of indebtedness of municipal
15 corporations. The borough shall incur such debt in accordance
16 with and to the extent permitted by the act of July 12, 1972
17 (P.L.781, No.185), known as the "Local Government Unit Debt
18 Act." Nothing in this act shall be construed so as to disallow
19 any borough from operating a cable television system.

20 Section 2. This act shall apply to any construction that is
21 not complete and to any purchase of property for which title to
22 the property has not been transferred on the effective date of
23 this act.

24 Section 3. This act shall take effect in 60 days.