

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1330 Session of  
1984

INTRODUCED BY BELL AND BODACK, APRIL 3, 1984

SENATOR BELL, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
AS AMENDED, MAY 7, 1984

## AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania  
2 Consolidated Statutes, further defining the term "public  
3 utility."

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

6 Section 1. The definition of "public utility" in section 102  
7 of Title 66 of the Pennsylvania Consolidated Statutes is amended  
8 to read:

9 § 102. Definitions.

10 Subject to additional definitions contained in subsequent  
11 provisions of this part which are applicable to specific  
12 provisions of this part, the following words and phrases when  
13 used in this part shall have, unless the context clearly  
14 indicates otherwise, the meanings given to them in this section:

15 \* \* \*

16 "Public utility."

17 (1) Any person or corporations now or hereafter owning

1 or operating in this Commonwealth equipment or facilities  
2 for:

3 (i) Producing, generating, transmitting,  
4 distributing or furnishing natural or artificial gas,  
5 electricity, or steam for the production of light, heat,  
6 or power to or for the public for compensation.

7 (ii) Diverting, developing, pumping, impounding,  
8 distributing, or furnishing water to or for the public  
9 for compensation.

10 (iii) Transporting passengers or property as a  
11 common carrier.

12 (iv) Use as a canal, turnpike, tunnel, bridge,  
13 wharf, and the like for the public for compensation.

14 (v) Transporting or conveying natural or artificial  
15 gas, crude oil, gasoline, or petroleum products,  
16 materials for refrigeration, or oxygen or nitrogen, or  
17 other fluid substance, by pipeline or conduit, for the  
18 public for compensation.

19 (vi) Conveying or transmitting messages or  
20 communications except as set forth in paragraph (2)(iv),  
21 by telephone or telegraph or domestic public land mobile  
22 radio service including, but not limited to, point-to-  
23 point microwave radio service for the public for  
24 compensation.

25 (vii) Sewage collection, treatment, or disposal for  
26 the public for compensation.

27 (2) The term "public utility" does not include:

28 (i) Any person or corporation, not otherwise a  
29 public utility, who or which furnishes service only to  
30 himself or itself.

1           (ii) Any bona fide cooperative association which  
2           furnishes service only to its stockholders or members on  
3           a nonprofit basis.

4           (iii) Any producer of natural gas not engaged in  
5           distributing such gas directly to the public for  
6           compensation.

7           (iv) Any person or corporation, not otherwise a  
8           public utility, who or which furnishes MOBILE domestic      <—  
9           cellular radio telecommunications service.

10       \* \* \*

11       Section 2. This act shall take effect immediately.