

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 355 Session of
1995

INTRODUCED BY BROWN, DeLUCA, NYCE, MIHALICH, GANNON,
M. N. WRIGHT, SATHER, SAYLOR, LAWLESS, RUBLEY, ROBINSON,
BATTISTO, PESCI, ROBERTS, TRICH AND STERN, JANUARY 26, 1995

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JANUARY 26, 1995

AN ACT

1 Amending the act of May 2, 1945 (P.L.382, No.164), entitled "An
2 act providing for the incorporation as bodies corporate and
3 politic of "Authorities" for municipalities, counties and
4 townships; prescribing the rights, powers and duties of such
5 Authorities heretofore or hereafter incorporated; authorizing
6 such Authorities to acquire, construct, improve, maintain and
7 operate projects, and to borrow money and issue bonds
8 therefor; providing for the payment of such bonds, and
9 prescribing the rights of the holders thereof; conferring the
10 right of eminent domain on such Authorities; authorizing such
11 Authorities to enter into contracts with and to accept grants
12 from the Federal Government or any agency thereof; and
13 conferring exclusive jurisdiction on certain courts over
14 rates," further providing for the removal of authority
15 members.

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

18 Section 1. Subsection B of section 7 of the act of May 2,
19 1945 (P.L.382, No.164), known as the Municipality Authorities
20 Act of 1945, amended July 27, 1953 (P.L.639, No.185), is amended
21 to read:

22 Section 7. Governing Body.--* * *

23 B. Members shall hold office until their successors have
24 been appointed, and may succeed themselves, and, except members

1 of the boards of Authorities organized or created by a school
2 district or school districts, shall receive such salaries as may
3 be determined by the governing body or bodies of the
4 municipality or municipalities, but none of such salaries shall
5 be increased or diminished by such governing body or bodies
6 during the term for which the member receiving the same shall
7 have been appointed. Members of the board of any Authority
8 organized or created by a school district or school districts
9 shall receive no compensation for their services, but the
10 members of such board in office on the effective date of this
11 amendment shall continue to receive their salaries during the
12 remainder of their existing term. A member may be removed for
13 cause by the [court of quarter sessions of the county in which
14 the Authority is located after having been provided with a copy
15 of the charges against him for at least ten days and full
16 hearing by the court] governing body of the appointing
17 municipality or municipalities. If a vacancy shall occur by
18 reason of the death, disqualification, resignation or removal of
19 a member, the municipal authorities shall appoint a successor to
20 fill his unexpired term. In joint Authorities such vacancies
21 shall be filled by the municipal Authorities of the municipality
22 in the representation of which the vacancy occurs. Whenever any
23 municipality shall withdraw from a joint Authority the term of
24 any member or members appointed from such municipality shall
25 immediately terminate.

26 * * *

27 Section 2. This act shall take effect in 60 days.