

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2309 Session of  
1990

INTRODUCED BY LLOYD, DEMPSEY, HALUSKA, RAYMOND, PETRARCA,  
TANGRETTI, COY, PESCI, FLICK, DISTLER, SCHEETZ, NOYE,  
LaGROTTA, VAN HORNE, BELFANTI, STEIGHNER, TRICH, BURD,  
GODSHALL, TIGUE, GIGLIOTTI, McVERRY, D. W. SNYDER, HASAY,  
LEVANSKY AND JOHNSON, MARCH 12, 1990

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 12, 1990

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," regulating an owner's liability for a tenant's bill.

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

17 Section 1. Subsection B of section 4 of the act of May 2,  
18 1945 (P.L.382, No.164), known as the Municipality Authorities  
19 Act of 1945, is amended by adding a clause to read:

20 Section 4. Purposes and Powers; General.--\* \* \*

21 B. Every Authority is hereby granted, and shall have and may  
22 exercise all powers necessary or convenient for the carrying out

1 of the aforesaid purposes, including but without limiting the  
2 generality of the foregoing, the following rights and powers:

3 \* \* \*

4 (h.1) In the case of a municipal Authority which provides  
5 utility service to a residential dwelling unit in which the  
6 owner does not reside, the owner shall be liable to pay the  
7 tenant's bill for that service only if:

8 (i) the authority notifies the owner in writing within ten  
9 days after the tenant's bill first becomes overdue;

10 (ii) the authority notifies the tenant at least three times  
11 that the tenant's bill is overdue and that service will be  
12 terminated if the overdue bill is not paid; and

13 (iii) the authority terminates service to the tenant within  
14 sixty days after the tenant's bill becomes overdue by an amount  
15 greater than seventy-five (\$75) dollars.

16 Nothing herein shall be construed to require an authority to  
17 terminate service to a tenant if the authority is willing to  
18 relieve the owner of liability for the tenant's bill. This  
19 clause shall not be applicable to a residential unit unless the  
20 unit is served by its own individual meter.

21 \* \* \*

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