

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1421 Session of  
2003

INTRODUCED BY READSHAW, MARKOSEK, DIVEN, MAHER, HUTCHINSON,  
DAILEY, DeWEESE, D. EVANS, FABRIZIO, FRANKEL, GEORGE,  
GERGELY, GOODMAN, HANNA, HARHAI, HENNESSEY, HERSHEY, KOTIK,  
LaGROTTA, LESCOVITZ, LEVDANSKY, PALLONE, SHANER, B. SMITH,  
SOLOBAY, R. STEVENSON, T. STEVENSON, SURRA, TIGUE, TRAVAGLIO,  
WALKO, WOJNAROSKI AND YOUNGBLOOD, MAY 12, 2003

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
MAY 12, 2003

AN ACT

1 Amending the act of April 8, 1949 (P.L.418, No.58), entitled,  
2 "An act to provide for and regulate the accumulation,  
3 investment, and expenditure of funds by cities, boroughs,  
4 incorporated towns and townships for preparing plans for  
5 sewage disposal systems, and for the construction,  
6 improvement or replacement of sewage disposal systems for  
7 which plans have been approved by the Sanitary Water Board of  
8 the Commonwealth," further providing for definitions and for  
9 expenditure of fund.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. Section 1 of the act of April 8, 1949 (P.L.418,  
13 No.58), entitled, "An act to provide for and regulate the  
14 accumulation, investment, and expenditure of funds by cities,  
15 boroughs, incorporated towns and townships for preparing plans  
16 for sewage disposal systems, and for the construction,  
17 improvement or replacement of sewage disposal systems for which  
18 plans have been approved by the Sanitary Water Board of the  
19 Commonwealth," is amended to read:

Section 1. Definitions.--[As used in this act, the word or phrase] The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Department" means the Department of Environmental Protection of the Commonwealth.

"Municipality" means any city, borough, incorporated town, or township.

"[Municipality] Municipal Authority" means a body politic and corporate created pursuant to the provisions of the Municipality Authorities Act of 1945 [or], the Municipality Authorities Act of 1935[.] or 53 Pa.C.S. Ch. 56 (relating to municipal authorities).

"Private Lateral Sewer Line" means a private sewer line serving a structure or dwelling, running from the structure or dwelling to a public sewer line.

"Sewage Disposal System" means a system for the disposal of sewage, including all pipes carrying the sewage and all sewage treatment works.

"Special Fund" means a sewage disposal system fund created, invested and and expended in accordance with this act.

"Sanitary Water Board" means the Sanitary Water Board of the Commonwealth.

Section 2. Section 4 of the act is amended to read:

Section 4. Expenditure of Fund.--

(1) The moneys in any such special fund may be expended by the municipality singly, or jointly with the Federal Government, the Commonwealth or any department or agency thereof, or with one or more other municipalities or municipality authorities, only for preparing plans for a sewage disposal system and for

1 the construction, improvement or replacement of a sewage  
2 disposal system for which plans have been approved by the  
3 [Sanitary Water Board.] department.

4 (2) Municipalities and municipal authorities are authorized  
5 to use public funds for the improvement, extension, repair or  
6 rehabilitation of private lateral sewer lines connected to  
7 public sewer systems, where the municipality or municipal  
8 authority determines that such activities will benefit the  
9 public sewer system. No municipality or municipal authority  
10 which has completed such activities shall be deemed to be the  
11 owner of such private lateral sewer lines, or to have any  
12 further responsibility to conduct such activities, unless a  
13 municipality or municipal authority makes an affirmative  
14 determination to accept such obligations.

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