
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 375 Session of
2011

INTRODUCED BY PILEGGI, ALLOWAY, EICHELBERGER, ERICKSON, ORIE,
FONTANA, YAW, SOLOBAY, WAUGH, RAFFERTY, SMUCKER, FOLMER,
EARLL, PIPPY AND MENSCH, FEBRUARY 4, 2011

REFERRED TO LOCAL GOVERNMENT, FEBRUARY 4, 2011

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in municipalities, further providing
3 for administration and for money.

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

6 Section 1. Sections 5610 and 5612 of Title 53 of the
7 Pennsylvania Consolidated Statutes are amended by adding
8 subsections to read:

9 § 5610. Governing body.

10 * * *

11 (g) Liability.--If repayment is not made under section
12 5612(a.1)(2) (relating to money of authority), members of the
13 board who approved the grant or loan are jointly and severally
14 liable to make the repayment and a ratepayer shall have standing
15 to bring an action to recover the money on behalf of the
16 authority.

17 § 5612. Money of authority.

18 * * *

1 (a.1) Prohibition.--

2 (1) Money of the authority may not be used for any
3 grant, loan or other expenditure for any purpose other than a
4 service or project directly related to the mission or purpose
5 of the authority as set forth in the articles of
6 incorporation or in the resolution or ordinance establishing
7 the authority under section 5603 (relating to method of
8 incorporation).

9 (2) The recipient of money used in violation of
10 paragraph (1) shall repay the money to the authority.

11 * * *

12 Section 2. The addition of 53 Pa.C.S. § 5610(g) shall apply
13 to grants, loans and expenditures made on or after the effective
14 date of this section.

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