

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, MENSCH AND BROWNE, FEBRUARY 4, 2011

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, APRIL 3, 2012

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in ~~municipalities~~ MUNICIPAL
3 AUTHORITIES, further providing for money. ←

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

6 Section 1. Section 5612 of Title 53 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 5612. Money of authority.

9 * * *

10 (a.1) Prohibition.--

11 (1) Money of the authority may not be used for any
12 grant, loan or other expenditure for any purpose other than a
13 service or project directly related to the mission or purpose
14 of the authority as set forth in the articles of
15 incorporation or in the resolution or ordinance establishing
16 the authority under section 5603 (relating to method of
17 incorporation).

1 (2) A ratepayer to an authority shall have a cause of
2 action in the court of common pleas where the authority is
3 located to seek the return of money expended in violation of
4 paragraph (1) from the recipient.

5 (3) PARAGRAPH (1) SHALL NOT APPLY TO THE FOLLOWING: ←

6 (I) A MONETARY CONTRIBUTION TO A NONPROFIT COMMUNITY
7 ORGANIZATION OR ACTIVITY THAT DOES NOT EXCEED \$1,000.

8 (II) AN IN-KIND SERVICE, INCLUDING THE PROVISION OF
9 WATER OR OTHER RESOURCES TO A NONPROFIT COMMUNITY
10 ORGANIZATION OR ACTIVITY, THE VALUE OF WHICH DOES NOT
11 EXCEED \$1,000.

12 (III) AN AGREEMENT FOR THE JOINT PURCHASE AND USE OF
13 EQUIPMENT.

14 (IV) AN AGREEMENT FOR THE SHARING OF EQUIPMENT
15 DURING EMERGENCY SITUATIONS.

16 * * *

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