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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1130 Session of  
2011

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INTRODUCED BY EICHELBERGER, SOLOBAY AND RAFFERTY, JUNE 10, 2011

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REFERRED TO LOCAL GOVERNMENT, JUNE 10, 2011

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AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, further providing for purposes and  
3 powers.

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

6 Section 1. Section 5607(d)(11) of Title 53 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 5607. Purposes and powers.

9 \* \* \*

10 (d) Powers.--Every authority may exercise all powers  
11 necessary or convenient for the carrying out of the purposes set  
12 forth in this section, including, but without limiting the  
13 generality of the foregoing, the following rights and powers:

14 \* \* \*

15 (11) (i) In the case of an authority which has agreed  
16 to provide sewer service to a residential dwelling unit  
17 in which the owner does not reside, to impose and enforce  
18 the owner's duty to pay a tenant's bill for service  
19 rendered by the authority to the tenant. The authority

1 shall notify the owner and the tenant within 30 days  
2 after the tenant's bill for that service first becomes  
3 overdue. Notification shall be provided by first class  
4 mail to the address of the owner provided to the  
5 authority by the owner and to the billing address of the  
6 tenant, respectively. Nothing in this paragraph shall be  
7 construed to relieve the owner of liability for such  
8 service unless the authority fails to provide the notice  
9 required in this paragraph.

10 (ii) In the case of an authority which has agreed to  
11 provide sewer service to a nonresidential property owner  
12 and that owner has failed to pay a sewer bill for at  
13 least six months, the right to seek a judicial order for  
14 termination of sewer service for nonpayment. If a lien  
15 has been filed under the act of May 16, 1923 (P.L.207,  
16 No.153), referred to as the Municipal Claim and Tax Lien  
17 Law, an action for termination of service may be brought  
18 in any court of competent jurisdiction. If an order is  
19 issued, termination of service to the premises may be  
20 commenced by the authority only after: the sending of  
21 notice to the defendant by certified mail at least one  
22 week prior to the sewer service shutoff date; a posting  
23 on the premises that sewer service shutoff will occur in  
24 24 hours; and a written notice to the local or county  
25 health department, if one exists, and the regional office  
26 of the Department of Environmental Protection one week  
27 prior to the service shutoff.

28 \* \* \*

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