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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 639 Session of  
2017

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INTRODUCED BY FONTANA, COSTA, RAFFERTY, TARTAGLIONE, BREWSTER,  
HUGHES, VULAKOVICH AND RESCHENTHALER, APRIL 20, 2017

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REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, APRIL 20, 2017

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AN ACT

1 Amending the act of March 1, 1988 (P.L.82, No.16), entitled "An  
2 act providing for the establishment, implementation and  
3 administration of the Pennsylvania Infrastructure Investment  
4 Authority; imposing powers and duties on a board of trustees;  
5 transferring the rights, powers, duties and obligations of  
6 the Water Facilities Loan Board to the Pennsylvania  
7 Infrastructure Investment Authority; providing for the  
8 issuance of notes and bonds; providing for financial  
9 assistance and for a comprehensive water facilities plan;  
10 authorizing a referendum to incur indebtedness; making an  
11 appropriation; and making repeals," further providing for  
12 definitions; and providing for additional use of funds for  
13 financial assistance.

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

16 Section 1. The definition of "project" in section 3 of the  
17 act of March 1, 1988 (P.L.82, No.16), known as the Pennsylvania  
18 Infrastructure Investment Authority Act, is amended and the  
19 section is amended by adding definitions to read:

20 Section 3. Definitions.

21 The following words and phrases when used in this act shall  
22 have the meanings given to them in this section unless the  
23 context clearly indicates otherwise:

1 \* \* \*

2 "Private lateral sewer line." A private sewer line serving a  
3 structure or dwelling, running from the structure or dwelling to  
4 a public sewer line.

5 "Private lateral water line." A private water line serving a  
6 structure or dwelling, running from the structure or dwelling to  
7 a public water line.

8 "Project." The eligible costs associated with the  
9 acquisition, construction, improvement, expansion, extension,  
10 repair, rehabilitation or security measures of all or part of  
11 any facility or system, whether publicly or privately owned:

12 (1) for the collection, treatment or disposal of  
13 wastewater, including industrial waste, to include private  
14 lateral sewer lines;

15 (2) for the supply, treatment, storage or distribution  
16 of drinking water, to include private lateral water lines;

17 (3) for the control of pollution associated with storm  
18 water, which may include, but need not be limited to, the  
19 transport, storage and the infiltration of storm water; or

20 (4) for the best management practices to address  
21 pollution, including innovative techniques developed to  
22 comply with the act of June 22, 1937 (P.L.1987, No.394),  
23 known as The Clean Streams Law, or identified in the county-  
24 prepared watershed plans pursuant to the act of October 4,  
25 1978 (P.L.864, No.167), known as the Storm Water Management  
26 Act, or as identified in Pennsylvania's Nonpoint Source  
27 Management Program Update, as required under section 319(b)  
28 of the Federal Water Pollution Control Act (62 Stat. 1155, 33  
29 U.S.C. § 1329(b)).

30 \* \* \*

1 Section 2. The act is amended by adding a section to read:

2 Section 10.1. Additional use of funds.

3 (a) Private lateral sewer lines.--A governmental unit may  
4 use financial assistance received under this act for the  
5 improvement, extension, repair or rehabilitation of private  
6 lateral sewer lines connected to public sewer systems where the  
7 governmental unit determines that those activities will benefit  
8 the public sewer system. A governmental unit that has completed  
9 those activities shall not be deemed to be the owner of the  
10 private lateral sewer lines or to have any further  
11 responsibility to conduct those activities, unless the  
12 governmental unit makes an affirmative determination to accept  
13 those obligations.

14 (b) Private lateral water lines.--A governmental unit may  
15 use financial assistance received under this act for the  
16 improvement, extension, repair or rehabilitation of private  
17 lateral water lines connected to public water systems where the  
18 governmental unit determines that those activities will benefit  
19 the public water system. A governmental unit that has completed  
20 those activities shall not be deemed to be the owner of the  
21 private lateral water lines or to have any further  
22 responsibility to conduct those activities, unless the  
23 governmental unit makes an affirmative determination to accept  
24 those obligations.

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