

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1539 Session of
2019

INTRODUCED BY HARRIS, JUNE 3, 2019

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JUNE 3, 2019

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in municipal authorities, further
3 providing for money of authority.

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

6 Section 1. Section 5612(a.1) of Title 53 of the Pennsylvania
7 Consolidated Statutes is amended 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).

18 [(2) A ratepayer to an authority shall have a cause of
19 action in the court of common pleas where the authority is

1 located to seek the return of money expended in violation of
2 paragraph (1) from the recipient.]

3 (3) Paragraph (1) shall not apply to the following:

4 (i) A monetary contribution to a nonprofit community
5 organization or activity that does not exceed \$1,000.

6 (ii) An in-kind service, including the provision of
7 water or other resources to a nonprofit community
8 organization or activity, the value of which does not
9 exceed \$1,000.

10 (iii) An agreement for the joint purchase and use of
11 equipment.

12 (iv) An agreement for the sharing of equipment
13 during emergency situations.

14 (v) A sale, disposition or other transfer of the
15 assets of the authority in:

16 (A) the ordinary course of business; or

17 (B) connection with the termination of an
18 authority under this chapter.

19 * * *

20 Section 2. This act shall take effect immediately.