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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1936 Session of  
2021

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INTRODUCED BY KRUEGER, LAWRENCE, KIRKLAND, HERRIN, SAPPEY,  
HANBIDGE, HOHENSTEIN, FREEMAN, CIRESI AND C. WILLIAMS,  
SEPTEMBER 29, 2021

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REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, SEPTEMBER 29, 2021

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AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania  
2 Consolidated Statutes, in rates and distribution systems,  
3 further providing for valuation of acquired water and  
4 wastewater systems.

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

7 Section 1. Section 1329 of Title 66 of the Pennsylvania  
8 Consolidated Statutes is amended by adding a subsection to read:

9 § 1329. Valuation of acquired water and wastewater systems.

10 \* \* \*

11 (f.1) Limitation on use of section.--Notwithstanding any  
12 other provision of law, and whether or not the acquiring public  
13 utility or entity and the selling utility agree to use the  
14 procedure under this section, the procedure under this  
15 subsection to determine the fair market value of the selling  
16 utility shall only be used if the acquiring public utility can  
17 meet the burden of proof required under section 1327(a)(3)  
18 (relating to acquisition of water and sewer utilities) in regard

1 to the selling utility.

2 \* \* \*

3 Section 2. The amendment of 66 Pa.C.S. § 1329 shall apply to  
4 the acquisition of a water or wastewater system under 66 Pa.C.S.  
5 § 1327.

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