
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 114 Session of
2017

INTRODUCED BY EICHELBERGER, TARTAGLIONE, MENSCH, RAFFERTY AND
WHITE, JANUARY 13, 2017

REFERRED TO LOCAL GOVERNMENT, JANUARY 13, 2017

AN ACT

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

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

11 (ii) In the case of an authority that has agreed to
12 provide sewer service to a nonresidential property owner
13 and that owner has failed to pay a sewer bill for at
14 least six months, to seek a judicial order for
15 termination of sewer service for nonpayment. If a lien
16 has been filed under the act of May 16, 1923 (P.L.207,
17 No.153), referred to as the Municipal Claim and Tax Lien
18 Law, an action for termination of service may be brought
19 in any court of competent jurisdiction. If an order is
20 issued, termination of service to the premises may be
21 commenced by the authority only after:

22 (A) the sending of notice to the defendant by
23 certified mail at least one week prior to the sewer
24 service shutoff date;

25 (B) a posting on the premises that sewer service
26 shutoff will occur in 24 hours; and

27 (C) a written notice to the local or county
28 health department, if one exists, and the regional
29 office of the Department of Environmental Protection
30 one week prior to the service shutoff.

1 * * *

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