

AMENDMENTS TO HOUSE BILL NO. 1036

Sponsor: SENATOR CORMAN

Printer's No. 1208

1 Amend Bill, page 1, line 2, by inserting after "Statutes,"
2 in creation and alteration, further providing for definitions
3 and for judicial adjustment;

4 Amend Bill, page 1, line 4, by striking out the period after
5 "council" and inserting
6 ; and, in manufacture and supply of electricity, further
7 providing for specific powers.

8 Amend Bill, page 1, lines 7 and 8, by striking out all of
9 said lines and inserting

10 Section 1. The definition of "township" in section 200 of
11 Title 8 of the Pennsylvania Consolidated Statutes is amended to
12 read:

13 § 200. Definitions.

14 The following words and phrases when used in this subchapter
15 shall have the meanings given to them in this section unless the
16 context clearly indicates otherwise:

17 * * *

18 "Township." A township of the first or second class or any
19 home rule township.

20 Section 2. Sections 214(a), 818 and 24A03(a)(1) of Title 8
21 are amended to read:

22 § 214. Judicial adjustment.

23 (a) Petition.--If the governing bodies of the township and
24 the borough cannot make an amicable adjustment and apportionment
25 of the property and indebtedness within six months after the
26 government of the newly incorporated borough is established, the
27 supervisors or commissioners of the township or the council of
28 the borough may present a petition to the court of common pleas
29 requesting a judicial adjustment.

30 * * *

31 Amend Bill, page 2, by inserting between lines 14 and 15

32 § 24A03. Specific powers.

33 (a) Specific powers enumerated.--In addition to exercising

1 its general powers under section 24A02 (relating to general
2 powers), a borough, through its governing body, shall have the
3 following powers:

4 (1) To contract for the purchase, sale, exchange,
5 interchange, wheeling, pooling or transmission of electric
6 power and energy or for the right to the capacity of electric
7 power, inside and outside of this Commonwealth, to and from
8 any public or private power entities, private power
9 companies, other boroughs and electric cooperative
10 corporations. The sale of electric power to a borough for
11 resale inside the limits of the borough and the sale of
12 electric power by a borough inside the limits of the borough
13 shall be exempt from the tax imposed under section 1101 of
14 the act of March 4, 1971 (P.L.6, No.2), known as the Tax
15 Reform Code of 1971.

16 * * *

17 Section 3. The amendment of 8 Pa.C.S. § 24A03(a)(1) shall
18 apply as follows:

19 (1) To gross receipts received after December 31, 2016.

20 (2) To sales to or by a municipal power agency or any
21 borough owned or operated utility established on or before
22 the effective date of this section.

23 Amend Bill, page 2, line 15, by striking out "2" and
24 inserting

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