

allowed in subsections (b) or (c) shall, in each case, upon summary conviction before a magistrate, be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days. Any person violating any of the provisions of subsection (d) of this section shall, upon summary conviction before a magistrate, be sentenced to pay a fine of not less than ten (\$10) dollars or more than twenty-five (\$25) dollars and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days. Such fine shall be in addition to any penalty imposed by any other section or subsection of this act.

APPROVED—The 7th day of September, A. D. 1955.

GEORGE M. LEADER

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No. 147

AN ACT

To reenact and amend the title and sections one, two, three, four and five of the act, approved the fourteenth day of April, one thousand nine hundred forty-nine (Pamphlet Laws 482), entitled as amended "An act authorizing and requiring cities, boroughs, townships and municipal authorities engaged in the supplying of water, to shut off the supply of water for nonpayment of sewer, sewerage, or sewage treatment rentals, rates, or charges imposed by municipal authorities organized by counties of the second class or by cities of the third class; authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data; authorizing them to act as billing and collecting agents for such authorities; and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith," by extending to authorities organized by cities of the second class, second class A and boroughs the powers granted therein and imposing upon public utility companies the obligations imposed therein upon cities, boroughs, townships and municipal authorities engaged in the supplying of water.

Water supply.

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

The title and section 1, act of April 14, 1949, P. L. 482, amended January 14, 1952, P. L. 2040, further amended.

Section 1. The title and section one of the act, approved the fourteenth day of April, one thousand nine hundred forty-nine (Pamphlet Laws 482), entitled as amended "An act authorizing and requiring cities, \*boroughs, townships and municipal authorities engaged in the supplying of water, to shut off the supply of water for nonpayment of sewer, sewerage, or sewage treatment rentals, rates, or charges imposed by municipal authorities organized by counties of the second class or by cities of the third class; authorizing and requiring them to

\* "borough" in original.

supply to such authorities lists of metered water readings and flat-rate water bills and other data; authorizing them to act as billing and collecting agents for such authorities; and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith," as amended by the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (Pamphlet Laws 2040), are hereby reenacted and further amended to read as follows:

### AN ACT

Authorizing and requiring cities, boroughs, townships, [and] municipal authorities *and public utility companies* engaged in the supplying of water, to shut off the supply of water for nonpayment of sewer, sewerage, or sewage treatment rentals, rates, or charges imposed by municipal authorities organized by counties of the second class, [or] *by cities of the second class, by cities of the second class A*, by cities of the third class *or by boroughs*; authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data; authorizing them to act as billing and collecting agents for such authorities; and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith.

Section 1. If the owner or occupant of premises served by any water utility, as hereinafter defined, shall neglect or fail to pay, for a period of thirty (30) days from the due date thereof, any rental, rate or charge for sewer, sewerage, or sewage treatment service imposed by any municipal authority organized by any county of the second class, [or] *by any city of the second class, by any city of the second class A*, by any city of the third class *or by any borough*, such water utility is hereby authorized and required, at the request and direction of such authority, or of the city, borough, or township to which the authority shall have assigned its claim or lien for such service, to shut off the supply of water to such premises until all such overdue rentals, rates and charges, together with any penalties and interest thereon, shall be paid. If such authority or such city, borough, or township shall also supply water to any premises, it is hereby authorized to shut off the supply of water to such premises, as herein set forth.

Section 2. Sections two, three and four of said act are hereby reenacted and amended to read as follows:

Section 2. Every such water utility is hereby authorized and required, at the request of any such authority, to supply to such authority, on or before the fifteenth

Sections 2, 3 and 4, act of April 14, 1949, P. L. 482, amended.

day of the month following the month during which water bills are issued, a list or lists of all water meter readings and flat-rate water bills issued during the preceding calendar month and the basis of each flat-rate customer's water charge so that such data be used by such authority in calculating or computing its rentals, rates, or charges for furnishing sewer, sewerage, or sewage treatment service to such water customers.

Section 3. Such water utilities are hereby authorized to act as the billing and collecting agents of any such municipal authority which imposes upon the owners or occupants of premises served by such water utilities any rentals, rates, or charges for the use of a sewer, sewerage system, or sewage treatment works. Upon request of any such authority, the water utility may include with its own bills for water or water service, such rentals, rates and charges for sewer, sewerage and sewage treatment service. [Such] *If the water utility agrees to do so, such* added rentals, rates and charges shall be set forth separately from the charge for water or water service but both shall be payable to and collected by such water utility and payment of either may be refused unless both are paid. Such water utility shall, at least quarterly, account for and turn over the moneys it has collected to the authority which shall have imposed such rentals, rates, or \*charges.

Section 4. The authority imposing such sewer, sewerage, or sewage treatment rentals, rates, or charges shall pay to every such water utility the reasonable additional clerical and other expenses incurred by it in providing such billing and collecting services. The authority or city, borough, or township which shall request and direct the shut-off of water shall also pay to the water utility the cost of such shut-off services and the estimated loss of water revenues resulting from such shut-off. Water utilities are hereby authorized to enter into long-term agreements with such authorities for the performance of such billing and collecting services and with such authorities, cities, boroughs and townships for such shut-off services, which agreements shall be binding upon such water utilities, their successors and assigns. If a dispute shall arise between any such water utility and the authority, city, borough, or township regarding the cost of such services, or the amount of such revenues lost, or regarding the provisions of any agreement between them concerning payments for such services, such dispute shall be submitted by either party to the Pennsylvania Public Utility Commission, whose decision, unless reversed on appeal by the Superior Court, shall

\* "charge" in original.

be final; but this act shall not be construed to grant to the Pennsylvania Public Utility Commission any other regulatory power or jurisdiction whatsoever over *counties, cities, boroughs, townships, or authorities.*

Section 3. Section five of said act as amended by the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (Pamphlet Laws 2040), is hereby reenacted and further amended to read as follows:

Section 5, act of April 14, 1949, P. L. 482, amended January 14, 1952, P. L. 2040, reenacted and further amended.

Section 5. As used in this act, the term "water utility" or "water utilities" shall be construed to include all cities, boroughs, townships, [and] municipal authorities *and public utility companies* engaged in the supplying of water or water service.

Section 4. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 7th day of September, A. D. 1955.

GEORGE M. LEADER

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No. 148

### AN ACT

Requiring recorders of deeds in certain cases to report transfers of property to borough, township, school district, town and second class A and third class city tax collectors.

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

Section 1. It shall be the duty of the recorder of deeds of every county, upon written request therefor, to furnish the tax collector of each borough, township, school district, town and second class A and third class city within the county, a record of all transfers of property located within the borough, township, school district, town and second class A and third class city, within sixty days of the time of transfer.

Recorder of deeds to furnish tax collectors in certain jurisdictions a record of property transfers upon written request.

When a written request has been made for a record of transfers in a borough, township, school district, town and second class A and third class city, the recorder of deeds shall thereafter charge and collect as a fee for his services the sum of twenty-five cents for each deed recording the conveyance of land.

APPROVED—The 7th day of September, A. D. 1955.

GEORGE M. LEADER