

No. 425

AN ACT

Amending the act of April 17, 1929 (P. L. 527), entitled "An act providing for the recovery and collection of municipal claims by action of assumpsit, without the necessity of entering liens for such claims, and repealing existing laws," by extending the time within which actions of assumpsit may be brought to six years.

Municipal claims.

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

Section 1, act of April 17, 1929, P. L. 527, amended December 8, 1959, P. L. 1726, further amended.

Section 1. Section 1, act of April 17, 1929 (P. L. 527), entitled "An act providing for the recovery and collection of municipal claims by action of assumpsit without the necessity of entering liens for such claims, and repealing existing laws," amended December 8, 1959 (P. L. 1726), is amended to read:

Recovery by action of assumpsit.

Section 1. Be it enacted, &c., That in addition to the remedies provided by law for the filing of liens for the collection of municipal claims, including but not limited to water rates, sewer rates and the removal of nuisances, all cities, boroughs, incorporated towns, and first class townships may proceed for the recovery and collection of all *of the foregoing claims by action of assumpsit against the person or persons who were the owner or owners of the property at the time of the completion of the improvement, or at the time the water or sewer rates or the cost of the removal of nuisances first became payable notwithstanding the fact that there was a failure on the part of any such city, borough, town or township, or its agents, to enter any such municipal claim as a lien against the property assessed for the improvement, or for the furnishing of water or sewer services and for the removal of nuisances and for the recovery of which the action of assumpsit was brought. Any such action in assumpsit shall be commenced either within [three] *six* years after the completion of the improvement from which said claim arises or within [three] *six* years after the water or sewer rates or the cost of abating a nuisance first became payable.

Limitation of action.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 7th day of August, A. D. 1961.

DAVID L. LAWRENCE

*"of" not in original.