
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2082 Session of
1986

INTRODUCED BY HUTCHINSON, McVERRY, MURPHY, LAUGHLIN AND GAMBLE,
FEBRUARY 4, 1986

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 4, 1986

AN ACT

1 Amending the act of June 1, 1945 (P.L.1242, No.428), entitled
2 "An act relating to roads, streets, highways and bridges;
3 amending, revising, consolidating and changing the laws
4 administered by the Secretary of Highways and by the
5 Department of Highways relating thereto," providing for
6 certain relocation costs.

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

9 Section 1. The act of June 1, 1945 (P.L.1242, No.428), known
10 as the State Highway Law, is amended by adding a section to
11 read:

12 Section 1008. Relocation Costs for Public Utility Facilities
13 Where Federal Funds Available.--(a) The cost of relocation of
14 the facilities of public utilities necessitated by the
15 construction, reconstruction, widening or relocation of any
16 State highway, bridge or tunnel, or any part thereof, which is
17 part of a project for which some portion of the cost is to be
18 reimbursed to the department from Federal funds, shall be
19 reimbursed to the owner of the public utility facilities by the

1 department.

2 (b) The provisions of subsection (a) shall not apply to the
3 reimbursement for costs incurred in the construction,
4 relocation, alteration, protection or abolition of railroad-
5 highway crossings which are subject to 66 Pa.C.S. Ch.27
6 (relating to railroads).

7 (c) For purposes of this subsection, the following terms
8 shall have the following meanings:

9 (1) The term "cost of relocation" shall include the entire
10 amount paid by the owner of the public utility for relocation of
11 the public utility facilities after deducting from that amount
12 any increase in the value of the new facilities and any salvage
13 value derived from the old facilities.

14 (2) The term "facilities" shall include all "facilities" of
15 all "public utilities" as those terms are defined in 66 Pa.C.S.
16 § 102 (relating to definitions).

17 (3) The term "public utility" shall include: (i) any person
18 or corporation which is a "public utility" as defined in 66
19 Pa.C.S. § 102; and (ii) any person or corporation providing like
20 services which is regulated by an agency of the Federal
21 government.

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