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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2934 Session of  
1994

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INTRODUCED BY ROHRER, LEH, SEMMEL, MILLER, ARGALL, SANTONI,  
CALTAGIRONE, LYNCH, FARGO, MARKOSEK, SCHULER, STERN, SAYLOR,  
ZUG, HUTCHINSON, PETTIT, CLYMER AND RAYMOND, JUNE 16, 1994

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REFERRED TO COMMITTEE ON TRANSPORTATION, JUNE 16, 1994

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AN ACT

1 Prohibiting assessment of local governments for public utility  
2 work in connection with State road work.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Local Public  
7 Utility Assessment for State Roads Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall  
10 have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 "Commission." The Pennsylvania Public Utility Commission.

13 "Department." The Department of Transportation of the  
14 Commonwealth.

15 "Local government unit." Any city, borough, incorporated  
16 town, township or municipality authority.

17 "Material contribution in connection with a project." A

1 contribution of 5% or more of the total cost of the project.

2 "Project." The construction, reconstruction, widening or  
3 relocation of a State road.

4 "Public utility work." The change, adjustment or relocation  
5 of a water line, gas line or sanitary sewer owned and operated  
6 as a public utility by a local government unit.

7 "State road." A State highway, State bridge or State tunnel.  
8 The term includes any part of the highway, bridge or tunnel.

9 Section 3. Assessments prohibited.

10 If a local government unit has, within the immediately  
11 preceding five years, made to the department a material  
12 contribution in connection with a project, the commission's  
13 assessment for public utility work under section 412.1 of the  
14 act of June 1, 1945 (P.L.1242, No.428), known as the State  
15 Highway Law, shall not apply.

16 Section 4. Effective date.

17 This act shall take effect in 60 days.