

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1096 Session of 2013

INTRODUCED BY WHITE, RAFFERTY, MENSCH AND YUDICHAK, SEPTEMBER 27, 2013

SENATOR CORMAN, APPROPRIATIONS, RE-REPORTED AS AMENDED, MARCH 17, 2014

AN ACT

1 Amending Title 26 (Eminent Domain) of the Pennsylvania
2 Consolidated Statutes, further providing for limited
3 reimbursement of appraisal, attorney and engineering fees.

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

6 Section 1. Section 710(a) of Title 26 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 710. Limited reimbursement of appraisal, attorney and
9 engineering fees.

10 (a) General rule.--The owner of any right, title or interest
11 in real property acquired or injured by an acquiring agency, who
12 is not eligible for reimbursement of fees under section 306(g)
13 (relating to preliminary objections), 308(d) (relating to
14 revocation of condemnation proceedings) or 709 (relating to
15 condemnee's costs where no declaration of taking filed), shall
16 be reimbursed in an amount not to exceed \$4,000 per property,
17 REGARDLESS OF RIGHT, TITLE OR INTEREST, as a payment toward
18 reasonable expenses actually incurred for appraisal, attorney

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1 and engineering fees, except where the taking is for an easement
2 related to underground piping for water or sewer infrastructure,
3 in which case the reimbursement is limited to \$1,000, REGARDLESS <--
4 OF RIGHT, TITLE OR INTEREST.

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