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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**

**No. 1805** Session of  
1983

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INTRODUCED BY POTT, TRELLO, MAYERNIK, SEVENTY, GAMBLE, DUFFY,  
MRKONIC, BURD, BOOK, MILLER, CESSAR, A. C. FOSTER, JR. AND  
WILSON, DECEMBER 14, 1983

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REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 14, 1983

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for costs of certain traffic-  
3 control devices.

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

6 Section 1. Section 6122 of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 6122. Authority to erect traffic-control devices.

9 (a) General rule.--The department on State-designated  
10 highways and local authorities on any highway within their  
11 boundaries may erect official traffic-control devices, which  
12 shall be installed and maintained in conformance with the manual  
13 and regulations published by the department upon all highways as  
14 required to carry out the provisions of this title or to  
15 regulate, restrict, direct, warn, prohibit or guide traffic.

16 (1) Local authorities shall obtain approval of the  
17 department prior to erecting an official traffic-control  
18 device on a State-designated highway except where department

1 regulations provide otherwise.

2 (2) Local authorities shall obtain approval of the  
3 department prior to erecting any traffic signal except in a  
4 municipality with a traffic engineer qualified in accordance  
5 with department regulations.

6 (b) Standards for department approval.--The department shall  
7 promulgate rules and regulations setting forth minimum standards  
8 and factors to be considered in determining whether approval  
9 shall be given by the department for the installation and  
10 maintenance of official traffic-control devices. The factors  
11 shall include, but not be limited to, the volume of traffic and  
12 the number of accidents that occurred in each of the three  
13 preceding years.

14 (c) Agreements to waive department approval.--The department  
15 may enter into agreements with local authorities transferring to  
16 them the authority to install official traffic-control devices  
17 without specific State approval provided they conduct traffic  
18 and engineering investigations which conform with the rules and  
19 regulations promulgated by the department.

20 (d) Signals on municipal boundaries.--Whenever the need  
21 arises for the installation of a traffic-control signal on or  
22 near the boundary of two political subdivisions adjoining each  
23 other so as to be beneficial to both, either may petition the  
24 department for authority to install the signal. If the political  
25 subdivisions cannot amicably agree upon an allocation of the  
26 costs of installation and maintenance of the signal, either may  
27 petition the court of common pleas of the county in which the  
28 traffic-control signal is to be installed within 90 days after  
29 receiving the approval of the department and the court shall  
30 determine the proper allocation of the expenses to be incurred.

1 The political subdivision that originated the request to the  
2 department shall install the traffic-control signal within 90  
3 days of the date of the court order or of an amicable agreement  
4 between the political subdivisions.

5 (e) Costs.--The cost of erection of traffic-control signals  
6 located on State-designated highways shall be borne by the  
7 Commonwealth. At intersections of State-designated highways and  
8 local roads, the costs shall be borne by the Commonwealth and  
9 the local authorities having jurisdiction over the local road,  
10 each paying one-half of the costs, but local authorities may, at  
11 their option, pay more than their half of the costs.

12 Section 2. This act shall take effect immediately.