

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 316

Session of  
1985

INTRODUCED BY REINARD, GALLAGHER, J. L. WRIGHT, CORDISCO,  
CLYMER, GREENWOOD, GAMBLE, WOZNIAK, GEIST, CIVERA,  
AFFLERBACH, CAWLEY, SCHULER, DeLUCA, PETRARCA, BOOK, SCHEETZ,  
BUSH, HERMAN, HERSHEY, TIGUE, NAHILL, WOGAN, LASHINGER,  
FLICK, NOYE, MICOZZIE, GODSHALL, FISCHER, FARGO, COLAFELLA,  
LAUGHLIN, HALUSKA, COY, E. Z. TAYLOR, TRELLO, ARTY, MERRY,  
SEMMELE, POTT, B. SMITH, RAYMOND, PRESTON, TELEK, DORR,  
D. W. SNYDER, BELARDI, COWELL, PRATT, MRKONIC, JOHNSON,  
CIMINI, DISTLER, ROBBINS, BURNS, FOX AND BARLEY, FEBRUARY 12,  
1985

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
MARCH 26, 1985

## 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," authorizing  
6 municipalities to perform certain work on State highways  
7 within municipal boundaries; and authorizing certain  
8 reimbursements.

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

11 Section 1. Article V of the act of June 1, 1945 (P.L.1242,  
12 No.428), known as the State Highway Law, is amended by adding a  
13 subdivision to read:

## ARTICLE V.

RURAL STATE HIGHWAY SYSTEM AND STATE HIGHWAYS

IN CITIES, BOROUGHES AND TOWNS

\* \* \*

(e) Provisions Applicable to All Municipalities.

Section 561. Municipal Work and Reimbursement.--(a) Within  
municipal boundaries, ~~every municipality~~ THE MUNICIPALITY AND <—  
THE DEPARTMENT shall have the power to enter into a contract  
~~with the department to perform temporary~~ FOR THE MUNICIPALITY TO <—  
PERFORM MAINTENANCE work on the roadway and shoulders of any  
State highway within the municipal boundaries.

(b) Each municipality which completes the work described in  
subsection (a) shall be relieved from any tort liability arising  
~~from~~ AFTER COMPLETION OF such work if the completed project <—  
conforms to the standards imposed by the department.

(c) Each municipality shall be entitled to receive  
reimbursement from the department, in accordance with the  
contract, if the work is completed to the standards established  
by the department.

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