

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 2061** Session of  
1999

INTRODUCED BY VEON, LESCOVITZ, GEORGE, BELARDI, WALKO, BEBKO-  
JONES, LaGROTTA, SURRA, COLAFELLA, TRAVAGLIO, STEELMAN,  
LAUGHLIN, WOGAN, MUNDY, CAPPABIANCA, FREEMAN, PESCI,  
READSHAW, BELFANTI, YOUNGBLOOD, ROONEY, HARHAI, MICHLOVIC,  
TRELLO, JOSEPHS, SCRIMENTI AND GRUCELA, NOVEMBER 15, 1999

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, NOVEMBER 15, 1999

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania  
2 Consolidated Statutes, providing for utility industry  
3 restructuring.

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

6 Section 1. Title 66 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a chapter to read:

8 CHAPTER 20

9 UTILITY INDUSTRY RESTRUCTURING

10 Sec.

11 2001. Applicability.

12 2002. Eminent domain and land use exemptions.

13 § 2001. Applicability.

14 In addition to any other specific requirements contained in  
15 this title, the provisions of this chapter shall apply to the  
16 restructuring or deregulation of any public utility industry.

17 § 2002. Eminent domain and land use exemptions.

1       (a) Eminent domain.--A public utility is not empowered to  
2 exercise any powers of eminent domain granted by this title, 15  
3 Pa.C.S. (relating to corporations and unincorporated  
4 associations) or any other statute of this Commonwealth after  
5 restructuring or deregulation of that public utility industry  
6 has occurred.

7       (b) Land use exemptions.--All exemptions from local land use  
8 powers, ordinances and regulations, including planning and  
9 zoning ordinances of political subdivisions, granted to a public  
10 utility under this title, 53 Pa.C.S. (relating to municipalities  
11 generally) or any other statute of this Commonwealth shall not  
12 apply to a public utility after restructuring or deregulation of  
13 that public utility industry has occurred.

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