
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1728 Session of
2003

INTRODUCED BY SEMMEL, GEIST, HORSEY, SAYLOR, SOLOBAY, DENLINGER,
GEORGE, REICHLEY AND TIGUE, JUNE 26, 2003

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, JUNE 26, 2003

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, further providing for allocation of
3 costs for construction, relocation, suspension and abolition
4 of crossings.

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

7 Section 1. Section 2702(c) of Title 66 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 2702. Construction, relocation, suspension and abolition of
10 crossings.

11 * * *

12 (c) Mandatory relocation, alteration, suspension or
13 abolition.--Upon its own motion or upon complaint, the
14 commission shall have exclusive power after hearing, upon notice
15 to all parties in interest, including the owners of adjacent
16 property, to order any such crossing heretofore or hereafter
17 constructed to be relocated or altered, or to be suspended or
18 abolished upon such reasonable terms and conditions as shall be

1 prescribed by the commission. In determining the plans and
2 specifications for any such crossing, the commission may lay
3 out, establish, and open such new highways as, in its opinion,
4 may be necessary to connect such crossing with any existing
5 highway, or make such crossing more available to public use; and
6 may abandon or vacate such highways or portions of highways as,
7 in the opinion of the commission, may be rendered unnecessary
8 for public use by the construction, relocation, or abandonment
9 of any of such crossings. The commission may order the work of
10 construction, relocation, alteration, protection, suspension or
11 abolition of any crossing aforesaid to be performed in whole or
12 in part by any public utility [or municipal corporation]
13 concerned [or], by the Commonwealth or by an established
14 nonprofit organization with a recreational or conservation
15 purpose.

16 * * *

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