

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1903 Session of 2011

INTRODUCED BY BAKER, GEIST, HESS, MAJOR, AUMENT, BOBACK,
CALTAGIRONE, CARROLL, CLYMER, COHEN, D. COSTA, DALEY,
DAVIDSON, DONATUCCI, FLECK, GEORGE, GILLEN, GINGRICH, GRELL,
GROVE, HORNAMAN, M. K. KELLER, KOTIK, KULA, MANN, MILLARD,
MUNDY, MURT, PICKETT, PRESTON, QUINN, RAPP, REICHLEY, ROAE,
ROSS, SONNEY, SWANGER, TOOHL AND YOUNGBLOOD,
OCTOBER 19, 2011

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, OCTOBER 19, 2011

AN ACT

1 Amending the act of December 10, 1974 (P.L.852, No.287),
2 entitled, as amended, "An act to protect the public health
3 and safety by preventing excavation or demolition work from
4 damaging underground lines used in providing electricity,
5 communication, gas, propane, oil delivery, oil product
6 delivery, sewage, water or other service; imposing duties
7 upon the providers of such service, recorders of deeds, and
8 persons and other entities preparing drawings or performing
9 excavation or demolition work; and prescribing penalties,"
10 further providing for definitions.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. The definition of "line" or "facility" in section
14 1 of the act of December 10, 1974 (P.L.852, No.287), referred to
15 as the Underground Utility Line Protection Law, amended November
16 29, 2006 (P.L.1593, No.181), is amended to read:

17 Section 1. As used in this act:

18 * * *

19 "Line" or "facility" means an underground conductor or

1 underground pipe or structure used in providing electric or
2 communication service, or an underground pipe used in carrying,
3 gathering, transporting or providing natural or artificial gas,
4 petroleum, propane, oil or petroleum and production product,
5 sewage, water or other service to one or more transportation
6 carriers, consumers or customers of such service and the
7 appurtenances thereto, regardless of whether such line or
8 structure is located on land owned by a person or public agency
9 or whether it is located within an easement or right-of-way. The
10 term shall include unexposed storm drainage and traffic loops
11 that are not clearly visible. [The term shall not include crude
12 oil or natural gas production and gathering lines or facilities
13 unless the line or facility is a regulated onshore gathering
14 line as defined in regulations promulgated after January 1,
15 2006, by the United States Department of Transportation pursuant
16 to the Pipeline Safety Act of 1992 (Public Law 102-508, 49
17 U.S.C. § 60101 et seq.), if the regulated gathering line is
18 subject to the damage prevention program requirements of 49 CFR
19 § 192.614.]

20 * * *

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