

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in particular rights and
3 immunities, providing for liability relating to accidental
4 delivery of heating oil to residential dwelling.

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

7 Section 1. Title 42 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 8321.1. Accidental delivery of heating oil to residential
10 dwelling.

11 An owner of a residential dwelling who sustains property
12 damage to the residential dwelling as a result of the delivery
13 by a person of heating oil to the residential dwelling when the
14 delivery was not requested by the owner, regardless of whether
15 or not a fill pipe for heating oil was capped at the residential
16 dwelling, may, in a civil action in any court of competent
17 jurisdiction, obtain appropriate relief from such person,
18 including loss of use of the residential dwelling, loss of fair
19 market value of the residential dwelling, incidental expenses,

1 reasonable attorney fees and other costs associated with the
2 litigation of the action.

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