

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1835

Session of  
1985

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INTRODUCED BY McCALL, LAUGHLIN, BURNS, MARKOSEK, STABACK, COY,  
WOZNIAK, GRUITZA, PETRARCA, PISTELLA, COLE, BATTISTO, LUCYK,  
OLASZ, CLARK, COLAFELLA, WAMBACH, KOSINSKI, DeLUCA, FREEMAN,  
McHALE, TRUMAN, DEAL, LLOYD, KUKOVICH AND STEIGHNER,  
OCTOBER 22, 1985

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AS REPORTED FROM COMMITTEE ON CONSUMER AFFAIRS, HOUSE OF  
REPRESENTATIVES, AS AMENDED, FEBRUARY 5, 1986

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## AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania  
2 Consolidated Statutes, further providing for exceptions and  
3 appeals.

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

6 Section 1. Section 332(h) of Title 66 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 332. Procedures in general.

9 \* \* \*

10 (h) [Exceptions and appeal] Appeal procedure.--Any party to  
11 a proceeding referred to an administrative law judge under  
12 section 331(b) may [file exceptions to the decision of the  
13 administrative law judge within 15 days after such decision is  
14 issued, in a form and manner to be prescribed by the commission.  
15 The administrative law judge shall rule upon such exceptions  
16 within 30 days after filing. Any party to the proceeding may]

1 appeal to the commission from the [ruling] decision of the  
2 administrative law judge [on the exceptions] within [~~15~~-~~21~~ days] <—  
3 after such [~~ruling~~]-~~decision~~ is issued. [~~If no exceptions are~~ <—  
4 filed or if] SUCH TIME AS PRESCRIBED BY THE COMMISSION. If no <—  
5 appeal is taken from the [ruling on the exceptions] decision of  
6 the administrative law judge within [~~15~~-~~21~~ days] THE PRESCRIBED <—  
7 TIME after any such decision [or ruling] is issued, the decision  
8 [or ruling] shall become final, without further commission  
9 action, unless two or more commissioners within [~~15~~-~~21~~ days] <—  
10 after the decision [or ruling on the exceptions] request that  
11 the commission review the decision and make such other order,  
12 within 90 days of such request, as it shall determine.  
13 Prosecutory counsel of the Law Bureau shall be deemed to have  
14 automatic standing as a party to such proceeding and may file  
15 [exceptions to] an appeal from any decision of the  
16 administrative law judge under this subsection.  
17 Section 2. This act shall take effect in 60 days.