
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1890 Session of
1993

INTRODUCED BY STEIGHNER, D. R. WRIGHT, COY, B. SMITH, VEON,
MASLAND, FARGO, TIGUE, TRELLO, STEELMAN, FLEAGLE, RAYMOND,
YEWIC, ROBINSON, FAIRCHILD, EGOLF, SATHER, FREEMAN,
BELFANTI, CARONE, JAROLIN, MAITLAND, STERN AND TRICH,
JUNE 23, 1993

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JUNE 23, 1993

AN ACT

1 Amending the act of June 22, 1964 (Sp.Sess., P.L.84, No.6),
2 entitled "An act to codify, amend, revise and consolidate the
3 laws relating to eminent domain," further providing for
4 effect of condemnation on subsequent value.

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

7 Section 1. Section 606 of the act of June 22, 1964
8 (Sp.Sess., P.L.84, No.6), known as the Eminent Domain Code, is
9 amended to read:

10 Section 606. Effect of Condemnation Use on After Value.--In
11 determining the fair market value of the remaining property
12 after a partial taking, consideration shall be given to the use
13 to which the property condemned is to be put and the damages or
14 benefits specially affecting the remaining property due to its
15 proximity to the improvement for which the property was taken.
16 This consideration shall include apprehension of injuries to
17 person or property and diminution in value of property which

1 result from the use to which the property condemned is to be
2 put. Future damages and general benefits which will affect the
3 entire community beyond the properties directly abutting the
4 property taken shall not be considered in arriving at the after
5 value. Special benefits to the remaining property shall in no
6 event exceed the total damages except in such cases where the
7 condemnor is authorized under existing law, to make special
8 assessments for benefits.

9 Section 2. The amendment of section 606 of the act shall
10 apply to condemnations initiated on or after March 5, 1993.

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