

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1254 Session of
2006

INTRODUCED BY A. WILLIAMS, HUGHES, WASHINGTON, FONTANA AND
KITCHEN, JUNE 22, 2006

REFERRED TO TRANSPORTATION, JUNE 22, 2006

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 exceptions to sovereign immunity.

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

6 Section 1. Section 8522(b) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:

8 § 8522. Exceptions to sovereign immunity.

9 * * *

10 (b) Acts which may impose liability.--The following acts by
11 a Commonwealth party may result in the imposition of liability
12 on the Commonwealth and the defense of sovereign immunity shall
13 not be raised to claims for damages caused by:

14 * * *

15 (10) Lost profits and relocation costs.--

16 (i) The loss of profits by and relocation costs of a
17 business operated for profit that are caused by a project
18 in a metropolitan area undertaken by an authority, its

1 agents, contractors or employees.

2 (ii) For purposes of this paragraph, the terms
3 "authority," "metropolitan area" and "project" shall have
4 the same meaning given to them in 74 Pa.C.S. § 1701
5 (relating to definitions).

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