
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1461 Session of
2012

INTRODUCED BY ALLOWAY, EICHELBERGER, TARTAGLIONE, SOLOBAY AND
WARD, APRIL 16, 2012

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
APRIL 16, 2012

AN ACT

1 Providing for a surveyor's right to enter the land of another to
2 perform surveying services.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Surveyor's
7 Right to Enter Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Surveyor." An individual registered as a professional land
13 surveyor, professional engineer or agent thereof under the act
14 of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land
15 Surveyor and Geologist Registration Law.

16 Section 3. Right to enter land of another.

17 (a) Right of entry.--If necessary to perform surveying

1 services, a surveyor may enter upon the land of another and use
2 customary equipment and vehicles.

3 (b) Identification.--A surveyor shall carry a form of
4 identification that indicates the surveyor's registration or
5 place of employment. Upon entering the land of another, the
6 surveyor shall display the identification to any individual
7 requesting to view it.

8 (c) Notification.--Prior to conducting a survey, a surveyor
9 shall make a good faith effort to notify a landowner whose land
10 it is necessary to enter under subsection (a).

11 (d) Prohibition.--A surveyor may not enter any of the
12 following:

13 (1) Land owned by a railroad company located within 50
14 feet of a railroad track without first obtaining written
15 permission from the railroad company, unless the railroad
16 company grants permission to the surveyor, but does not
17 provide the surveyor with the written permission form within
18 a reasonable amount of time.

19 (2) A place used for residence or storage.

20 (e) Duty of care.--Nothing in this section may be construed
21 as permitting a surveyor to damage the land of another or
22 provide immunity from civil liability for the damage.

23 Section 4. Effective date.

24 This act shall take effect in 60 days.