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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2085 Session of  
2019

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INTRODUCED BY MULLERY, MILLARD, KOSIEROWSKI, HILL-EVANS, SNYDER,  
GALLOWAY, CALTAGIRONE, DeLUCA AND NEILSON, NOVEMBER 22, 2019

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REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, NOVEMBER 22, 2019

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AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania  
2 Consolidated Statutes, in service and facilities, providing  
3 for overhead utility pole repair by public utility.

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

6 Section 1. Title 66 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 1512. Overhead utility pole repair by public utility.

9 (a) Maintenance of overhead utility pole.--A public utility  
10 whose distribution infrastructure includes the responsibility of  
11 maintenance of overhead utility poles, on notification by the  
12 municipality of a damaged or hazardous pole located within its  
13 jurisdiction, shall, within 30 days from the notification under  
14 this subsection:

15 (1) replace the damaged overhead utility pole with a new  
16 pole; or

17 (2) repair the damaged overhead utility pole to a new  
18 and safe condition where the pole must be a single pole

1 secured in the ground. If the overhead utility pole cannot be  
2 sufficiently repaired, the pole shall be removed in its  
3 entirety and all overhead lines must be removed and placed on  
4 a new overhead utility pole.

5 (b) Explanation of delay.--The public utility shall explain  
6 any delay in the repair or replacement of the damaged overhead  
7 utility pole to the municipality if the public utility fails to  
8 meet the requirements of subsection (a).

9 (c) Complaint.--If after 90 days from the notification to  
10 the public utility under subsection (a) the public utility has  
11 failed to meet the requirements of subsection (a), the  
12 municipality may file a complaint with the commission for any  
13 insufficient, defective, noncompliant or incomplete repair of an  
14 overhead utility pole. The commission shall immediately set a  
15 time for a hearing and provide notice under section 703  
16 (relating to fixing of hearings) to the public utility of the  
17 complaint for failure to comply with this section.

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