
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **592** Session of
1961

INTRODUCED BY MESSRS. STASEY, RIPP, DEVLIN AND
FLEMING, MAY 1, 1961.

REFERRED TO COMMITTEE ON HIGHWAYS, MAY 1, 1961.

AN ACT

Amending the act of June 1 1945 (P L 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" providing for payment by the Commonwealth of damages occasioned by a change of width lines or grades of streets designated as State highways in cities of the second class A and third class

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underscoring indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

1 Section 1 Section 523 act of June 1 1945 (P L 1242) known as
2 the "State Highway Law" amended October 7 1955 (P L 677) is
3 amended to read

4 Section 523 Width Lines Grades and Location The department
5 [shall not] may change the width lines or grades of the streets taken
6 over under the provisions of any act of Assembly or any section thereof
7 without the consent of the city evidenced by an ordinance duly passed
8 in accordance with laws applicable thereto In the event of any change
9 of width lines or grades in accordance with the provisions of this sec-
10 tion the [city] Commonwealth shall be responsible for the payment of
11 any damages which may be occasioned thereby such damages to be
12 ascertained and paid [in accordance with the laws applicable thereto
13 Provided however That nothing] out of moneys in the Motor License
14 Fund Nothing contained herein shall prevent the county of the [Com-
15 monwealth] city or both from contributing to or sharing in the pay-
16 ment of the damages occasioned by any such change of width lines or
17 grades of a street under the terms of an agreement entered into by
18 the interested parties For such purposes counties shall have power to

1 expend county moneys or moneys allocated to the county by the Com-
2 monwealth for expenditure for highway purposes [and the Department
3 of Highways shall have power to expend moneys from the Motor
4 License Fund] All sums if any due by such county or city as its share
5 under any such agreement with the Commonwealth shall be paid by
6 such county or city to the Commonwealth and shall be credited to the
7 Motor License Fund

8 Whenever it shall appear to the secretary that any part or portion
9 of a State highway route in a city of the second class A or third class
10 as now or hereafter defined or described is dangerous or inconvenient
11 to the traveling public in its present location either by reason of width
12 grade length curves or other conditions or that the expense to the
13 Commonwealth in the construction or maintenance thereof could be
14 materially lessened by a change of location the secretary may with the
15 consent of the Governor [and of the city expressed by ordinance or
16 resolution] change the location of such State highway route including
17 the terminal points thereof to pass over existing streets or new streets
18 laid out and opened by the city in such manner as in his discretion may
19 seem best in order to correct such danger or inconvenience or lessen
20 the cost to the Commonwealth A plan showing the new location ap-

- 1 proved by the Governor [and the mayor of the city] shall be recorded
- 2 in the office of the recorder of deeds in the county in which such city
- 3 shall be located

We certify that this bill has passed the Senate and the House of
Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor