

No. 1985-96

AN ACT

SB 290

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing for water and sewage line rights of way in State parks.

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

Section 1. Section 1906-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is amended by adding clauses to read:

Section 1906-A. Parks.—The Department of Environmental Resources shall have the power, and its duty shall be:

* * *

(10) To grant rights of way in and through State parks to municipal authorities and political subdivisions of this Commonwealth for the laying of water lines and of lines for the transportation of sewage to sewage lines or sewage treatment facilities on State park land, under such terms and conditions, including the payment of fees, as the department may deem proper, and when it shall appear that the grant of such right of way will not so adversely affect the land as to interfere with its usual and orderly administration and that the interests of the Commonwealth or its citizens will be promoted by such grant.

(11) To issue permits under emergency situations, upon such terms and subject to such restrictions, fees and regulations as the department may deem proper, for the utilization of water at a State park and for constructing, maintaining and operating lines of pipes upon and through a State park for the purpose of conveying water therefrom, wherever it shall be in the public interest to do so.

Section 2. This act shall take effect immediately.

APPROVED—The 19th day of December, A. D. 1985.

DICK THORNBURGH