

HOUSE REPRINT

Printer's No.—1054

*Previous Printer's Nos. 669, 1023*

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**THE GENERAL ASSEMBLY OF PENNSYLVANIA**

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# SENATE BILL

No.

**592**

Session of  
1961

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MESSRS. STAISEY, RIPP, DEVLIN AND FLEMING, IN PLACE,  
MAY 1, 1961.

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AS AMENDED ON SECOND READING, IN HOUSE OF  
REPRESENTATIVES, JULY 10, 1961.

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## 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~~ 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~~ OR the  
15 [Commonwealth] 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 second  
10 class A or third class as now or hereafter defined or described is danger-  
11 ous or inconvenient to the traveling public in its present location either  
12 by reason of width grade length curves or other conditions or that the ex-  
13 pense to the Commonwealth in the construction or maintenance thereof  
14 could be materially lessened by a change of location the secretary may  
15 with the consent of the Governor [and of the city expressed by ordinance  
16 or 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-

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- 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