

No. 430

AN ACT

Limiting the period within which petitions for the assessment of damages may be filed or actions for damages commenced for injury to or taking of private land, property or material or any interest therein by political subdivisions or by authorities created by political subdivisions in the exercise of their power of eminent domain.

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

Definition.

Section 1. As used in this act "Authority" means any body corporate and politic created by one or more political subdivisions pursuant to a law of the Commonwealth.

Limitation of action for petition to appoint viewers by certain property owners or affected persons in eminent domain cases.

Section 2. No person having an interest in any land, property or material appropriated, taken, used, occupied, injured, destroyed or otherwise adversely affected by any political subdivision or authority in the exercise of its power of eminent domain may petition for the appointment of viewers for the assessment of damages or bring an action for damages after the expiration of a period of six years from the date on which the political subdivision or authority became entitled to possession of the land, property or material or any interest therein. This act shall not apply to petitions for the appointment of viewers for the assessment of damages or to actions for damages as the result of the exercise of the power of eminent domain by any authority unless (1) a copy of the resolution by which such authority exercises its power of eminent domain is personally served on the owner of the affected property, or (2) if the owner cannot be served personally, service of a copy of the resolution is made on the owner by registered or other mail service as will result in the post office department making a record of delivery and the sender receiving a receipt signed by the addressee or his agent evidencing delivery, or (3) if the owner cannot be served personally or by mail as herein provided, unless the resolution is published at least one time in a newspaper of general circulation in the county in which the affected property is located and at least one time in the legal periodical, if any, of such county.

Authority for petition to appoint viewers by certain authorities in eminent domain cases.

Section 3. In any case where by the exercise of the power of eminent domain a political subdivision or authority has become entitled to the possession of private land, property or material or any interest therein prior to the effective date of this act, a petition for the

appointment of viewers for the assessment of damages may be filed or an action for damages may be brought within six years from such date and not thereafter. All claims shall be forever barred after the expiration of the period of six years.

APPROVED—The third day of April, A. D. 1956.

GEORGE M. LEADER

No. 431

AN ACT

Amending the act of July twelve, one thousand nine hundred nineteen (Pamphlet Laws 941), entitled "An act providing for the preparation, contents, style, printing and binding of the Legislative Journal and its delivery and distribution; providing for the preparation, printing and binding of the Journals of the Senate and House of Representatives; authorizing the appointment of official reporters, expert typewriters, clerks, and other employes, and providing for their compensation and mileage; providing for the making of an appendix and index, the printing of wrappers or envelopes for mailing the Legislative Journal; and repealing all acts or parts of acts inconsistent herewith," eliminating requirements for printing bills, joint resolutions and reports of conference committees in full in the Legislative Journal.

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

Section 1. Section two, act of July twelve, one thousand nine hundred nineteen (Pamphlet Laws 941), entitled "An act providing for the preparation, contents, style, printing and binding of the Legislative Journal and its delivery and distribution; providing for the preparation, printing and binding of the Journals of the Senate and House of Representatives; authorizing the appointment of official reporters, expert typewriters, clerks, and other employes, and providing for their compensation and mileage; providing for the making of an appendix and index, the printing of wrappers or envelopes for mailing the Legislative Journal; and repealing all acts or parts of acts inconsistent herewith," amended June nineteen, one thousand nine hundred thirty-nine (Pamphlet Laws 411), is amended to read:

Section 2, act of July 12, 1919, P. L. 941, amended June 19, 1939, P. L. 411, further amended.

Section 2. The Legislative Journal shall be prepared, under the direction of the chief clerks of the Senate and House of Representatives, by the official reporters, clerks and employes of each House, authorized to supervise and prepare the same, and shall contain the following matters; namely, motions, resolutions (simple and concurrent), in full; petitions, remonstrances, and memorials, by brief reference; debate, in full; bills and joint

Preparation.

Contents.