

hereby appropriated to the Department of Public Instruction to be paid over to the school districts of this Commonwealth as a bonus reimbursement as follows: Each school district may elect to take either its share of the bonus money to be allocated under the provisions of sections 2501, 2502, 2502.1, 2503, 2503.1, 2504, 2504.2, 2504.3 and 2505.1 of the Public School Code of 1949 or it may elect to take two dollars fifty cents (\$2.50) per capita based upon the number of citizens residing in the school district as of the 1960 Federal census. Those school districts which elect to take under the present formula will have their distribution based upon the minimum base of twenty-eight million dollars (\$28,000,000) and they are hereby granted the right to accept their fair share based upon the formula if the total allocation based on the State-wide formula did not exceed twenty-eight million dollars (\$28,000,000). One-half of the payments of such bonus reimbursements to school districts shall be made on or before February 1, 1966 and the remaining one-half of the payments shall be made on or before June 30, 1966. Upon receipt of such payments by the school districts, as much thereof as may be necessary shall be allocated by them for the payment of increased salaries for the professional employes as provided by this amending act, during the fiscal years 1965-66 and 1966-67. The bonus reimbursements herein provided shall not obligate the Commonwealth to pay any additional expenses of the school districts beyond such bonus reimbursements to meet such increased salary payments during the fiscal years 1965-66 and 1966-67.

Section 5. All acts and parts of acts inconsistent with this act are hereby repealed.

Section 6. This act shall take effect July 1, 1965.

APPROVED—The 9th day of December, A. D. 1965.

WILLIAM W. SCRANTON

No. 406

AN ACT

SB 895

Amending the act of April 18, 1949 (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders

thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by changing and increasing the borrowing capacity of the Authority and stipulating the time when the additional funds may be borrowed.

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

Section 1. Subsection (i) of section 4, act of April 18, 1949 (P. L. 604), known as the "State Highway and Bridge Authority Act," amended August 2, 1963 (P. L. 494), is amended to read:

Section 4. Purposes and Powers; General.—The Authority is created for the purpose of constructing, reconstructing, improving, equipping, furnishing, maintaining and operating State highways, bridges, viaducts, toll bridges, tunnels, traffic circles on State highways, maintenance sheds, offices and garages and roadside rests (any and all of the foregoing being herein called "projects"). The Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes, including, but without limiting the generality of the foregoing, the following rights and powers:

* * *

(i) To borrow money, make and issue negotiable notes, bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority, not exceeding [one hundred eighty million dollars (\$180,000,000)] one billion one hundred sixty million dollars (\$1,160,000,000) in the aggregate, and, in addition, whenever during the 1955-1957 and 1957-1959 biennia, the Federal government apportions money to the Commonwealth for the construction, reconstruction and improvement, inclusive of necessary bridges and tunnels of the Federally-aided highways, and the amount of money so apportioned necessitates the allocation of Commonwealth funds in excess of the amount allocated during the 1953-1955 biennium not including any amounts allocated to match Federal funds from previous biennia, the Authority may issue additional bonds of the Authority, not exceeding forty million dollars (\$40,000,000), in such amount as the Secretary of Highways shall certify as necessary for defraying the cost of the construction of such projects in an amount not exceeding the difference between the allocation of the Commonwealth in the 1953-1955 biennium and the allocation re-

quired in the 1955-1957 and 1957-1959 biennia to obtain the maximum of such Federal aid, and to secure the payment of such bonds, or any part thereof, by pledge or deed of trust of all or any of its revenues, rentals and receipts, and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds, whether issued or to be issued, as the Authority shall deem advisable and, in general, to provide for the security of said bonds and the rights of the holders thereof:

[In order that the Commonwealth of Pennsylvania may avail itself of the provisions of the act of August 27, 1958 (72 Stat. 885) Title 23, providing for the acceleration of the construction of the Interstate System the Authority is hereby empowered to borrow an additional sum of money not in excess of two hundred million dollars (\$200,000,000) at a rate not to exceed fifty million dollars (\$50,000,000) in any one year and to make and issue negotiable notes, bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority for the construction of the Interstate System and the Authority is empowered to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues, rentals and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds, whether issued or to be issued, as the Authority shall deem advisable and, in general, to provide for the security for said bonds and the rights of the holders thereof: Provided, That no work on any bridge, tunnel or public highway shall be commenced under these provisions until the Secretary of Highways certifies to the Governor that traffic conditions have created a need for said project.]

For the purposes of this subsection (i), the term "cost of the construction" of any project or projects shall embrace the following:

(1) Obligations incurred for labor, and to contractors, builders and materialmen, in connection with the construction of any such project or projects, for machinery and equipment, and for the restoration of property damaged or destroyed in connection with such construction;

(2) The cost of acquiring by purchase any such project or projects and the cost of acquiring by purchase and the amount of any award or final judgment in any proceeding to acquire by condemnation such lands, property rights, rights of way, franchises, easements and other interests, as may be deemed necessary or convenient in connection with the acquisition or construction of any such project or projects, options and partial payments thereon, and the amount of any damages incident to or consequent upon such acquisition or construction;

(3) The cost of acquiring any property, real, personal or mixed, tangible or intangible, or any interest therein, necessary or desirable for the construction of any such project or projects;

(4) The principal and interest requirements upon any such bonds for the period during which, and to the extent which, the rentals received by the Authority from such project or projects shall be insufficient for the payment thereof, the fees and expenses of the fiscal agent of the Authority in respect ¹ to such bonds during any such period, and the reasonable fees and expenses of any paying agents for such bonds during such period;

(5) The taxes or other municipal or governmental charges (if any) lawfully levied or assessed during construction upon any such project or projects and premiums on insurance (if any) in connection with any such project or projects during construction;

(6) The cost and expenses of preliminary investigations to determine the feasibility or practicability of constructing any such project or projects, and fees and expenses of engineers for making preliminary studies, surveys, reports, estimates of costs and of revenues, and other estimates, and for preparing plans and specifications and supervising construction as well as for the performance of all other duties of engineers in relation to such construction or the issuance of bonds therefor; and

(7) Expenses of administration properly chargeable to any such project or projects during construction, legal expenses and fees, financing charges, costs of audits and of preparing and issuing such bonds, and all other items of expense not elsewhere in this subsection specified, incident to the construction of any such project or projects, the financing thereof and the acquisition of lands, property rights, rights of way, franchises, easements and interest therefor, including abstracts of title, title insurance, title opinions, costs of surveys, reports and other expenses in connection with such acquisition.

* * *

Section 2. Of the additional funds authorized to be borrowed pursuant to the provisions of this amending act, two hundred million dollars (\$200,000,000) may be borrowed at any time after the effective date of this amending act; an additional two hundred sixty million dollars (\$260,000,000) may be borrowed at any time after January 1, 1967; an additional two hundred sixty million dollars (\$260,000,000) may be borrowed at any time after October 1, 1967; and an additional two

¹ "of" in original.

hundred sixty million dollars (\$260,000,000) may be borrowed at any time after July 1, 1968.

Section 3. ¹This act shall take effect immediately.

APPROVED—The 15th day of December, A. D. 1965.

WILLIAM W. SCRANTON

No. 407

AN ACT

HB 2255

Amending the act of December 2, 1965 (Act No. 381) (P. L. 1027), entitled "An act to provide for an additional law judge of the court of common pleas in the thirty-second judicial district," providing for an immediate effective date.

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

Section 1. The act of December 2, 1965 (Act No. 381) (P. L. 1027), entitled "An act to provide for an additional law judge of the court of common pleas in the thirty-second judicial district," is amended by adding after section 3, a new section to read:

Section 4. This act shall take effect immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 15th day of December, A. D. 1965.

WILLIAM W. SCRANTON

No. 408

AN ACT

HB 2015

Amending the act of April 28, 1937 (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay

¹"The" in original.