

pay a rental for the use thereof based in whole or in part upon the distance such motor vehicle shall travel, shall, upon conviction thereof, be deemed guilty of a misdemeanor, and punished by imprisonment in the county jail for not less than thirty days or more than one year, or by a fine of not less than twenty-five (\$25) dollars, or more than two hundred (\$200) dollars, or both, in the discretion of the court. The refusal to pay the rental for such motor vehicle, or absconding without paying or offering to pay such rental, shall be prima facie evidence of the intent to defraud.

Prima facie  
evidence.

APPROVED—The 7th day of April, A. D. 1927.

JOHN S. FISHER

No. 104

AN ACT

To amend section nineteen of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by conferring additional powers on the Secretary of Highways.

State Highway  
Department.

Section 1. Be it enacted, &c., That section nineteen of an act, approved the thirty-first day of May, one

thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of material to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing

Section 19 of act  
of May 31, 1911  
(P. L. 468),  
amended.

that existing contracts are not effected by provisions of this act," is hereby amended to read as follows:

Highway plan of State.

Section 19. In addition to his other duties, the [State Highway Commissioner] *Secretary of Highways* shall cause to be made a survey of all the roads in the State; and shall cause to be made and kept for the [State Highway Department] *Department of Highways* a general highway plan of the State; and compile statistics and collect information relative to the mileage, character, and condition of the highways in the townships and counties of the State. He shall investigate and determine upon the various methods of road construction best adapted to the various sections of the State; and establish standards for the construction and maintenance of highways in various sections, taking into consideration the topography of the country, the natural conditions and the character and availability of road building material, and the ability of the townships and counties to build and maintain roads under the provisions of this act. He may at all reasonable times be consulted by county, city, borough, incorporated town, or township officers having authority over highways and bridges, and shall, when requested, advise and give information to such officers relative to the construction, repairing, alteration, and maintenance of the said highways and bridges. He shall at all times lend his aid in promoting road improvement throughout the State, and [shall] *may prepare models and pictures for exhibition, and exhibit the same at such times and at such places as in his judgment shall be deemed advisable, and, in addition thereto, he may also compile all useful information relative to road building and maintenance, which he shall disseminate by means of printed bulletins, issued at such times and in such numbers as he shall deem best. He shall cause to be published maps showing complete road surveys of each county, which shall be kept on sale in the [State Highway Department] Department of Highways at cost of publication.*

Standards.

Advice to officers.

Exhibition of models and pictures.

Bulletins.

Maps

APPROVED—The 7th day of April, A. D. 1927.

JOHN S. FISHER

No. 105

AN ACT

Relating to such highways as are opened by the order of the Public Service Commission of the Commonwealth of Pennsylvania in proceedings relating to elimination of grade crossings; and relating to the establishment of such roads and connecting roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth; and providing in certain event for the opening and maintaining of said roads by city, borough, incorporated town, and township authorities.

Highways.

Section 1. Be it enacted, &c., That in case the Public Service Commission of the Commonwealth of