

*impracticable, or would fail to comply with the provisions of this act, or such requirements as may be adopted by the Secretary of Highways.*

(c) *The Secretary of Highways shall request the testing agency to submit a report of each type of device to the Secretary of Highways in duplicate. For those which are found to comply with the specifications and requirements, the report shall include any special adjustments required. Reports of all tests shall be accessible to the public, and a copy thereof shall be furnished by the Secretary of Highways to the applicant for the test.*

(d) *It shall be unlawful for any manufacturer, jobber, retailer, or their agent, or for any other person, to sell, lease, or offer for sale or hire, any sign, signal or any other traffic regulatory device that does not conform to the provisions of this act.*

*Penalty.—Any person violating any of the provisions of this section shall, upon summary conviction before a magistrate, be sentenced to pay a fine of not less than one hundred (\$100) dollars or more than one thousand (\$1000) dollars and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment of not more than thirty (30) days.*

APPROVED—The 5th day of June, A. D. 1937.

GEORGE H. EARLE

No. 361

AN ACT

To amend section twenty-nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, two hundred seven), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing that, under certain circumstances, a municipality may purchase for the sheriff's costs, subject to the lien of taxes and municipal claims, property sold to satisfy a judgment on a tax or municipal claim; and providing for the management and disposition of said property after said sale.

Section 29, act  
of May 16, 1923  
(P. L. 207),  
amended.

Section 1. Be it enacted, &c., That section twenty-nine of the act, approved the sixteenth day of May, one

thousand nine hundred and twenty-three (Pamphlet Laws, two hundred seven), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," is hereby amended to read as follows:

Section 29. The plaintiff in any judgment recovered on a tax or municipal claim may, upon paying the sheriff's costs, fix an upset price to be realized at any sale under such judgment, sufficient to pay all taxes and municipal claims, and all accrued but unfiled taxes and claims, in full. No sale shall be made on a judgment recovered on a tax or municipal claim except for a sum sufficient to pay all taxes and municipal claims in full, except as hereinafter provided, and the plaintiff in such judgment may purchase the property at such sale, for that sum, if no one bids a higher price therefor, *except when a municipality is the real plaintiff in such judgment, and no one else bids a sum sufficient to pay sheriff's costs and all taxes and municipal claims in full, said municipality may purchase the property for the sheriff's costs thereon, subject to the lien of all taxes and municipal claims, and liens not otherwise discharged by the sale under existing law.*

Upset price.

*Upon a purchase by a municipality for the sheriff's costs, any income received from the property by the municipality in excess of that necessary for the upkeep of said property and the payment of insurance premiums thereon, and the cost of improvements thereto, shall be applied to the payment of the costs of sale, then to payment of all taxes liened and unliened, in the order of their priority, the oldest being paid first, and then to municipal claims in the same order.*

Section 2. This act shall become effective immediately upon final enactment.

When effective.

APPROVED—The 5th day of June, A. D. 1937.

GEORGE H. EARLE