

No. 97

AN ACT

To further amend sections five hundred and eleven and six hundred and ten of the act, approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," authorizing the issuance of special permits for the operation upon the highways of oversize and overweight quarry equipment and machinery, and fixing fees therefor.

The Tractor Code.

Sections 511 and 610, act of May 1, 1929, P. L. 1005, as amended by act of June 22, 1931, P. L. 815, further amended.

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

Section 1. Sections five hundred and eleven and six hundred and ten of the act, approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," as amended by the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, eight hundred fifteen), are hereby further amended to read as follows:

Section 511. Special Hauling Permits.—The fee for a special hauling permit, *which is issued for a single trip and which designates the route to be traversed as provided for in clause (a) of section six hundred and ten*, shall be five (\$5) dollars and two (\$0.02) cents per ton of two thousand (2000) pounds, or fraction thereof, of gross weight of vehicle and load for each mile, or fraction thereof, of length of haul, payable to the authorities issuing such permit.

The annual fee for a special permit, which is issued for the license year and authorizes the operation or movement of heavy quarry equipment and machinery as provided for in clause (b) of section six hundred and ten, shall be ten (\$10) dollars.

Section 610. Permits for Excessive Size and Weight.—The Secretary of Highways of this Commonwealth and local authorities, in their respective jurisdictions, may, at their discretion, upon application in writing accompanied by the fee provided in this act and good cause being shown therefor, issue [a] special [permit] *permits*, in writing, authorizing the applicant to operate or move [a tractor or trailer of a size and weight, exceeding the maximum specified in this act] upon any highway under the jurisdiction of, and for the maintenance of which the authorities granting the permit are responsible; *(a) a tractor or trailer of a size and weight exceeding the maximum specified in this act. Every such permit shall be issued for a single trip, and shall designate the route to be traversed; and (b) any heavy piece of quarry equipment or machinery of a size and weight exceeding the maximum specified by this act across any highway from one part of a quarry to another, or upon the highways connecting by the most direct route any quarries or portion of quarries under the single ownership or operation of such person, this permit to be issued for the license year as provided by this act. No such permit shall be issued for the movement of such equipment or machinery for a distance greater than one-half mile. Any of the above permits shall be subject to such rules and regulations and any other conditions or restrictions, including the obligation on the part of the permittee to restore or replace any section of highway or bridge damaged as a result of such movement, whether or not the same was attributable to negligence on the part of the permittee, as shall be deemed necessary by the authorities granting such permit. Every such permit shall be carried in the vehicle to which it refers; [and] shall be open to inspection by any peace officer or person having collision with the tractor or trailer and shall be revokable at any time, at the discretion of the official who issued the same.*

Penalty.—Any person operating or moving a tractor or trailer and its load, of a size or weight exceeding the maximum specified in this act, without first having obtained a permit or permits so to do, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of fifty (\$50) dollars, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days.

APPROVED—The 6th day of May, A. D. 1943.

EDWARD MARTIN

No. 98.

AN ACT

To further amend subsection (c) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws, one thousand three hundred thirty-three), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," fixing the mileage of judges of election for transmitting returns of primaries and elections and ballot boxes.

Pennsylvania
Election Code.

Subsection (c) of
section 412, act
of June 3, 1937,
P. L. 1333, as
amended by act
of June 15, 1939,
P. L. 376, fur-
ther amended.

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

Section 1. Subsection (c) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws, one thousand three hundred thirty-three), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," as amended by the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws, three hundred seventy-six), is hereby further amended to read as follows:

Section 412. Compensation of Election Officers.—

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