

(5) Whether, where a national banking association is one of the parties of the merger or consolidation, it has complied with the requirements of the laws of the United States.

(6) *Whether, on the basis of (i) the financial history and condition of the institution or institutions or national banking association or associations involved, (ii) their prospects, (iii) the character of their management, and (iv) the convenience, needs and welfare of the communities and areas affected, such merger or consolidation would be consistent with adequate and sound banking and the public interest.*

(7) *Whether the cities, boroughs, villages or other places in which would be located a branch or branches of the surviving institution in the case of a merger, or of a newly consolidated institution in the case of a consolidation, are without adequate banking services or facilities other than the incorporated institution *or institutions or national banking association or associations which are parties to the plan of merger or consolidation.*

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Act effective
immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 3rd day of July, A. D. 1957.

GEORGE M. LEADER

No. 261

AN ACT

Amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, 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 vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; 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," imposing alternative penalties for illegally passing school buses.

* "on" in original.

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

The Vehicle Code.

Section 1. The penalty clause of section 1017.1, act of May 1, 1929, (P. L. 905), known as "The Vehicle Code," added February 2, 1956 (P. L. 1002), is amended to read:

The penalty clause of section 1017.1, act of May 1, 1929, P. L. 905, added February 2, 1956, P. L. 1002, further amended.

Section 1017.1. Passing School Buses.—

* * * * *

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 twenty-five dollars (\$25) nor more than fifty dollars (\$50) and costs of prosecution for the first offense, and not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and costs of prosecution for each subsequent offense.] *Twenty-five dollars (\$25) and costs of prosecution, and in default of payment thereof, shall undergo imprisonment for not more than ten (10) days.*

APPROVED—The 3rd day of July, A. D. 1957.

GEORGE M. LEADER

No. 262

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," changing the procedure in approving or disapproving the creation or change of third and fourth class school districts.

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

Public School Code of 1949.

Section 1. Section 228, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended February 17, 1956 (P. L. 1062), is amended to read:

Section 228, act of March 10, 1949, P. L. 30, amended February 17, 1956, P. L. 1062, further amended.

Section 228. Approval or Disapproval of Creation or Change of Third or Fourth Class Districts.—(a) If the newly created city, borough, or township, or independent school district, or union school district, or the part of a school district remaining after the separation would constitute a school district of the third or fourth class, the receipt of said certified copy shall be deemed an application for the creation of a new school district of the third or fourth class or change in the boundaries of an