

*be submitted to the county board of school directors. Upon their approval, the budget shall be submitted to the county commissioners, and upon their approval, the necessary money shall be paid by the county treasurer to the treasurer of the board of county school directors for disbursement upon request of the county board of school directors. The county treasurer shall pay one-third of the budget in January, one-third in *April, and one-third in September. The provisions of this section shall not apply in counties of the second class.*

APPROVED—The 17th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 699

AN ACT

Amending the act of April 29, 1959 (P. L. 58), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," repealing provisions for annual registration fees based on chassis weights, adding a schedule of fees for certain vehicles, repealing provisions for maximum gross weights based on chassis weights, changing penalties for violation of maximum gross weight provisions, and making editorial corrections.

The Vehicle Code.

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

Section 705-A, act of April 29, 1959, P. L. 58, repealed.

Section 1. Section 705-A of the act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," is repealed.

Section 705-B of act, amended.

Section 2. Section 705-B of said act is amended to read:

Section [705-B] 705. Commercial Motor Vehicles and Truck Tractors with Solid Rubber or Cushion Rubber Tires [Applicable to All Vehicles Originally Titled after January 1, 1957].—Commercial motor vehicles and truck tractors with solid rubber or cushion rubber tires, approved by the Secretary of Highways of this Commonwealth, other than those electrically operated, shall be divided into eight (8) classes, and the fee for the annual registration of such vehicles in each of the respective classes based on the maximum gross weight, shall be as follows:

* "April" in original.

<i>Four-Wheeled Class. (Solid Rubber Tires)</i>	<i>Maximum Gross Weight in Pounds.</i>	<i>Fee.</i>
<i>R</i>	<i>5,000</i>	<i>\$30.00</i>
<i>S</i>	<i>7,000</i>	<i>45.00</i>
<i>T</i>	<i>11,000</i>	<i>75.00</i>
<i>U</i>	<i>16,500</i>	<i>120.00</i>
<i>V</i>	<i>21,000</i>	<i>170.00</i>
<i>W</i>	<i>26,000</i>	<i>225.00</i>
<i>Y</i>	<i>30,000</i>	<i>285.00</i>
<i>Z</i>	<i>33,000</i>	<i>340.00</i>

<i>Six Wheeled (3 Axles) Class. (Solid Rubber Tires)</i>	<i>Maximum Gross Weight in Pounds.</i>	<i>Fee.</i>
<i>RZ</i>	<i>12,000</i>	<i>\$72.00</i>
<i>SZ</i>	<i>14,000</i>	<i>90.00</i>
<i>TZ</i>	<i>16,000</i>	<i>110.00</i>
<i>UZ</i>	<i>26,000</i>	<i>200.00</i>
<i>VZ</i>	<i>31,000</i>	<i>288.00</i>
<i>WZ</i>	<i>36,000</i>	<i>311.00</i>
<i>YZ</i>	<i>40,000</i>	<i>375.00</i>
<i>ZZ</i>	<i>47,000</i>	<i>450.00</i>

<i>Four-Wheeled Class. (Cushion Rubber Tires)</i>	<i>Maximum Gross Weight in Pounds.</i>	<i>Fee.</i>
<i>R</i>	<i>5,000</i>	<i>\$25.00</i>
<i>S</i>	<i>7,000</i>	<i>37.00</i>
<i>T</i>	<i>11,000</i>	<i>66.00</i>
<i>U</i>	<i>16,500</i>	<i>99.00</i>
<i>V</i>	<i>21,000</i>	<i>140.00</i>
<i>W</i>	<i>26,000</i>	<i>177.00</i>
<i>Y</i>	<i>30,000</i>	<i>230.00</i>
<i>Z</i>	<i>33,000</i>	<i>275.00</i>

<i>Six Wheeled (3 Axles) Class. (Cushion Rubber Tires)</i>	<i>Maximum Gross Weight in Pounds.</i>	<i>Fee.</i>
<i>RZ</i>	<i>12,000</i>	<i>\$60.00</i>
<i>SZ</i>	<i>14,000</i>	<i>75.00</i>
<i>TZ</i>	<i>16,000</i>	<i>90.00</i>
<i>UZ</i>	<i>26,000</i>	<i>162.00</i>
<i>VZ</i>	<i>31,000</i>	<i>213.00</i>
<i>WZ</i>	<i>36,000</i>	<i>250.00</i>
<i>YZ</i>	<i>40,000</i>	<i>300.00</i>
<i>ZZ</i>	<i>47,000</i>	<i>360.00</i>

Section 707-A, act of April 29, 1959, P. L. 58, repealed.

Section 3. Section 707-A of said act is repealed.

Section 707-B of act, amended.

Section 4. Section 707-B of said act is amended to read:

Section [707-B] 707. Trailers and Semi-Trailers [Applicable to All Vehicles Originally Titled After January 1, 1957].—Trailers and semi-trailers equipped with pneumatic or solid rubber or cushion rubber tires, approved by the Secretary of Highways shall be divided into seven (7) classes, and the fee for annual registration of such vehicles in each of the respective classes, based on the gross weight of the trailer or semi-trailer and the load to be transported, shall be as follows:

Two-Wheeled Semi-Trailer Class.	Maximum Gross Weight in Pounds.	Tire Equipment Fee		
		Pneumatic.	Cushion.	Solid.
A	3,000	\$ 10.00	\$ 12.00	\$ 15.00
B	8,000	30.00	35.00	40.00
C	10,000	45.00	60.00	75.00
D	12,000	57.00	75.00	95.00
E	14,000	73.00	95.00	115.00
F	16,000	88.00	110.00	135.00
G	22,400	125.00	150.00	175.00

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class.	Maximum Gross Weight in Pounds.	Tire Equipment Fee		
		Pneumatic.	Cushion.	Solid.
A	3,000	\$ 10.00	\$ 12.00	\$ 15.00
B	6,000	30.00	32.00	40.00
C	10,000	45.00	60.00	75.00
D	16,000	57.00	75.00	95.00
E	20,000	72.00	95.00	115.00
F	24,000	88.00	110.00	135.00
G	36,000	125.00	150.00	175.00

Six-Wheeled (3 Axles) Trailer Class.	Maximum Gross Weight in Pounds.	Tire Equipment Fee		
		Pneumatic.	Cushion.	Solid.
AZ	12,000	\$ 45.00	\$ 50.00	\$ 55.00
BZ	15,000	55.00	60.00	67.00
CZ	20,000	75.00	85.00	90.00
DZ	26,000	97.00	105.00	120.00
EZ	30,000	112.00	120.00	135.00
FZ	34,000	127.00	140.00	155.00
GZ	47,000	150.00	160.00	180.00

Section 5. The heading and table of contents of article IX. of said act are amended to read:

Heading and table of contents, article IX. of act, amended.

ARTICLE IX.

SIZE, WEIGHT, CONSTRUCTION

- Section 901. Scope and Effect of Regulations.
- Section 902. Size of Vehicles, Tractors and Loads.
- Section 903. Weight of Vehicles, *Tractors* and Loads.
- Section 904. Officers May Weigh Vehicles *or Tractors* and Require Removal of Excess Load.
- Section 905. Permits for Excessive Size and Weight.
- Section 906. Permits for Movement of Vehicles in the Process of Being Manufactured.
- Section 907. Special Limitations.
- Section 908. Size, Weight and Construction of Vehicles Used in Interstate Commerce; Penalties.
- Section 909. Motor Buses and Motor Omnibuses; Size and Loads.

Section 6. The heading, subsections (c), (h) and (i), and the penalty clauses of section 903 of said act are amended to read:

Heading, subsections (c), (h) and (i), and penalty clauses, section. 903 of act, amended.

Section 903. Weight of Vehicles, *Tractors* and Loads.—

* * * * *

(c) Trailers and semi-trailers, except trailers designed and used exclusively for living quarters, shall not be used or operated on any highway with gross weight exceeding those specified for the several classes and date when originally titled as follows:

[Table No. 1. Applicable to vehicles of this type originally titled prior to January 1, 1957.

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class.	Weight In Pounds.	Maximum Gross Weight In Pounds.
A Less than 1,000,		3,000
B 1,000 and over, but less than 2,000,		6,000
C 2,000 and over, but less than 3,000,		10,000
D 3,000 and over, but less than 4,000,		16,000
E 4,000 and over, but less than 5,000,		20,000
F 5,000 and over, but less than 6,000,		24,000
G 6,000 and over,		36,000

LAWS OF PENNSYLVANIA,

Six-Wheeled (3 Axles) Trailer Class.	Weight In Pounds.	Maximum Gross Weight In Pounds.
AZ Less than 3,000,		12,000
BZ 3,000 and over, but less than 4,000,		15,000
CZ 4,000 and over, but less than 5,000,		20,000
DZ 5,000 and over, but less than 6,000,		26,000
EZ 6,000 and over, but less than 7,000,		30,000
FZ 7,000 and over, but less than 9,000,		34,000
GZ 9,000 and over,		47,000

Two-Wheeled (1 Axle) Semi-Trailer Class.	Weight In Pounds.	Maximum Gross Weight In Pounds.
A Less than 1,000,		3,000
B 1,000 and over, but less than 2,000,		8,000
C 2,000 and over, but less than 3,000,		10,000
D 3,000 and over, but less than 4,000,		12,000
E 4,000 and over, but less than 5,000,		14,000
F 5,000 and over, but less than 6,000,		16,000
G 6,000 and over,		22,400

Table No. 2. Applicable to vehicles of this type originally titled on and after January 1, 1957.]

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class.	Maximum Gross Weight In Pounds.
A	3,000
B	6,000
C	10,000
D	16,000
E	20,000
F	24,000
G	36,000

Six-Wheeled (3 Axles) Trailer Class.	Maximum Gross Weight In Pounds.
AZ	12,000
BZ	15,000
CZ	20,000
DZ	26,000
EZ	30,000
FZ	34,000
GZ	47,000

Two-Wheeled (1 Axle) Semi-Trailer Class.	Maximum. Gross Weight In Pounds.
A	3,000
B	8,000
C	10,000
D	12,000
E	14,000
F	16,000
G	22,400

* * * * *

(h) *Tractors shall not be operated or moved upon any highway with gross weight in excess of thirty thousand (30,000) pounds if of the two (2) axle type and forty thousand (40,000) pounds if of the three (3) axle type. The width of tires on the wheels of tractors shall be sufficient so that, including the load on the tractor, the weight shall not be in excess of eight hundred (800) pounds on any wheel for each nominal inch of width of tire on each wheel.*

(i) None of the restrictions provided in this section shall be applicable to fire department equipment or to any motor bus or motor omnibus.

Penalty.—Any person operating any vehicle or combination of vehicles, upon any highway, with a gross weight or with weight on any axle or wheel exceeding by more than three (3) percent the maximum weight allowed in that particular case, shall, upon summary conviction before a magistrate, be sentenced to pay the costs of prosecution and a fine for [each and every pound of] *all* excess above the maximum weight allowed according to the following schedule :

If the excess is	The fine shall be
Not over 3,000 pounds,	\$ 60.00
Over 3,000 pounds, but not over 3,500 pounds,	120.00
Over 3,500 pounds, but not over 4,000 pounds,	140.00
Over 4,000 pounds, but not over 4,500 pounds,	240.00
Over 4,500 pounds, but not over 5,000 pounds,	270.00
Over 5,000 pounds, but not over 5,500 pounds,	400.00
Over 5,500 pounds, but not over 6,000 pounds,	440.00
Over 6,000 pounds, but not over 6,500 pounds,	600.00

[For each additional five hundred (500) pounds, or part thereof,] *If the excess is over six thousand five hundred (6,500) pounds, the fine shall be six hundred dollars (\$600.00) plus fifty dollars (\$50.00) for each additional five hundred (500) pounds, or part thereof, over such six thousand five hundred (6,500) pounds:* Provided, That in any case, in which there shall be con-

current violations of more than one (1) of the subsections of this section prescribing maximum weights, the penalty imposed shall be for violation of that subsection which produces the greatest fine, but no penalty shall be imposed for violation of any other such subsection.

[(i) Tractors shall not be operated or moved upon any highway with gross weight in excess of thirty thousand (30,000) pounds if of the two (2) axle type and forty thousand (40,000) pounds if of the three (3) axle type.

The width of tires on the wheels of tractors shall be sufficient so that, including the load on the tractor, the weight shall not be in excess of eight hundred (800) pounds on any wheel for each nominal inch of width of tire on each wheel.

Penalty.—Any person violating any of the provisions of this subsection, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of fifty dollars (\$50.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days.

Any person operating a vehicle, or combination of vehicles, in violation of subsection (g) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay the costs of prosecution and a fine of twenty-five dollars (\$25.00).]

In default of payment of any fine and costs of prosecution imposed, pursuant to the foregoing provisions of this penalty clause, the magistrate shall impound the vehicle, or combination of vehicles, and order the arresting officer, or other peace officer, to seize them. The magistrate shall, forthwith, notify the sheriff of the county wherein the violation occurred, who shall store the impounded vehicle, or combination of vehicles. The sheriff's costs, storage costs, and all other costs incident to impounding, shall be deemed additional costs of prosecution. The sheriff shall give immediate notice by telegram and registered mail, return receipt requested, of the impoundment and location of the vehicle, or combination of vehicles, to the owner of said vehicle, or combination of vehicles, and the owner of the load if said owners' names and addresses are known or can be ascertained by the sheriff.

The title to the load shall remain in the owner thereof, and he shall be entitled to repossess it at any time upon presentation of proof of such ownership to the sheriff. If the load shall spoil during possession by the Commonwealth, the loss shall be upon the owner thereof, subject to any right of recovery of damages at common law that he may have against the owner of the vehicle or combination of vehicles and the cost of disposition thereof shall be deemed an additional cost of prosecution. In case any vehicle or combination of vehicles impounded, or the

load thereon as aforesaid, shall remain unredeemed, in the case of the vehicle or combination of vehicles and unclaimed, in the case of a load, for a period of sixty (60) days after notice of impoundment is given as aforesaid, the same shall be deemed to be abandoned and shall be disposed of by the sheriff upon order of the magistrate, in accordance with the procedures outlined in section 4 of the act, approved the 3rd day of July, A. D. 1941 (Pamphlet Laws 263), with the exception that the reference to a court therein contained for the purposes of this act, shall be construed to mean magistrate: And provided further, That the proceeds of such sale after the payment of encumbrances shall be applied to the payment of fine and costs and the balance thereof shall be remitted to the owner.

Any person operating a vehicle or combination of vehicles in violation of subsection (g) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay the costs of prosecution and a fine of twenty-five dollars (\$25.00).

Any person operating a tractor in violation of subsection (h) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay the costs of prosecution and a fine of fifty dollars (\$50.00), and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days.

For the enforcement of this section all peace officers shall have the power to arrest on view for violation of any of the provisions of this section.

Section 7. Section 904 of said act is amended to read: Section 904, of
act, amended.

Section 904. Officers May Weigh Vehicles or Tractors and Require Removal of Excess Load.—Any peace officer who shall be in uniform, and shall exhibit his badge or other sign of authority, having reason to believe that the gross weight of a vehicle or combination of vehicles or a tractor [or combination thereof] or the weight upon any axle or pair of axles thereof is unlawful, is authorized to weigh the same, either by means of portable or stationary scales, or may require that such vehicle or combination of vehicles or tractor [or combination thereof] be driven to the nearest stationary scales in the event such scales are within a distance of two (2) miles. If the gross weight or weight upon any axle shall exceed the maximum weight allowed therefor, the peace officer may and, if such excess in the case of a vehicle or combination of vehicles is more than three (3) percent or in the case of a tractor is more than ten (10) percent of such maximum weight allowed, he shall require the operator to reduce the load so as to bring the gross weight or weight upon an axle to not more than the maximum

weight allowed except as herein provided for special permits.

Penalty.—Any operator who shall fail, neglect or refuse to comply with the requirements of a peace officer given pursuant to the provisions of this section, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of one hundred dollars (\$100.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than thirty (30) days. In addition to the foregoing penalty, the secretary may suspend the operating privilege of the operator for a period of thirty (30) days: Provided, however, That any person while operating a tractor, who refuses to unload excess weight when so ordered, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of ten dollars (\$10.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than five (5) days.

Effective date.

Section 8. This act shall become effective July 1, 1959.

APPROVED—The 17th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 700

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 provisions relating to the reading of the Bible in public schools.

Public School Code of 1949.

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

Section 1516, act of March 10, 1949, P. L. 30, amended May 9, 1949, P. L. 939, further amended.

Section 1. Section 1516, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended May 9, 1949 (P. L. 939), is amended to read:

Section 1516. Bible [to Be Read] *Reading in Public Schools.*—At least ten verses from the Holy Bible shall be read, [or caused to be read,] without comment, at the opening of each public school on each school day [, by the teacher in charge: Provided, That where any teacher has other teachers under and subject to direction, then the teacher exercising such authority shall read the Holy Bible, or cause it to be read, as herein directed.

If any school teacher, whose duty it shall be to read the Holy Bible, or cause it to be read, shall fail or omit