

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

Section 1. Clause XLVI of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), and added May 13, 1949 (P. L. 1324), is amended to read:

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

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XLVI. [Ambulance Service.—To] Ambulances and Rescue and Life Saving Services.—To acquire and to operate and maintain motor vehicles for the purposes of conveying sick and injured persons of such townships and the vicinity to and from hospitals, and for such purposes to appropriate and expend moneys of the township or to appropriate money annually towards a nonprofit community ambulance and rescue and life saving service.

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APPROVED—The 3d day of June, A. D. 1968.

RAYMOND P. SHAFER

No. 77

AN ACT

HB 1764

Amending the act of September 1, 1965 (P. L. 436), entitled "An act regulating the distribution of commercial feeds and customer-formula feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties," further defining "facility," providing for cancellation of registrations, disposition of revenues and penalties for violations and further regulating inspection fees.

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

Section 1. Clause (15) of section 3, subsections (a) and (c) of section 6 and subsection (a) of section 12, act of September 1, 1965 (P. L. 436), known as the "Pennsylvania Commercial Feed Law of 1966," are amended to read:

Section 3. Definitions of Words and Terms.—When used in this act:

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(15) The term "facility" means each separate mill or plant, fixed or mobile or distributor of commercial feed or customer-formula feed.

Section 6. Inspection Fees.—(a) There shall be paid to the secretary for all commercial feeds distributed in this Commonwealth an inspection fee at the rate of [five cents (5¢)] ten cents (10¢) per ton

annually: Provided, however, That customer-formula feeds are hereby exempted: And, provided further, That distribution of commercial feeds to manufacturers are hereby exempted if the commercial feeds so distributed are used solely in the manufacture of feeds: And, provided further, That the distribution of single feed ingredients is hereby exempted: And, provided further, That the distribution of commercial feeds by a manufacturer to his contract feeder is hereby exempted. However, in no case shall the inspection fee paid annually amount to less than one dollar (\$1). Fees so collected as well as moneys derived from registration and fines shall be [placed in a fund to be administered by the secretary and shall be used solely] paid into the State Treasury, and shall be credited to the general government operations appropriation of the Department of Agriculture for the cost of inspection, sampling and analysis and other

expenses necessary for the administration of this act and acts specified by the General Assembly. [Such funds shall be known as the Feed and Fertilizer Fund.] The secretary, having determined after a public hearing following notice to the registrants that moneys derived from the registration and inspection fees are either greater or less than that required to administer this act, is hereby authorized and empowered to reduce or increase the inspection fee so as to maintain revenues sufficient to administer this act, but such revenues shall not exceed [one hundred twenty-five thousand dollars (\$125,000)] one hundred sixty thousand dollars (\$160,000) for any one year.

* * *

(c) Failure to make an accurate statement of tonnage or to pay the inspection fee or comply as provided herein shall constitute sufficient cause for the cancellation of the [registration] registrations on file for the distributor.

Section 12. Penalties.—(a) Any person convicted of violating any of the provisions of this act or the rules and regulations issued thereunder or who shall impede, obstruct, hinder, or otherwise prevent or attempt to prevent said secretary or his duly authorized agent in performance of his duty in connection with the provisions of this act, [be adjudged guilty of a misdemeanor and] upon conviction thereof in a summary proceeding, shall be fined not less than fifty dollars (\$50) or more than one hundred dollars (\$100) for the first violation, and not less than five hundred dollars (\$500) or more than one thousand dollars (\$1,000) for a subsequent violation in any one year.

In all prosecutions under this act involving the composition of a lot of commercial feed, a certified copy of the official analysis signed by the secretary shall be accepted as prima facie evidence of the composition.

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Section 2. This act shall take effect immediately.

APPROVED—The 3d day of June, A. D. 1968.

RAYMOND P. SHAFER

No. 78

AN ACT

HB 1052

Regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor.

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

Section 1. As used in this act the following definitions shall apply:

(1) "Policy of automobile insurance" or "policy" means a policy delivered or issued for delivery in this Commonwealth insuring a natural person as named insured or one or more related individuals resident of the same household, and under which the insured vehicles therein designated are of the following types only: (i) a motor vehicle of the private passenger or station wagon type that is not used as a public or livery conveyance for passengers and is not rented to others; or (ii) any other four-wheel motor vehicle with a gross weight not exceeding nine thousand pounds which is not principally used in the occupation, profession or business of the insured other than the farming: Provided, however, That this act shall not apply to any policy issued under an automobile assigned risk plan, nor to any policy insuring more than four automobiles, nor to any policy covering garage, automobile sales agency repair shop, service station or public parking place operation hazards.

(2) "Renewal" or "to renew" means the issuance and delivery by an insurer of a policy superseding at the end of the policy period a policy previously issued and delivered by the same insurer, such renewal policy to provide types and limits of coverage at least equal to those contained in the policy being superseded, or the issuance and delivery of a certificate or notice extending the term of a policy beyond its policy period or term with types and limits of coverage at least equal to those contained in the policy being extended: Provided, however, That any policy with a policy period or term of less than