

No. 426

AN ACT

To amend clause (7) of section 2401 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," by providing for appointment of school auditors to fill vacancies in such office in union school districts.

"Public School
Code of 1949."

Clause (7) of
section 2401,
act of March 10,
1949, P. L. 30,
amended.

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

Section 1. Clause (7) of section 2401 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," is hereby amended to read as follows:

Section 2401. By Whom Audited.—The finances of every school district, in every department thereof, together with the accounts of all school treasurers, school depositories, teachers' retirement funds, teachers' institute funds, directors' association funds, sinking funds, and other funds belonging to or controlled by the district, shall be properly audited as follows:

* * * * *

(7) In union school districts the court of common pleas of the county in which the district is located, upon petition of the board of school directors of such union school district, shall, as soon as convenient after the creation of the district, appoint three persons to audit the financial accounts of the district. The auditors so appointed shall, on the first Monday of July, at the time of organization, or within five days thereafter, and within thirty days, carefully audit and adjust the financial accounts of the school district for the preceding school year. At the first municipal election after a union school district is created there shall be elected three school auditors, one for a term of two years, one for a term of four years, and one for a term of six years, and their successors thereafter shall be elected for terms of six years each. *When a vacancy occurs in the office of auditor in any union school district by reason of death, resignation, removal from the school district, or otherwise, the court of common pleas of the county in which the district is located, upon petition of the board of school directors of such union school district, shall appoint a person to hold such office for the unexpired term*

of the person whose place he is appointed to fill. The compensation of both the appointed and elected auditors shall be five dollars (\$5) per day for each day necessarily spent by each auditor. The total expense of such auditing, including the cost of filing the report, advertising, and other necessary costs, shall be paid by the union school district.

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

No. 427

AN ACT

To amend further section 5 of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six (Pamphlet Laws 551), entitled "An act relating to roads, highways and bridges," * by extending the width of a public road, in the instance of multiple lane highways, to increase the maximum width by the additional footage that shall be necessary, in the judgment of the Secretary of Highways for center or dividing strips.

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

Public highways.

Section 1. Section 5 of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six (Pamphlet Laws 551), entitled "An act relating to roads, highways and bridges," as last amended by the act, approved the sixth day of August, one thousand nine hundred and forty-one (Pamphlet Laws 890), is hereby further amended to read as follows:

Section 5, act of June 13, 1836, P. L. 551, as last amended by act of August 6, 1941, P. L. 890, further amended

Section 5. The breadth of a private road shall not in any case exceed twenty-five feet, and the width of a public road shall not be less than thirty-three feet nor more than one hundred and twenty feet, except that whenever the right of way for a public highway has been acquired solely by the Federal government the maximum width thereof may be two hundred feet, and except in the instance of multiple lane highways, the maximum width shall be one hundred and twenty feet plus any additional footage that shall be necessary, in the judgment of the Secretary of Highways, for center or dividing strips between the multiple roadways: Provided, That the limits of width shall not be construed to include the width required for necessary slopes in cuts or fills, when the limits of the road and the extra width required for such slopes exceed the limits of width herein specified; but no appropriation of property as width required only for slopes shall be construed to prevent the owner from making any use of his property

Breadth of private road.

Width of public road.

Exception: Right of way for a public highway acquired solely by Federal government.

Further exception: Multiple lane highways.

Proviso.

* "as amended," deleted from original.