

66 degrees 19 minutes west and being 216.84 feet from a monument located at the intersection of said right-of-way line with the northerly line of the right-of-way of the said "Whallon Yard" spur; thence north 49 degrees 59 minutes 30 seconds west, 70.25 feet to a point; thence north 10 degrees 38 minutes west, 225.60 feet to a point; thence north 85 degrees 37 minutes 30 seconds east, 46.95 feet to a point; thence north 3 degrees 4 minutes 30 seconds east, 41.81 feet to a point; thence 78 degrees 59 minutes east, 97 feet, more or less, to a point located on the northerly right-of-way of the said "Whallon Yard" spur; thence northerly along said right-of-way to the westerly line of Wayne Street (after widening); thence north 26 degrees 52 minutes west to the northerly end of Wayne Street; thence north 63 degrees 8 minutes east, 45 feet, more or less, to the point of beginning; and containing 24.1 acres of land, be the same more or less.

Disposition  
of proceeds.

Section 4. [All monies received from the sale of the land herein authorized to be conveyed shall be deposited to the credit of the General Fund.

Act effective  
immediately.

Section 5.] This act shall become effective immediately upon its final enactment.

APPROVED—The 1st day of June, A. D. 1956.

GEORGE M. LEADER

No. 655

AN ACT

Providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; conferring powers and imposing duties on local officers and the Department of Highways; and making an appropriation out of the Motor License Fund; and repealing existing legislation.

Preamble.

Whereas, there is an urgent need for a vast construction, reconstruction and modernization program on Pennsylvania's hundred thousand mile public road system; therefore,

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

Permanent allo-  
cation of part of  
highway funds.

Section 1. In the interest of better roads for all Pennsylvania and an equitable distribution of funds available for highway purposes for use on local roads and streets as related to the burden of highway traffic thereon

and the revenues derived therefrom, the General Assembly finds that it is necessary to provide for a permanent allocation of a part of the highway funds among cities, boroughs, incorporated towns and townships, for the roads and streets for which they are responsible.

Section 2. As used in this act—

Definitions.

(1) "Department" means the Department of Highways.

(2) "Municipality" means any city, borough, incorporated town or township.

(3) "Roads and streets" means public roads and streets, including bridges, used for travel by horse drawn and motor vehicles and does not include ways, courts and alleys.

Section 3. An amount equal to twenty per centum of four and one-half cents ( $4\frac{1}{2}\phi$ ) of all taxes, permanent and additional, collected on each gallon of liquid fuel under "The Liquid Fuels Tax Act" of May twenty-one, one thousand nine hundred thirty-one (Pamphlet Laws 149), and its amendments, and on each gallon of fuel under the "Fuel Use Tax Act" of January fourteen, one thousand nine hundred fifty-two (Pamphlet Laws 1965), and its amendments, is appropriated out of the Motor License Fund to the municipalities of the Commonwealth on the basis and subject to the provisions hereinafter set forth.

Appropriation out of Motor License Fund.

Section 4. The money hereby appropriated to municipalities shall be paid to the municipalities in accordance with the following formula and subject to the provisions of this act:

Payment to municipalities by formula.

(1) The money hereby allocated shall be paid to the cities, boroughs, towns and townships in accordance with the following formula:

The formula.

Six-tenths of this allocation divided by the total miles of public roads and streets which are maintained by municipalities.

Multiplied  
By

The number of miles in the particular municipality.

Plus

Four-tenths of this allocation divided by the total official population of the municipalities.

Multiplied  
By

The official population of the particular municipality.

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(Amount due the particular municipality.)

Specific purposes  
of expenditures.

To be expended by the authorities of the respective municipalities for the maintenance, repair, construction or reconstruction of such public roads or streets, including bridges, culverts and drainage structures for which they are legally responsible. Where road or bridge work is performed by the political subdivision the moneys herein allocated may be used only for labor, hiring of equipment, pay rolls, purchase of material, including repair parts necessary for the maintenance of equipment, small tools, road drags and snow fences.

(2) Twenty-five per centum of all money allocated to each municipality shall be used for construction, reconstruction or widening of roads and streets, bridges and drainage structures. When all roads and streets of a municipality are classified as improved according to the standards of the department, the twenty-five per centum required to be used for road and street improvement may be used for maintenance and repair of roads and streets.

(3) The moneys allocated in \*clause (1) shall be paid over, in the manner provided by law, by the Department of Highways to the respective cities, boroughs, towns and townships, on the first days of July and December, 1956, and the first days of April and October of each subsequent year.

Further conditional appropriation.

Section 4.1. If the sum appropriated by section three amounts to less than thirty million dollars (\$30,000,000) during the calendar years 1956 or 1957, there is appropriated for each of said years out of the Motor License Fund an amount equal to the difference between thirty million dollars (\$30,000,000) and the lesser amount provided by section three, which sum shall be paid to the municipalities in accordance with the provisions of section four.

Qualification requirements for money.

Section 5. In order to qualify for its share of the moneys herein provided, each city, borough, town and township, shall—

(1) Furnish evidence, annually, to the Department of Highways that its treasurer is bonded in accordance with law;

(2) Submit a report, on forms furnished by the Department of Highways, concerning the way or ways the funds provided in section one of this act shall be expended;

(3) Submit a proper report, on forms furnished by the Department of Highways, on the fifteenth day of

\* "clause (1)" omitted in original.

January for the period ending December thirty-first each year, showing the cost of work done pursuant to the funds provided in section four clause (1) of this act;

(4) Establish and maintain a special fund into which the moneys provided in section four clause (1) of this act shall be deposited and into which no other moneys may be deposited or comingled;

(5) Furnish evidence to the Department of Highways that a tax to provide funds for road and street purpose is being levied for the year in which the allocation is made.

Section 6. All materials used and work done with moneys herein allocated shall conform to the current specifications of the Department of Highways or specifications approved by the Department of Highways.

Specifications to be those of the Department of Highways.

Section 7. (a) The calculation of mileage shall be determined, annually, as of the first day of January by the Department of Highways from reports submitted by the municipalities.

Determination of calculation of mileage.

(b) The calculations involving population shall be made by the Department of Highways, and shall be based on the latest available official census figures. Where the population of any municipality changes by reason of annexation, withdrawal or dissolution, the Department shall not be presumed to have notice of such change until furnished with a statement approved by all affected political subdivisions or with an order of a court of competent jurisdiction.

Determination of calculation of population.

Section 8. The Department of Highways shall make available, to the corporate authorities of the municipalities, copies of the laws with special reference to the pertinent provisions thereof, and regulations relating to the receipt and expenditure of any funds authorized herein.

Distribution of laws and regulations by Department of Highways.

Section 9. The amount allocated hereby to be paid during any calendar year under section three of this act shall be determined by the taxes received during the immediate preceding fiscal year.

Determination of amount allocated.

Section 10. Any funds appropriated and allocated under the provisions of clause (1) of section four of this act, withheld from any municipality for failure to comply with any of the provisions of this act for a period of two years, shall lapse.

Lapse of funds for noncompliance with act.

Section 11. Section five, act of September 3, 1955 (Act No. 18A), entitled "An act providing for reconstruction and repair of roads, streets, highways and bridges, damaged or destroyed, by the hurricane, flood or high water of August, 1955; making appropriations out of the Motor License Fund to the Department of

Repeal.

Highways for allocation to political subdivisions, subject to approval of the State Council of Civil Defense, and for the reconstruction and repair of State highways and bridges thereon, and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission, and for allocation to cities, boroughs, towns and townships for general highway purposes," is repealed.

Act effective immediately.

Section 12. This act shall take effect immediately.

APPROVED—The 1st day of June, A. D. 1956.

GEORGE M. LEADER

No. 656

AN ACT

Amending the act of March ten, 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," providing for the payment of minimum salaries and increments of county and district superintendents, assistant county and district superintendents, principals, supervising principals, teachers and other employes; and authorizing the revision of budgets and temporary loans.

Public School Code of 1949.

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

Section 1066, act of March 10, 1949, P. L. 30, last amended August 19, 1953, P. L. 1136, further amended.

Section 1. Section 1066 of the act of March ten, one thousand nine hundred forty-nine (Pamphlet Laws 30), known as the "Public School Code of 1949," as last amended by the act of August nineteen, one thousand nine hundred fifty-three (Pamphlet Laws 1136), is amended to read:

Section 1066. Minimum Salaries; Payment.—All county superintendents, assistant county superintendents and supervisors of special education shall be entitled to the following minimum annual salaries:

(1) County superintendents in counties having a population of less than forty-five thousand (45,000), [eight] *nine* thousand dollars [(\$8000)] (\$9000);

(2) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000), [nine] *ten* thousand dollars [(\$9000)] (\$10,000);

(3) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more, [ten] *eleven* thousand dollars [(\$10,000)] (\$11,000);