

**Appropriation.**

Section 4. So much of the money in the Motor License Fund, from time to time, as may be needed, to carry out the provisions of this act, is appropriated to the Department of Highways for such purposes.

**Act effective immediately.**

Section 5. This act shall take effect immediately.

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER

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No. 45

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating the filling of vacancies in the office of controller and treasurer.

**The Third Class City Code.**

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

Section 802, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, and amended August 21, 1953, P. L. 1292, further amended.

Section 1. Section 802, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662), and amended August 21, 1953 (P. L. 1292), is amended to read:

Section 802. Vacancy in Office of Controller or of Treasurer.—If a vacancy occurs in the office of city controller or in the office of city treasurer, the city council shall fill such vacancy, within thirty days thereafter, by choosing a city controller or a city treasurer, as the case may be, to serve until his successor is elected by the qualified electors at the next municipal election, occurring at least two hundred days after such vacancy occurs, and is duly sworn into office. The person so elected shall serve [for a term of four years from the first Monday of January next succeeding his election] for the remainder of the term of the person originally elected to such office.

*If by reason of a tie vote or otherwise, such vacancy shall not have been filled by the members of city council within the time as limited herein, the court of common pleas upon the petition of ten or more qualified electors shall fill such vacancy by the appointment of a qualified person for the portion of the unexpired term as above provided.*

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER