

Experiments have been made in the use of coal as a road building material and, if successful and practical, the adoption thereof will result in prosperity for the people in the coal mining areas and the Commonwealth generally.

Section 2. For the purpose of determining whether a method of using coal as a road building material shall be adopted by the Commonwealth in its vast road building program, the Department of Highways in cooperation with the Coal Research Board in the Department of Mines and Mineral Industries is hereby authorized to pave experimental strips of highway in this Commonwealth in which the new material is used.

Experimental
highways
authorized.

Section 3. The costs and expenses of constructing such experimental strips shall be paid by the Department of Highways out of funds available for highway purposes.

Experimental
costs to be
borne by funds
for highway
purposes.

APPROVED—The 2nd day of July, A. D. 1959.

DAVID L. LAWRENCE

No. 133

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," prescribing the method of appointing successors when two or more vacancies occur in the offices of supervisors.

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

The Second Class
Township Code.

Section 1. Section 420, 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 amended July 2, 1953 (P. L. 354), is amended to read:

Section 420, act
of May 1, 1933,
P. L. 103,
reenacted and
amended July
10, 1947, P. L.
1481, and
amended July 2,
1953, P. L. 354,
further amended.

Section 420. Supervisors.—If the electors of any township shall fail to choose a supervisor, or if any person elected to such office shall neglect or refuse to serve therein, or if a vacancy shall occur in the office by death, resignation, removal from the township, or otherwise, the two remaining supervisors may appoint a successor and upon their failure to make such appointment within thirty days after the vacancy occurs, the court of quarter sessions shall appoint a successor, upon the presentation of a petition signed by a supervisor and not less than five registered electors. In either case, the successor so appointed shall hold the office for the unexpired term. When a vacancy is so filled by the two remaining

supervisors they shall, within fifteen days thereafter, certify such appointment to the clerk of the court of quarter sessions.

If the electors of any township shall fail to choose two or more supervisors, or if two or more persons elected to such offices shall neglect or refuse to serve therein, or if vacancies shall occur in two or more such offices by death, resignation, removal from the township, or otherwise, the court of quarter sessions shall appoint successors upon the presentation of a petition signed by not less than five registered electors. The successors so appointed shall hold the offices for the unexpired terms.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 9th day of July, A. D. 1959.

DAVID L. LAWRENCE

No. 134

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," providing for the consolidation of two townships in certain cases by the court of quarter sessions without submitting to a vote of the electors.

The Second Class Township Code.

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

Act of May 1, 1933 (P. L. 103) reenacted and amended July 10, 1947, P. L. 1481, further amended by adding section 211.1.

Section 1. The act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), is amended by adding, after section 211, a new section to read:

Section 211.1. Certain Townships Consolidated by Court.—(a) Upon petition by a majority of the county commissioners of any county and a majority of the supervisors of the other townships affected by the consolidation, any township in the county having a population of fifty persons or less may be consolidated by the court of quarter sessions with a contiguous township in the same county.

Such petition shall set forth the name of the proposed consolidated township which may be the same as the township concerned which has the larger population and the reasons for the proposed consolidation, and shall be accompanied by an accurate map or plot prepared by a registered surveyor or engineer, showing the lines of the proposed consolidated township and the present division line between the two townships.

(b) Upon its presentation, the court shall order the