

No. 420

AN ACT

Amending the act of June 1, 1945 (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," providing for payment by the Commonwealth of damages occasioned by a change of width lines or grades of streets designated as State highways in cities of the second class A and third class.

State Highway
Law.

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

Section 523, act
of June 1, 1945,
P. L. 1242,
amended October
7, 1955, P. L.
677, further
amended.

Section 1. Section 523, act of June 1, 1945 (P. L. 1242), known as the "State Highway Law," amended October 7, 1955 (P. L. 677), is amended to read:

Section 523. Width, Lines, Grades and Location.—The department [shall not] *may* change the width, lines, or grades of the streets taken over under the provisions of any act of Assembly, or any section thereof, without the consent of the city, evidenced by an ordinance duly passed in accordance with laws applicable thereto. In the event of any change of width, lines or grades, in accordance with the provisions of this section, the [city] *Commonwealth* shall be responsible for the payment of any damages which may be occasioned thereby, such damages to be ascertained and paid [in accordance with the laws applicable thereto: Provided, however, That nothing] *out of moneys in the Motor License Fund. Nothing* contained herein shall prevent the county or the [Commonwealth] *city* or both, from contributing to or sharing in the payment of the damages occasioned by any such change of width, lines or grades of a street under the terms of an agreement entered into by the interested parties. For such purposes counties shall have power to expend county moneys or moneys allocated to the county by the Commonwealth for expenditure for highway purposes [and the Department of Highways shall have power to expend moneys from the Motor License Fund]. *All sums, if any, due by such county or city as its share under any such agreement with the Commonwealth shall be paid by such county or city to the Commonwealth and shall be credited to the Motor License Fund.*

Whenever it shall appear to the secretary that any part or portion of a State highway route in a city of the second class A, or third class, as now or hereafter defined or described, is dangerous or inconvenient to the traveling public in its present location, either by reason of width, grade, length, curves, or other conditions, or that the expense to the Commonwealth in the construction or

maintenance thereof could be materially lessened by a change of location, the secretary may, with the consent of the Governor, [and of the city expressed by ordinance or resolution] change the location of such State highway route, including the terminal points thereof, to pass over existing streets or new streets, laid out and opened by the city, in such manner as, in his discretion, may seem best in order to correct such danger or inconvenience, or lessen the cost to the Commonwealth. A plan showing the new location, approved by the Governor [and the mayor of the city], shall be recorded in the office of the recorder of deeds, in the county in which such city shall be located.

APPROVED—The 7th day of August, A. D. 1961.

DAVID L. LAWRENCE

No. 421

AN ACT

Amending the act of May 5, 1933 (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," authorizing the granting of mortgage loans to industrial development agencies and the acquisition of such loans and participations therein subject to limitations.

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

Building and
Loan Code.

Section 1. The act of May 5, 1933 (P. L. 457), known as the "Building and Loan Code," is amended by adding, after section 905, a new section to read:

Act of May 5,
1933, P. L. 457,
amended by
adding a new
section 905.1.

Section 905.1. Loans and Participations in Loans to Industrial Development Agencies.—Notwithstanding any other restrictions or limitations set forth in this act, an association may grant or participate in the granting of mortgage loans to an industrial development agency as defined in the act of May 17, 1956 (P. L. 1609), known as the "Pennsylvania Industrial Development Authority Act," and may purchase and sell such mortgage loans or participations therein subject to the following conditions:

(1) The aggregate of loans and participations in loans to industrial development agencies shall not exceed twenty per centum of the assets of the association.