

No. 386

AN ACT

Amending the act of March 10, 1949 (P. L. 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," authorizing the expenditure of funds made available by the State or Federal government or made available by new tax levies and regulating semi-annual payments.

Public School
Code of 1949.

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

Section 609, act
of March 10,
1949, P. L. 30,
amended.

Section 1. Section 609, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," is amended to read:

Section 609. Budgeted Funds not to be Used for Other Purposes or Exceeded.—The amount of funds in any annual estimate by any school district, at or before the time of levying the school taxes, which is set apart or appropriated to any particular item of expenditure, shall not be used for any other purpose, or transferred, except by resolution of the board of school directors receiving the affirmative vote of two-thirds of the members thereof.

No work shall be hired to be done, no materials purchased, and no contracts made by any board of school directors which will cause the sums appropriated to specific purposes in the budget to be exceeded.

Whenever Federal or State funds are made available to school districts, such funds may be expended by the board of school directors for the purposes for which they are made available even though provisions therefor were not made in the annual estimates or budget of such school district. Whenever the General Assembly shall enact a law providing for the levy of taxes within a school district, the revenues from the taxes so levied may be expended by the board of school directors for general school purposes even though provisions therefor were not made in the annual estimates or budget of such school district for the fiscal year within which such law was enacted.

Section 2. Section 2517 of the act, amended August 11, 1959 (P. L. 681), is amended to read:

Section 2517. Semi-annual Payments.—The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi-annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the state treasurer in favor of each district for the amount to which it is entitled. The first semi-annual

payment may be an estimated amount based on but not to exceed fifty per cent (50%) of the total amount apportioned and allocated to the school district during the previous school year: *Provided, That for the school years 1962-1963 and 1963-1964 to all school districts, and thereafter to school districts operating on a fiscal calendar year basis, the first semi-annual payment may be an estimated amount based on but not to exceed sixty per cent (60%) of the total amount apportioned and allocated to the school district during the previous school year.* Payment thereof shall be made to fourth class school districts and to vocational school districts during the months of March and October of each year, and to first, second and third class school districts during the months of April and November of each year.

Section 3. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 387

AN ACT

Amending the act of April 29, 1959 (P. L. 58), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," regulating the operation of and riding on motorcycles.

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

The Vehicle Code.

Section 1. The act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," is amended by adding, after section 625, a new section to read:

Act of April 29, 1959, P. L. 58, amended by adding a new section 625.1.

Section 625.1. Riding on Motorcycles.—A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto. Such operator shall not carry any other person nor shall any other person ride on a motorcycle, unless such motorcycle is designed to carry more than one person, in which event, a passenger may ride upon the permanent and regular seat if designed for two (2) persons, or upon another seat firmly attached to the motorcycle in a position to the rear or side of the motorcycle and provided with foot rests and hand grips, or in a side car attached to the motorcycle.

Penalty.—Any person operating or riding a motorcycle in violation of any of the provisions of this section shall, upon summary conviction before a magistrate,