

suspension made by the appointing authority shall be for a longer period than one year.

A written record of all testimony taken at such hearings shall be filed with and preserved by the appointing authority, which record shall be sealed and not be available for public inspection in the event the charges are dismissed.

Appeal.

Section 5. The suspended or dismissed employe shall have the right to appeal to the court of common pleas of the county in which he was employed.

APPROVED—The 15th day of June, A. D. 1951.

JOHN S. FINE

No. 145.

AN ACT

Appropriating certain moneys in the Motor License Fund to cities, boroughs, towns and townships of the Commonwealth for certain purposes and for a limited time; conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Motor License Fund.

Appropriation for two calendar years beginning January 1, 1952, made to cities, boroughs, towns and townships responsible for maintenance of public roads and streets.

Formula for determining amount due municipality or township for maintenance, repair, etc., of public roads or streets, etc.

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

Section 1. There is hereby appropriated for the two calendar years beginning the first day of January, one thousand nine hundred fifty-two, to the respective cities, boroughs, towns and townships of this Commonwealth which are responsible for the maintenance of public roads and streets, from one cent of any additional tax over and above the permanent State tax on liquid fuels, as defined in the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (Pamphlet Laws 149) and its amendments, known as "The Liquid Fuels Tax Act," the following sums, for the purposes and subject to the conditions and limitations hereinafter set forth:

(a) The sum of twelve million dollars (\$12,000,000) per annum shall be paid to such cities, boroughs, towns and townships in accordance with the following formula:

<p>Seven million two hundred thousand dollars (\$7,200,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships</p>	<p>Multiplied by the Number of such miles in the particular municipal-ity or township</p>
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Plus

Four million eight hundred thousand dollars (\$4,800,000) divided by the Total official population of the municipalities and townships having responsibility for the maintenance of public roads or streets

Multiplied by the Official population of the particular municipality or township

$$= \frac{\text{(Amount due the particular municipality or township),}}{\text{---}}$$

to be expended by the authorities of the respective municipalities or townships 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.

Formula for determining amount due municipality or township for improvement of public roads or streets, etc.

(b) The sum of three million dollars (\$3,000,000) per annum shall be paid to such cities, boroughs, towns and townships in accordance with the following formula:

Three million dollars (\$3,000,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships

$$\text{Multiplied by the Number of such miles in the particular municipality or township} = \frac{\text{(Amount due the particular municipality or township),}}{\text{---}}$$

for the improvement of public roads and streets, including bridges and drainage structures under their respective jurisdictions, in accordance with agreements with the Department of Highways, for projects on which one half or more of the cost is paid by the respective municipality or township from funds obtained from sources other than the Motor License Fund, the Liquid Fuels Tax Fund, or Federal-aid Highway Funds. In any municipality or township in which all of the roads or streets are classified as improved according to the standards of the Department of Highways, the word improvement shall include resurfacing or replacement.

(c) The moneys appropriated and allocated in subsection (a) of this section shall be paid over in the manner provided by law on requisition of the Secretary of Highways to the respective cities, boroughs, towns and townships, on the first day of March, June, September and December of each year.

Manner of payment.

(d) The moneys appropriated and allocated in subsection (b) of this section shall be paid over on requisition by the Secretary of Highways in the manner provided by law to the respective cities, boroughs, towns and townships, under the terms of project agreements with the Department of Highways.

Duties of municipalities and townships in order to qualify for their share of moneys herein provided.

Section 2. In order to qualify for its share of the moneys herein provided, each city, borough, town and township shall—

(a) Furnish evidence annually to the Department of Highways that its treasurer is bonded in accordance with law.

(b) Submit an acceptable report, on forms furnished by the Department of Highways, concerning the way or ways the funds provided in section 1 of this act shall be expended.

(c) Submit an acceptable report, on forms furnished by the Department of Highways, on the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth, respectively, showing the cost of work done pursuant to the funds provided in section 1 of this act, in such detail as may be required by the Department of Highways.

(d) Designate one person to supervise the work to be performed with the moneys herein provided.

(e) Establish and maintain a special fund into which the moneys herein provided shall be deposited and into which no other moneys may be deposited or co-mingled, and a special account which will reflect all expenditures involving such moneys, which account shall be subject to inspection by the Department of Highways and audit by the Auditor General.

(f) Furnish satisfactory evidence to the Department of Highways that a tax to provide funds for road and street purposes is being levied.

Materials used and work done to conform to specifications of Department of Highways.

Section 3. All materials used and work done on any project financed in whole or in part with the funds appropriated herein shall conform to the current specifications of, or specifications approved by, the Department of Highways, and be subject to inspection by the Department of Highways.

Calculation of mileages.

Section 4. (a) The calculation of mileages shall be determined annually as of the first day of January by the Department of Highways from reports submitted by the municipalities and townships. The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways, courts and alleys.

"Roads and streets" defined.

Calculations involving population.

(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 or township 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.

Section 5. The Department of Highways shall make available to the corporate authorities of the municipalities and townships, 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.

Copies of laws, etc., to be made available to municipalities and townships.

Section 6. Any funds appropriated and allocated under the provisions of section 1 (a) of this act withheld from any municipality or township for failure to comply with any of the provisions of this act for a period of two years shall lapse and be returned to the Motor License Fund; and any funds appropriated and allocated under section 1(b) of this act remaining unused or unobligated under agreement with the Department of Highways for a period of three years shall lapse and be returned to the Motor License Fund.

Appropriations hereunder to lapse under certain conditions.

APPROVED—The 16th day of June, A. D. 1951.

JOHN S. FINE

No. 146

AN ACT

To amend clause (g) of section 2801-A of, and to add section 2802-A to, the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization or certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Historical Preservation Fund; providing for the payment of certain moneys into it; and making an appropriation therefor.