

No. 170

AN ACT

Amending the act of May 15, 1945 (P. L. 547), entitled "An act relating to soil conservation and soil erosion, and land use practices contributing to soil wastage and soil erosion; providing for the organization of the various counties into soil conservation districts; the appointment of their officers and employes; and prescribing their powers and duties; creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act; providing financial assistance to such soil conservation districts; and authorizing county commissioners to make appropriations thereto; providing for disposition and operation of existing districts; and repealing existing laws," providing for the appointment of non-farmer directors to the board.

Soil Conservation Law.

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

Clause (g), subsection (4), section 4, and sections 6 and 7, act of May 15, 1945, P. L. 547, amended.

Section 1. Clause (g) of subsection (4) of section 4 and sections 6 and 7 of the act of May 15, 1945 (P. L. 547), known as the "Soil Conservation Law," are amended to read:

Section 4. State Soil Conservation Commission.—

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(4) In addition to the duties and powers herein conferred upon the commission, it shall have the following duties and powers:

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(g) To designate the county-wide [agricultural] organizations whose officers or delegates may act in nominating farmers or other persons for appointment as [farmer] directors, as provided in section six of this act. Such designations may be changed from time to time as conditions may warrant.

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Section 6. Designation of District Directors.—When a county has been declared a soil conservation district, a board of directors, consisting of five members, shall be appointed by the board of county commissioners. This board of directors shall consist of one member of the board of county commissioners and four practical farmers; the farmer members to be appointed shall be selected from a list containing at least double the number of farmer directors to be appointed, and such list is to be submitted by a body consisting of the president and secretary or two official delegates from each of the county-wide organizations designated by the State Soil Conservation Commission. Upon receipt of notice from the State Soil Conservation Commission of the organizations to be entitled to make such nominations, the board of county commissioners shall call a meeting of the official

delegates and conduct the election of the proper number of nominees. *In the event a district is created or is operating in an urbanizing area as defined by the State Soil Conservation Commission, the commission may provide for one non-farmer director to serve on the board of directors in place of one farmer director. Such non-farmer director shall be appointed by the county commissioners as in the case of the farmer directors.*

Section 7. Appointment; Qualifications; Compensation; and Tenure of Directors.—The director appointed from the board of county commissioners shall be appointed annually by the board of county commissioners. The first four [farmer] directors appointed, *other than the director appointed from the board of county commissioners*, shall be designated to serve for terms of one, two, three and four years, respectively. Thereafter each [farmer] director shall serve for four years. A director shall hold office until his successor has been appointed and has qualified. Vacancies shall be filled for the unexpired terms. The selection of successors to fill unexpired terms or for full terms, shall be in the same manner in which the respective retiring directors shall have been selected.

The director appointed from the board of county commissioners shall receive no additional compensation but shall receive traveling expenses as allowed as a member of the board of county commissioners. The [farmer] *other* members of the board of directors shall serve without pay, but may be reimbursed for traveling expenses incurred while engaged in the performance of their official duties, provided funds are made available by the board of county commissioners or by the State Soil Conservation Commission for such purpose, and under such terms and conditions as the county board or the commission, whichever has provided the funds, shall determine.

APPROVED—The 25th day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 171

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," authorizing the operation of uninspected motor vehicles by *garagemen in certain cases.

* "garagement" in original.