

No. 6.

AN ACT

To further amend section one and section two of an act, approved the thirty-first day of May, Anno Domini one thousand nine hundred and eleven (Pamphlet Laws, four hundred and sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid Highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

State Highway
Department.

Section 1. Be it enacted, &c., That section one of an act, which, as amended by an act, approved the eleventh day of March, one thousand nine hundred and eleven (Pamphlet Laws, twelve), entitled "An act to amend section one, and section two as amended, of an act, approved the thirty-first day of May, Anno Domini one thousand nine hundred and eleven (Pamphlet Laws, four hundred and sixty-eight), entitled 'An act

providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendent of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that exist-

ing contracts are not affected by provisions of this act," reads as follows:—

Section 1, act of
May 31, 1911
(P. L. 468), as
amended by section
1, act of
March 11, 1919
(P. L. 12), cited
for amendment.

"Section 1. Be it enacted, &c., That from and after the first day of June, Anno Domini one thousand nine hundred and eleven, there shall be established a State Highway Department, by the appointment by the Governor of the Commonwealth of a State Highway Commissioner, who shall serve for a term of four years, and shall give his entire time and attention to the duties of his office. He shall receive a salary of ten thousand dollars per annum, and shall furnish a bond to the Commonwealth, in the sum of two hundred thousand dollars, to be approved by the Governor, conditioned for the faithful performance of his duties. *The Governor shall also appoint an Assistant State Highway Commissioner, who shall be an experienced executive and a competent civil engineer, and who shall at all times be subject to the authority of the State Highway Commissioner, and shall have executive authority over all other officials and employes of the State Highway Department, and, in the absence of the Commissioner, shall perform and discharge all the duties of the State Highway Commissioner as required by law and the provisions of this act. He shall receive a salary of eight thousand dollars per annum, and shall furnish a bond to the Commonwealth, in the sum of twenty-five thousand dollars, to be approved by the Governor, conditioned for the faithful performance of his duties. The Governor shall also appoint a Township Commissioner, who shall receive a salary of six thousand dollars per annum, and shall give bond to the Commonwealth, in the sum of twenty-five thousand dollars, to be approved by the Governor, conditioned for the faithful performance of his duties,*" be, and the same is hereby, amended to read as follows:—

Highway Department.

Reorganization.

Commissioner.

Term.

Duties.

Salary.

Bond.

Section 1. Be it enacted, &c., That from and after the first day of June, Anno Domini one thousand nine hundred and eleven, there shall be established a State Highway Department, by the appointment by the Governor of the Commonwealth of a State Highway Commissioner, who shall serve for a term of four years, and shall give his entire time and attention to the duties of his office. He shall receive a salary of ten thousand dollars per annum, and shall furnish a bond to the Commonwealth, in the sum of two hundred thousand dollars, to be approved by the Governor, conditioned for the faithful performance of his duties.

Section 2. That section two of said act, which, as amended by the aforesaid act, approved the eleventh day of March, Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws, twelve), reads as follows:—

"Section 2. The Governor shall appoint a chief engineer of the department, who shall be a capable and competent civil engineer and experienced in the building and maintenance of improved roads, *who shall be paid a salary at the rate of seven thousand five hundred dollars per annum.* The State Highway Commissioner shall appoint an experienced maintenance engineer. He shall also appoint a controller, who shall be an expert accountant, and who shall keep record of the finances of the department, audit all accounts and countersign all warrants. The State Highway Commissioner shall appoint, as assistants to the chief engineer, a principal assistant engineer, construction engineers, an office engineer, and an engineer of plans and surveys, who shall be capable and competent civil engineers, experienced in the designing and construction of highways. He may also appoint an engineer of bridges, who shall be a capable and competent civil engineer, experienced in the designing and construction of bridges. He may also appoint, as the work of the department requires, district engineers and additional civil engineers, experienced in improved road building. He may also appoint superintendents of highways, experienced in the construction and maintenance of improved roads. He may also appoint a township engineer, engineers' assistants, an engineer of tests, a registrar of motor vehicles, an executive manager, statistician, secretary, inspectors, purchasing agent, paymasters, cost accountant, bookkeepers, cashier, mechanic, draftsmen, stenographers, additional clerks, and such other employes as in his opinion are sufficient to carry on the work of the State Highway Department, and shall fix the salaries of the aforementioned employes.

"The State Highway Commissioner, Assistant Commissioner, and other officers, shall be paid, in addition to their *stipulated* salary or compensation, traveling expenses necessarily and actually incurred by each of them in the performance of the duties required by this act, or performed by direction of the State Highway Commissioner. The State Highway Commissioner shall assign the superintendents of highways to such sections or parts of the State, as in the judgment of said Commissioner, will enable said superintendents to render most efficient service in the improvement of the highways. It shall be the duty of each superintendent of highways, subject to the authority of the Commissioner, and in accord with the rules and regulations of the department, to superintend, supervise and take charge and control of all work of rebuilding, maintenance, and repair of State-aid and State Highways, or any portions thereof, in his said district or placed in his charge.

Section 2, act of May 31, 1911 (P. L. 468), as amended by section 2, act of March 11, 1919 (P. L. 12), cited for amendment.

"The provisions of this act shall become effective immediately upon its approval by the Governor," be, and the same is hereby, amended to read as follows:—

Assistant Highway Commissioner.

Qualification and duties.

Bond.

Township Commissioner.

Chief engineer.

Maintenance engineer.

Controller.

Assistant controller.

Assistants to chief engineer.

Engineer of bridges.

District and additional engineers.

Superintendents.

Other employes.

Section 2. *The State Highway Commissioner shall appoint an Assistant State Highway Commissioner, who shall be an experienced executive and a competent civil engineer, and who shall at all times be subject to the authority of the State Highway Commissioner, and shall have executive authority over all other officials and employes of the State Highway Department, and, in the absence of the Commissioner, shall perform and discharge all the duties of the State Highway Commissioner as required by law and the provisions of this act. He shall furnish a bond to the Commonwealth, in the sum of twenty-five thousand dollars, conditioned for the faithful performance of his duties. The Commissioner shall also appoint a Township Commissioner, who shall give bond to the Commonwealth, in the sum of twenty-five thousand dollars, conditioned for the faithful performance of his duties. The Commissioner shall also appoint a chief engineer of the department, who shall be a capable and competent civil engineer, and experienced in the building and maintenance of improved roads. He shall also appoint an experienced maintenance engineer. He shall also appoint a controller, who shall be an expert accountant, and who shall keep record of the finances of the department, audit all accounts, and countersign all warrants. He shall also appoint an assistant controller, who shall be an experienced accountant, and, in the absence of the controller, shall perform and discharge all the duties of the controller. He shall appoint assistants to the chief engineer, a principal assistant engineer, construction engineers, an office engineer, and an engineer of plans and surveys, who shall be capable and competent civil engineers, experienced in the design and construction of highways. He may also appoint an engineer of bridges, who shall be a capable and competent civil engineer, experienced in the designing and construction of bridges. He may also appoint, as the work of the department requires, district engineers and additional civil engineers, experienced in improved road building. He may also appoint superintendents of highways, experienced in the construction and maintenance of improved roads. He may also appoint a township engineer, engineers' assistants, an engineer of tests, a registrar of motor vehicles, an executive manager, statistician, secretary, inspectors, purchasing agent, paymasters, cost accountant, bookkeepers, cashier, equipment engineer, mechanics, draughtsmen, stenographers, additional clerks, and such other employes as, in his opinion, are sufficient to carry on the work of the State Highway Department, and shall fix*

the salaries of the aforementioned officials and employees.

Salaries.

The State Highway Commissioner, Assistant Commissioner, and other officers shall be paid, in addition to their salary or compensation, traveling expenses necessarily and actually incurred by each of them in the performance of the duties required by this act, or performed by direction of the State Highway Commissioner. The State Highway Commissioner shall assign the superintendents of highways to such sections or parts of the State as, in the judgment of said Commissioner, will enable said superintendents to render most efficient service in the improvement of the highways. It shall be the duty of each superintendent of highways, subject to the authority of the Commissioner, and in accordance with the rules and regulations of the department, to superintend, supervise, and take charge and control of all work of rebuilding, maintenance, and repair of the State-aid and State Highways, or any portions thereof, in his said district or placed in his charge.

Traveling expenses.

Assignment of superintendents.

Duties of superintendents.

The provisions of this act shall become effective immediately upon its approval by the Governor.

When effective.

APPROVED—The 10th day of March, A. D. 1921.

WM. C. SPROUL.

No 7.

AN ACT

To amend section twenty-seven of an act, approved the thirty-first day of May, one thousand nine hundred and eleven, entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employees; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improve-