

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-

ment 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-aid high-
ways.

Section 1. Be it enacted, &c., That section twenty-seven of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred 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 high-

ways; 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," which reads as follows:—

"Section 27. The State aid authorized by the provisions of this act in the construction of State-aid highways shall be ratably apportioned among the several counties of the Commonwealth by the State Highway Commissioner, according to the mileage of township and county roads in the respective counties, *and the said amounts or apportionments shall remain in the State Treasury until applied for in accordance with the provisions of this act: Provided, however, That if, in any case, the amounts or apportionments so apportioned shall not be applied for before the first day of March in each year, the same shall thereupon be ratably allotted to such county or counties as have made application requiring the expenditure of sums, in the improvement of State-aid highways, greater than the amount of their apportionment.*" is hereby amended to read as follows:—

Section 27, act of March 31, 1911 (P. L. 468), cited for amendment.

Section 27. The State aid authorized by the provisions of this act in the construction of State-aid highways shall be ratably apportioned among the several counties of the Commonwealth by the State Highway Commissioner, according to the mileage of township and county roads in the respective counties: *Provided, That if the county commissioners of any county shall fail, by formal action, to take up State-aid applications on file with the State Highway Department to exhaust the State-aid apportionment to the credit of such county, prior to June first of the year next succeeding the appropriation, the unused balances of such appropriations, and any heretofore made for the same purpose, shall revert to the State-aid fund, to be redistributed, on the same basis as the original apportionment, among the several counties of the Commonwealth that have filed with the State Highway Department*

State aid

Apportionment.

Proviso.

Unused balances.

Proviso.

formal indication of preference for taking up applications requiring the expenditure of such sums greater than the amount of their apportionment: Provided further, That if for any reason the county, township, or borough, either singly or jointly, refuses to execute agreements, submitted by the State Highway Department, authorizing the execution of contract or contracts, the amount of State-aid funds represented by said agreements shall be forfeited by the county, and thereafter such sum may be used by the State Highway Department for State Highway construction.

Forfeiture.

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

WM. C. SPROUL.

No. 8.

AN ACT

To amend section one of an act, approved the twelfth day of June, one thousand nine hundred and nineteen, entitled "An act permitting counties of the Commonwealth of Pennsylvania to appropriate and expend moneys, and to incur indebtedness and issue bonds and other obligations, for the improvement and maintenance of State highways and State-aid highways or any public highway in any county of the Commonwealth, and providing the method for applying for said moneys and for the approval thereof by the State Highway Department in certain cases."

Highways.
Improvement and
maintenance.

Section 1. Be it enacted, &c., That section one of an act, approved the twelfth day of June, one thousand nine hundred and nineteen, entitled "An act permitting counties of the Commonwealth of Pennsylvania to appropriate and expend moneys, and to incur indebtedness and issue bonds and other obligations, for the improvement and maintenance of State highways and State-aid highways or any public highway in any county of the Commonwealth, and providing the method for applying for said moneys, and for the approval thereof by the State Highway Department in certain cases," which reads as follows:—

"Section 1. Be it enacted, &c., That any county of this Commonwealth may appropriate and expend moneys, and incur such indebtedness and issue bonds or other obligations therefor, as may be necessary to pay for the improvement and maintenance of any State highway or State-aid highway or any public highway within its proper limits: Provided, however, That no improvement can be made to any State highways or State-aid highways until the same has been submitted to and approved by the State Highway Department: And provided further, That no county shall appropriate and expend any of such moneys for the improvement

Section 1, act of
June 12, 1919
(P. L. 450), cited
for amendment.