

be known as State Annuity Reserve Account Number Two. Beginning with the month of July, nineteen hundred twenty-five, the Commonwealth shall pay semi-annually into the fund created by this act as aforesaid, to the credit of State Annuity Reserve Account Number Two, an amount equal to two (2) per centum of the total compensation paid to all contributors for service during the preceding school year. *Beginning with the month of July, nineteen hundred thirty-three, the Commonwealth shall pay semi-annually into the fund created by this act as aforesaid, to the credit of State Annuity Reserve Account Number Two, an amount equal to one and six-tenths (1.6) per centum of the total compensation paid to all contributors for service during the preceding school year:* Provided, That in every case the amount shall be sufficient, when combined with that in the fund to the credit of said account, to provide the pensions payable by the Commonwealth during the half year then current to present employes, then retired or to be retired, as provided in this act. Upon the retirement of a present employe, his or her State annuity shall be charged to the State Annuity Reserve Account Number Two, and paid from the fund created by this act.

Section 8, as amended, further amended.

Section 5. That section eight of said act, as amended by the act approved the seventh day of April, one thousand nine hundred twenty-five (Pamphlet Laws, one hundred sixty-two), the act approved the twenty-eighth day of April, one thousand nine hundred twenty-five (Pamphlet Laws, three hundred fifty-four), and the act approved the fourteenth day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand seven hundred thirty-eight), be and the same is hereby further amended by adding the following paragraph:

Credit to Administrative Expense Account.

9. *There shall be credited by the retirement board to a ledger account, to be known as the Administration Expense Account, the amount of the estimate of amounts to be expended from time to time by the Department of Public Instruction for expenses of administration.*

When effective.

Section 6. This act shall take effect immediately upon its passage, and approval by the Governor.

APPROVED—The 4th day of May, A. D., 1933.

GIFFORD PINCHOT

No. 93

AN ACT

To amend sections five and six of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (Pamphlet Laws, seven hundred twenty), entitled "An act providing for the taking over by the Commonwealth, under

certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," by providing for the limit of width of construction and maintenance on said streets.

Section 1. Be it enacted, &c., That section five of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (Pamphlet Laws, seven hundred twenty), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," is hereby amended to read as follows:

Section 5. After the streets described in section two of this act shall have been taken over by the Commonwealth, they shall be maintained, constructed, reconstructed and resurfaced by the Department of Highways at the expense of the Commonwealth, [but the Commonwealth's obligation in the construction, reconstruction, or resurfacing of any such street shall not exceed a total width of twenty feet] and *such construction, reconstruction, and resurfacing* shall be of such [width and] type as shall be determined by the Secretary of

State highways.

Certain streets in cities of second, second A, and third classes.

Section 5, act of June 22, 1931 (P. L. 720), amended.

Expense of construction and resurfacing

Type.

Repairs and maintenance.	Highways, with the approval of the Governor, and repairs and maintenance shall be [limited to that part of the street, or section thereof, between the established curb lines, and shall be] of such type as shall be determined by the Secretary of Highways. The obligation of the Commonwealth in the construction, reconstruction, resurfacing or maintenance, as hereinbefore provided, shall be limited to that part of the street, or section thereof, between curb lines, as established at the time of passage of this act, but shall not include the portions of such streets which are or may be used and occupied by the structures or surface facilities of any public utility company: Provided, That it shall, nevertheless, be lawful for the Department of Highways to enter into agreements, in the discretion of the Secretary of Highways, with the cities, or with persons, associations, or corporations, for the sharing with the Commonwealth of the cost of [maintenance] construction, reconstruction, or resurfacing of the streets, or sections thereof, taken over by the Commonwealth under this act: And provided further, That where any such street is to be improved and the city agrees to bear a portion of the cost of the improvement, the abutting property owners may be assessed a proportionate part of the cost of the improvement and benefits as now provided by the laws applicable to the improvement of city streets.
Width.	
Surface facilities of utility companies.	
Agreements for maintenance, etc.	
Section 6 amended.	
Maintenance limited.	Section 2. That section six of said act is hereby amended to read as follows: Section 6. The maintenance of said streets, authorized under the provisions of this act, shall not include snow removal or street cleaning, and shall be limited [before any improvement is made by the Department of Highways] to the portions of the street <i>between</i> existing curb lines <i>available to vehicular traffic</i> . [After any improvement made by the Department of Highways under the provisions of this act, the obligation of the Commonwealth for maintenance shall be limited to the portion which the Department of Highways has improved, and the remaining portion of said street, or section thereof, may be maintained at the expense of the Commonwealth in the discretion of the Secretary of Highways.]
When effective.	Section 3. This act shall become effective upon its approval by the Governor.

APPROVED—The 4th day of May, A. D. 1933.

GIFFORD PINCHOT