

Section 13. All fees payable under this act and all other moneys received in connection with the administration thereof, together with all fines and penalties collected under the provisions of this act for violation of the same and all bail forfeited, shall be paid into the State Treasury, and shall be credited to the general appropriation of the Department of Internal Affairs for the purpose of administration of this act. The expenditure of these funds for the administration and enforcement of this act is hereby authorized and, for these purposes, such funds are hereby appropriated.

Payment of moneys to be credited to general appropriation of the Department of Internal Affairs.

Section 14. If any part, section, subsection, sentence, clause or phrase in this act shall be held unconstitutional or invalid for any reason, such invalidity shall not affect the validity of the remaining portions of the act.

Severability.

Section 15. The provisions of this act shall become effective June 1, 1956.

Effective date.

APPROVED—The 29th day of May, A. D. 1956.

GEORGE M. LEADER

No. 611

AN ACT

Authorizing the creation of regional planning commissions by counties, cities, boroughs, towns or townships; authorizing interstate participation in regional planning under certain conditions; and conferring powers and imposing duties on regional planning commissions.

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

ARTICLE I.

PRELIMINARY PROVISIONS

Section 101. Short Title.—This act shall be known and may be cited as the “Regional Planning Law.”

Regional Planning Law.

Section 102. Definitions.—As used in this act,

Definitions.

(1) “Political subdivision” means any county, city, borough, incorporated town or township of this Commonwealth.

(2) “Region” means an area comprised of two or more political subdivisions which have joined in creating a regional planning commission.

(3) “Legislative body” means the body or board authorized by law to enact ordinances or adopt resolutions for the political subdivision.

(4) "Commission" means a regional planning commission created in accordance with the terms of this act.

ARTICLE II.

REGIONAL PLANNING

Section 201. Legislative Finding and Declaration of Policy.—For the purpose of promoting health, safety, morals and the general welfare of the regions in the Commonwealth, through the effective development of such regions, the following powers for the establishment of regional planning commissions are hereby granted.

Section 202. Creation, Appointment and Operation of Regional Planning Commission.—(a) The legislative body of two or more political subdivisions may, by ordinance or resolution, authorize the establishment or membership in and support of a regional planning commission. The number and qualifications of the members of any regional planning commission and their terms and method of appointment or removal shall be such as may be determined and agreed upon by the legislative bodies. A majority of the members of the regional planning commission shall hold no other public office or position excepting appointive membership on a municipal or other planning commission. Members of a regional planning commission shall serve without salary but may be paid expenses incurred in the performance of their duties. The regional planning commission shall elect a chairman whose term shall not exceed one year and who shall be eligible for reelection. The commission may create and fill such other offices as it may determine.

(b) Every regional planning commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings and determinations, which record shall be a public record. Every political subdivision may, from time to time upon the request of the regional planning commission, assign or detail to the commission any employes of a political subdivision to make special surveys or studies requested by the commission.

Section 203. Finances, Staff and Program.—(a) The legislative bodies of political subdivisions shall have the authority to appropriate funds for the purpose of contributing to the operation of a regional planning commission. The regional planning commission may, with the consent of all the legislative bodies, also receive grants from the Federal or State governments or from individuals or foundations, and shall have the authority

*to contract therewith. Every regional planning commission shall have the power to appoint such employes and staff, as it may deem necessary, for its work and contract with planners and other consultants for the services it may require. A regional planning commission may also perform planning services for any political subdivision which is not a member thereof and may charge fees for the work. A commission may also prepare and sell maps, reports, bulletins or other material, and establish reasonable charges therefor.

(b) The regional planning commission may provide planning assistance and do planning work, including surveys, land use studies, urban renewal plans, technical services and other elements of comprehensive planning programs, in and for any counties, cities, boroughs, townships or towns within the region and, for this purpose, may, with the consent of all the legislative bodies, accept and utilize any funds, personnel or other assistance made available by the Federal or State governments or any of their agencies or from individuals or foundations and, for the purposes of receiving and using Federal or State planning grants for provision of urban planning assistance, may enter into agreements or contracts regarding the acceptance or utilization of the funds or assistance.

Section 204. Regional Planning Commission to Prepare Master Plan.—It shall be the function and duty of every regional planning commission to prepare a master plan, and the surveys and studies essential thereto, for the guidance of the physical development of the region.

Section 205. Cooperation between Regional Planning Commission, Political Subdivisions and Others.—Every regional planning commission shall encourage the cooperation of the political subdivisions within the region in matters which concern the integrity of the master plan or maps prepared by the commission and, as an aid toward coordination, all political subdivisions and public officials shall, upon request, furnish to the regional planning commission within a reasonable time the available maps, plans, reports, statistical or other information it may require for its work.

Section 206. Interstate Participation.—Wherever a regional planning commission has been or is being established to serve the Pennsylvania portion of an area which, for planning purposes, constitutes a logical region in the opinion of the State Planning Board and is

* "the" in original.

approved by the board and which extends *beyond the boundaries of the Commonwealth, the commission may admit to membership counties or political subdivisions that are part of the same region but located in other states. Political subdivisions may participate, through membership and financial support, in regional planning commissions that have been or are being established in other states, when the political subdivisions are part of the same region served by the out-of-state regional planning commission.

Section 207. Established Regional Planning Commissions.—Political subdivisions which are presently participating in an existing regional planning commission may elect to comply with and be governed by the provisions of this act.

Act effective immediately.

Section 208. This act shall become effective immediately upon final enactment.

APPROVED—The 29th day of May, A. D. 1956.

GEORGE M. LEADER

No. 612

AN ACT

To amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

Water and Power Resources Board.

Section 8, act of June 24, 1939, P. L. 842, amended.

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

Section 1. Section eight of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 842), entitled "An act re-

* "beyod" in original.