

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

The Vehicle Code.

Section 1. The penalty clause of section 1017.1, act of May 1, 1929, (P. L. 905), known as "The Vehicle Code," added February 2, 1956 (P. L. 1002), is amended to read:

The penalty clause of section 1017.1, act of May 1, 1929, P. L. 905, added February 2, 1956, P. L. 1002, further amended.

Section 1017.1. Passing School Buses.—

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Penalty.—Any person violating any of the provisions of this section shall, upon summary conviction before a magistrate, be sentenced to pay a fine of [not less than twenty-five dollars (\$25) nor more than fifty dollars (\$50) and costs of prosecution for the first offense, and not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and costs of prosecution for each subsequent offense.] *Twenty-five dollars (\$25) and costs of prosecution, and in default of payment thereof, shall undergo imprisonment for not more than ten (10) days.*

APPROVED—The 3rd day of July, A. D. 1957.

GEORGE M. LEADER

No. 262

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," changing the procedure in approving or disapproving the creation or change of third and fourth class school districts.

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

Public School Code of 1949.

Section 1. Section 228, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended February 17, 1956 (P. L. 1062), is amended to read:

Section 228, act of March 10, 1949, P. L. 30, amended February 17, 1956, P. L. 1062, further amended.

Section 228. Approval or Disapproval of Creation or Change of Third or Fourth Class Districts.—(a) If the newly created city, borough, or township, or independent school district, or union school district, or the part of a school district remaining after the separation would constitute a school district of the third or fourth class, the receipt of said certified copy shall be deemed an application for the creation of a new school district of the third or fourth class or change in the boundaries of an

existing school district of the third or fourth class, and the Superintendent of Public Instruction shall, within sixty days thereafter, cause the State Council of Education to be convened. The council shall [fix a time and place for hearing the application, notice of which hearing shall be sent to] *notify* the school districts, which will be affected by the council's decision, *that an application has been received and that a time and place for hearing the application will be determined upon receipt of request from any such district.* At the hearing, the proper officials of or the counsel for the districts shall present to the council the reasons for approval or disapproval of the application, and the council shall then determine whether such new school district, or independent school district, or union school district, or change in the boundaries of an existing school district of the third or fourth class, is desirable, and whether the welfare of the pupils within the territory affected thereby will be promoted by the creation of such district or change in the boundaries of such existing district.

(b) If the council shall approve such application, it shall certify its findings and its approval of such new district or change in such existing district thereon, and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the application was received, who shall file the same in such original proceedings, whereupon the new city, borough, or township will become a new school district of the third or fourth class, or the school district of the third or fourth class remaining after such annexation shall constitute a separate school district as so changed.

(c) If, in the judgment of the council, the application should not be granted, it shall endorse thereon "not approved," and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the application was received, who shall file the same in the original proceedings. In such event, *if no request for a review is filed within ninety days or within ninety days of the effective date of this act whichever is later,* * *the action of the council is final and* the boundaries of the existing school districts shall remain unchanged. [: Provided, The State Council of Education may, for cause shown, upon subsequent application by ten taxables of a school district of the third or fourth class not coterminous with a city, borough, incorporated town, or township] *Within ninety days after the decision of the council or within ninety days of the effective date of this act, whichever is later, ten taxables of any school district affected by the council's decision may file a re-*

* "days" in original.

quest for a review of the action of the council in which case the council, for cause shown, may vacate such refusal, and may approve the creation of such new district of the third or fourth class or change in boundaries of an existing district of the third or fourth class, and thereupon the same proceedings shall be had as herein provided upon the original application and with like effect.

APPROVED—The 3rd day of July, A. D. 1957.

GEORGE M. LEADER

No. 263

AN ACT

Amending the act of June 24, 1931 (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto," authorizing township commissioners to annually appropriate money for certain nursing services.

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

Section 1. Section 1502, act of June 24, 1931 (P. L. 1206), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P. L. 1955), is amended by adding, after clause XLVII.I, a new clause to read:

Section 1502. The corporate power of a township of the first class shall be vested in the board of township commissioners. The board shall have power—

* * * * *

**XLVII.II. Appropriations for Community Nursing Services. To appropriate money annually towards any nonprofit associations or corporations which provide community nursing services for the control of communicable disease, the immunization of children, the operation of child health centers (Well-Baby Clinics), instructive visits to mothers of new babies beginning in the prenatal period and family health guidance, including nutrition, detection and correction of defects, all of which relate to the responsibilities of local boards of health.*

Section 2. This act shall take effect immediately.

APPROVED—The 3rd day of July, A. D. 1957.

GEORGE M. LEADER

The First Class
Township Code.

Section 1502,
act of June 24,
1931, P. L. 1206,
reenacted and
amended May
27, 1949, P. L.
1955, further
amended by
adding a new
clause XLVII.II.

Act effective
immediately.

* "XLVII.II" in original.