

tween the hours of two o'clock antemeridian and seven o'clock antemeridian of any week day.

Any licensee holding a retail dispenser license or a malt or brewed beverage public service license may, by giving notice to the board, advance by one hour the hours herein prescribed as those during which malt or brewed beverages may be sold during such part of the year when daylight saving time is being observed generally in the municipality in which the place of business is located. Any licensee who elects to operate his place of business in accordance with daylight saving time shall post a conspicuous notice in his place of business that he is operating in accordance with daylight saving time.

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Act effective immediately.

Section 2. This act shall take effect immediately.

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

GEORGE M. LEADER

No. 269

AN ACT

Regulating the sale, distribution, possession and use of brake fluid for motor vehicles; authorizing the Secretary of Revenue to fix minimum standards and specifications therefor; authorizing the seizure and confiscation thereof in certain cases; and fixing penalties for the violation of the act.

Brake fluid.

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

Section 1. Definitions.—(a) The term “brake fluid,” as used or referred to in this act, shall mean the liquid medium through which force is transmitted in the hydraulic brake system of any motor vehicle operated upon the highways of this State.

(b) The term “package,” as used or referred to herein, means the immediate container in which the brake fluid is packed for sale, but does not include a carton or wrapping containing several packages nor a tank car or truck.

Section 2. Prohibition.—No person shall sell, have for sale, offer for sale, distribute or add to the hydraulic brake system of a motor vehicle in this State any brake fluid which is misbranded or adulterated.

Section 3. Misbranding.—A brake fluid shall be deemed to be misbranded—

(1) If its labeling is false or misleading in any particular,

(2) Unless the package in which it is packed for sale bears a label containing in clear and legible type—

(i) The name and address of the manufacturer, packer, seller or distributor,

(ii) The words "brake fluid" and the designation "heavy duty,"

(iii) An accurate statement of the net contents in terms of liquid measure.

Section 4. Adulteration.—A brake fluid shall be deemed to be adulterated, unless it meets the minimum standard for brake fluid promulgated by the Secretary of Revenue pursuant to section 5 hereof.

Section 5. Standard and Specifications.—The Secretary of Revenue shall, by regulation adopted, after due notice and opportunity for public hearing, establish such minimum standard and specifications for brake fluid as will, in his opinion, promote the public safety in the operation of motor vehicles in this State: Provided, however, That in order to promote uniformity between the states and thereby avoid increased cost to the people of this State due to the necessity of complying with diverse requirements in the distribution and sale of brake fluids, the secretary is hereby authorized to adopt the standard and specifications established by the Society for Automotive Engineers for heavy duty type brake fluids.

Section 6. Misbranded or Adulterated Brake Fluid.—Any brake fluid which the Secretary of Revenue finds to be misbranded or adulterated, which is sold, held for sale or offered for sale within this State, shall be liable to be proceeded against in any court of competent jurisdiction, in any county of the State, where it may be found and seized for confiscation and condemnation. If following seizure, the article is condemned, it shall, after entry of decree, be disposed of by destruction or sale as the court may direct, and the proceeds, if such article is sold, less costs, shall be paid to the State Treasury: Provided, That the article shall not be sold contrary to the provisions of this act. Upon payment of costs and execution and delivery of a good and sufficient bond conditioned that the article shall not be disposed of unlawfully, the court may direct that said article be delivered to the owner thereof for relabeling or reprocessing as the case may be.

Section 7. Penalty.—Any person violating the provisions of this act shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or undergo imprisonment for not more than sixty days, or both.

Section 8. Exception to Enforcement.—Nothing in this act shall be construed as requiring the Secretary of Revenue to report for prosecution, or for the institution of proceedings for seizure and condemnation, minor violations of the act, whenever he believes that the public interest will be best served by a suitable notice of warning, in writing, and that if he believes such action to be consistent with the public safety, the manufacturer, packer, seller or distributor shall be afforded an opportunity, prior to the institution of proceeding, to bring the lot or lots of brake fluid proposed to be seized into conformity with the act or to present to the secretary evidence that it is not misbranded or adulterated within the meaning of the act.

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

GEORGE M. LEADER

No. 270

AN ACT

Amending the act of May 11, 1949 (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," increasing the maximum amount for which a creditor may insure a debtor.

Group life insurance.

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

Clause (4), section 3, act of May 11, 1949, P. L. 1210, amended.

Section 1. Clause (4) of section 3, act of May 11, 1949 (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," is amended to read:

Section 3. Policies Issued to Creditors.—A policy issued to a creditor to insure debtors of the creditor shall be subject to the following requirements:

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(4) The amount of insurance on the life of any debtor shall at no time exceed the amount owed by him which is repayable in instalments to the creditor, or [five thousand dollars (\$5000)] *ten thousand dollars (\$10,000)*, whichever is less.

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APPROVED—The 5th day of July, A. D. 1957.

GEORGE M. LEADER