

Being the same property which the First National Bank of Somerset granted and conveyed to Luther D. Sipe and Mary E. Sipe, his wife, by deed dated January 2, 1946, and recorded in Somerset County Deed Book Volume 348, page 176.

Recorded.

Section 2. The land shall not be acquired until its title has been approved by the Department of Justice.

Approval of title by Department of Justice required.

Section 3. The sum of twenty-five thousand five hundred dollars (\$25,500), or as much thereof as may be necessary, is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price and incidental expenses, including the completion of an abstract of title.

Appropriation.

Section 4. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 10th day of November, A. D. 1959.

DAVID L. LAWRENCE

No. 517

AN ACT

Amending the act of April 29, 1959 (P. L. 58), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," defining "House Trailer," "Mobilehome" and "Office Trailer," and including certain persons buying, selling, exchanging, assembling, financing or making loans on such vehicles or their parts within the definition of "Dealers," prohibiting the operation of such vehicles on highways when occupied by passengers and fixing penalties.

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

The Vehicle Code.

Section 1. The definition of "Dealer" in section 102, act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," is amended to read:

Definition of "Dealer," section 102, act of April 29, 1959, P. L. 58, amended.

Section 102. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

* * * * *

"Dealer." (1) A person as defined in this act actively and principally engaged in and devoting a substantial portion of his time to the business of manufacturing tractors or in the business of buying, selling or exchanging new motor vehicles, tractors, trailers or semi-trailers

on commission, or otherwise, who maintains a salesroom or garage devoted principally to the motor vehicle business, and who holds a contract in writing with a manufacturer, giving such person selling rights for new motor vehicles, tractors, trailers or semi-trailers, or with a jobber of such vehicles who, as such jobber, holds a manufacturer's franchise or contract giving selling rights on new motor vehicles, tractors, trailers or semi-trailers in this Commonwealth, or (2) a person actively and principally engaged in and devoting a substantial portion of his time to the business of buying, selling or exchanging mobilehomes, house trailers or office trailers on commission or otherwise, who maintains a minimum useable display area of five thousand (5,000) square feet devoted principally to the mobilehome, house trailer or office trailer business, and who holds a contract in writing with a manufacturer giving such person selling rights for new mobilehomes, house trailers or office trailers, or with a jobber of such vehicles who as such jobber holds a manufacturer's franchise or contract giving selling rights on new mobilehomes, house trailers or office trailers in this Commonwealth, or [(2)] (3) a person as defined in this act actively and principally engaged in and devoting a substantial portion of his time to the business of buying, selling or exchanging used motor vehicles, tractors, trailers or semi-trailers, and who maintains a salesroom, garage, or used car lot, actually occupied by such person either continuously or at regular intervals, and upon which or adjacent thereto is a building, or a portion of a building, owned or rented by such person, where his books and records are kept, and which is devoted principally to the motor vehicle business, in which the repair of motor vehicles is subordinate or incidental to the business of buying, selling or exchanging the same, or (4) a person actively and principally engaged in and devoting a substantial portion of his time to the business of buying, selling or exchanging used mobilehomes, house trailers or office trailers, and who maintains a minimum useable display area of five thousand (5,000) square feet actually occupied by such person, either continuously or at regular intervals, and upon which or adjacent thereto is a building or a portion of a building owned or rented by such person where his books and records are kept, and which is devoted principally to the mobilehome, house trailer or office trailer business, in which the repair of such vehicles is subordinate or incidental to the business of buying, selling or exchanging the same *or [(3)] (5) any person as defined in this act regularly engaged in the business of transporting new motor vehicles, tractors, trailers or semi-trailers on their own wheels, and who has an estab-

* "of" in original.

lished place of [busi- any person as defined in this act who maintains an established place of ness] *business*, or [(4)] (6) a person as defined in this act who is duly authorized to do business in this Commonwealth, and is actively engaged in the business of financing sales or making loans on security of motor vehicles or *mobilehomes, house trailers or office trailers*, or [(5)] (7) *any person as defined in this act who maintains an established place of business and who is engaged in the business of buying, selling or exchanging secondhand motor vehicles or mobilehomes, house trailers or office trailers*, for the purpose of remodeling, taking apart or rebuilding the same or buying or selling of parts of secondhand motor vehicles or *mobilehomes, house trailers or office trailers*, or the assembling of secondhand motor vehicle or *mobilehome, house trailer or office trailer* parts, or [(6)] (8) any person as defined in this act engaged in the repair service or towing of motor vehicles, or [(7)] (9) a fleet owner who is engaged in his own repair service.

* * * * *

Section 2. Section 102 of the act is amended by adding, after the definition of "Highway," a new definition to read:

Definition of
"House
Trailer."

Section 102. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

* * * * *

"House Trailer." *Every trailer, designed and used exclusively for living quarters, which does not exceed the maximum size and weights prescribed under the laws of this Commonwealth.*

* * * * *

Section 3. Section 102 of the act is amended by adding, after the definition of "Metal Tire," a new definition to read:

Definition of
"Mobilehome."

Section 102. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

* * * * *

"Mobilehome." *Every trailer, designed and used exclusively for living quarters, which exceeds the maximum size and weights prescribed under the laws of this Commonwealth.*

* * * * *

Definition of
"Office Trailer."

Section 4. Section 102 of the act is amended by adding, after the definition of "Obscured Registration Plate," a new definition to read:

Section 102. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

* * * * *

"Office Trailer." *Every trailer used primarily for office purposes.*

* * * * *

Act of April 29,
1959, P. L. 58,
amended by
adding section
1040.

Section 5. The act is amended by adding, after section 1039, a new section to read:

Section 1040. Prohibit Transportation of Passengers in Mobilehomes, House Trailers and Office Trailers.—No person shall tow a mobilehome, house trailer or office trailer on the highways of this Commonwealth when occupied by a passenger or passengers.

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 twenty-five dollars (\$25.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than five (5) days.

APPROVED—The 12th day of November, A. D. 1959.

DAVID L. LAWRENCE

No. 518

AN ACT

Amending the act of April 29, 1959 (P. L. 58), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," providing a special handling permit for pickup of mobilehomes and office trailers from jobbers and dealers.

The Vehicle
Code.

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

Section 726, act
of April 29,
1959, P. L. 58,
amended.

Section 1. Section 726, act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," is amended to read:

Section 726. Special Hauling Permits for *Pickup and Delivery of House Trailers from Manufacturer,*