

1966 SPECIAL SESSION NO. 3

No. 5

AN ACT

HB 6

Amending the act of June 1, 1945 (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," authorizing the Department of Highways to provide for roadside landscape and scenic development along and adjacent to any State highway on the Federal-Aid Highway System, providing for the acquisition of property by gift, purchase or condemnation, establishing powers and duties of the Secretary of Highways and the Department of Highways, authorizing rules and regulations, providing penalties for violations, creating a highway beautification fund in the State Treasury, and making appropriations.

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

Section 1. The act of June 1, 1945 (P. L. 1242), known as the "State Highway Law," is amended by adding after section 413 a new section to read:

Section 413.1. Roadside and Landscape Development; Highway Beautification Fund.—The secretary is hereby authorized to make a part of the establishment, construction, or reconstruction of State highways on the Federal-Aid Highway System, roadside and landscape development and scenic enhancement, including such sanitary and other non-commercial facilities, as may be reasonably necessary to provide for the suitable accommodation of the public, and also including land that will be necessary for the restoration, preservation and enhancement of areas within and adjacent to such highways not to exceed one thousand (1,000) feet from right of way line. Any such roadside landscape and scenic developments may be undertaken as separate projects from highway construction or reconstruction where the secretary deems it proper, and the secretary may acquire property by gift or purchase, or such lesser estate or interest as may be necessary for such purpose not to exceed one thousand (1,000) feet from the right of way line and by eminent domain in base fee not to exceed five hundred (500) feet from right of way line. The secretary may determine the number, location, size, and purpose of such acquisitions, and may employ department personnel or contract for the

planning, design, construction, and maintenance in connection there-
with. The secretary may promulgate rules and regulations that may
be necessary for any such roadside landscape and scenic developments,
and any person violating any such rules and regulations posted on or
in any such development shall be guilty of a summary offense, and,
upon conviction thereof, shall pay a fine of not less than five dollars
(\$5.00) nor more than two hundred fifty dollars (\$250.00), and
costs of prosecution, together with any amount which may be neces-
sary to reimburse the Department of Highways for the expense of
repairing or replacing any damage to the development resulting from
the violation. The secretary may also exercise the powers expressed
in this section in such manner and form as to qualify for grants of
Federal funds pursuant to the provisions of existing Federal legisla-
tion relating to roadside landscape and scenic developments, and poli-
cies of the Federal government established in accordance therewith.
There is hereby established in the State Treasury a special fund, to
be known as the Highway Beautification Fund, into which shall be
paid and credited all fines and reimbursements for violations under
this section, all receipts of grants of Federal funds for costs of road-
side and landscape and scenic development aforesaid, and such
amounts as may be appropriated from time to time by law to such
fund from the General Fund but in no case exceeding one hundred
and ten percent of the amount of Federal funds then available for
reimbursement. All costs of roadside and landscape and scenic de-
velopment pursuant to this act shall be paid from the Highway Beau-
tification Fund, and as much moneys as the secretary shall deem
necessary therefor are hereby specifically appropriated from the
Highway Beautification Fund to the Department of Highways, pro-
vided that no expenditures shall be made from the said fund for any
roadside, landscape or scenic development project, the total cost of
which exceeds one hundred and ten percent of the Federal funds
then available and which the department reasonably expects to re-

ceive as reimbursement for the project.

Section 2. This act shall take effect immediately.

APPROVED—The 27th day of September, A. D. 1966.

WILLIAM W. SCRANTON

1966 SPECIAL SESSION NO. 3

No. 6

AN ACT

SB 8

Relating to mental health and mental retardation; authorizing county programs and amending, revising and changing the laws relating thereto and making an appropriation.

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