

ORDINANCE NO. 648

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD, ALABAMA, AS FOLLOWS:

SECTION 1. All motor transportation companies or operators of vehicles carrying passengers for hire in the City of Prichard and its police jurisdiction, shall at all times provide equal but separate accomodation for the white and colored races, by providing separate vehicles or separate compartments on each vehicle or by deviding the vehicle by a partition constructed of metal, wood, strong cloth or other material as to obstruct the vision between the sections, and shall also distinguish the separate sections for the separate accomodation of the races. The Conductor or agent of the motor transportation company in charge of any vehicle is authorized and required to assign each passenger to the division of the vehicle designated for the race to which such passenger belongs; and if the passenger refuses to occupy the division of the vehicle, to which he or she is so assigned by the Conductor or agent of such transportation company, such conductor or agent of such motor transportation company may refuse to carry such passenger on said vehicle.

SECTION 2. All drivers or other employees while in charge of motor vehicles carrying passengers for hire in the City of Prichard and its police jurisdiction, are hereby vested with the police power of police officers of the City of Prichard to carry out the provisions of this ordinance, and any person failing or refusing to stay in the section of the vehicle assigned to his or her race by the driver of such vehicle, or other person in charge thereof, shall be guilty of an offense against the City of Prichard.

SECTION 3. It shall be unlawful for any motor vehicle carrying passengers for hire in the City of Prichard and its police jurisdiction, to be operated on such public streets and highways with a greater load than twenty-five per cent in excess of its rated carrying capacity which vehicle shall have stamped thereon in a conspicuous place, its rated seating capacity.

SECTION 4. All operators of motor vehicles carrying passengers for hire in the City of Prichard and its police jurisdiction, and the owners of any such vehicle, who shall fail or refuse to enforce the provisions of this ordinance shall be guilty of an offense against the City of Prichard and upon conviction thereof shall be fined not more than \$100.00 and may also be sentenced to imprisonment for not more than six months, one or both at the discretion of the Judge trying the case.

SECTION 5. Each trip of any such vehicle into the City of Prichard or its police jurisdiction, in violation of this ordinance, shall constitute a separate offense.

SECTION 6. Nothing in this ordinance shall be construde as prohibiting the separation of the races by providing separate vehicles or trailers therefor.

Adopted and approved this the 7th day of May, 1956.