
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **559** Session of
1961

INTRODUCED BY MESSRS. SILVERT AND MULLIN,
APRIL 24, 1961.

REFERRED TO COMMITTEE ON JUDICIARY GENERAL,
APRIL 24, 1961.

AN ACT

Amending the act of March 31 1860 (P L 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings" broadening the power of magistrates to take bail

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

- 1 Section 1 Section 7 act of March 31 1860 (P L 427) entitled "An
- 2 act to Consolidate Revise and Amend the Laws of this Commonwealth

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underscoring indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

1 relating to Penal Proceedings and Pleadings" amended July 2 1941 (P
2 L. 232) is amended to read

3 Section 7 In all cases the party accused on oath or affirmation of
4 any crime or misdemeanor against the laws shall be admitted to bail
5 by one or more sufficient sureties to be taken before any judge justice
6 mayor recorder or alderman where the offense charged has been com-
7 mitted except such persons as are precluded from being bailed by the
8 constitution of this Commonwealth Provided also That persons accused
9 as aforesaid of murder or manslaughter shall only be admitted to bail
10 by the supreme court or one of the judges thereof or a president or
11 associate law judge of a court of common pleas And provided further
12 however That persons accused of involuntary manslaughter involving
13 the use of an automobile trolley or train may be admitted to bail by
14 a magistrate committing magistrate justice of the peace or alderman
15 the amount thereof to be fixed by the magistrate committing magistrate
16 justice of the peace or alderman or the coroner Persons accused as
17 aforesaid of arson rape mayhem sodomy buggery robbery or burglary
18 shall only be bailable by the supreme court the court of common pleas
19 or any of the judges thereof or a mayor or recorder of a city except

1 that in counties of the first class persons accused of any offense other
 2 than murder or voluntary manslaughter shall be admitted to bail by
 3 any judge of a court of record mayor or magistrate by executing a
 4 bond for his appearance provided that if and when the District Attorney
 5 notifies the mayor or magistrate of his objection to the amount of bail
 6 fixed or the surety or sureties required if any the accused shall not be
 7 released but shall be brought before a law judge of a court of record
 8 within forty-eight hours for the purpose of the fixing of bail in that
 9 court

10 Section 2 This act shall take effect immediately

625—Printer's No. 4

We certify that this bill has passed the Senate and the House of
Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor