

minimum salary in no case to be less than three thousand dollars (\$3,000.00) per annum each, payable in monthly installments by the treasurer of such county according to existing laws. Minimum.

APPROVED—The 19th day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 30.

AN ACT

Amending sections one and two of an act, approved the twelfth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred and forty-eight), entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecutions, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts": providing for the depositing of cash bail by others than defendants.

Section 1. Be it enacted, &c., That section one of the act, approved the twelfth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred and forty-eight), entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecutions, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts," is hereby amended to read as follows:

Section 1. That in all criminal or quasi criminal prosecutions, in any of the courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction, desertion or non-support and surety of the peace, pending in the said courts of this Commonwealth, in lieu of bail and recognizances with surety or sureties thereon required and approved by the court, the party or parties required to give and enter said bail or recognizances, *or any other person or persons in their behalf*, are hereby authorized and allowed to deposit, with the clerk of the respective court in which said prosecution or proceeding is pending, the amount in which bail or recognizance is required, in current funds of the United States, and said deposit shall be sufficient bail or recognizance, upon the defendant or defendants entering his or their own bail or recognizance in the prosecution or proceeding, to which said defendant or defendants would be entitled under ex-

Cash bail.

Character of proceedings in which permitted.

By others than defendant.

isting laws by entering bail or recognizance with sufficient surety or sureties approved by the said court.

Section 2. That section two of said act is hereby amended to read as follows:

Clerk shall furnish receipt for deposit.

Disposition of cash by clerk of courts.

Proviso.

Commission of clerks.

Clerk's record.

Repayment of money to defendant, or to persons depositing for them.

Section 2. That the clerk of the said court with whom any such deposit in lieu of surety or sureties shall be made *shall furnish a receipt for the same to the person or persons making such deposit, and shall deposit said funds in some national bank or trust company approved by the court for the use of the party or parties who may thereafter recover the same or become entitled thereto by reason of the forfeiture or other breach of the condition of the bail or recognizance in the prosecution or proceeding in which the said deposit was made: Provided, however, That, upon the proper order of the said court, the clerk aforesaid shall be required to pay, to the party or parties entitled thereto, the said money deposited with him less his commission for receipting and paying out said moneys, which commission is hereby fixed at one-half of one per centum on all such moneys paid out, with a minimum commission of three dollars. A record of said money receipted for and paid out, the commissions retained, the name of parties from whom received and to whom paid, shall be entered, at the number and term of said prosecution or proceeding, upon the record of the court by the clerk thereof. In case there is no forfeiture or breach of condition of the bail or recognizance entered by the defendant or defendants in the prosecution or proceeding, and the same is terminated, then, upon the order of the court, the clerk shall pay said money deposited to the defendant or defendants, or to the person or persons depositing the same in their behalf, after the deduction of his commission as hereinbefore provided.*

APPROVED—The 19th day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 31.

AN ACT

Authorizing cities of the second class to regulate, by ordinance, sales of merchandise at public auction; and to fix penalties for the violation of the provisions thereof.

Cities of the second class.
Sales of merchandise at public auction, regulated.
Proviso.

Section 1. Be it enacted, &c., That hereafter cities of the second class shall have power and authority to regulate, by ordinance, sales of merchandise at public auction, and to fix and enforce penalties for the violation of the provisions of such ordinances: Provided,