

Computation of per capita cost.

Proviso.

board of school directors of the district in which such pupils reside the names of all such pupils, together with an itemized statement of the cost of tuition per school month, as herein defined, and the cost of such tuition shall be paid monthly to the district maintaining such high school by the district to which the same was certified. The per capita cost herein specified shall be computed upon the basis of the average daily attendance in said high school for the entire school term: Provided, That a district maintaining grades seven and eight shall not be liable for tuition of pupils attending the seventh and eighth grades of a junior high school or six-year high school in another district, except as is provided in section one thousand four hundred and four of this act.

APPROVED—The 1st day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 258.

AN ACT

To further amend section one thousand four hundred and twelve of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Public schools.

Section 1412 of act of May 18, 1911 (P. L. 309), further amended.

Section 1. Be it enacted, &c., That section one thousand four hundred and twelve of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended by an act, approved the ninth day of May, one thousand nine hundred and thirteen (Pamphlet Laws, one hundred and ninety-two), entitled "An act amending section one thousand four hundred twelve in article fourteen of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, entitled 'An act to establish a public school system in the Commonwealth of

Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith,' by requiring the free education in the public schools of children who are inmates of institutions for the care or training of orphans or other children," as amended by an act, approved the twentieth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, nine hundred and seventy-eight), entitled "An act to further amend section one thousand four hundred twelve in article fourteen of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith,' as amended," be further amended to read as follows:

Section 1412. The board of school directors of any school district in this Commonwealth in which there is located any orphan asylum, home for the friendless, children's home, or other institution for the care or training of orphans or other children, shall permit any children who are inmates of such homes, but not legal residents in such district, to attend the public schools in said district, either with or without charge for tuition, text-books, or school supplies, as the directors of the district in which such institution is located may determine. If a charge is made by any school district for tuition for the inmates of any such institution, the officers of the institution shall submit to the board of school directors a sworn statement, setting forth the names, ages, and school district liable for tuition of all children who are inmates thereof, and desire to attend public school in the district, *together with a blank acknowledging or disclaiming residence, signed by the secretary of the school district in which the institution declares the legal residence of the child to be. If said district shall fail to file said blank with said institution within fifteen days from the date it is sent to the district by the institution by registered mail, the institution shall again notify said district of its failure to comply with the provisions of this act; and if the district shall fail to comply within fifteen days following this second notice, said failures to return the blank shall*

Children in institutions may attend public schools

Liability for tuition.

Certification of residence.

to be construed as an acknowledgment of said child's residence. If any of said inmates have been received from outside of Pennsylvania, or if the institution cannot certify as to their residence, their tuition shall be paid by the institution having the care or custody of said children. The tuition of such other inmates as are included in the sworn statement to the board of school directors shall be withheld by the Superintendent of Public Instruction from any moneys due to the district liable for said tuition upon receipt of a sworn statement setting forth the names, ages, tuition charges, and school districts liable for tuition of said inmates; and all moneys thus withheld shall be paid by him to the district entitled to receive the same. The district so charged with tuition may file an appeal with the Superintendent of Public Instruction, in which it shall be the complainant, and the institution the respondent. The decision of the Superintendent of Public Instruction, as to which of said parties is responsible for tuition, shall be final.

Decision of Superintendent of Public Instruction to be final.

Amount of tuition.

The cost of tuition in such cases shall be fixed as is now provided by law for tuition costs in other cases, except where, for the accommodation of such children, it shall be necessary to provide a separate school or to erect additional school buildings, in which cases the charge for tuition for such children may include a proportionate cost of the operating expense, rental, and interest on any investment required to be made in erecting such new school buildings. The tuition herein provided for shall be paid annually by the Superintendent of Public Instruction or the institution, as the case may be.

Payment.

APPROVED—The 1st day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 259.

AN ACT

Declaring it to be larceny for any person to steal, take, or carry away, or to be engaged in stealing, taking, or carrying away, any property growing or being on the land of another.

Crimes.

Larceny.

Extended to include taking of property growing on land of another.

Section 1. Be it enacted, &c., That if any person not being the present owner thereof shall wilfully and unlawfully steal, take, or carry away, or be engaged in stealing, taking, or carrying away, any kind of property whatsoever growing or being on the land of another, every such person so offending shall, upon conviction thereof, be guilty of larceny and be sentenced to pay a fine not exceeding five hundred dollars