

stead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," is hereby amended to read as follows:

Section 1. Be it enacted, &c., That whenever any person shall be convicted in any court of this Commonwealth of any crime, except murder, administering poison, kidnapping, incest, sodomy, buggery, rape, assault and battery with intent to ravish, arson, robbery, or burglary, and it does not appear to the said court that the defendant has ever before been imprisoned for crime, either in this State or elsewhere (but detention in an institution for juvenile delinquents shall not be considered imprisonment), and where the said court believes that the character of the defendant and the circumstances of the case such that he or she is not likely again to engage in an offensive course of conduct, and that the public good does not demand or require that the defendant should suffer the penalty imposed by law, the said court shall have power to suspend the imposing of the sentence, and place the defendant on probation for a definite period, on such terms and conditions, *including the payment of money for the use of the county, not exceeding, however, the fine fixed by law for conviction of such offense*, as it may deem right and proper; said terms and conditions to be duly entered of record as a part of the judgment of the court in such case. *No such condition for the payment of money shall be considered as the imposition of a fine or a sentence nor prevent the court from thereafter sentencing any defendant under the act under which he or she was convicted, upon violation of his or her parole.*

Court may suspend sentence in certain cases of first conviction.

Payment of money for use of county.

Not to count as payment of fine.

APPROVED—The 7th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 298.

AN ACT

Prohibiting the discharge of sewage and all drainage, except surface drainage, on or within the legal limits of any public road; and providing penalty.

Section 1. Be it enacted, &c., That it shall and is hereby declared to be unlawful for any person or persons, association, partnership, or corporation to

Public highways.

Prohibiting discharge of sewage on.

discharge on or within the legal limits of any public highway sewage or drainage except surface drainage.

Violation.

Section 2. That any person or persons, association, partnership, or corporation who shall discharge upon any public road sewage or drainage, except surface drainage, shall for every such offense be subject upon summary conviction to a fine or penalty of not less than five dollars (\$5.00) nor more than twenty-five dollars (\$25.00).

Penalty.

Repeal.

Section 3. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 7th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 299.

AN ACT

To amend section three hundred and ninety-seven of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended.

Townships.

Taxation.

Section 397 of act of July 14, 1917 (P. L. 840), further amended.

Section 1. Be it enacted, &c., That section three hundred and ninety-seven of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," which was amended by section one of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred and seventy-five), entitled "An act to amend sections three hundred and ninety-seven, four hundred and twenty-one, and one thousand two hundred and twenty-one, of an act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled 'An act concerning townships; and revising, amending, and consolidating the law relating thereto,'" is hereby further amended to read as follows:

Board of township commissioners may levy taxes.

Section 397. The board of township commissioners may levy taxes upon all property and upon all occupations within the township made taxable for township purposes, as ascertained by the last adjusted valuation for county purposes, for the purposes and at the rates hereinafter specified, namely:

Annual tax for township purposes.

One. An annual tax for township purposes, not exceeding ten mills, unless the board of township commissioners by unanimous action shall, upon due cause shown, by resolution, petition the court of quarter