

*long to the other: Provided, however, That such remaining parent is otherwise qualified as a fit and proper person to have the control and custody of said child. The father and mother shall have a joint right of action for injuries to their minor child, for the loss of its services and expenses incidental thereto, and either the father or mother shall have the right to sue therefor in the name of both. In case the father and mother live apart the action shall be maintained by the parent having the custody of the child and the control of its services.*

Pro iso.

Right of action for injuries to minor child.

Section 2. The following acts or parts of acts of Assembly are hereby repealed absolutely:

Repeat.

Section three of an act, approved the fourth day of May, one thousand eight hundred and fifty-five (Pamphlet Laws, four hundred and thirty), entitled "An act relating to certain duties of husband and wife, and parents and children."

Section 5 of act of May 4, 1855 (P. L. 430).

Section one of an act, approved the fifth day of May, one thousand nine hundred and eleven (Pamphlet Laws, one hundred and seventy-seven), entitled "An act vesting in the mother, in certain cases, the right to the services of her child, and the right to be compensated for the loss of such service."

Section 1 of act of May 5, 1911 (P. L. 177).

All other acts or parts of acts inconsistent herewith are hereby repealed.

Other acts inconsistent.

APPROVED—The 13th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 343.

### AN ACT

To amend section eight of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred fifty-nine), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received," appointing the county treasurer as agent of the Commonwealth, and authorizing him to retain certain fees for issuing said licenses, and providing for the disposition of said fees.

Section 1. Be it enacted, &c., That section eight of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred fifty-nine), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle

Resident fisherman's license.

Section 8 of act of May 16, 1921 (P. L. 559), amended.

in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith, and providing for the disposition of the penalties recovered and license fees received," is hereby amended to read as follows:

County treasurer to be agent of Commonwealth for collection of fees.

Section 8. [A county treasurer may] *The county treasurers of the several counties of this Commonwealth shall be agents of this Commonwealth for the collection of said license fees; and for services rendered in collecting and paying over the same, the said agents shall collect [for his own use] for services rendered under this act the sum of ten cents, in addition to the regular license fee, to be paid by the applicant for a license.*

Compensation for collection.

Treasurers may retain expenses.

Proviso.

Disposition of balance of fees collected.

Return by county treasurer to State Treasurer.

*All such fees for services collected under the provisions of this act shall be paid into the county treasury, except that county treasurers may retain out of said fees amounts necessary to reimburse them for any expenses, including the compensation of necessary employes, incurred in the collection and transmission of money for the Commonwealth under the provisions of this act: Provided, however, That the number and compensation of such employes shall have been approved by the Commissioner of Fisheries of the Commonwealth of Pennsylvania. County treasurers shall also be entitled to retain out of fees heretofore received hereunder amounts heretofore actually expended for the payment of expenses, including the compensation of employes, actually incurred in the collection and transmission of money under the provisions of this act. Except as hereinbefore provided all treasurers' fees heretofore retained under provisions of this act shall be paid into the respective county treasuries. All license fees, except said treasurer's fees, paid to a county treasurer under this act, shall be, by such county treasurer, paid into the State Treasury at least once a month, to be applied to the purposes hereinafter provided. Such county treasurer shall make a return to the State Treasurer upon a form to be supplied by the Commissioner of Fisheries at the cost of the Commonwealth, and shall, in all such cases, forward a duplicate of such report to the Commissioner of Fisheries at Harrisburg.*

APPROVED—The 13th day of May, A. D. 1925.

GIFFORD PINCHOT.