

No. 172

AN ACT

HB 492

Amending the act of June 2, 1955 (P. L. 134), entitled "An act relating to public recreation in incorporated towns; providing for the acquisition, maintenance and operation of places of public recreation; providing for a referendum in certain cases; authorizing the levy of taxes for such purposes and validating past actions," further providing for the composition of the recreation board and authorizing the appointment of members to the school district recreation board.

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

Section 1. Section 13, act of June 2, 1955 (P. L. 134), entitled "An act relating to public recreation in incorporated towns; providing for the acquisition, maintenance and operation of places of public recreation; providing for a referendum in certain cases; authorizing the levy of taxes for such purposes and validating past actions," is amended to read:

Section 13. (a) If the town council shall determine that the power to equip, operate and maintain recreation places shall be exercised by a recreation board, they may establish in said town such recreation board which shall possess all the powers and be subject to all the responsibilities of the respective authorities under this act. Such board, when established, shall consist of a minimum of five and a maximum of nine persons and when established in a town having a school board, two of the members [may] shall be members [or] and appointees of the school board. The town members of the board shall be appointed by the council of such town and shall serve for [terms of five years, or until their successors are appointed, except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter.] no longer than five years and the terms of the members shall be staggered in such a manner that at least one expires annually. Members of such board shall serve without pay. Women shall be eligible for appointment. Vacancies in such board occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as original appointments.

(b) In addition to the establishment of a town recreation board, the town council may appoint persons to serve as members of a school district recreation board established by the school district wherein the

town is located.

Section 2. This act shall take effect immediately.

APPROVED—The 10th day of August, A. D. 1965.

WILLIAM W. SCRANTON

No. 173

AN ACT

HB 720

Amending the act of April 11, 1929 (P. L. 488), entitled, as amended, "An act providing for the certification of inspected seed potatoes, agricultural and vegetable seeds; prohibiting the use of the words "certified," "inspected," "registered," or similar terms, in connection with the sale of seed potatoes and agricultural and vegetable seeds and crop plants vegetatively propagated, unless inspected and certified as provided in this act; providing for the enforcement of this act by the Department of Agriculture; prescribing penalties, and conferring jurisdiction in certain cases upon the courts of common pleas," redefining the term "certified."

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

Section 1. The definition of "certified" as used in section 1, act of April 11, 1929 (P. L. 488), entitled, as amended, "An act providing for the certification of inspected seed potatoes, agricultural and vegetable seeds; prohibiting the use of the words "certified," "inspected," "registered," or similar terms, in connection with the sale of seed potatoes and agricultural and vegetable seeds and crop plants vegetatively propagated, unless inspected and certified as provided in this act; providing for the enforcement of this act by the Department of Agriculture; prescribing penalties, and conferring jurisdiction in certain cases upon the courts of common pleas," reenacted and amended April 6, 1956 (P. L. 1433), is amended to read:

Section 1. Be it enacted, &c., * * *

The term "certified," as used in this act, shall apply to such seed potatoes, agricultural and vegetable seeds and crop plants vegetatively propagated as shall have been inspected during their period of growth and preparation for market by the department or its authorized agents (or by the legally constituted inspection officials of the State in which such seed potatoes, agricultural and vegetable seeds and crop plants vegetatively propagated were grown, or by such other agencies as may be approved or recognized by the department), and found to be reasonably free from diseases and other defects, including lack of an element