

stitution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," is repealed to the extent it is inconsistent with this act.

All other acts and parts of acts are repealed in so far as they are inconsistent herewith.

Section 4. This act shall take effect immediately.

APPROVED—The 13th day of October, A. D. 1965.

WILLIAM W. SCRANTON

No. 311

AN ACT

HB 1359

Amending the act of June 12, 1951 (P. L. 533), entitled "An act relating to mental health, including mental illness, mental defect, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto," changing the basis for determining liability of parents for maintenance of mentally defective and epileptic patients.

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

Section 1. Subsection (a) of section 726, act of June 12, 1951 (P. L. 533), known as "The Mental Health Act of 1951," amended December 10, 1959 (P. L. 1743), is amended to read:

Section 726. Mental Defectives and Epileptics in Schools.—(a) No superintendent of any school shall accept an application for the admission of any mental defective or epileptic until the Department of Revenue has fixed the amount, if any, to be paid, by the patient and by the parents of the patient for the maintenance of the patient. The amount to be paid by the patient shall be fixed according to the value of his estate. The amount to be paid by the parent of the patient shall be fixed according to the ability of the parent to pay, taking into consideration the income of the parent, the number of other persons supported by the parent and the other financial obligations of the parent. Agreement to pay the amount so fixed shall be required as a condition to the admission or detention of the patient. The amount may be changed from time to time by the Department of Revenue upon its receiving

further information concerning ability to pay. The liability of parent for payment of the maintenance of any mentally defective or epileptic shall be the amount so fixed or so changed by the Department of Revenue, and payment of the amount so fixed or so changed shall relieve the parent of all further liability for payment of the maintenance of the patient. The liability of any parent for the payment of the maintenance of any mentally defective or epileptic patient heretofore admitted shall be determined in the same manner as the liability of a parent of ¹ a patient hereafter admitted; but no provision of this section shall be construed to require redetermination of liability of any parent for the purpose of securing refunds for payments heretofore made.

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APPROVED—The 21st day of October, A. D. 1965.

WILLIAM W. SCRANTON

No. 312

AN ACT

SB 822

Amending the act of March 10, 1949, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," transferring functions, powers and duties of the State Council of Education to the State Board of Education, the Council of Basic Education, the Council of Higher Education and the Department of Public Instruction.

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

Section 1. Section 201, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended May 11, 1949 (P. L. 1089), is amended to read:

Section 201. How Constituted.—All school districts shall remain as now constituted until changed as authorized by this act. Except as otherwise now or hereafter constituted, each city, incorporated town, borough, or township in this Commonwealth, now existing or hereafter created, shall constitute a separate school district, to be designated and known as the "School District of:" Provided, That where any city, incorporated town, borough, or township, or a part of

¹"a" not in original.