

No. 544

## AN ACT

SB 305

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," consolidating and changing provisions relating to the annual salaries of certain county officers, establishing a limit on commissions and repealing inconsistent acts.

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

Section 1. The act of August 9, 1955 (P. L. 323), known as "The County Code," is amended by adding, after Article XV, a new article to read:

ARTICLE XV.1

Salaries of County Officers

Section 1550. Counties of the Third Class.—The annual salaries of the following county officers of counties of the third class shall be as follows:

The sheriff, twelve thousand four hundred eighty dollars (\$12,480).

The coroner, nine thousand one hundred twenty dollars (\$9,120).

The prothonotary, eleven thousand five hundred twenty dollars (\$11,520).

The clerk of the courts, eleven thousand five hundred twenty dollars (\$11,520).

The register of wills and ex officio clerk <sup>1</sup>of the orphans' court, eight thousand seven hundred sixty dollars (\$8,760).

The recorder of deeds, eleven thousand five hundred twenty dollars (\$11,520).

The county treasurer, ten thousand eighty dollars (\$10,080).

The county controller, twelve thousand six hundred dollars (\$12,600).

The county surveyor, where such office exists, one hundred ten dollars (\$110).

The county commissioners, thirteen thousand five hundred dollars (\$13,500), each.

<sup>1</sup>"to" in original.

The jury commissioners, one thousand six hundred eighty dollars (\$1,680), each.

The district attorney, thirteen thousand five hundred dollars (\$13,500).

Section 1551. Counties of the Fourth Class.—The annual salaries of the following county officers of counties of the fourth class shall be as follows:

The district attorney, twelve thousand dollars (\$12,000).

The sheriff, eleven thousand four hundred dollars (\$11,400).

The prothonotary, eleven thousand one hundred sixty dollars (\$11,160).

The clerk of courts, eleven thousand one hundred sixty dollars (\$11,160).

The clerk of the orphans' court (other than the register of wills acting as ex officio of orphans' court), eleven thousand one hundred sixty dollars (\$11,160).

The register of wills and ex officio of the orphans' court, eight thousand seven hundred sixty dollars (\$8,760).

The recorder of deeds, eleven thousand one hundred sixty dollars (\$11,160).

The county treasurer, nine thousand eight hundred forty dollars (\$9,840).

The county commissioners, twelve thousand dollars (\$12,000), each.

The coroner, eight thousand four hundred dollars (\$8,400).

The jury commissioners, one thousand one hundred thirty dollars (\$1,130), each.

The county controller, where such office exists, or may be created, eleven thousand one hundred sixty dollars (\$11,160).

Section 1552. Counties of the Fifth Class.—The annual salaries of the following county officers of counties of the fifth class shall be as follows:

The sheriff, nine thousand six hundred dollars (\$9,600).

The county comptroller, where such office exists, nine thousand six hundred dollars (\$9,600).

The coroner, five thousand four hundred dollars (\$5,400).

The prothonotary, nine thousand six hundred dollars (\$9,600).

The clerk of quarter sessions and oyer and terminer, nine thousand six hundred dollars (\$9,600).

The clerk of the orphans' court, nine thousand six hundred dollars (\$9,600).

The register of wills, nine thousand six hundred dollars (\$9,600).

The recorder of deeds, nine thousand six hundred dollars (\$9,600).

Provided, That where any of the officers above mentioned <sup>1</sup>hold two or more of the said offices, he shall receive nine thousand six hundred dollars (\$9,600).

The county commissioners, ten thousand two hundred dollars (\$10,200), each.

The county treasurer, nine thousand six hundred dollars (\$9,600).

The jury commissioners, nine hundred dollars (\$900), each.

~~<sup>2</sup>The district attorney, ten thousand two hundred dollars (\$10,200).~~

Section 1553. Counties of the Sixth Class.—The annual salaries of the following county officers of counties of the sixth class shall be as follows:

The clerk of the court of quarter sessions, eight thousand four hundred dollars (\$8,400).

The treasurer, eight thousand one hundred sixty dollars (\$8,160).

The controller, eight thousand four hundred dollars (\$8,400).

The clerk of oyer and terminer, one thousand one hundred dollars (\$1,100).

The clerks of the orphans' court, (other than the register of wills acting as ex officio of orphans' court) seven thousand two hundred dollars (\$7,200), each.

The prothonotary, eight thousand four hundred dollars (\$8,400).

The recorder of deeds, eight thousand four hundred dollars (\$8,400).

<sup>1</sup> "holds" in original.

<sup>2</sup> "The" not in original.

The register of wills, seven thousand two hundred dollars (\$7,200).

Where any of the officers above mentioned hold two or more of said offices, he shall receive the highest salary fixed for any of the offices which he holds and the additional salary of seven hundred fifty dollars (\$750).

The sheriff, eight thousand four hundred dollars (\$8,400).

The county commissioners, eight thousand seven hundred fifty dollars (\$8,750), each.

The district attorney, nine thousand four hundred fifty dollars (\$9,450).

The jury commissioners shall each receive fifteen dollars (\$15) for each day necessarily employed in the discharge of their duties. The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes.

The county auditors shall each receive fifteen <sup>1</sup>dollars (\$15) for each day necessarily employed in the discharge of their duties, together with ten cents (10¢) per mile circular from and to their homes once each and every day so employed.

The fees to be received by the coroner of each county of the sixth class shall be as follows: For viewing a dead body, eighteen dollars (\$18); summoning and qualifying inquest, drawing and returning all inquisitions, nine dollars fifty cents (\$9.50); summoning and qualifying each witness, three dollars (\$3); to be paid out of the goods, chattels, lands, or tenements of the slayer (in cases of murder or manslaughter), if any he hath, if otherwise, by the county, with mileage at the rate of ten cents for each mile circular traveled from the court house to the place of viewing the body; executing any process or writs of any kind, the same fees as are allowed to the sheriff and the same mileage.

Section 1554. Counties of the Seventh Class.—The annual salaries of the following county officers of counties of the seventh class shall be as follows:

The sheriff, six thousand two hundred forty dollars (\$6,240).

<sup>1</sup>“dollars” not in original.

The district attorney, six thousand five hundred dollars (\$6,500).

The annual salary of each county commissioner shall be five thousand four hundred sixty dollars (\$5,460).

The jury commissioners shall each receive fifteen dollars (\$15) for each day necessarily employed in the discharge of their duties. The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes.

The county auditors shall receive fifteen dollars (\$15) for each day necessarily employed in the discharge of their duties, together with ten cents (10¢) per mile circular from and to their homes, once, each and every day so employed.

The prothonotary or clerks of the several courts of common pleas, quarter sessions of the peace, oyer and terminer, and orphans' courts, the register of wills, and the recorder of deeds, shall keep, or cause to be kept, a fair and accurate account of all fees received for services performed by them or any person employed by them in their respective offices; and shall also, on the first Monday of January of each year, furnish a copy of said account, upon oath or affirmation, to the auditor appointed by the court to settle the accounts of county officers; and shall also pay to the county treasurer, for the use of the county, after deducting all necessary clerk hire and office expenses, fifty per centum on the amount of any excess over and above the sum of seven thousand two hundred dollars (\$7,200), which shall be found by the said auditor, appointed by the court to settle the accounts of county officers, to have been received by any officer in any one year: Provided, That if two or more of said offices shall be held by one person, the said auditor shall add together the fees received in the offices so held, and shall charge the same percentage on the aggregate amount of fees received by such person holding more than one of said offices. A copy of the report of the said auditor, when completed, shall be presented by him to the court of common pleas of the county, and filed among the records of said court; which said report shall thereafter have all the force and effect of, and

be subject to the same procedure as applies to, the report of the county auditors.

The fees to be received by the coroner of each county of the seventh class shall, in cases of murder or manslaughter, be paid by the slayer, or his estate if recovery can be had, otherwise and in all other cases by the county. The fees shall be as follows:

For viewing a dead body, eighteen dollars (\$18); summoning and qualifying inquest, drawing and returning all inquisitions, nine dollars fifty cents (\$9.50); summoning and qualifying each witness, three dollars (\$3); to be paid out of the goods, chattels, lands, or tenements of the slayer (in cases of murder or manslaughter), if any he hath. If otherwise, by the county, with mileage at the rate of ten cents (10¢) for each mile circular traveled from the court house to the place of viewing the body; executing any process or writs of any kind, the same fees as are allowed to the sheriff and the same mileage.

Section 1555. Counties of the Eighth Class.—The annual salaries of the following county officers of counties of the eighth class shall be as follows:

The sheriff, in counties having a population of less than twelve thousand (12,000), four thousand eighty dollars (\$4,080); and in counties having a population of twelve thousand (12,000) and more, but less than twenty thousand (20,000), four thousand six hundred eighty dollars (\$4,680).

The county commissioners, in counties having a population of less than twelve thousand (12,000), three thousand three hundred eighty dollars (\$3,380) each, and in counties having a population of twelve thousand (12,000) and more, four thousand two hundred ninety dollars (\$4,290), each.

The district attorney, four thousand five hundred dollars (\$4,500).

The county auditors shall each receive fifteen dollars (\$15) for each day necessarily employed in the discharge of their duties, together with

ten cents (10¢) per mile circular from and to their homes, once, each and every day so employed.

The jury commissioners shall each receive fifteen dollars (\$15) for each day necessarily employed in the discharge of their duties. The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes.

The prothonotary or clerks of the several courts of common pleas, quarter sessions of the peace, oyer and terminer, and orphans' courts, the register of wills, and the recorder of deeds, shall keep, or cause to be kept, a fair and accurate account of all fees received for services performed by them or any person employed by them in their respective offices; and shall also, on the first Monday of January of each year, furnish a copy of said account, upon oath or affirmation, to the auditor appointed by the court to settle the accounts of county officers; and shall also pay to the county treasurer, for the use of the county, after deducting all necessary clerk hire and office expenses, fifty per centum on the amount of any excess over and above the sum of seven thousand two hundred dollars (\$7,200), which shall be found by the said auditor, appointed by the court to settle the accounts of county officers, to have been received by any officer in any one year: Provided, That if two or more of said offices shall be held by one person, the said auditor shall add together the fees received in the offices so held, and shall charge the same percentage on the aggregate amount of fees received by such person holding more than one of said offices. A copy of the report of the said auditor, when completed, shall be presented by him to the court of common pleas of the county, and filed among the records of said court; which said report shall thereafter have all the force and effect of, and be subject to the same procedure as applies to, the report of the county auditors.

The fees to be received by the coroner of each county of the eighth class shall, in cases of murder or manslaughter, be paid by the slayer.

or his estate if recovery can be had, otherwise and in all other cases by the county. The fees shall be as follows:

For viewing a dead body, eighteen dollars (\$18); summoning and qualifying inquest, drawing and returning all inquisitions, nine dollars fifty cents (\$9.50); summoning and qualifying each witness, three dollars (\$3); to be paid out of the goods, chattels, lands, or tenements of the slayer (in cases of murder or manslaughter), if any he hath, if otherwise, by the county, with mileage at the rate of ten cents (10¢) for each mile circular traveled from the court house to the place of viewing the body; executing any process or writs of any kind, the same fees as are allowed to the sheriff and the same mileage.

Section 2. The following acts, or parts of acts, are repealed:

The act of June 25, 1947 (P. L. 973), entitled "An act relating to the annual salaries of certain county officers of counties of the third class."

The act of June 25, 1947 (P. L. 947), entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class."

The act of June 25, 1947 (P. L. 972), entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class."

The act of June 25, 1947 (P. L. 928), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class."

The act of June 25, 1947 (P. L. 938), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class."

The act of June 25, 1947 (P. L. 971), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class."

The act of May 6, 1874 (P. L. 125), entitled "An act regulating state tax on certain county offices."

The act of May 13, 1949 (P. L. 1328), entitled "An act fixing the fees and mileage of the coroner in counties of the sixth class."

The act of September 8, 1959 (P. L. 823), entitled "An act fixing the fees and mileage of the coroner in counties of the seventh and eighth class."

Section 3. Each county officer shall pay all commissions received by him from the Commonwealth of Pennsylvania and from any political subdivision in excess of seven thousand five hundred dollars (\$7,500)

in any calendar year, to the general fund of the county for the use of the county.

Section 4. The provisions of this act relating to the salaries of county officers and the paying into the general fund of the excess of seven thousand five hundred dollars (\$7,500) shall become effective and applicable to all of the pertinent county officers who shall be elected or appointed on or after the first Monday of January, 1966.

APPROVED—The 25th day of January, A. D. 1966.

WILLIAM W. SCRANTON

---

No. 545

AN ACT

SB 358

To provide for an additional law judge of the court of common pleas in the seventh judicial district.

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

Section 1. In addition to the judges provided for in the act of January 8, 1952 (P. L. 1844), entitled "An act to designate the several judicial districts of the Commonwealth, as required by the Constitution, and to provide for the election and commissioning of judges learned in the law for the said districts," an additional law judge is hereby authorized and provided for the court of common pleas of the seventh judicial district, who shall possess the same qualifications which are required by the Constitution and laws for the president judge of the court of common pleas of the district and who shall hold his office for a like term and by the same tenure and shall have the same power, authority and jurisdiction and shall be subject to the same duties, restrictions and penalties and shall receive the same compensation provided for by law for judges learned in the law as if the same office had been established in the time of and subject to the provisions of the act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, certain