

age is one and has not become paid-up by reason of the death of a parent of the child and [(v)] (vi) as other policy benefits additional to life insurance and endowment benefits, and premiums for all such additional benefits, shall be disregarded in ascertaining cash surrender values and non-forfeiture benefits required by this section, and no such additional benefits shall be required to be included in any paid-up non-forfeiture benefits.

* * *

Section 3. This act shall take effect immediately.

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

WILLIAM W. SCRANTON

No. 552

AN ACT

HB 1020

Amending the act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," imposing taxes on revenues of such plants for general school purposes in school districts of the first class and for distribution by the Secretary of Commerce for grants for the construction, rehabilitation, alteration, expansion or improvement of water and sewage disposal facilities and access roads to municipalities and municipality authorities.

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

Section 1. Section 15, act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," amended July 16, 1963 (P. L. 254), is amended to read:

Section 15. Disposition of Pari-mutuel Pools.—Every corporation authorized under this act to conduct pari-mutuel betting at a harness

horse race meeting on races run thereat shall distribute all sums deposited in any pari-mutuel pool to the holders of winning tickets therein, provided such tickets be presented for payment before April first of the year following the year of their purchase, less fifteen per centum of the total deposits plus the breaks, and as to harness horse race meetings held within school districts of the first class during the years 1963, 1964, [and] 1965, 1966 and 1967 less seventeen per centum of the total deposits plus the breaks. At the close of each racing day, the permit holder out of the amount retained on said day by said permit holder, shall pay, through the Department of Revenue into the State Treasury for credit to the State Harness Racing Fund, a tax of five per centum of the amount wagered each day, which tax is hereby imposed, and as to harness horse race meetings held within school districts of the first class during the years 1963, 1964, [and] 1965, 1966 and 1967 the permit holder shall pay the school district in which the harness horse race meeting is held a tax of two per centum of the amount wagered each day, which tax is hereby imposed for general school purposes and as to other permit holders, a tax of two per centum of the amount wagered each day is imposed and shall be paid to the Department of Commerce to be distributed by the Secretary of Commerce to eligible townships and boroughs having a population of less than ten thousand or their municipality authorities, for projects providing for the construction, rehabilitation, alteration, expansion or improvement of water facilities, sewage disposal facilities and access roads, in amounts not to exceed twenty-five per centum of the cost thereof, in accordance with regulations promulgated by the Secretary of Commerce and approved by the Governor. No distribution shall be made in connection with any project unless it is determined that the project :

(1) Is not in conflict with programs of other departments of the Commonwealth ;

(2) Is not inconsistent with an existing development plan for the municipality ;

(3) Could not otherwise be financed ;

(4) Will either strengthen the income-producing capability of the municipality, or improve the health and safety of the community ; and

(5) Is necessary to orderly community development.

In addition, each permit holder shall be allowed to retain the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of ten, subject to a tax of fifty per centum of the total sum of such odd cents, which tax is hereby imposed and shall be paid by the permit holder to the Department of Revenue for credit to the State Harness Racing Fund.

Section 2. The provisions of this law shall be severable. If any provision is found by a court of record to be unconstitutional and void, the remaining provisions of the law shall, nevertheless, remain valid, unless the court finds the valid provisions of the law are so essentially and inseparably connected with, and so depend upon, the void provision, that it cannot be presumed the Legislature would have enacted the remaining valid provisions without the void one; or unless the court finds the remaining valid provisions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 3. This act shall take effect immediately.

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

WILLIAM W. SCRANTON

No. 553

AN ACT

HB 1093

Reenacting and amending the act of May 16, 1921 (P. L. 579), entitled, as amended, "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third, fourth and fifth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," extending the provisions of the act to certain sixth class counties.

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

Section 1. The title and section 1, act of May 16, 1921 (P. L. 579), entitled, as amended, "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third, fourth and fifth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and