

criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," is hereby amended to read as follows: -

Secton 9. After procuring the indicated number of names, as in the last preceding section provided, the commission, through its members or its duly authorized employes, shall ascertain whether or not those whose names have been selected are qualified for jury service; and such qualifications are hereby defined as follows, to wit:

(a) He or she shall be an American citizen not less than twenty-one years of age, taxed, and residing in the respective county.

(b) He or she shall have no physical or mental [disqualifications] *disability such as will prevent attendance in court or interfere with the proper performance of a juror's duty.*

(c) He or she shall not have been convicted of a felony.

(d) He or she shall not have served upon a jury for a period of three years last past.

[Physical disqualification shall be such illness or permanent affliction, defective sight or hearing or other disability as will prevent such taxable from attending in court or interfere with the proper performance of a juror's duty. Mental disqualification shall include only those taxables who have been adjudged mentally incompetent by a court of competent jurisdiction.] For the purpose of ascertaining the qualifications of jurors the commission may make, or cause to be made, such inquiries as to the disqualifications or his qualifications herein set forth as may be necessary to procure the desired information, and for this purpose may employ such assistants, clerks, or other employes as the salary board herein referred to shall deem necessary, at such compensation as the said

Shall ascertain whether those drawn are qualified.

Qualifications.

Inquiry.

Employes.

Taxpayer subject
to summons.

salary board may deem proper. Unless disqualified by the conditions set forth in this [paragraph] *section*, any taxable [appearing] *whose name appears* on the [same] list of taxables procured by the commission shall be subject to summons to serve as a juror: [and any disqualification existing other than herein set forth shall be determined by the court to which such juror shall have been summoned to serve.] Provided,

Proviso.

however, That attorneys-at-law, [or] physicians, and *professional nurses*, in active practice, *school teachers*, *employes of any municipal police or fire department*, and *all county, State, or Federal employes*, shall be exempt from [service as jurors] *jury service*; and druggists, [and] undertakers, *ministers, and members of religious orders* may be excused [by the commission] *from jury service* upon request *submitted to the*

Proviso.

commission: And provided further, That any person who shall have performed duty in the Pennsylvania National Guard for a period of nine years, or who served for nine months or a longer period in active service of the United States and was honorably discharged or mustered out, shall be excused by the commission if he so desires: [This section is intended to and does define and limit the scope to which the disqualification of jurors is intended and the scope of any investigation that may be undertaken by the commission as to the qualifications of prospective jurors] *And provided further, That the commission in session may in its discretion withhold or withdraw from the jury wheels the name or names of any person or persons when from the investigation aforesaid the commission is satisfied that such persons are not qualified or competent for any reason to serve as jurors, or cannot serve without great hardship, loss, or serious inconvenience to such persons or his or their family or families; and such actions by the commission, and all actions by the commission disqualifying, exempting, or excusing any person or persons from jury service, shall be taken by the commission in session and a minute made therefor as part of the record of such session.*

Proviso.

Commission may
withdraw names.

Record.

APPROVED—The 7th day of April, A. D. 1927.

JOHN S. FISHER

No. 146

AN ACT

To amend section two of the act, approved the twenty-sixth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws, ninety-five), entitled "An act relating to proceedings where goods or chattels have been levied upon or seized by the sheriff, and claimed to belong to others than the defendant in the execution or process," as amended; providing for the effect of the nonfiling of an interpleading bond.

Sheriff's inter-
pleader.

Section 1. Be it enacted, &c., That section two of the act, approved the twenty-sixth day of May, one