

No. 49

AN ACT

To further amend sections 530 and 532 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (Pamphlet Laws 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by regulating terms of persons appointed to offices of commissioner, treasurer or controller for unexpired terms.

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

"The First Class Township Code."

Section 1. Sections 530 and 532 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (Pamphlet Laws 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," as reenacted and amended by the act, approved the twenty-seventh day of May, one thousand nine hundred forty-nine (Pamphlet Laws 1955), are hereby further amended to read as follows:

Sections 530 and 532, act of June 24, 1931, P. L. 1206, as reenacted and amended by act of May 27, 1949, P. L. 1955, further amended.

Section 530. Township Commissioners.—When a vacancy occurs in the office of township commissioner in any township, by reason of death, resignation, removal from the township or ward, or otherwise, the board of township commissioners of such township shall fill such vacancy by appointing by resolution a registered voter of the ward or township, as the case may be, in which the vacancy occurs. If the board of township commissioners of any township shall refuse, fail, or neglect, or be unable for any reason whatsoever, to fill such vacancy within thirty (30) days after the vacancy occurs, then the court of quarter sessions shall upon the petition of twenty registered voters of the ward or township, as the case may be, in which the vacancy occurs appoint a registered voter of the township to fill the vacancy. In either event, the person so appointed shall hold office [until the first Monday of January succeeding the next municipal election occurring at least sixty days after the happening of such vacancy, at which election a township commissioner shall be elected] for the unexpired term of the person whose place he is [elected] *appointed* to fill.

Section 532. Township Treasurer and Controller.—The board of township commissioners may fill any vacancy occurring in the office of township treasurer or township controller by death, resignation, removal from the township, or otherwise. The person so appointed shall hold office [until the first Monday of January succeeding the next municipal election occurring at least

sixty days after the happening of such vacancy, at which election a treasurer or controller shall be elected] for the unexpired term of the person whose place he is [elected] appointed to fill.

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

No. 50

AN ACT

To amend Article XI of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing additional penalties when persons over twenty-one years of age are convicted of certain crimes or attempts to commit such crimes wherein minors under eighteen years of age are involved.

"The Penal Code."

Article XI, act of June 24, 1939, P. L. 872, amended by adding, at end thereof, a new section 1110.

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

Section 1. Article XI of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," is hereby amended by adding, at the end thereof, a new section to read as follows:

Section 1110. Crime With Minor Under Eighteen as Accomplices, Principal or Accessory.—Whoever, being of the age of twenty-one years and upwards, after having been convicted of the crime or attempt to commit the crime of treason, murder, voluntary manslaughter, sodomy, burglary, entering with intent to steal, larceny, rape, robbery, arson, mayhem, kidnapping, sale of narcotics, perjury, abortion, pandering, incest, or any offense committed or attempted to be committed through the instrumentality of or with the aid of a deadly weapon or gunpowder or other explosive substances or corrosive fluid, wherein a minor child under the age of eighteen (18) years is involved as a principal or as an accomplice or as accessory before or after the fact or as an associate, may, upon conviction of any of the aforementioned crimes, be sentenced to imprisonment for a term, the maximum of which shall not be more than twice the longest term otherwise prescribed by law upon a conviction of the crime in question.

In all proceedings under the provisions of this section, knowledge of the minor's age shall be presumed in the absence of proof of the contrary.

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE