

No. 23

AN ACT

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," regulating the rate of taxation for any occupation tax levied by a county.

The County Code.

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

Section 1770, act of August 9, 1955, P. L. 323, amended.

Section 1. Section 1770, act of August 9, 1955 (P. L. 323), known as "The County Code," is amended to read:

Section 1770. Tax Levies.—No tax shall be levied on personal property taxable for county purposes where the rate of taxation thereon is fixed by law other than at the rate so fixed. The county commissioners shall fix, by resolution, the rate of taxation for each year. No tax for general county purposes, exclusive of the requirements for the payment of the interest and principal of the funded debt of any county, shall in any one year exceed the rate of ten mills on every dollar of the adjusted valuation. In fixing the rate of taxation, the county commissioners, if the rate is fixed in mills, shall also include in the resolution a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property.

The rate of taxation fixed for any occupation tax levied by a county shall not *in any one year* exceed [the rate of taxation fixed by the commissioners for real estate taxation for the year] *ten mills*.

APPROVED—The 17th day of April, A. D. 1959.

DAVID L. LAWRENCE

No. 24

AN ACT

Amending the act of July 28, 1953 (P. L. 1435), entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Justice correctional diagnostic and classification centers; providing for the diagnosis and classification of persons sentenced or committed by the courts to a State institution; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Justice relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution," authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

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

Crimes.

Section 1. Sections 1, 3 and 4, act of July 29, 1953 (P. L. 1435), entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Justice correctional diagnostic and classification centers; providing for the diagnosis and classification of persons sentenced or committed by the courts to a State institution; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Justice relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institutions," are amended to read:

Sections 1, 3 and 4, act of July 29, 1953, P. L. 1435, amended.

Section 1. For the more effective treatment of persons convicted of crime in this Commonwealth and sentenced to a State institution [and to make possible the more intelligent treatment of persons determined under the law to be defective delinquents], two classification centers for the diagnosis and classification for assignment to the proper State institution are hereby established. They shall be known as the Eastern Correctional Diagnostic and Classification Center and the Western Correctional Diagnostic and Classification Center.

Eastern Correctional Diagnostic and Classification Center and Western Correctional Diagnostic and Classification Center.

Section 3. Every person hereafter sentenced by any court in this Commonwealth to a State institution [and every person hereafter committed as a defective delinquent] shall be sent to and received by the Eastern Correctional Diagnostic and Classification Center, if sentenced from a county in the Eastern District, and by the Western Correctional Diagnostic and Classification Center, if sentenced from a county in the Western District: Provided, however, That the provisions of this section shall not apply to persons sentenced to the Pennsylvania Industrial School at Camp Hill, State Industrial Home for Women at Muncy, and those persons condemned to death: *And provided further, That every person hereafter committed as a defective delinquent shall be sent directly to and received by the institution designated by law for the commitment of defective delinquents.*

Assignment of persons sentenced to State institutions or committed as defective delinquents.

Proviso.

Proviso.

Section 4. Every person delivered to and received by either Diagnostic and Classification Center in accordance with this act shall be herein confined, diagnosed and classified by the Deputy Commissioner for Treatment for incarceration or case in the State institution deemed by him to be appropriate, and transferred to

Diagnosis and classification.

Transfer to appropriate institution.

such institution [,either] for service of sentence [or for custody as a defective delinquent, as the case may be,] and such person may be retransferred at any time to the proper Diagnostic and Classification Center for reclassification. The Deputy Commissioner for Treatment shall have complete authority to make transfers from any State institution under the control and supervision of the Department of Justice to any other State institution under said Department's control and supervision.

Retransfer.

Authority of Deputy Commissioner for Treatment to make transfers.

APPROVED—The 17th day of April, A. D. 1959.

DAVID L. LAWRENCE

No. 25

AN ACT

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," authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

Public School Code of 1949.

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

Section 1327, act of March 10, 1949, P. L. 30, amended September 28, 1951, P. L. 1551, further amended.

Section 1. Section 1327, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended September 28, 1951 (P. L. 1551), is amended to read:

Section 1327. Compulsory School Attendance.—Every child of compulsory school age having a legal residence in this Commonwealth, as provided in this article, and every migratory child of compulsory school age, is required to attend a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language. *In lieu of such school attendance, any child fifteen years of age with the approval of the chief public school administrator of the administrative unit where the child resides, if such is employed, otherwise the county superintendent of schools and the approval of the Superintendent of Public Instruction, and any child sixteen years of age with the approval of the chief public school administrator of the administrative unit where the child resides, if such is employed, otherwise the county superintendent of schools, may enroll as a day student in a private trade school or in a private business school licensed by the Department of Public Instruction, or in a trade or business school, or department operated by a local school district or districts or by the county board of school*