

Quarter sessions, [all] *initial* services performed in each indictment, *exclusive of all additional specific fees enumerated herein*, \$10.00.

APPROVED—The 6th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 264

AN ACT

Amending the act of June 24, 1939 (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," authorizing the production and performance of drama and civic light opera between certain hours on Sundays in cities of the second class.

The Penal Code.

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

Section 699.4, act of June 24, 1939, P. L. 872, amended November 19, 1959, P. L. 1530, and December 16, 1959, P. L. 1874, further amended.

Section 1. Section 699.4, act of June 24, 1939 (P. L. 872), known as "The Penal Code," amended November 19, 1959 (P. L. 1530) and December 16, 1959 (P. L. 1874), is amended to read:

Section 699.4. Worldly Employment or Business on Sunday.—Whoever does or performs any worldly employment or business whatsoever on the Lord's day, commonly called Sunday (works of necessity, charity and wholesome recreation excepted), shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of four dollars (\$4), for the use of the Commonwealth, or, in default of the payment thereof, shall suffer six (6) days' imprisonment.

As used in this section "wholesome recreation" shall mean golf, tennis, boating, swimming, bowling, basketball, picnicking, shooting at inanimate targets and similar healthful or recreational exercises and activities.

Nothing herein contained shall be construed to prohibit the dressing of victuals in private families, bake-houses, lodging-houses, inns and other houses of entertainment for the use of sojourners, travellers or strangers, *or to prohibit the sale of newspapers, or to hinder watermen from landing their passengers, or ferrymen from carrying over the water travellers, or work in connection with the rendering of service by a public utility as defined by the act of May 28, 1937 (P. L. 1053), known as the "Public Utility Law," or persons removing with their families on the Lord's day, commonly called Sunday, nor to the delivery of milk or the necessaries of life, before nine of the clock in the forenoon, nor after five of

* "or to prohibit the sale of newspapers," omitted in original.

the clock in the afternoon of the same day, nor shall anything herein contained be construed to prohibit the production and performance of drama and civic light opera in cities of the second class on Sundays, between the hours of two o'clock post meridian and twelve o'clock midnight, by nonprofit corporations in such cities, with right to charge admission. The hours prescribed by this section shall be daylight saving time in any such city during such part of the year when daylight saving time may be observed generally in such city.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 6th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 265

AN ACT

Authorizing the Governor to provide for disaster relief under certain circumstances; authorizing him to transfer certain funds to a special fund for that purpose, and making an appropriation.

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

Disaster relief.

Section 1. Whenever during the interim between sessions of the General Assembly, the Governor finds as a fact that a disaster has occurred in Pennsylvania, he shall have power to transfer any unused funds which had been appropriated for the ordinary expenses of the government to a special fund for disaster relief to be expended in such manner as the Governor shall determine, and such funds are hereby appropriated to the Governor for such purpose. The total of such transfers shall never exceed five million dollars (\$5,000,000) in any one year.

Governor granted power between sessions of General Assembly to transfer certain funds for disaster relief.

As used in this act, disaster or emergency conditions shall mean those conditions which seriously affect the welfare of a substantial number of citizens of the Commonwealth and which were caused by forces beyond the control of man or were caused by factors that were not foreseen and were not known to exist when appropriation bills were enacted.

Definition of "disaster."

As used in this act, a major disaster occurs or emergency conditions exist, when the Governor officially proclaims that he has made an investigation and finding to that effect, and shall cease, when the Governor officially

Definition of "major disaster."