

record or is a fugitive from justice, forthwith to inform the arresting officer, or the officer having the prisoner in charge, of such fact.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 13th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 288

AN ACT

Amending the act of September 29, 1951 (P. L. 1645), entitled "An act authorizing the orphans' courts of the several counties, upon application therefor, to place documents defined as historical documents in the temporary custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on registers of wills," extending the provisions of the act to the recorder of deeds, the clerk of courts and the prothonotary, and imposing duties on the court of common pleas.

Historical documents.

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

Title and sections 1, 2, 4, 5 and 6, act of September 29, 1951, P. L. 1645, amended.

Section 1. The title and sections 1, 2, 4, 5 and 6, act of September 29, 1951 (P. L. 1645), entitled "An act authorizing the orphans' courts of the several counties, upon application therefor, to place documents defined as historical documents in the temporary custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on registers of wills," are amended to read:

AN ACT

New title.

Authorizing the [orphans'] courts of the several counties, upon application therefor, to place documents defined as historical documents in the temporary custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on [registers of wills] *various county officers*.

Definition: historical document.

Section 1. As used in this act, the term "historical document" means any document [relating to the property or the disposition of the property of] *formerly belonging to a decedent [who has been deceased for more than fifty (50) years] or any person, which document is more than fifty years old and which is in the custody of a register of wills, the recorder of deeds, the clerk of any court or the prothonotary, except documents relating to adoption, divorce or custody.*

Section 2. Any non-profit public, quasi-public, or private association, incorporated or unincorporated, situated within the county where the historical documents are filed, which maintains a museum, building or facilities used for the exhibit of historical writings, and which shall have adequate facilities for the display and preservation of such documents, may petition the orphans' court *in the case where the document is in the custody of the register of wills or the clerk of the orphans' court, and, in all other cases, the court of common pleas* of the county wherein such document or documents are filed for the transfer of the custody of such documents for the purpose of their public display. Upon the filing of any petition, the court shall fix a time for a hearing, and prescribe such notice to be given as shall acquaint similar organizations with the filing of the petition.

Courts of proper county empowered to place documents in custody of historical societies.

Section 4. Upon the granting of a petition transferring custody of any historical documents, the [register of wills] *county officer from whose custody it was removed* shall substitute in his files a certified photostatic copy of such document, which shall be of the same force and effect as the original document.

Duties of county officer.

Section 5. The [register of wills] *appropriate county officer* may at any time, without cause, petition the [orphans'] *proper* court for the return of any historical document, the custody of which had been previously transferred to any association.

Right of county officer to petition for return of any such document.

Section 6. The [orphans'] court of any county, after having taken jurisdiction of the transfer of any historical document, may, without cause, and upon its own motion, order the association having such temporary custody to return such document to the [register of wills] *appropriate county officer* of the county wherein it had been originally filed.

Right of orphans' court to order return of such documents to county officer.

APPROVED—The 13th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 289

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," providing for an assistant secretary of the board of school directors.

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

Public School Code of 1949.