

Section 4. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 22nd day of August, A. D. 1961.

DAVID L. LAWRENCE

No. 464

AN ACT

Amending the act of June 24, 1937 (P. L. 2045), entitled, as amended, "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," prescribing liabilities for assistance with respect to medical assistance for the aged.

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

The Support
Law.

Section 1. Section 3, act of June 24, 1937 (P. L. 2045), known as "The Support Law," amended May 23, 1945 (P. L. 864) and October 7, 1955 (P. L. 660), is amended to read:

Section 3, act of
June 24, 1937,
P. L. 2045,
amended May
23, 1945, P. L.
864 and October
7, 1955, P. L.
660, further
amended.

Section 3. Relatives Liable for the Support of Indigent Persons; Procedure to Enforce Support.—(a) The husband, wife, child, (except as hereinafter provided), father and mother of every indigent person, whether a public charge or not, shall, if of sufficient financial ability, care for and maintain, or financially assist, such indigent person at such rate as the court of the county, where such indigent person resides shall order or direct. No child shall be liable for the support of any parent who abandoned the child and persisted in the abandonment for a period of ten years during the child's minority. *In respect to medical assistance for the aged other than public nursing home care, as provided in the Public Assistance Law, the responsibility of the relative liable for support shall, during any twelve month period, be six times the excess of such relative's average monthly income over the amount required for the reasonable support of himself and other persons dependent upon him, or the cost of such medical assistance for the aged, whichever is less.*

Liability of
relatives for sup-
port of indigent
and procedures
of enforcement.

(b) The courts shall have power to hear, determine and make orders and decrees in such cases upon the petition of such indigent person or of any other person or any public body or public agency having any interest in the care, maintenance or assistance of such indigent person.

(c) In all cases where an order has been made by the court for the care and maintenance or assistance of a husband, wife, father, mother or child, whether or not confined in any public institution, and the said order has not been complied with, the court or any judge thereof, upon affidavit or petition filed setting forth that the person on whom the said order has been made has not complied with the said order, shall issue an attachment, directed to the sheriff or other proper officer of the county, directing and commanding that the person named as having failed to comply with said order be brought before the court at such time as the court may direct. If it shall appear to the court after hearing that the person on whom the said order was made has wilfully neglected or refused to comply with said order, the court may adjudge said person in contempt of court and, in its discretion, may commit said person to the county jail for a period not exceeding six months.

Section 4 of the act, amended June 19, 1961, Act No. 240, further amended.

Section 2. Section 4 of the act, amended June 19, 1961 (Act No. 240), is amended to read:

Section 4. Property of Persons Liable for Expenses Incurred for Support and Assistance (a) [The] *Except as limited by subsection (c) hereof*, the real and personal property of any person shall be liable for the expenses of his support, maintenance, assistance and burial, and for the expenses of the support, maintenance, assistance and burial of the spouse and unemancipated minor children of such property owner, incurred by any public body or public agency, if such property was owned during the time such expenses were incurred, or if a right or cause of action existed during the time such expenses were incurred from which the ownership of such property resulted. Any public body or public agency may sue the owner of such property for moneys so expended, and any judgment obtained shall be a lien upon the said real estate of such person and be collected as other judgments, except as to the real and personal property comprising the home and furnishings of such person, which home shall be subject to the lien of such judgment but shall not be subject to execution on such judgment during the lifetime of the person, surviving spouse, or dependent children.

(b) [Any] *Except as limited by subsection (c) hereof*, any claim for the expenses of support, maintenance, assistance and burial of a person and for the support, maintenance, assistance and burial of his spouse and unemancipated minor children, held by any public body or public agency, shall have the same force and effect against the real and personal estate of a deceased person as other debts of a decedent, and shall be ascertained and recovered in the same manner.

(c) No lien may be imposed against the property of any individual prior to his death, on account of medical assistance for the aged paid or to be paid on his behalf (except pursuant to the judgment of a court on account of benefits incorrectly paid on behalf of such individual), and there shall be no adjustment or recovery (except after the death of such individual and his surviving spouse, if any, from such individual's estate) of any medical assistance for the aged correctly paid on behalf of such individual.

APPROVED—The 22nd day of August, A. D. 1961.

DAVID L. LAWRENCE

No. 465

AN ACT

Amending the act of April 29, 1959 (P. L. 58), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," providing for the issuance of temporary registration plates or markers for vehicles which are not to be registered in Pennsylvania, removing the requirement that application for annual registration plates must be made for such vehicles and providing that persons receiving such plates or markers shall not be relieved from certain taxes.

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

The Vehicle Code.

Section 1. Subsections (a), (c) and (h) of section 512, act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," are amended to read:

Subsections (a), (c) and (h), section 512, act of April 29, 1959, P. L. 58, amended.

Section 512. Temporary Registration Plates or Markers.—(a) The secretary may, subject to the limitations and conditions hereinafter set forth, deliver temporary registration plates or markers to a person who has registered as a dealer under clause (1) or clause (2) of the definition "Dealer" in section 102, when the application therefor is accompanied by the fee prescribed in this act. Such application shall be made upon a form prescribed and furnished by the department. Dealers subject to the limitations and conditions hereinafter set forth, may issue such temporary registration plates or markers to owners of vehicles, *whether or not the vehicle is to be registered in Pennsylvania*, provided that such owners shall comply with the pertinent provisions of this section.

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(c) Every dealer who issues temporary registration plates or markers shall, on the day that he issues such