

vacancies. All vacancies occurring by reason of death, resignation, removal from the county, or otherwise, shall be filled by a majority vote of the remaining members of the county board of school directors. The person elected to fill such vacancy shall hold his office until the next annual convention, at which a successor shall be elected for the remainder of the unexpired term.

\* \* \* \* \*

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 632

AN ACT

Amending the act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

Constables' fees.

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

Section 1, act of July 20, 1917, P. L. 1158, amended June 28, 1951, P. L. 931, further amended.

Section 1. Section 1, act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," amended June 28, 1951 (P. L. 931), is amended to read:

Section 1. Be it enacted, &c., That, from and after the passage of this act, the fees to be charged and received by constables in this Commonwealth shall be as follows:

For executing a warrant on behalf of the Commonwealth, for each defendant, two dollars fifty cents.

For conveying defendants, except vagrants, to jail, on mittimus or warrants, for each defendant, [one dollar] *two dollars* fifty cents, and in addition thereto for each mile going and returning, ten cents.

For arresting persons guilty of a breach of the peace, riotous or disorderly conduct, drunkenness, or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens, or violating any ordinance of any borough for the violation of which a fine or penalty is imposed, or offending or suspected of offending against the laws of this Commonwealth, protecting timberlands, or the violation of any other law of this Commonwealth authorizing arrest by constable without process, and bringing such offender before a justice of the peace, for each defendant, one dollar; and for every act in or

about the arrest or commitment of vagrants, two dollars *fifty cents* for each vagrant so arrested, or arrested and committed, and mileage as hereinafter provided.

For levying a fine or forfeiture on a warrant, fifty cents.

For taking the body of a defendant into custody on a mittimus, where bail is afterwards entered before delivery of body to the jailer, two dollars fifty cents.

For executing discharge to jailer, two dollars fifty cents.

For executing bail-piece, [one dollar] *two dollars fifty cents*.

For executing a search-warrant, and making return thereon, one dollar.

For making returns to the court of quarter sessions, two dollars and fifty cents.

For serving summons, notices on referees, suitor or tenant, either personally or by leaving copy, [one dollar] *two dollars fifty cents* for each person served.

For serving subpoena, in all cases, one dollar fifty cents for the first witness, and seventy-five cents for each additional witness served.

For executing attachment, one dollar fifty cents for each defendant and garnishee served.

For arresting on a *capias*, one dollar for each person arrested.

For taking bail on a *capias*, or for delivery of goods, fifty cents.

For notifying plaintiff where defendant has been arrested on *capias*, to be paid by plaintiff, twenty-five cents.

For serving *capias* execution, [one dollar] *two dollars fifty cents*.

For executing landlord's warrant, [two] *three* dollars.

For taking inventory of goods, each item, two cents.

For levying or distraining goods, [two] *three* dollars fifty cents.

For advertising personal property to public sale, two dollars and fifty cents.

For selling goods levied or distrained, two dollars, and when the same continues longer than three hours, five dollars per day.

For clerk hire at said sales, when necessary, five dollars per day.

For watchman taking charge of property levied on, when necessary, five dollars per day, also reasonable expenses of insurance, arranging goods for sale, heat, light, storage, rent, transportation, feeding live-stock, and similar expenses incurred in caring for and keeping goods and chattels levied upon, when the same is neces-

sary and advantageous, or when requested by the plaintiff or defendant to incur such expense.

For receiving and paying over money paid after a levy, without sale, one dollar and fifty cents.

For copy of vendue paper, when demanded, each item two cents.

For putting up notice of distress at mansion-house, or at any other place on the premises, fifty cents.

For serving scire facias, either personally or by leaving a copy for each person served, [one dollar] *two dollars* fifty cents for the first copy, seventy-five cents for each additional copy.

For executing order of removal of a pauper, or paupers, two dollars for each pauper.

For making return of nulla bona or non est inventus on any writ, one dollar fifty cents.

For executing writ of restitution, five dollars.

For executing writ of possession, five dollars.

For serving summons in landlord and tenant proceedings, [one dollar] *two dollars* fifty cents.

For taking inventory of goods on an execution, each item, two cents.

For holding appraisal where exemption is claimed by defendant, four dollars, out of which the constable shall pay to each appraiser one dollar.

For traveling expenses in the performance of any duty or service hereinbefore set forth, or in the performance of any other duty or service required by law, each mile going and returning ten cents; to be computed by the route usually traveled in going from points and places where said constables may reside, or where he receives any paper to be executed, to the points or places required to be traveled, whether that route be by highways, railroads, or otherwise: Provided, That in no case shall more mileage be demanded or received than for the miles actually traveled.

For services not herein specially provided for the same fee may be charged and received as for similar services.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

---

No. 633

AN ACT

Amending the act of June 21, 1939 (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of lia-