

(b) The county commissioners may also use any real property at the county seat or elsewhere, as authorized by law, owned by the county, and deemed suitable by them for the purposes aforesaid, except such property as is bound by contract to another public use.

(c) The county commissioners may provide for the grading, filling, draining, gardening and otherwise improving and maintaining of all lands for county buildings, *and of lands and buildings in counties of the fourth, fifth and sixth classes for the care of dependents and farms*, either by contract or by county employes, as they deem proper.

(d) To the extent that any of the matters provided for herein are otherwise specifically provided for by law, with regard to any particular acquisitions of real property by counties, either by tax sales or by other purchases, this section shall not apply to such matters.

Section 8. The act of June 24, 1937 (P. L. 2017), known as the "County Institution District Law," is repealed as to counties of the fourth, fifth and sixth classes. Specific repeal

Section 9. This act shall take effect January 1, 1962. Effective date.

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

DAVID L. LAWRENCE

—  
No. 639

AN ACT

Amending the act of April 12, 1951 (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," removing the prohibition against Sunday sales of liquor or malt or brewed beverages by public service licensees.

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

Third paragraph, subsection (a), section 406, act of April 12, 1951, P. L. 90, amended January 7, 1960, P. L. 2106, further amended.

Section 1. The third paragraph of subsection (a) of section 406, act of April 12, 1951 (P. L. 90), known as the "Liquor Code," amended January 7, 1960 (P. L. 2106), is amended to read:

Section 406. Sales by Liquor Licensees; Restrictions.

—(a) \* \* \*

Hotel and restaurant liquor licensees, other than those located in cities of the first and second class, [and public service liquor licensees] their servants, agents or employes may sell liquor and malt or brewed beverages only after seven o'clock antemeridian of any week day and until two o'clock antemeridian of the following day, and shall not sell on Sunday. No hotel, restaurant and public service liquor licensee shall sell liquor and malt or brewed beverages after two o'clock antemeridian on any day on which a general, municipal, special or primary election is being held until one hour after the time fixed by law for closing the polls. No club licensee or its servants, agents or employes may sell liquor or malt or brewed beverages between the hours of three o'clock antemeridian and seven o'clock antemeridian on any day. *No public service liquor licensee or its servants, agents or employes may sell liquor or malt or brewed beverages between the hours of two o'clock antemeridian and seven o'clock antemeridian on any day.*

\* \* \* \* \*

Subsection (e), section 408 of the act amended.

Section 2. Subsection (e) of section 408 of the act is amended to read:

Section 408. Public Service Liquor Licenses.—

\* \* \* \* \*

(e) [Sales] *Except as otherwise specifically provided, sales of liquor and malt or brewed beverages by the aforesaid public service company licensees shall be made in accordance with, and shall be subject to, the provisions of this act relating to the sale of liquors by restaurant licensees.*

First paragraph, clause (5), section 492 of the act, amended July 3, 1957, P. L. 475, further amended.

Section 3. The first paragraph of clause (5) of section 492 of the act, amended July 3, 1957 (P. L. 475), is amended to read:

Section 492. Unlawful Acts Relative to Malt or Brewed Beverages and Licensees.—

It shall be unlawful—

\* \* \* \* \*

(5) Sales of Malt or Brewed Beverages by Hotels, Eating Places or Public Service Licensees During Pro-

hibited Hours.—For any hotel or eating place holding a retail dispenser's license, [or any malt or brewed beverage public service licensee] or the servants, agents or employes of such licensees, to sell, trade or barter in malt or brewed beverages between the hours of twelve o'clock midnight of any Saturday and seven o'clock in the forenoon of the following Monday, or between the hours of two o'clock antemeridian and seven o'clock antemeridian of any week day. *For any public service licensee authorized to sell malt or brewed beverages or the servants, agents or employes of such licensees to sell, trade or barter in malt or brewed beverages between the hours of two o'clock antemeridian and seven o'clock antemeridian on any day.*

\* \* \* \* \*

Section 4. This act shall take effect immediately.

Act effective  
immediately.

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

DAVID L. LAWRENCE

No. 640

AN ACT

Amending the act of June 26, 1931 (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," requiring counties of the fifth class advanced in classification to counties of the third class to operate a tax assessment system and to continue a permanent system of records pursuant to "The Fourth to Eighth Class County Assessment Law."

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

Counties of  
third class.

Section 1. Section 6, act of June 26, 1931 (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and

Section 6, act of  
June 26, 1931,  
P. L. 1379,  
amended July 29,  
1953, P. L. 974,  
further amended.