

board shall refuse any application for a new license or the transfer of any license to a new location if, in the board's opinion, such new license or transfer would be detrimental to the welfare, health, peace and morals of the inhabitants of the neighborhood within a radius of five hundred feet of the place proposed to be licensed: And provided further, That the board shall not issue new licenses in any license district more than twice each license year, effective from specific dates fixed by the board, and new licenses shall not be granted, except for hotels as defined in this act, unless the application therefor shall have been filed at least thirty days before the effective date of the license: And provided further, That nothing herein contained shall prohibit the board from issuing a new license for the balance of any unexpired term in any license district to any applicant in such district, who shall have become eligible to hold such license as the result of legislative enactment, when such enactment shall have taken place during the license term of that district for which application is made or within the thirty days immediately preceding such term, *nor shall anything herein contained prohibit the board from issuing at any time a new license for an airport restaurant, as defined in section 461 of this act, for the balance of the unexpired license term in any license district.*

APPROVED—The 21st day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 664

AN ACT

Amending the act of July 8, 1957 (P. L. 569), entitled "An act providing compensation to certain persons who served in the military, naval or air forces of the United States or of any of her allies during the Korean Conflict; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation and providing penalties," defining "veteran" so as to include career servicemen, and placing limitations on the amount of compensation.

Korean Conflict
Veterans'
Compensation
Act.

Section 2, act of
July 8, 1957,
P. L. 569
amended
December 1,
1959, P. L. 1686,
further amended.

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

Section 1. Section 2, act of July 8, 1957 (P. L. 569), known as the "Korean Conflict Veterans' Compensation Act," amended December 1, 1959 (P. L. 1686), is amended to read:

Section 2. Definitions.—As used in this act, the word “veteran” includes any individual a member of the military, naval or air forces of the United States or of any of her allies during the Korean Conflict, between June 25, 1950, and July 27, 1953, but does not include (1) any individual at any time during such periods or thereafter separated from such forces under other than honorable conditions, (2) any conscientious objector who performed no military duty whatsoever or refused to wear the uniform, (3) any alien at any time during such periods or thereafter discharged from military, naval or air forces on account of his alienage, or (4) any individual who renounced his United States citizenship during such period [or (5) any individual who was a member of the regular Armed Forces of the United States with continuous service four years immediately prior to June 25, 1950, except those awarded the Korean Service Medal for active foreign and/or sea service].

The term “legal resident of this Commonwealth” means any individual *living and residing within the Commonwealth of Pennsylvania as of January 1, 1961, or in the case of persons who were on active service with the armed forces on January 1, 1961, who were legal residents of the Commonwealth of Pennsylvania on January 1, 1961, and who gave the State of Pennsylvania or any specific place in this Commonwealth as his or her place of residence or home address at the time of entering the military, naval or air forces of the United States or of any of her allies for such period without regard to the place of enlistment, commission or induction. The proof of such residence shall be either the official records on file in the Department of Defense of the United States, or on file in the comparable governmental agency of any of her allies, or such other evidence of bona fide residence as may be deemed sufficient by the Adjutant General of Pennsylvania.*

Section 2. Section 3 of the act is amended to read: Section 3 of the act, amended.

Section 3. Computation of Compensation.—Compensation shall be payable under this act to any veteran a legal resident of this Commonwealth and shall be computed on the basis of fifteen dollars (\$15) for every month, or major fraction thereof, of active foreign and/or sea service for those veterans who were awarded or authorized the Korean Service Medal and ten dollars (\$10) for every month, and major fraction thereof, of other active service in the military, naval or air forces of the United States or of any of her allies, as shown by the service or other record of the veteran, except that the compensation of a veteran who died in active military, naval or air service during the period set forth in section 2 of this act shall be five hundred dollars (\$500).

No veteran who served less than sixty days active service during the period specified in section 2, shall be entitled to receive any compensation under this act. Any eligible veteran who was in active service during the period specified shall be allowed the per monthly compensation as designated until January 27, 1954, but no veteran shall be entitled to receive compensation under this act in a sum to exceed five hundred dollars (\$500).

Nor shall any individual who was a member of the regular armed forces of the United States with continuous service for four years immediately prior to June 25, 1950, except those who had been awarded the Korean Service Medal for active foreign and/or sea service and who have received compensation from the Commonwealth of Pennsylvania under the act of June 11, 1947 (P. L. 565), known as the "World War II Veterans' Compensation Act," receive compensation under this act in a sum that would cause his total compensation under the "World War II Veterans' Compensation Act" and this act to exceed a sum of five hundred dollars (\$500) in the aggregate.

Clause (6), section 4 of the act, amended December 1, 1959, P. L. 1686, repealed.

Section 3. Clause (6) of section 4 of the act, amended December 1, 1959 (P. L. 1686), is repealed.

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

DAVID L. LAWRENCE

No. 665

AN ACT

Amending the act of May 26, 1891 (P. L. 129), entitled "An act authorizing and empowering the court of common pleas of the several counties of this Commonwealth to change, alter and direct the mode of preparing and keeping indices in the several offices of record in said counties, and for preparing, making and substituting new indices for old indices or parts thereof," providing for the granting of contracts for new indices.

Court of common pleas authority to change mode of keeping indices.

Act of May 26, 1891, P. L. 129, amended by adding a new section 2.1.

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

Section 1. The act of May 26, 1891 (P. L. 129), entitled "An act authorizing and empowering the court of common pleas of the several counties of this Commonwealth to change, alter and direct the mode of preparing and keeping indices in the several offices of record in said counties, and for preparing, making and substituting new indices for old indices or parts thereof," is amended by adding, after section 2, a new section to read: