

not exceeding five thousand dollars (\$5000) and to undergo imprisonment by separate or solitary confinement at labor [of not less than five (5) years and not exceeding ten (10)] *for an indeterminate term having a minimum of five (5) years and a maximum of twenty (20) years*; for a second offense, or, if in case of a first conviction of violation of any provisions of this section, the offender shall previously have been convicted of any violation of the laws of the United States or of any other state, territory or district relating to drugs, and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth, to pay a fine not exceeding [ten thousand dollars (\$10,000)] *fifteen thousand dollars (\$15,000)* and to undergo imprisonment by separate or solitary confinement at labor [of not less than ten (10) years and not exceeding twenty (20)] *for an indeterminate term having a minimum of ten (10) years and a maximum of thirty (30) years*; and for a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the law of the United States or of any other state, territory or district relating to drugs, and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth, to pay a fine not exceeding [fifteen thousand dollars (\$15,000)] *thirty thousand dollars (\$30,000)* and to undergo an imprisonment by separate or solitary confinement at labor for the term of his natural life. For any offense the penalty for which is provided in this paragraph, the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted by the court.

Second offense.

Third offense.

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

DAVID L. LAWRENCE

No. 673

AN ACT

Amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," giving trials for violation of the act precedence over other criminal trials and regulating postponements.

Drugs.

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

Section 12, act of July 11, 1917, P. L. 758, amended by adding two new subsections (e) and (f).

Section 1. Section 12, act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," is amended by adding, at the end thereof, two new subsections to read:

Section 12.

* * * * *

(e) *Any trial of any prosecution for violation of this act shall be held as soon after indictment as possible.*

(f) *The postponement of any trial for violation of this act shall be permitted only upon approval of a president judge of the court in which the prosecution is set for trial. A president judge shall approve the postponement only upon sworn petition of the defendant presented in open court at least two days before the date of trial and after investigation by the district attorney of the reasons assigned for the postponement.*

Act effective immediately.

Section 2. This act shall take effect immediately.

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

DAVID L. LAWRENCE

No. 674

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," authorizing increase in the number of meetings for which supervisors may be paid without the prior approval of the auditors; further providing for the attendance of supervisors or employes at road meetings and conventions; imposing duties on township secretaries; changing the time which may be expended by auditors in the completion of audits; authorizing managers to attend meetings of county associations of township officers; further providing for the parties who may protest a change in zoning.

The Second Class Township Code.

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