

Section 1. Subsections (b) and (c) of section 1716, act of July 28, 1953 (P. L. 723), known as the "Second Class County Code," are repealed.

Section 2. This act shall take effect immediately.

APPROVED—The 13th day of December, A. D. 1967.

RAYMOND P. SHAFER

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No. 333

AN ACT

HB 461

Amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the purchases of handicapped-made products and services.

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

Section 1. Section 2409.1, act of April 9, 1929 (P. L. 177), known as "The Administrative Code of 1929," added July 29, 1953 (P. L. 1443) and amended August 1, 1963 (P. L. 453), is amended to read:

Section 2409.1. [Blind-Made] Handicapped-Made Products and Services.—(a) Notwithstanding other provisions of this act, [blind-made] handicapped-made products and services shall be purchased by the Commonwealth in accordance with the provisions of this section.

(b) The Secretary of Property and Supplies shall have the power, and it shall be his duty, to determine the fair market price on all brooms and mops and other suitable products manufactured by the [blind] handicapped and services rendered by the [blind] handicapped and offered for sale to the Commonwealth or any of its agencies by any charitable nonprofit-making agency for the [blind] handicapped, incorporated under the laws of this Commonwealth, and manufactur-

ing merchandise and providing services within this Commonwealth, and approved for such purpose by the Department of Property and Supplies, to revise such prices from time to time, in accordance with changing market conditions, and to make such rules and regulations regarding specifications, time of delivery and other relevant matters as are necessary to carry out the provisions of this section. At the request of the Secretary of Property and Supplies and with the approval of the Secretary of Public Welfare, the Department of Public Welfare or other nonprofit-making agency shall facilitate the distribution of orders and services among agencies for the [blind] handicapped.

(c) Except as hereinafter provided, all brooms, mops and other suitable products and services, hereafter procured by or for the Commonwealth or any of its agencies, shall be procured, in accordance with applicable specifications of the Department of Property and Supplies, from charitable nonprofit-making agencies for the [blind] handicapped, organized under the laws of this Commonwealth, and manufacturing such products and offering services within this Commonwealth, with the approval of the Department of Property and Supplies, whenever such products and services are available at a price determined to be the fair market price for the product, products or services so manufactured or offered, as hereinbefore provided.

(d) In the event brooms, mops and other suitable products or services are available for procurement from any department or agency of the Commonwealth, and procurement therefrom is required by the provisions of any other section of this act or of any other law of this Commonwealth, procurement of such products shall be made in accordance with such other provisions of law.

(e) As used in this section:

“Blind individual” means an individual whose (1) central visual acuity does not exceed 20/200 in the better eye with correcting lenses, or (2) widest diameter of the visual field subtends an angle no greater than twenty degrees.

“Handicapped-made” means products made or services rendered by persons who are blind, mentally retarded or physically handicapped.

“Mentally retarded” means subaverage general intellectual functioning which originates during the developmental period and is associated with impairment of one or more of the following: (1) maturation, (2) learning or (3) social adjustment.

“Physically handicapped” means a person who is limited in most activities and functioning by virtue of a severe impairment or imair-

ments of the various bodily systems which cannot be eliminated, modified or substantially reduced by the usual rehabilitation services and which preclude competitive employment.

Section 2. This act shall take effect July 1, 1967.

APPROVED—The 14th day of December, A. D. 1967.

RAYMOND P. SHAFER

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No. 334

AN ACT

HB 537

Amending the act of February 1, 1966 (P. L. 1656), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," changing the compensation of borough councilmen.

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

Section 1. Section 1001, act of February 1, 1966 (P. L. 1656), known as "The Borough Code," is amended to read:

Section 1001. Organization of Council; Quorum; Compensation; Eligibility.—The borough council shall organize on the first Monday of January of each even-numbered year, by electing one of their number as president and one of their number as vice-president, who shall hold such offices at the pleasure of the council. If the first Monday is a legal holiday, the meeting and organization shall take place the first day following. Any action taken by any borough council at any time between 12:01 o'clock ante meridian on January 1 of an even-numbered year and the organization of council in that year shall be subject to reconsideration by the new council at any time within ten days after such organization. The council may at the organization meeting elect such other officers as may be provided for by law or ordinance, or as may be deemed necessary for the conduct of affairs of the borough and may transact such other business as may come before the meeting. The president, and during his absence or incapacity the vice-president, shall preside over the meetings of council and perform such other duties as are prescribed by this act or by ordinance. A majority of the membership of council then in office shall constitute a quorum. [The councilmen] Councilmen may receive compensation to be fixed

by ordinance at any time and from time to time as follows: In boroughs whose population is [seven hundred fifty or less, a maximum of five