

No. 223

AN ACT

HB 1302

Reenacting and amending the act of November 1, 1971 (P.L.495, No.113), entitled "An act providing for the compensation of county officers in counties of the second through eighth classes, for the disposition of fees, for filing of bonds in certain cases and for duties of certain officers," increasing the salary of county officers and county commissioners.

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

Section 1. The act of November 1, 1971 (P.L.495, No.113), entitled "An act providing for the compensation of county officers in counties of the second through eighth classes, for the disposition of fees, for filing of bonds in certain cases and for duties of certain officers," is reenacted and amended to read:

Section 1. The annual salaries of county commissioners shall be as follows:

(1) Counties of the second class Chairman . . .	[\$29,300]	\$34,000
Other commissioners	[25,700]	32,000
(2) Counties of the second class A Chairman . .	[27,800]	30,300
Other commissioners	[24,200]	28,300
(3) Counties of the third class Chairman	[21,500]	25,000
Other commissioners	[20,000]	24,000
(4) Counties of the fourth class Chairman . . .	[18,000]	21,000
Other commissioners	[17,000]	20,000
(5) Counties of the fifth class Chairman	[15,000]	18,000
Other commissioners	[15,000]	18,000
(6) Counties of the sixth class Chairman	[13,000]	16,000
Other commissioners	[13,000]	16,000
(7) Counties of the seventh class Chairman . . .	[9,500]	12,500
Other commissioners	[9,500]	12,500
(8) Counties of the eighth class Chairman . . .	[8,000]	11,000
Other commissioners	[8,000]	11,000

Section 2. The annual salaries of sheriffs shall be as follows:

(1) Counties of the second class	[\$24,000]	\$27,000
(2) Counties of the second class A	[20,500]	23,500
(3) Counties of the third class	[17,500]	20,500
(4) Counties of the fourth class	[15,500]	18,500
(5) Counties of the fifth class	[13,000]	16,000
(6) Counties of the sixth class	[11,000]	14,000
(7) Counties of the seventh class	[9,500]	12,500
(8) Counties of the eighth class	[8,000]	11,000

Section 3. (a) The annual salaries of county treasurers shall be as follows:

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| (1) Counties of the second class | | [\$24,000] | \$27,000 |
| (2) Counties of the second class A | | [20,500] | 23,500 |
| (3) Counties of the third class | ..... | [17,500] | 20,500 |
| (4) Counties of the fourth class | ..... | [15,500] | 18,500 |
| (5) Counties of the fifth class | ..... | [13,000] | 16,000 |
| (6) Counties of the sixth class | ..... | [11,000] | 14,000 |
| (7) Counties of the seventh class | ..... | [9,500] | 12,500 |
| (8) Counties of the eighth class | ..... | [8,000] | 11,000 |

(b) Every county treasurer shall perform the duties now or hereafter required by law, and shall be an issuing agent of the Commonwealth of Pennsylvania for the sale of hunting licenses, fishing licenses, and dog licenses, and comply with the laws relating thereto and the rules and regulations of the Secretary of Revenue.

Section 4. The annual salaries of county controllers and auditors shall be as follows:

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|---|-------|------------|----------|
| (1) Counties of the second class | | [\$24,000] | \$27,000 |
| (2) Counties of the second class A | | [20,500] | 23,500 |
| (3) Counties of the third class | ..... | [17,500] | 20,500 |
| (4) Counties of the fourth class | ..... | [15,500] | 18,500 |
| (5) Counties of the fifth class | ..... | [13,000] | 16,000 |
| (6) Counties of the sixth class where the office of controller exists or may be created | ..... | [11,000] | 14,000 |
| (7) Counties of the seventh class where the office of controller exists or may be created | ..... | [9,500] | 12,500 |
| (8) Counties of the eighth class where the office of controller exists or may be created | ..... | [8,000] | 11,000 |

The county auditors in counties of the sixth, seventh, and eighth classes, where the office of controller does not exist, shall each receive [thirty dollars (\$30)] *forty dollars (\$40)* for each six hours of work in the discharge of their duties, together with [twelve cents (12c)] *fifteen cents (15c)* per circular mile from and to their homes, once, each and every day so employed.

Section 5. The annual salaries of *part-time* district attorneys shall be as follows:

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| (1) Counties of the second class | | [\$24,000] | \$28,000 |
| (2) Counties of the second class A | | [20,500] | 24,500 |
| (3) Counties of the third class | ..... | [18,000] | 22,000 |
| (4) Counties of the fourth class | ..... | [16,500] | 20,500 |
| (5) Counties of the fifth class | ..... | [13,500] | 17,500 |
| (6) Counties of the sixth class | ..... | [11,000] | 15,000 |
| (7) Counties of the seventh class | ..... | [9,500] | 13,500 |
| (8) Counties of the eighth class | ..... | [8,000] | 12,000 |

Section 6. (a) The annual salaries of recorders of deeds shall be as follows:

- (1) Counties of the second class [**\$24,000**] *\$27,000*
- (2) Counties of the second class A [**20,500**] *23,500*
- (3) Counties of the third class [**17,500**] *20,500*
- (4) Counties of the fourth class [**15,500**] *18,500*
- (5) Counties of the fifth class [**13,000**] *16,000*
- (6) Counties of the sixth class [**11,000**] *14,000*
- (7) Counties of the seventh class [**9,500**] *12,500*
- (8) Counties of the eighth class [**8,000**] *11,000*

(b) The recorder of deeds shall perform the duties now or hereafter required by law, and shall be the collection agent for the Commonwealth of Pennsylvania of the Pennsylvania realty transfer tax, and shall comply with the laws relating thereto and the rules and regulations of the Secretary of Revenue.

(c) The recorder of deeds shall be the collection agent for any political subdivision levying a local realty transfer tax without compensation from the political subdivision. On or before the tenth of each month, the recorder of deeds shall pay over to the appropriate political subdivision all local realty transfer taxes collected, less two per cent for use of the county, together with a report containing the information as is required by the Commonwealth of Pennsylvania in reporting collections of the Pennsylvania realty transfer tax. The recorder of deeds shall pay the two per cent withheld to the county. The county shall obtain and pay the premium or premiums on any bond or bonds necessary to cover the performance of the recorder of deeds' duties under this subsection.

Section 7. (a) The annual salaries of registers of wills shall be as follows:

- (1) Counties of the second class [**\$24,000**] *\$27,000*
- (2) Counties of the second class A [**20,500**] *23,500*
- (3) Counties of the third class [**17,500**] *20,500*
- (4) Counties of the fourth class [**15,500**] *18,500*
- (5) Counties of the fifth class [**13,000**] *16,000*
- (6) Counties of the sixth class [**11,000**] *14,000*
- (7) Counties of the seventh class [**9,500**] *12,500*
- (8) Counties of the eighth class [**8,000**] *11,000*

(b) The registers of wills shall perform the duties now or hereafter required by law, and shall be the agent of the Commonwealth of Pennsylvania for the collection of Pennsylvania transfer inheritance and estate taxes in the case of resident decedents under the supervision of the Secretary of Revenue and pursuant to the rules and regulations of the Secretary of Revenue.

Section 8. The annual salaries of prothonotaries, clerks of the criminal court division of the courts of common pleas and clerks of the orphans' court division of the courts of common pleas shall be as follows:

- (1) Counties of the second class [**\$24,000**] *\$27,000*
- (2) Counties of the second class A [**20,500**] *23,500*
- (3) Counties of the third class [**17,500**] *20,500*

(4) Counties of the fourth class	[15,500]	18,500
(5) Counties of the fifth class	[13,000]	16,000
(6) Counties of the sixth class	[11,000]	14,000
(7) Counties of the seventh class	[9,500]	12,500
(8) Counties of the eighth class	[8,000]	11,000

Section 9. The annual salaries of coroners shall be as follows:

(1) Counties of the second class	[\$24,000]	\$27,000
(2) Counties of the second class A	[18,600]	21,600
(3) Counties of the third class	[13,000]	16,000
(4) Counties of the fourth class	[11,000]	14,000
(5) Counties of the fifth class	[8,000]	11,000
(6) Counties of the sixth class	[3,000]	5,000
(7) Counties of the seventh class	[2,500]	4,500
(8) Counties of the eighth class	[1,500]	3,500

Section 10. The annual salaries of jury commissioners shall be as follows:

(1) Counties of the second class	[\$16,700]	\$19,700
(2) Counties of the second class A	[6,000]	8,500
(3) Counties of the third class	[2,500]	4,500
(4) Counties of the fourth class	[1,800]	3,500
(5) Counties of the fifth class	[1,300]	3,000
(6) Counties of the sixth class	[1,000]	2,000
(7) Counties of the seventh class	[800]	1,600
(8) Counties of the eighth class	[600]	1,200

Section 11. Where any of the officers herein mentioned hold two or more of the offices for which a salary is herein fixed, he shall receive the highest salary fixed for any one of the offices which he holds, plus an additional amount of one thousand dollars (\$1,000) per annum.

Section 12. (a) The county officers shall be paid only the salary provided herein for services performed for the county or any other governmental unit: Provided, however, That this restriction shall not apply to those county officers receiving a salary as executive and administrative officers of institution districts existing in their counties.

(b) All fees and commissions received in the conduct of any county office shall be paid directly to the county. Fees shall not be deemed to include reimbursement for mileage.

Section 13. The provisions of this act shall be severable. If any word, phrase, clause, sentence, section or provision of this act is for any reason held to be unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional word, phrase, clause, sentence, section or provision thereof not been included herein.

Section 14. This act shall take effect immediately.

Section 2. This act shall take effect immediately and shall be applicable to each officer when permitted by the Constitution of the Commonwealth of Pennsylvania.

APPROVED—The 7th day of October, A. D. 1976.

MILTON J. SHAPP