

## No. 1982-232

## AN ACT

## HB 2603

Amending the act of July 3, 1947 (P.L.1228, No.499), entitled "An act to establish in cities of the first class a house of detention for delinquent, dependent and neglected children up to eighteen years of age, and providing for the management and the maintenance thereof," eliminating management and maintenance by a board of managers appointed by the judges of the Family Court Division of the Court of Common Pleas and providing for management and maintenance by the city where the house of detention is located.

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

Section 1. Sections 2, 3, 4 and 5, act of July 3, 1947 (P.L.1228, No.499), entitled "An act to establish in cities of the first class a house of detention for delinquent, dependent and neglected children up to eighteen years of age, and providing for the management and the maintenance thereof," are amended to read:

Section 2. **[Board of Managers; Appointment; Term of Office; Compensation; Removal] Management.**—A house of detention established under the provisions of this act, shall be provided and managed by **[a board of managers consisting of five members, two of whom shall be women, said board of managers to be appointed by the judges of the Municipal Court of Philadelphia County having jurisdiction in the said city. Such board of managers shall serve without compensation, and shall hold office for two years and until their successors are appointed, subject to removal by the judges of the Municipal Court of Philadelphia.]** *the city in which the house of detention is located.*

Section 3. Duties of **[Board of Managers] the City.**—The duties of **[the board of managers] a city of the first class** shall be to provide a **[house] facility [purchased by the city]** for the reception of children to be placed therein under the provisions of this act, to alter said **[house] facility** for such purpose, to keep the same in repair, and generally to fit and furnish said **[house] facility** so that the same may be suitable for the care of the children intended to be received, and especially to arrange such **[house] facility** so that a separate room (so far as possible) may be provided for the accommodation of each child who may be received therein, and generally to supervise and oversee the management of said **[house] facility.** *A city of the first class shall, by ordinance, designate the department of the city under which said facility shall be managed, operated and controlled.*

Section 4. Payment of Expenses.—**[Expenses incurred in the performance of the duties of the board of managers shall be itemized and presented with proper vouchers to the county commissioners of the county containing said houses of detention for which said board of managers**

may be appointed who shall be required to pay the said expenses.] *Any city of the first class in which such facility is located shall be responsible for the payment of the expenses incurred in the management, operation and control of such facility.*

Section 5. Appointment of [Caretakers] *Director*; Compensation.— It shall be the duty of [the board of managers to appoint a man and woman to] *a city of the first class to establish the procedure and qualifications for the appointment to the position of director. The director shall take charge of the [house] facility and children committed to such [house of detention] facility together with other adequate personnel, and generally to maintain order and discipline among the children so committed into their keeping. The salary or compensation to be paid to said [caretakers] director, and the personnel of [the said house of detention] such facility, shall be fixed by the [board of managers,] city and [certified to the said county commissioners as one of the expenses of maintaining such houses of detention as are established by this act.] paid by the city in which such facility is located.*

Section 2. All acts and parts of acts are repealed insofar as they are inconsistent herewith.

Section 3. The terms of office of any member of the board of managers who is currently holding office shall terminate upon the effective date of this act.

Section 4. This act shall take effect in 60 days.

APPROVED—The 7th day of December, A. D. 1982.

DICK THORNBURGH