

school district to provide for the expense and maintenance of the schools thereof from the end of the school year of said annexed and merged school district to the beginning of the next school year in said school district of the first class, and to provide for and pay the floating indebtedness of said annexed and merged school district. Said levy shall not exceed one-half of the last previous total annual millage levied by said school district of the first class.

APPROVED—The 12th day of May, A. D. 1921.

WM. C. SPROUL.

No. 251.

AN ACT

Providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecutions, desertion or nonsupport and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts.

Cash bail.

Character of proceedings in which permitted.

Section 1. Be it enacted, &c., That in all criminal or quasi criminal prosecutions, in any of the courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction, desertion or nonsupport and surety of the peace, pending in the said courts of this Commonwealth, in lieu of bail and recognizances with surety or sureties thereon required and approved by the court, the party or parties required to give and enter said bail or recognizances are hereby authorized and allowed to deposit, with the clerk of the respective court in which said prosecution or proceeding is pending, the amount in which bail or recognizance is required, in current funds of the United States, and said deposit shall be sufficient bail or recognizance, upon the defendant or defendants entering his or their own bail or recognizance in the prosecution or proceeding, to which said defendant or defendants would be entitled under existing laws by entering bail or recognizance with sufficient surety or sureties approved by the said court.

Disposition of cash by clerk of courts.

Section 2. That the clerk of the said court with whom any such deposit in lieu of surety or sureties shall be made shall deposit said funds in some national bank or trust company approved by the court for the use of the party or parties who may thereafter recover the same or become entitled thereto by reason of the forfeiture or other breach of the condition of the bail or recognizance in the prosecution or proceeding in which the said deposit was made: Provided, however,

That, upon the proper order of the said court, the clerk aforesaid shall be required to pay, to the party or parties entitled thereto, the said money deposited with him less his commission for receipting and paying out said moneys, which commission is hereby fixed at one-half of one per centum on all such moneys paid out, with a minimum commission of three dollars. A record of said money received for and paid out, the commissions retained, the name of parties from whom received and to whom paid, shall be entered, at the number and term of said prosecution or proceeding, upon the record of the court by the clerk thereof. In case there is no forfeiture or breach of condition of the bail or recognizance entered by the defendant or defendants in the prosecution or proceeding, and the same is terminated, then, upon the order of the court, the clerk shall pay said money deposited to the defendant or defendants, after the deduction of his commission as hereinbefore provided.

Commission of clerks.

Clerks' record.

Repayment of money to defendant.

Section 3. That the act, entitled "An act providing for a cash deposit in lieu of bail in cases of arrest, and prescribing the fees of the sheriff in case of forfeiture," approved the first day of May, Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws, one hundred and two), be, and the same is hereby, repealed.

Act of May 1, 1919 (P. L. 102), repealed.

APPROVED—The 12th day of May, A. D. 1921.

WM. C. SPROUL.

No. 252.

AN ACT

To amend section seven of an act, entitled "An act creating a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," approved the fourteenth day of May, Anno Domini one thousand nine hundred fifteen (Pamphlet Laws, five hundred twenty-four), by permitting the purchase of policies of boiler insurance.

Property of Commonwealth.

Section 1. Be it enacted, &c., That section seven of the act of General Assembly, entitled "An act creating a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," approved the fourteenth day of May, Anno Domini one thousand nine hundred fifteen (Pamphlet Laws, five hundred twenty-four), which reads as follows:—

Insurance.