

Section 2. That all acts and parts of acts inconsistent herewith be, and the same are hereby, repealed. Repeal.

APPROVED—The 25th day of May, A. D. 1921.

WM. C. SPROUL.

No. 409.

AN ACT

To amend section one of an act, approved the sixth day of May, Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws, two hundred and sixty-two), entitled "An act imposing certain liabilities on persons, firms, and corporations, in cities of the second class, for the cost of extinguishing fires which occur through their criminal intent, design, or wilful negligence, or where they have not complied with any law, ordinance, or other lawful regulation for the prevention of fire or the spreading thereof; providing a method for the ascertainment of such cost, and the manner of collecting the same," so as to extend its provisions to persons, firms, and corporations, in cities of the third class and boroughs.

Section 1. Be it enacted, &c., That section one of an act, approved the sixth day of May, Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws, two hundred and sixty-two), entitled "An act imposing certain liabilities on persons, firms, and corporations, in cities of the second class, for the cost of extinguishing fires which occur through their criminal intent, design, or wilful negligence, or where they have not complied with any law, ordinance, or other lawful regulation for the prevention of fire or the spreading thereof; providing a method for the ascertainment of such cost, and the manner of collecting the same," which reads as follows:—

Cities of second and third classes, and boroughs.

"Section 1. Be it enacted, &c., That where a fire originates on the premises occupied by any person, firm, or corporation, as a result of his or its criminal intent, design, or wilful negligence, or where said person, firm, or corporation has failed to comply with any law or ordinance of said cities, or any lawful regulation or requirement of any State or municipal authority, enacted or made for the prevention of fire or the spreading thereof, such person, firm, or corporation shall, in addition to the present penalties for the punishment of persons convicted of arson, or the payment of any fine or penalty for the violation of any law, ordinance, or lawful regulation or requirement of any State or municipal authority, enacted or made for the prevention of fire or the spreading thereof, be liable in a civil action to said cities for the payment of all costs and expenses of the fire departments of said cities, incurred in and about the use of employes, apparatus, and materials in the extinguishment of, or any attempt to extinguish, any fire originating as aforesaid. The

Section 1, act of May 6, 1915 (P. L. 262), cited for amendment.

amount of such costs and expenses shall be determined by the *director of the Department of Public Safety*, based upon the wages of the firemen and other *officers* for the time they were engaged in the extinguishment or the attempt to extinguish such fire, a reasonable amount as rental for the use of the apparatus of said city, and the cost of the water or other materials used in the extinguishment or the attempt to extinguish such fire, with an additional amount of ten per centum on the total amount, as aforesaid, as supervisory or overhead charges; *all of which shall be paid into the city treasury, for the use of said cities,*" is hereby amended to read as follows:—

Wilful or  
negligent fires.

Liability of person  
causing.

For expenses of  
fire department.

Amount.

Section 1. Be it enacted, &c., That where a fire originates on the premises, *in cities of the second class, cities of the third class, and boroughs*, occupied by any person, firm, or corporation, as a result of his or its criminal intent, design, or wilful negligence, or where said person, firm, or corporation has failed to comply with any law or ordinance of said cities or boroughs, or any lawful regulation or requirement of any State or municipal authority, enacted or made for the prevention of fire or the spreading thereof, such person, firm, or corporation shall, in addition to the present penalties for the punishment of persons convicted of arson, or the payment of any fine or penalty for the violation of any law, ordinance, or lawful regulation or requirement of any State or municipal authority enacted or made for the prevention of fire or the spreading thereof, be liable in a civil action to said cities and boroughs for the payment of all costs and expenses of the fire departments of said cities and boroughs, incurred in and about the use of employes *receiving compensation for services*, apparatus, and material in the extinguishment of, or any attempt to extinguish, any fire originating as aforesaid. *The amount of such costs and expenses shall be determined by the directors of the department of public safety in cities of the second and third class, and by the burgess in all boroughs.* The amount of such costs and expenses shall be determined by the *directors of public safety and the burgess*, based upon the wages of *paid* firemen and other *officials* for the time they were engaged in the extinguishment or the attempt to extinguish such fire, a reasonable amount as rental for the use of the apparatus, and the cost of water or other material used in the extinguishment or the attempt to extinguish such fire, with an additional amount of ten per centum on the total amount, as aforesaid, as supervisory or overhead

charges; and the said amounts collected shall be paid into the city or borough treasury for the use and maintenance of the fire departments.

Payment to insure for use of fire departments.

Section 2. All acts or parts of acts inconsistent with this act be, and the same are hereby, repealed.

Repeal.

APPROVED—The 25th day of May, A. D. 1921.

WM. C. SPROUL.

No. 410.

AN ACT

To amend sections one, two, three, four, five, and six, and repealing sections seven and eight, of an act, approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred and sixty-nine), entitled "An act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution to be nuisances; providing a method of abating same; establishing a method of procedure against those who use said buildings or parts for such purposes; and providing penalties for violations of this act."

Section 1. Be it enacted, &c., That sections one, two, three, four, five, and six of an act, approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred and sixty-nine), entitled "An act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution to be nuisances; providing a method of abating same; establishing a method of procedure against those who use said buildings or parts for such purposes; and providing penalties for violations of this act," which reads as follows:—

Buildings used for fornication, etc.

Act of July 26, 1913 (P. L. 1369), amended.

"Section 1. Be it enacted, &c., That any building, or part of a building, used for purposes of fornication, lewdness, assignation, or prostitution shall be a nuisance.

Section 1, cited for amendment.

"Section 2. Any person knowing, or having reason to believe, that any building, or part of a building, is so used may, in writing, notify the owner and agent of the owner that such building, or part of a building, is so used. A copy of said notice shall be served on the person using said building, or part thereof, as aforesaid. Such notification may be served personally or by registered mail. Any such agent shall be guilty of a misdemeanor who shall receive such notification and who shall not, within twenty-four hours, either deliver the same to the owner personally, or mail the same to the owner by registered mail, provided the address of the owner be known to the agent. If such nuisance be not abated within one week after the service of such notice, as aforesaid, the court of common pleas of the county, on the petition of the district attorney or of any citizen of the county, may, after hearing, grant a

Section 2, cited for amendment.