

No. 222

AN ACT

To further amend section three hundred nine of the act, approved the eleventh day of July, Anno Domini one thousand nine hundred twenty-three (Pamphlet Laws, nine hundred ninety-eight), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties."

Section 1. Be it enacted, &c., That section three hundred nine of the act, approved the eleventh day of July, Anno Domini one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred ninety-eight), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," as last amended by the act, approved the twenty-fifth day of April, Anno Domini one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred), be and the same is hereby amended to read as follows:

Section 309. The superintendent of any State or licensed school for mental defectives may receive and detain any mentally defective person, resident of this State, under twenty years of age and incapable of being properly educated and trained in the public schools, whose condition of mental defect and whose need of and fitness for care in a school for mental defectives shall have been certified to by a qualified physician, and whose admission shall be applied for by a parent, guardian, or relative of such person, or by any other responsible person having custody of such mentally defective person or being liable for his support.

The said application shall be made on a form prescribed by the department, and shall state the name, sex, age, and residence of said mentally defective person, and such other facts as may be required by the department. If the facts or any of them are unknown to the applicant, it shall be so stated in the application.

If the said application is for the admission of a person to a school owned and controlled by the Common-

Mental Health Act.

Section 309, act of July 11, 1923 (P. L. 998), as last amended by act of April 25, 1929 (P. L. 700), further amended.

Admission of mental defectives under 20 years of age.

Application.

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Endorsement by poor authorities.

wealth, it shall be endorsed by the poor authorities of the county in which the said person resides, if there be such authorities in said county, otherwise by the directors or overseers of the poor district in which said person resides.

Consent of superintendent.

But before any person shall be admitted to any school for mental defectives under the provisions of this section, the consent of the managers or superintendent thereof to such admission shall have been obtained.

Statement as to ability to defray expenses of support.

The poor authorities of any county, or the overseers of the poor district therein, in endorsing an application for the admission of a person to said school, shall state whether or not such person has an estate of sufficient value or a parent or parents of sufficient financial ability to defray the expenses, in whole or in part, of supporting such person in said school, and if there be such means of support in part only, then the amount per month which the parents or parent or legal guardian of such person may be able to pay; and the person or persons who make the application for such admission shall therein make statement, under oath, as to such means of support. Before said managers or superintendent shall accept an application for the admission of any person, the Department of Revenue shall fix the amount, if any, which shall be paid for such support according to the ability of such parents or parent of the person, or according to the value of such person's estate, if any, and shall require payment for such support, so far as there may be ability to pay, as a condition to the admission or retention of said person. Said amount may, at any time, be changed by said Department of Revenue upon receiving further information concerning such means of support. When neither the said person nor his parent or parents are of sufficient financial ability to defray the expense [in whole or in part,] of his support in said school, [the ascertainment of the facts shall be as hereinbefore stated, and] the poor authorities or directors or overseers of the poor, endorsing the application, shall [agree to] pay to the Department of Revenue, as collection agency of the school, *such* an amount for clothing as may be required for the comfort and advantage of said person, at an annual rate to be established by the Department of Revenue. All other support at the school shall be provided for by annual appropriations, at such per capita rates as shall be appropriated by the General Assembly, on the application of the trustees or managers, after submission of the same to and approval by the Department of Welfare: Provided, however, That in any judicial district in which there is a municipal court, vested with the exclusive jurisdiction over proceedings concerning children suffering from epilepsy, nervous and

Superintendent to fix amount.

Payment as a condition of admission.

Inability to pay.

Poor authorities to pay for clothing.

Other support to be provided by State.

Proviso.

Jurisdiction of Municipal Court.

mental defects, then admission of mentally defective or epileptic children to any State or municipal institution from said judicial district shall be exclusively vested in said court.

APPROVED—The 22d day of June, A. D. 1931.

GIFFORD PINCHOT

No. 223

AN ACT

To amend sections eleven, thirteen, fourteen, and sixteen of the act, approved the thirtieth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred eighty-five), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," by conferring additional powers on such corporations to frame by-laws on certain subjects, by regulating the use of the reserve fund, altering the provision for the removal of directors and officers of the association.

Section 1. Be it enacted, &c., That section eleven of the act, approved the thirtieth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred eighty-five), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," is hereby amended to read as follows:

Section 11. Within thirty days after the recording of the articles of association in the office of the recorder of deeds, as prescribed in section four of this act, a call, signed by not less than a majority of the directors, shall be issued for a meeting of the common stockholders. At such meeting, or any adjourned session or sessions thereof, by-laws regulating and conducting the management of the association shall be adopted. Such by-laws shall, within the limits of this act, prescribe:

1. The time, place and manner of calling and holding meetings.

2. The number of directors, the time and manner of their election and removal, and their powers and duties, and the number, not less than a majority, necessary to the exercise of their powers, and the method of fixing their compensation, if any. *The by-laws may provide*

Cooperative Agricultural Associations.

Section 11, act of April 30, 1929 (P. L. 885), amended.

Meeting of association.

Adoption of by-laws.

Meetings.

Directors.