

Section 29. Repeals.—The following act is hereby expressly repealed as indicated:

The act, \*approved the seventeenth day of March, one thousand nine hundred and twenty-five (Pamphlet Laws 34), entitled “An act authorizing counties to engage in health work, and to appropriate moneys for such purposes,” which was formerly repealed, except as it related to counties of the first class, absolutely.

All other acts and parts of acts are repealed insofar as they are inconsistent with this act. But this act does not repeal any acts which confer health powers or duties upon counties generally, or upon any class of counties, or upon the health authorities of such counties, except as such acts are expressly and specifically repealed by this act; nor does this act repeal any act which confers health powers or duties upon school districts, nor any act relating to the public health, the enforcement of which is vested in the State Department of Health or other departments, boards, or commissions of the State government.

Section 30. Effective Date of Act.—The provisions of this act shall become effective immediately upon final enactment.

APPROVED—The 24th day of August, A. D. 1951.

JOHN S. FINE

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No. 316

AN ACT

To amend section one of the act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws 77), entitled “An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania, and providing for violations of the provisions of this act,” by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

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

Section 1. Section one of the act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws 77), entitled “An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania, and providing for violations of the provisions of this act,” is hereby amended to read as follows:

Public health  
and safety.

Section 1, act of  
May 19, 1897,  
P. L. 77,  
amended.

\* “approve” in original.

Bone boiling establishments regulated.

Approval of county department of health or joint-county department of health required in certain cases.

Approval of board of health of city or borough required in certain cases.

Approval of State Department of Health required in certain cases.

Penalties.

Act effective immediately.

Section 1. Be it enacted, &c., That from and after the passage of this act, bone boiling establishments and depositories of dead animals may be established and operated in this Commonwealth under the following conditions, to wit: That *no establishment for bone boiling or depository of dead animals shall be erected and operated in any political subdivision within the jurisdiction of a county department of health or joint-county department of health, unless the permission of the county department of health or joint-county department of health is obtained, and the establishment shall be conducted in accordance with the regulations prescribed by the county department of health or joint-county department of health; and that no establishment for bone boiling or depository of dead animals shall continue to be operated or shall be erected and operated within any city or borough [within this Commonwealth] which is not within the jurisdiction of a county department of health or joint-county department of health, unless the permission of the board of health of said city or borough shall have been obtained, and the said establishment shall be conducted in accordance with the regulations prescribed by the said board of health; and further, in case a bone boiling establishment or depository of dead animals exists, or is erected and conducted in [a] any township [in any county of this Commonwealth] which is not within the jurisdiction of a county department of health or joint-county department of health, the same shall be conducted under the supervision and subject to the regulations prescribed by the State [Board] Department of Health. And every person offending against the provisions of this act, shall for every such offense, and each month's continuance of the same after notice, forfeit and pay to the county in which the offense is committed, if such county has established a county department of health or is within the jurisdiction of a joint-county department of health, or to the board of health if in a city or borough which is not within the jurisdiction of a county department of health or joint-county department of health, or to the school board of the district or township if in a township which is not within the jurisdiction of a county department of health or joint-county department of health, the sum of fifty dollars, to be recovered as debts of that amount are recoverable, and also to be liable to indictment at common law for creating and maintaining a nuisance.*

Section 2. The provisions of this act shall become effective immediately upon final enactment.

APPROVED—The 24th day of August, A. D. 1951.

JOHN S. FINE