

strued to affect or impair the power of any court having jurisdiction to remove any fiduciary under the provisions of any other law of this Commonwealth.

If the parties to whom the notice required by this section has been given, do not [, within the thirty-day period,] make such application, or pursue whatever method is prescribed by the instrument under which the fiduciary relationship was established, for the appointment of a substituted fiduciary, and give the surviving or new incorporated institution notice thereof, or if it is impracticable to give notice, as where there are unborn beneficiaries, the surviving or new incorporated institution shall continue to be fiduciary, subject to removal only at such time, under such circumstances, and by such authority as could have effected the removal of the original corporation as fiduciary if the merger or consolidation had never come into existence.

B. Whenever a bank and trust company, a trust company, or a national banking association, *authorized to act as a fiduciary in this Commonwealth, has heretofore been, or shall hereafter be, named or appointed trustee, guardian, executor, administrator, or other fiduciary, such nomination or appointment shall not be deemed to have lapsed by reason of the merger or consolidation of such bank and trust company, trust company, or national banking association with one or more corporations, pursuant to the provisions of this act, but such surviving or new incorporated institution shall be entitled to act in the same fiduciary capacity under such nomination or appointment as the original bank and trust company, trust company, or national banking association could have acted if such merger or consolidation had not been effected.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 29th day of September, A. D. 1955.

GEORGE M. LEADER

No. 180

AN ACT

Amending the act of June twenty-four, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," prohibiting certain sales of Salk polio vaccine.

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

"The Penal Code."

Section 1. The act of June twenty-four, one thousand nine hundred thirty-nine (Pamphlet Laws 872), known as "The Penal Code," is amended by adding,

Act of June 24, 1939, P. L. 872, amended by adding a new section 659.1.

* "authorize" in original.

after section six hundred fifty-nine, a new section to read:

Section 659.1. Sale of Salk Polio Vaccine.—(a) Any person other than a licensed physician or pharmacist, who offers for sale or sells or distributes any Salk polio vaccine at retail, is guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding five hundred dollars (\$500), or to undergo imprisonment not exceeding one (1) year, or both.

(b) Any manufacturer who offers for sale, sells or distributes, and any person who offers for sale, sells or distributes, at wholesale or in wholesale quantities, any Salk polio vaccine to any person other than the following: (i) an agency of the United States government authorized by Federal Law to make purchases of vaccine; (ii) the Department of Health of the Commonwealth of Pennsylvania; (iii) any political subdivision; or (iv) any licensed physician or pharmacist; shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding five hundred dollars (\$500), or to undergo imprisonment not exceeding one (1) year, or both.

APPROVED—The 6th day of October, A. D. 1955.

GEORGE M. LEADER

No. 181

AN ACT

Amending the act of May seventeen, one thousand nine hundred seventeen (Pamphlet Laws 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," further providing for the suspension and revocation of registration by the State Board of Pharmacy.

Pharmacy.

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

Section 6, act of
May 17, 1917,
P. L. 208,
amended May 11,
1949, P. L. 1095,
further amended.

Section 1. Section six, act of May seventeen, one thousand nine hundred seventeen (Pamphlet Laws 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations