

No. 320

AN ACT

Amending the act of June twenty-four, one thousand nine hundred thirty-seven (Pamphlet Laws 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," authorizing the sale of surplus farm products and other personal property.

County Institu-
tion District
Law.

Section 305, act
of June 24, 1937,
P. L. 2017,
amended Sep-
tember 29, 1951,
P. L. 1619,
further amended.

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

Section 1. Section three hundred five, act of June twenty-four, one thousand nine hundred thirty-seven (Pamphlet Laws 2017), known as the "County Institution District Law," amended September twenty-nine, one thousand nine hundred fifty-one (Pamphlet Laws 1619), is amended to read:

Section 305. Powers and Duties as to County Institution District Property.—As a function of the institution district and with its funds, the commissioners of each county shall have the power and it shall be their duty:

(a) With the approval of the Department of Welfare as to suitability and of the Court of Quarter Sessions of the Peace as to the amount of money to be expended, and upon such notice as the court may require, to acquire, by purchase or the right of eminent domain, lands and buildings for the care of dependents and for farms, taking title in the name of the county institution district;

(b) To erect, equip, maintain, repair, alter and add to institutions for the care of dependents, and to equip, maintain, cultivate and improve farms, using their produce for the support of dependents. Any plan for the erection or substantial alteration of an institution must be approved as to suitability by the Department of Welfare and as to the amount of money to be expended by the Court of Quarter Sessions of the Peace;

(c) With the approval of the Court of Quarter Sessions of the Peace, upon such notice as the court may require, to sell or lease real [and personal] property of the institution district;

(d) To pay the other necessary expenses of the institution district;

(e) *To sell surplus farm products and other personal property deemed to be to the best interest of the institution district. Where the commissioner shall approve by resolution or ordinance a sale of such property, they shall estimate the sale value of the entire lot to be disposed of. If the value is estimated at two hundred dollars (\$200) or more, the entire lot shall be advertised for sale, once in at least two newspapers of the county, not less than ten days prior to the date fixed for opening of bids, and such date shall be announced in the advertisement. The property advertised shall be sold to the best responsible bidder. This clause shall not be mandatory where property is to be traded in or exchanged for new or other property. If the value of the property to be sold is estimated at less than two hundred dollars, (\$200) advertising for bids shall not be required, but at least two bids, in writing, must be received and the property shall be sold to the best responsible bidder.*

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 10th day of February, A. D. 1956.

GEORGE M. LEADER

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No. 321

AN ACT

Amending the act of June twenty-eight, one thousand nine hundred fifty-one (Pamphlet Laws 638), entitled "An act relating to the jurisdiction, powers, and duties of registers of wills, and regulating proceedings before them, and the costs thereof, the effects of their acts, and appeals therefrom," changing the procedure on probate of wills probated outside the Commonwealth.

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

Section 1. Section three hundred six, act of June twenty-eight, one thousand nine hundred fifty-one (Pamphlet Laws 638), known as the "Register of Wills Act of 1951," is amended to read:

Section 306. Wills Probated Outside the Commonwealth.—A duly authenticated copy of a will proved outside of the Commonwealth according to the law of the place of probate may be offered for probate before any register having jurisdiction, and letters testamen-

Register of Wills Act of 1951.

Section 306, act of June 28, 1951, P. L. 638, amended.