

No. 100

AN ACT

Amending the act of June 13, 1883 (P. L. 122), entitled "A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, providing for the improvement, amendment and alteration of the charters of corporations of the second class, and authorizing the incorporation of traction motor companies," removing a provision relating to construction of the act.

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

Corporations
of the second
class.

Section 1. Section 4, act of June 13, 1883 (P. L. 122), entitled "A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, providing for the improvement, amendment and alteration of the charters of corporations of the second class, and authorizing the incorporation of traction motor companies," amended June 14, 1957 (P. L. 311), is amended to read:

Section 4, act of
June 13, 1883,
P. L. 122,
amended June
14, 1957, P. L.
311, further
amended.

Section 4. Nothing in this act contained shall be construed to repeal or authorize the repeal of any of the requirements or restrictions of the said act of April twenty-ninth, one thousand eight hundred and seventy-four and its supplements, nor to dispense with any of the provisions of the said act, nor to authorize the right of eminent domain to be given to any corporation by amendment [including the right to extend the term of existence of the corporation or the territory in which the corporation may operate,] of its charter, nor to permit any change in the objects and purposes of such corporation as shown by its original charter.

Act of April 29,
1874, not
repealed nor
impaired.

Nor right of
eminent domain
required.

Nor original
charter changed.

APPROVED—The 15th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 101

AN ACT

Amending the act of July 22, 1913 (P. L. 928), entitled "An act relating to domestic animals; defining domestic animals so as to include poultry; providing methods of improving the quality thereof, and of preventing, controlling, and eradicating diseases thereof; imposing certain duties upon practitioners of veterinary medicine in Pennsylvania; regulating the manufacture, use and sale of tuberculin, mallein and other biological products for use with domestic animals; defining the powers and duties of the State Livestock Sanitary Board, and the officers and employees thereof; fixing the compensation of the Deputy State Veteri-

narian; and providing penalties for the violation of this act," prohibiting persons from impeding or hindering the testing of domestic animals or poultry by the Department of Agriculture and changing penalties.

State Livestock
Sanitary Board.

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

Act of July 22,
1913, P. L. 928,
amended by
adding a new
section 7.1.

Section 1. The act of July 22, 1913 (P. L. 928), entitled "An act relating to domestic animals; defining domestic animals so as to include poultry; providing methods of improving the quality thereof, and of preventing, controlling, and eradicating diseases thereof; imposing certain duties upon practitioners of veterinary medicine in Pennsylvania; regulating the manufacture, use and sale of tuberculin, mallein and other biological products for use with domestic animals; defining the powers and duties of the State Livestock Sanitary Board, and the officers and employees thereof; fixing the compensation of the Deputy State Veterinarian; and providing penalties for the violation of this act," is amended by adding, after section 7, a new section to read:

Cooperation
with authorized
agents for
testing required.

Section 7.1. It shall be unlawful for any person to impede, hinder or interfere, or to refuse to confine so as to allow testing without undue burden on the person testing, or to present his domestic animals or poultry for testing by any officers or agent of the Department of Agriculture in the performance of duties imposed by this act after reasonable notice of the proposed testing has been given.

Section 39 of the
act amended.

Section 2. Section 39 of the act is amended to read:

Violations.

Section 39. Any person, firm, or corporation that shall violate any of the provisions of this act shall, [be guilty of a misdemeanor, and] upon conviction thereof [shall for the first offense] *in a summary proceeding*, be sentenced to pay a fine of not [more than one hundred dollars] *less than twenty-five dollars nor more than fifty dollars for the first offense*. For [each subsequent] *the second offense*, such person, firm, or corporation shall be sentenced to pay a fine of not [more than five hundred dollars, and, in addition thereto, such person, or each of the members of the firm or each of the directors of the corporation, as the case may be, with guilty knowledge of the fact, may be sentenced to undergo imprisonment in the jail of the proper county for a period of not less than ten nor more than ninety days, or either or both, at the discretion of the court] *less than fifty dollars nor more than one hundred dollars*. *For the third offense, such person, firm, or corporation shall be sentenced to pay a fine of not less than one hundred dollars nor*

Penalty.

Second violation
and penalty.

Third violation
and penalty.

more than five hundred dollars. For the fourth offense, such person, firm, or corporation shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine of not less than five hundred dollars nor more than one thousand dollars or undergo imprisonment for a term not exceeding one year, or both. If the defendant is a firm or corporation, the responsible officers thereof shall undergo any prison term imposed.

Fourth violation and penalty.

Corporation officials responsible.

APPROVED—The 15th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 102

AN ACT

Amending the act of December 14, 1863 (1864, P. L. 1127), entitled "An act relating to the liens of common carriers, and others," reducing time after demand for payment after which property may be sold, and reducing the number of advertisements required for the sale of property.

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

Liens of common carriers.

Section 1. Section 1, act of December 14, 1863 (1864, P. L. 1127), entitled "An act relating to the liens of common carriers, and others," is amended to read:

Section 1, act of December 14, 1863 (1864, P. L. 1127), amended.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That in all cases, in which commission merchants, factors and all common carriers, or other persons, shall have a lien, under existing laws, upon any goods, wares, merchandise, or other property, for, or on account of, the costs, or expenses, of carriage, storage, or labor bestowed on such goods, wares, merchandise, or other property, if the owner, or consignee of the same, shall fail, or neglect, or refuse to pay the amount of charges upon any such property, *goods, wares, or merchandise, within [sixty] *thirty* days after demand thereof, made personally upon such owner, or consignee, then, and in such case, it shall and may be lawful for any such commission merchant, factor, common carrier, or other person, having such lien, as aforesaid, after the expiration of said period of [sixty] *thirty* days, to expose such goods, wares, merchandise, or other property, to sale, at public auction, and to sell the same, or so much thereof, as shall be sufficient to discharge said lien, together with costs of sale and advertising:

* "good" in original.