

be [in favor thereof] *against the continuance of such department or against the continuance of membership in such department, as the case may be.*

(d) When in the case of a single-county department the voters elect to dissolve the department, or in the case of a joint-county department the voters elect to withdraw, no new department of health may be created by resolution nor may the commissioners resolve to join with another county or other counties to create a joint department within five years of such dissolution.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 625

AN ACT

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," authorizing other than separate confinement in county penal institutions and requiring the approval of plans by the Department of Justice in certain cases.

The County Code.

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

Section 2328, act of August 9, 1955, P. L. 323, amended.

Section 1. Section 2328, act of August 9, 1955 (P. L. 323), known as "The County Code," is amended to read:

Section 2328. Special Provisions Relating to County Jails, Prisons, Workhouses and Detention Houses.—Except as may be otherwise provided by law for each county jail, prison, workhouse or detention house, the county commissioners shall appoint a superintendent and a matron and such other officers, as they may deem necessary, whose duties shall be prescribed by the regulations for such institutions and whose salaries shall be fixed by the salary board.

Every such institution [shall hereafter be so constructed that every person committed thereto, whether upon conviction or otherwise, may be confined separate and apart from every other person committed thereto, due regard being had in the plan of construction to the health of the persons to be so confined.] *which shall be hereafter erected or remodeled shall be so constructed as to reflect the declared objectives and policies of the county with respect to the number, type, length of stay, and program requirements of prisoners to be housed therein. Plans for the construction or remodeling of*

any county penal facility shall be submitted by the County Commissioners to the Department of Justice for its review and approval.

Commitments to every such institution shall be made as provided by law.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 626

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for payment of contributions to the School Employes' Retirement Fund on account of school employes on leave of absence for professional study.

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

Public School
Code of 1949.

Section 1. Article V. of the act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," is amended by adding, after section 522, a new section to read:

Article V., act of
March 10, 1949,
P. L. 30,
amended by add-
ing a new sec-
tion 522.1.

Section 522.1. Payments of Contributions to the School Employes' Retirement Fund on Account of School Employes on Approved Leaves of Absence for Professional Study Authorized.—Any school employe who has been granted a leave of absence, approved by the board of school directors, for professional study shall be considered to be in regular full-time daily attendance in the position from which the leave was granted during the period of said leave for the purpose of determining the employes right to make contributions as a member of the School Employes' Retirement Fund and continue his or her membership therein: Provided, That if the employe does not return to the employment of the school district for a period of at least one year the contributions made by and on behalf of the employe during the period of the leave of absence shall be refunded.

Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE