

## No. 36

## 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 county commissioners to make additional appropriations to agricultural or horticultural societies regardless of where the same are located.

The County Code.

Section 1937, act of August 9, 1955, P. L. 323, amended.

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

Section 1. Section 1937, act of August 9, 1955 (P. L. 323), known as "The County Code," is amended to read:

Section 1937. Agricultural or Horticultural Societies.—The county commissioners are hereby authorized to make appropriations annually out of the current revenues of the county to any incorporated agricultural or horticultural society or association located within the county. The total amount of any such appropriation in any one county shall not exceed fifteen hundred dollars (\$1500) in any one year. Where more than one such society or association is located in the county, the amount appropriated may be distributed and divided among said societies and associations in such proportions and such amount as the board of commissioners, in its discretion, may determine.

*The county commissioners are hereby authorized to make additional appropriations annually out of the current revenues of the county to any incorporated agricultural or horticultural society or association regardless of where the same is located within the Commonwealth. Such appropriations may be made in the amount of three hundred dollars (\$300) or more, but the total amount of such additional appropriations shall not exceed fifteen hundred dollars (\$1500) in any one year.*

APPROVED—The 15th day of May, A. D. 1963.

WILLIAM W. SCRANTON

## No. 37

## AN ACT

Amending the act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," establishing the State Har-

ness Racing Commission as a departmental administrative commission within the Department of Agriculture, and further appropriating funds in the State Harness Racing Fund.

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

State Harness  
Racing.

Section 1. The title and section 1, act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing with parimutuel wagering on the results thereof; creating the State Harness Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," amended September 20, 1961 (P. L. 1522), are amended to read:

Title and section  
1, act of Decem-  
ber 22, 1959,  
P. L. 1978,  
amended Septem-  
ber 20, 1961,  
P. L. 1522,  
further amended.

#### AN ACT

Providing for and regulating harness racing with parimutuel wagering on the results thereof; creating the State Harness Racing Commission as [an independent] a *departmental* administrative commission *within the Department of Agriculture* and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all \*moneys collected from the taxes; authorizing penalties; and making appropriations.

New title.

Section 1. State Harness Racing Commission.—The State Harness Racing Commission [is hereby] *heretofore* created as an independent administrative commission *is hereby established as a departmental administrative commission within the Department of Agriculture*, and it shall have general jurisdiction over all parimutuel harness racing activities in the State and the corporations engaged therein. Such commission shall consist of three members who shall be appointed by the Governor, by and with the advice and consent of the Senate. Each commissioner shall hold office for a term of three years. Such commissioners shall receive no salary but shall be reimbursed for expenses incurred in the performance of their official duties. The commission shall appoint such deputies, secretaries, officers, representatives and counsel as it may deem necessary, who shall serve during its pleasure, and shall also appoint such employes it may deem necessary and whose duties shall be prescribed by the commission and whose com-

\* "money" in original.

pensation shall be fixed by the commission within the appropriations available therefor. It shall be the duty of the secretary to keep a full and faithful record of the proceedings of such commission, preserve at the general office of such commission all books, maps, documents, and papers entrusted to his care, prepare for service such papers and notices as may be required of him by the commission, and perform such other duties as the commission may prescribe. The commission, or such officers, employes or agents of the commission as may be designated by the commission for such purpose, shall have the power to administer oaths and examine witnesses, and may issue subpoenas to compel attendance of witnesses, and the production of all relevant and material reports, books, papers, documents, correspondence, and other evidence. Such commission shall, annually, make a full report to the Secretary of Agriculture of its proceedings for the year ending with the first day of the preceding December and such suggestions and recommendations as it shall deem desirable. *Such commission shall exercise its powers and duties subject to the provisions of the Administrative Code of 1929, approved April 9, 1929 (P. L. 177), relating to departmental commissions.*

Subsection (b),  
section 16 of the  
act, amended.

Section 2. Subsection (b) of section 16 of the act is amended to read:

Section 16. Disposition and Appropriation of Funds Accruing under the Provisions of this Act.—

\* \* \* \* \*

(b) As much as may be necessary of such moneys is hereby appropriated to pay:

(1) The salaries of employes of the commission employed by or for it in accordance with the provisions of the act of April 9, 1929 (P. L. 177), known as "The Administrative Code of 1929," and its amendments. [and]

(2) *The payment of the compensation of employes of the Department of Revenue when used in collecting taxes and penalties imposed by this act, and*

(3) To pay all other expenses incurred by the commission in administering this act.

\* \* \* \* \*

Continuance in  
office and powers  
and duties sub-  
ject to this act.

Section 3. The members of the State Harness Racing Commission in office at the time of this enactment shall continue in office and, subject to the provisions of this enactment, shall continue to exercise the powers and duties heretofore granted until the expiration of the term for which they were appointed.

APPROVED—The 20th day of May, A. D. 1963.

WILLIAM W. SCRANTON