

paid on his behalf (except pursuant to the judgment of a court on account of benefits incorrectly paid on behalf of such individual), and there shall be no adjustment or recovery [(except after the death of such individual and his surviving spouse, if any,) from such individual's estate []] or from the estate of his spouse of any medical assistance for the aged correctly paid on behalf of such individual.

Section 2. This act shall take effect in sixty days.

When effective.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 362

AN ACT

Amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," authorizing officials, officers and agencies thereof to issue subpoenas for the purposes of certain hearings held by them; and authorizing refusal to obey such subpoenas or failure to testify or to be sworn or affirmed or any contempt, after summons to appear, to be cited for contempt, and requiring such testimony to be at a hearing at which the public is admitted.

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

Cities of second class.

Section 1. The act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," is amended by adding, after Article XI., a new article to read:

Act of March 7, 1901, P. L. 20, amended by adding Article XI.I.

*Article XI.I.*

*Powers of Subpoenas Compelling Testimony at Public or Closed Hearings.*

*Section 1. In any case where an official or officer of a city of the second class or any agency thereof is specifically empowered to conduct public hearings, such officer, official or agency shall have authority for the purposes of such hearings to issue subpoenas for the attendance and giving of testimony of such witnesses as are subject to the subpoenas of the courts of record of this Commonwealth, and to issue subpoenas duces tecum as to such witnesses. In the case of an agency, such subpoenas shall issue in the name of the city and of the agency upon the signature of the presiding officer thereof and the official seal, if any, of the agency.*

Subpoena powers.

*Any witness who refuses to obey a subpoena issued hereunder or who refuses to be sworn or affirmed or to*

Contempt citation application to common pleas court.

*testify after summons to appear may be cited for contempt, and for this purpose an application may be made to any court of common pleas within whose territorial jurisdiction the refusal occurred for which purpose such court is hereby given jurisdiction.*

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 363

AN ACT

Authorizing the Department of Property and Supplies, with the approval of the Secretary of Highways, the Secretary of Public Welfare and the Governor, to transfer certain real property in the City of Scranton, Lackawanna County, from the Department of Highways to the Department of Public Welfare in exchange for the transfer of certain real property located in Bensalem Township, Bucks County, from the Department of Public Welfare to the Department of Highways.

Real property.

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

Jurisdiction of certain property in Scranton, Lackawanna County, transferred to Department of Public Welfare, Clarks Summit State Hospital.

Section 1. The jurisdiction and control of all that tract or parcel of land with improvements thereon erected situate in the City of Scranton, Lackawanna County, described as follows, is hereby transferred to the Department of Public Welfare for use of Clarks Summit State Hospital:

Description.

All those lots or tracts of land known as Lots Nos. 23 and 24 in Square or Block No. 226, and situate:

(a) Upon street called and known as Wyoming Avenue upon the plot of Scranton intended to be duly registered and recorded, said lots being together 80 feet in front and 167 feet in depth and rectangular with an alley in the rear 16 feet wide for public use and with the privilege of using 10 feet in front of the front line of said lots on Wyoming Avenue and Ash Street for door, yard, vault, piazza, porch or bay window, but for no other purpose, the top line of said vault in no case to be higher than the top of the sidewalk;

(b) Together with the right of surface support acquired by deed of the Scranton Trust Company to the School District of the City of Scranton, dated August 28, 1917, and recorded in Lackawanna County in Deed Book Volume 280, at page 271.

And being the same premises conveyed to the Commonwealth of Pennsylvania by deed of the School Dis-