

tain and be applicable to estates, rights and interests in and uses of air space above the surface of the ground. Estates, rights and interests in air space above the surface of the ground shall be subject to the exclusive national sovereignty of the United States of America in the air space of the United States and the public right of transit and flight of aircraft granted by the United States of America and the Commonwealth of Pennsylvania.

Section 3. Estates, rights and interests in air space or parcels thereof above the surface of the ground, whether or not contiguous to the surface of the ground, shall if separately owned be separately assessed for taxation by each assessing unit in the Commonwealth for all types of taxes authorized by law to be assessed against real property.

**Applicability.**

Section 4. The provisions of this act shall be applicable to estates, rights and interests in air space above the surface of the ground, whether heretofore or hereafter created.

**Severability.**

Section 5. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

APPROVED—The 14th day of August, A. D. 1963.

WILLIAM W. SCRANTON

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No. 420

AN ACT

Amending the act of July 13, 1953 (P. L. 431), entitled "An act relating to support of dependents; providing a procedure for enforcement thereof, including attachment of property and earnings; conferring powers and imposing duties upon courts, district attorneys and probation officers," including within the provisions of the act the duty of support in cases of failure to support children born out of lawful wedlock.

**The Pennsylvania  
Civil Procedural  
Support Law.**

**Section 2 and  
subsection (a),  
section 5, act of  
July 13, 1953,  
P. L. 431,  
amended.**

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

Section 1. Section 2 and subsection (a) of section 5, act of July 13, 1953 (P. L. 431), known as "The Pennsylvania Civil Procedural Support Law," are amended to read:

Section 2. Definitions.—The masculine \*pronoun when used in this act shall be construed to include the female.

“Court” as used in this act shall be construed to mean the quarter sessions court of any county, the [Municipal] *County* Court of Philadelphia and the County Court of Allegheny County.

“Law” includes both common and statute law.

“Duty of Support” includes any duty of support imposed or imposable by law or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, legal separation, separate maintenance, *prosecution for failure to support a child born out of lawful wedlock*, or otherwise.

“Probation Officer” shall include any officer now or hereafter serving in any court at the direction of the court in the Domestic Relations Division of this court and to whom is assigned the enforcement of the duty to support.

“Initiating County” means any county in which any proceeding pursuant to this act is commenced.

“Responding County” means any county (including the initiating county) in which any proceeding pursuant to the proceeding in the initiating county is or may be commenced.

“Complaint” shall include any petition, information, affidavit or any other legal document for the institution of support proceedings.

Section 5. Commencement of Actions.—(a) A support action under this act shall be commenced by the filing of a verified complaint which shall state as follows: (1) The name and address of the complainant; (2) The name and address of the defendant; (3) The date and place of marriage *if married, or if unmarried the date and place of birth of each child born out of lawful wedlock*; (4) The names and ages of any children; (5) Date and circumstances of separation or failure to support; (6) Employment of defendant and earnings; (7) Amount of public assistance; (8) Amount of support asked; (9) The complaint may contain any information to aid the locating or identification of a defendant including, but without limitation, by enumeration, a photograph of the defendant, a description of any distinguishing marks of his person, other names and aliases by which he has been or is known, his financial status, fingerprints and Social Security number, and any order of support in any other court.

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APPROVED—The 14th day of August, A. D. 1963.

WILLIAM W. SCRANTON

\* “promoun” in original.