

Ohio Street to the line dividing the city of Pittsburgh from Millvale Borough, beginning again at a point on Freeport Avenue, at the dividing line between Aspinwall Borough and the City of Pittsburgh; thence over Freeport Avenue to the dividing line between the city of Pittsburgh and O'Hara Township, in the city of Pittsburgh, a distance of about [3.5] 3.84 miles.

Section 2. This act shall take effect immediately.

APPROVED—The 15th day of July, A. D. 1968.

RAYMOND P. SHAFER.

No. 170
AN ACT

SB 1222

Amending the act of September 9, 1965 (P. L. 499), entitled "An act providing for and regulating the registration and licensing of motor vehicle and mobilehome salemen, fixing fees, creating the State Board of Motor Vehicle Salesmen, imposing powers and duties on the Department of State, the Commissioner of Professional and Occupational Affairs and the board and prescribing unlawful acts and penalties and making an appropriation," increasing the size of the board and further providing for the issuing of licenses.

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

Section 1. Clauses (1) and (3) of section 3, subclause (iii) of clause (2) of section 5 and section 8, act of September 9, 1965 (P. L. 499), known as the "Motor Vehicle Salesmen's License Act," are amended to read:

Section 3. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

(1) "Board" means the State Board of Motor Vehicle Salesmen, which shall consist of [six] seven persons to be appointed by the Governor within ninety days, which shall aid and assist in the administration of this act. The Commissioner of Professional and Occupational Affairs shall be an ex officio member of the said board. Three members of the board shall be new car dealers, as defined in the act of April 29, 1959 (P. L. 58), known as "The Vehicle Code," who have been registered in the "Dealer's Class" under section 409 of "The Vehicle Code" for a period of at least five years immediately preceding their appointment. Two members of the board shall be used car dealers, as defined in "The Vehicle Code" who have been regis-

tered in the "Dealer's Class" under section 409 of "The Vehicle Code" for a period of at least five years immediately preceding their appointment. One member shall be a mobilehome dealer who has been registered in the "Dealer's Class" under section 409 of "The Vehicle Code" for a period of at least five years preceding his appointment. The mobilehome dealer member provided for herein shall be appointed for a term of three years. One member shall be a motor vehicle salesman, as defined hereinafter, who for a period of at least five years immediately preceding his appointment has been actively engaged in the sale of new or used motor vehicles and who is not at the time of his appointment a new car dealer or used car dealer or an officer of a corporation registered in the "Dealer's Class" or a member of a partnership registered in the "Dealer's Class." They shall be appointed for terms of three years, one of whom shall be elected chairman and one of whom shall be elected secretary. Of the members initially appointed, two shall be appointed for terms of one year, two for terms of two years and two for terms of three years, and shall hold office until their successors are appointed and qualified. In the event that any member shall die, resign or be removed from office during his term of office, his successor shall be appointed and hold office for the unexpired term. The members shall receive thirty dollars (\$30) per diem for each day actually engaged in attendance at meetings of the board. The members shall also receive the amount of actual traveling, hotel and other necessary expenses incurred in the performance of their duties under this act.

* * *

(3) "Motor vehicle dealer" means any person defined as a new car or new mobilehome dealer or used car or used mobilehome dealer in "The Vehicle Code" and who is required to be registered in the "Dealer's Class" under section 409 of "The Vehicle Code."

* * *

Section 5. Powers and Duties of the State Board of Motor Vehicle Salesmen.—The board, shall have power and its duty shall be:

* * *

(2) To investigate on its own initiative or upon the verified complaint in writing of any person any allegations of the wrongful act or acts of any motor vehicle salesman and shall have the power to suspend or revoke licenses issued by the board if after due notice and hearing the person charged is found guilty of committing or attempting to commit the following acts:

* * *

(iii) Having within three years prior to the application for or issuance of [the] a license [then in force] or while his current license is in force pleaded guilty, entered a plea of nolo contendere or been

found guilty in a court of competent jurisdiction of this or any other state of forgery, embezzlement, obtaining money under false pretenses, extortion, conspiracy to defraud, bribery or any other crime involving moral turpitude;

* * *

Section 8. Registration.—All applicants shall be issued a license upon the recommendation provided for in section 7 of this act: Provided, however, That the board may refuse to issue such license if the applicant has committed any of the acts set forth in section 5 of this act as grounds for the suspension or revocation of a motor vehicle salesman's license.

APPROVED—The 15th day of July, A. D. 1968.

RAYMOND P. SHAFER.

No. 171

AN ACT

SB 1223

Amending the act of July 25, 1913 (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," requiring that any court of record when sentencing a female over sixteen years of age to the State Industrial Home for Women shall not fix a minimum sentence, but shall fix such maximum sentence as the court shall deem appropriate, with certain limitations.

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

Section 1. Section 15, act of July 25, 1913 (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," amended June 22, 1931 (P. L. 859), is amended to read: