

No. 29

AN ACT

SB 129

Amending the act of June 3, 1937 (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," changing the compensation of constables and their deputies.

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

Section 1. Section 1207, act of June 3, 1937 (P. L. 1333), known as the "Pennsylvania Election Code," amended April 20, 1949 (P. L. 617), is amended to read:

Section 1207. Peace Officers; No Police Officer to Be Within One Hundred Feet of Polling Place, Exceptions; Presence of Soldiers Prohibited.—The constable of each borough, township or ward, or his deputy shall be present at the polling place in each election district of such borough, township or ward at each primary and election during the continuance thereof, and while the votes are being counted, for the purpose of preserving the peace, and shall serve at all elections for which services the said constable and each of such deputies performing such services shall receive not less than **[five (\$5)] ten (\$10)** dollars, nor more than **[ten (\$10) dollars] twenty (\$20) dollars**. The compensation to be paid in each of the counties shall be fixed by the commissioners of each county, and paid by the county. Such sum shall include pay for serving notices in writing to persons elected at such election. The election officers, or any three qualified electors of any election district, may call upon any mayor, chief burgess, sheriff, deputy sheriff, constable, deputy constable, or police officer, to clear an avenue to the door of any polling place which is obstructed in such a way as to prevent electors from approaching, or to maintain order and quell any disturbance, if such arises. No police officer in commission, whether in uniform or in citizen's clothes, shall be within one hundred feet of a polling place during the conduct of any primary or election, unless in the exercise of his privilege of voting, or for the purpose of serving warrants, or unless called upon to preserve the peace, as provided by this act. No body of troops in the Army of the United States or of this Commonwealth shall be present, either armed or unarmed, at any place of election within this Commonwealth during the time of any primary or election: Provided, however, That no officer or soldier shall be

prevented from exercising the right of suffrage in the election district in which he resides, if otherwise qualified.

Section 2. This act shall take effect January 1, 1970.

APPROVED—The 19th day of June, A. D. 1969.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 29.



Robert R. Kelly
Secretary of the Commonwealth.