

AN ACT

To amend section nine of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (Pamphlet Laws, two hundred twenty-three), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

Section 9,
act of
Jan. 5, 1934
(P. L. 223),
amended.

Section 1. Be it enacted, &c., That section nine of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (Pamphlet Laws, two hundred twenty-three), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons, who because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," is hereby amended to read as follows:

Persons to whom
payment to be
made in case of
death or mental
incapacity.

Section 9. Whenever, prior to the date of distribution of compensation under the provisions of this act, a veteran entitled thereto shall have died or become mentally incapable of receiving his or her compensation, payment shall be made by the Adjutant General—

(a) In case of mental incapacity, to the guardian or committee, if any, of the veterans, or if there be no guardian or committee, then to the person with whom the veteran lives;

(b) In the case of death, to the executor or administrator of the veteran's estate, if an executor or administrator was appointed and the estate has not been settled;

(c) In the case of death, if the veteran's estate has been settled, or if an executor or administrator was not appointed and is not necessary for the administration of any other property, to the following persons in the order named: Surviving unremarried widow, or surviving minor child or surviving minor children, share and share alike, or surviving mother, or surviving father;

Payments
in case of
mental patients,
hospitalized.

(d) *In the case of a veteran who is hospitalized in a State, county, or Federal institution for mental or nervous diseases, upon order of the court of common pleas*

of Dauphin County, without regards to the residence of the veteran, to the person or persons as would be entitled thereto under the provisions of this act if the veteran were deceased, and, in the absence of any such claimant, to the superintendent, manager, or person in charge of such State, county, or Federal institution, to be expended for the clothing and incidental needs of said veteran: Provided however, That, no part of this compensation shall be paid to any county or State institution for the maintenance of the veteran. All court costs in such proceedings shall be waived. The Attorney General shall designate any attorney, in the employ of the Commonwealth of Pennsylvania, to represent the veteran and render such legal services as are necessary to accomplish the purpose of this section. Any attorney who charges a fee for services rendered in this respect shall be considered to have violated section thirteen of this act. A statement from the manager, superintendent, or person in charge of any State, county, or Federal institution, wherein the veteran is a patient, shall be admitted in evidence to determine the mental condition of the veteran. Such statement shall set forth that the veteran, due to his weakness of mind, is liable to dissipate such funds as may be due him under the provisions of this act, and is apt to become the victim of designing persons. Action may be taken by the court only upon a petition filed by the Adjutant General or a representative of his office; and such petition shall state the amount that is due the veteran, and the person or persons to whom payable under this clause, and, if not denied, such statement shall be accepted without further evidence.

Section 2. The provisions of this act shall become effective immediately upon final enactment. Effective date.

APPROVED—The 20th day of March, A. D. 1935.

GEORGE H. EARLE

No. 3

AN ACT

To authorize cities of the third class, boroughs, and townships to sue out writs of scire facias on certain municipal claims, or to revive judgments on such claims, where more than five years have elapsed since said claims were filed or such judgments were entered or revived, and to reduce such claims to judgment, or to revive such judgment; and providing for the revival and collection of such judgments.

Section 1. Be it enacted, &c., That whenever any city of the third class, borough, or township has heretofore filed, in the office of the prothonotary of the proper Revival of liens of certain municipal claims.