

Section 2. The sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary, is hereby specifically appropriated to the Department of Military Affairs for the organization of such battalions. Appropriation.

APPROVED—The 29th day of May, A. D. 1935.

GEORGE H. EARLE

No. 105

AN ACT

To amend section thirty-seven of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (Pamphlet Laws, three hundred eighty-two), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

Section 1. Be it enacted, &c., That section thirty-seven of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (Pamphlet Laws, three hundred eighty-two), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," is hereby amended to read as follows: Section 37, act of March 31, 1860 (P. L. 382), amended.

Section 37. If any person shall commit fornication, and be thereof convicted, he or she shall be sentenced to pay a fine not exceeding one hundred dollars, to the guardians, directors or overseers of the poor of the city, county or township where the offense was committed, for the use of the poor of such city, county or township; and any single or unmarried woman having a child born of her body, the same shall be sufficient to convict such single or unmarried woman of fornication; and the man by such woman charged to be the father of such bastard child, shall be the reputed father, and she persisting in the said charge, in the time of her extremity of labor or afterwards, in open court, upon the trial of such person so charged, the same shall be given in evidence, in order to convict such person of fornication; and such person being thereof convicted, shall be sentenced, in addition to the fine aforesaid, to pay the expenses incurred at the birth of such child, and if such child shall be born dead or shall die during the continuance of the order for the maintenance of said child, to pay the reasonable funeral expenses thereof, and to give security, by one or more sureties, and in such sum as the court shall direct, to the guardians, directors, or overseers of the poor of the city, county or township where such child was born, to perform such order for the maintenance of the said child, as the court before which such conviction is had shall direct and appoint. Fornication and bastardy.

APPROVED—The 29th day of May, A. D. 1935.

GEORGE H. EARLE