

AN ACT

To amend section three of the act, approved the second day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, two hundred twenty-four), entitled "An act providing for the deferring of sentences in certain cases pending the mental examination of defendants; authorizing trial judges to require psychiatrists employed by the Department of Welfare or county or State mental hospitals to examine certain such defendants without additional compensation, except expenses payable by counties; providing for the commitment of defendants to certain institutions where the reports show the same to be advisable; and providing for the payment by individuals, counties, or the Commonwealth of the cost of admission, care and discharge of such defendants," providing for appeals in such cases.

Convicts.

Section 3,
act of May 2,
1933 (P. L.
224), amended.

Section 1. Be it enacted, &c., That section three of the act, approved the second day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, two hundred twenty-four), entitled "An act providing for the deferring of sentences in certain cases pending the mental examination of defendants; authorizing trial judges to require psychiatrists employed by the Department of Welfare or county or State mental hospitals to examine certain such defendants without additional compensation, except expenses payable by counties; providing for the commitment of defendants to certain institutions where the reports show the same to be advisable; and providing for the payment by individuals, counties, or the Commonwealth of the cost of admission, care and discharge of such defendants," is hereby amended to read as follows:

Trial judge
authorized to
commit to
mental in-
stitution.

Section 3. If the report of the examination by the psychiatrist shows that the defendant though not insane is so mentally ill or mentally deficient as to make it advisable for the welfare of the defendant or the protection of the community that he or she be committed to some institution other than the county prison, workhouse or a penitentiary, the trial judge shall have power by virtue of this act to commit such defendant to any State or county institution provided for the reception, care, treatment and maintenance of such cases or similar mental cases, in lieu of a sentence to a county prison, workhouse or penitentiary where required by a relevant act of Assembly or by law, and to direct the detaining of the defendant in such institution until further order of the court. The trial judge shall, at the time of such commitment, make an order upon the defendant, or such person or persons responsible for the support of the defendant, or upon the county or the Commonwealth, as may be proper in such case, for the cost of admission, care and discharge of such defendant.

Costs of
admission
and care.

Appeal from
order of
commitment.

From any order of commitment heretofore or hereafter made by the court to any State or county institu-

tion provided for the reception, care, treatment and maintenance of mental patients, an appeal shall lie in the same manner and with like effect as if sentence to a prison, workhouse or penitentiary had been imposed in the case. Such appeal may be taken by either the defendant or the attorney for the defendant.

Section 2. This act shall become effective immediately upon its final enactment. When effective.

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

GEORGE H. EARLE

No. 160

AN ACT

To further amend section seven of the act, approved the twenty-sixth day of April, one thousand eight hundred fifty-five (Pamphlet Laws, three hundred twenty-eight), entitled "An act relating to corporations and to estates held for corporate, religious, and charitable uses," by changing the method of holding the title to and controlling real and personal property heretofore or hereafter bequeathed, devised, or conveyed for the use of any church, congregation, or religious society; and conferring jurisdiction upon courts of equity to enforce the provisions hereof.

Section 1. Be it enacted, &c., That section seven of the act, approved the twenty-sixth day of April, one thousand eight hundred fifty-five (Pamphlet Laws, three hundred twenty-eight), entitled "An act relating to corporations and to estates held for corporate, religious, and charitable uses," as last amended by the act, approved the twentieth day of May, one thousand nine hundred and thirteen (Pamphlet Laws, two hundred and forty-two), is hereby further amended to read as follows:

Section 7. Whensoever any property, real or personal, [other than funds from plate, Christmas, and Easter collections, and annual voluntary contributions for salaries of clergy, teachers, organist and sexton] *has heretofore been or shall hereafter be bequeathed, devised, or conveyed to any ecclesiastical corporation, bishop, ecclesiastic, or other person, for the use of any church, congregation, or religious society, for or in trust for religious worship or sepulture, or for use by said church, congregation, or religious society, for a school, educational institution, convent, rectory, parsonage, hall, auditorium, or the maintenance of [either] any of these, the same shall be taken and held subject to the control and disposition of [the lay members] such officers or authorities of such church, congregation, or religious society, [or the control and disposition of such constituted officers or representatives thereof, as shall be composed of a ma-*

Charters, churches, etc.

Control of property, real and personal.

Section 7, act of April 26, 1855 (P. L. 328), as last amended by act of May 20, 1913 (P. L. 242), further amended.

How to be taken and held.

Officers, etc.