

self employment, and shall be liable for compensation on account of all wages and earnings resulting therefrom. In all cases where an injury compensable under the provisions of this act is received by a member of a volunteer fire company or volunteer fire department who is in whole or in part a self employer, and loss of earnings results therefrom, such earnings shall, for the purposes of this act, be regarded as wages. The average weekly wage as so regarded shall be that most favorable to the employe, computed by dividing by thirteen the total earnings of the employe in the first, second, third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident.

Method of computing average weekly wage.

Section 2. This act shall become effective ten days after final enactment.

Act effective 10 days after final enactment.

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

No. 416

AN ACT

To further amend section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions; and further prescribing the powers of the Department of Welfare.

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

Section 1. Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institu-

"County Institution District Law."

Section 305, act of June 24, 1937, P. L. 2017, as amended by act of April 21, 1949, P. L. 704, further amended.

tion district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," as amended by the act, approved the twenty-first day of April, one thousand nine hundred forty-nine (Pamphlet Laws 704), is hereby further amended to read as follows:

Section 305. Powers and Duties as to County Institution District Property.—As a function of the institution district and with its funds, the commissioners of each county shall have the power and it shall be their duty:

(a) With the approval of the Department of Welfare *as to suitability* and of the Court of Quarter Sessions of the Peace *as to the amount of money to be expended*, and upon such notice as the court may require, to acquire, by purchase or the right of eminent domain, lands and buildings for the care of dependents and for farms, taking title in the name of the county institution district;

(b) To erect, equip, maintain, repair, alter and add to institutions for the care of dependents, and to equip, maintain, cultivate and improve farms, using their produce for the support of dependents. Any plan for the erection or substantial alteration of an institution must be approved *as to suitability* by the Department of Welfare *and as to the amount of money to be expended* by the Court of Quarter Sessions of the Peace;

(c) With the approval of the Court of Quarter Sessions of the Peace, upon such notice as the court may require, to sell or lease real and personal property of the institution district;

(d) To pay the other necessary expenses of the institution district.

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE