

Section 1. The Supreme Court of Pennsylvania is hereby authorized and empowered to prescribe, by general rule, the practice and procedure governing appeals in all instances where appeals are authorized by law from any adjudication to the Supreme Court of Pennsylvania. Such rules shall be consistent with the Constitution of this Commonwealth and shall neither abridge, enlarge nor modify the substantive rights of any litigant nor the jurisdiction of any court or any agency of this Commonwealth nor affect any statute of limitations.

Supreme Court authorized to prescribe, by general rule, the practice and procedure governing appeals to such court.

Section 2. All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Inconsistent acts repealed.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE

No. 260

### AN ACT

To amend the title and to reenact and further amend the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (Pamphlet Laws 579), entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by extending the provisions thereof to counties of the fifth class.

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

Jails and prisons—third, fourth and fifth class counties.

Section 1. The title of the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (Pamphlet Laws 579), entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," is hereby amended to read as follows:

Title, act of May 16, 1921, P. L. 579, amended.

Amended title.

## An Act

Providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third [and], fourth *and fifth* classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons.

Sections 1 and 2, said act, as amended by act of May 2, 1949, P. L. 809, re-enacted and further amended.  
Board of prison inspectors.

Section 2. Sections 1 and 2 of the act, as amended by the act, approved the second day of May, one thousand nine hundred forty-nine (Pamphlet Laws 809), are hereby reenacted and further amended to read as follows:

Composition of board.

Section 1. Be it enacted, &c., That the persons now holding the following offices, and their successors, in all counties of this Commonwealth of the third [and], fourth *and fifth* classes, shall compose a board, to be known by the name and style of inspectors of the jail or county prisons, to wit: The judges of the court of quarter sessions, the district attorney, the sheriff, the controller, and the commissioners of each of said counties; in which board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners, and the government and management of said institution, shall be exclusively vested; and that the present responsibility of the sheriff of each of said counties in regard to the safe-keeping of the prisoners shall cease and determine on their committal to said prison, and such sheriff shall no longer be furnished a residence in said institution.

Powers and duties.

Responsibility of sheriff for prisoners.

Organization of board.

Section 2. That, within thirty days after this act shall become effective *in any county*, the above-named board shall meet and organize by the election of a president and secretary. A majority of the members of said board shall constitute a quorum for the transaction of business, and all actions of said board must be by the approval of a majority of all the members of said board. The board shall meet monthly, or oftener if required, and keep regular minutes of their proceedings in a book, to be filed with the financial records of each of said counties, and shall make such rules and regulations for the government and management of the prison, and the safe-keeping, discipline, and employment of the prisoners, as may be deemed necessary. The board shall appoint a warden of the prison, who shall reside in the building. The warden, subject to the approval of the board, may appoint such deputy or deputies, assistant or assistants, keeper or keepers, as may be required in

Quorum.

Meetings.

Rules and regulations.

Board to appoint prison warden.

Appointment of deputies, etc.

the taking care of the prison. The number and compensation of such deputies, assistants, or keepers shall be fixed by the salary board.

Section 3. Sections 3 and 4 of the act are hereby reenacted to read as follows:

Section 3. That all the expenditures required for the support and maintenance of prisoners, the repairs and improvement of said prison, shall be paid from the county treasury by warrants drawn, in the mode now prescribed by law, on the regular appropriation for the purpose, but no warrant shall be certified by the controller for any expense connected with the prison unless on vouchers approved by a majority of said board and endorsed by the president and secretary thereof; and all contracts involving an expenditure of over one hundred dollars shall be publicly advertised in the newspapers authorized to do the county advertising, and be given to the lowest and best bidder.

Section 4. That the warden, at the time of his appointment, shall give bond, with good and sufficient security to be fixed and approved by the board of inspectors, for the faithful performance of his duty, and may, at any time, be removed by said board for misconduct or inefficiency. All deputies, assistants, or keepers shall also give bond if required by said board, and may at any time be suspended by the warden or removed by the said board.

Section 4. The act, approved the tenth day of May, one thousand nine hundred twenty-one (Pamphlet Laws 470), entitled "An act providing a system of management and control of the jail or county prison in each county of the fifth class; providing for a warden; defining his powers and duties; providing for other employes and salaries; and describing the duties and powers of the county commissioners and the sheriff in connection therewith," is hereby repealed.

Section 5. The provisions of this act shall become effective the first day of January, one thousand nine hundred fifty-four.

Sections 3 and 4, said act, reenacted.

Expenditures for support and maintenance of prisoners, and repairs, etc., of prison.

Certain contracts to be publicly advertised.

Warden to give bond.

Removal for misconduct or inefficiency.

Deputies, etc., to give bond, if required.

Suspension of deputies, etc.

Act of May 10, 1921, P. L. 470, repealed.

Act effective January 1, 1954.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE