

Farm Show and to other exhibitions and places of interest, when their attendance at the same is deemed of educational value to such pupils, and may pay the expenses of such pupils, in whole or in part, from the funds of the district. Such expenses shall be paid by the treasurer of the school district, in the usual manner, out of the school funds of the district, upon the presentation of an itemized, verified statement of such expenses.

The board of school directors of each district may reimburse any principal, supervising principal, school nurse, teacher or other employe for necessary traveling expenses incurred in the furthering of the educational program of the school district: Provided, That prior authorization to incur said expenses shall have been previously given by the board of school directors: *Provided further, That advanced payments may be made by the proper officers of the district upon presentation of estimated expenses to be incurred, to be followed by a final itemized, verified statement of such expenses actually incurred upon return from such conventions, and a refund be made to the district of such funds remaining or an additional payment be made to meet the verified expenses actually incurred.*

APPROVED—The 2nd day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 530

AN ACT

Amending the act of April 29, 1937 (P. L. 487), entitled, as amended, "An act to provide for the permanent personal registration of electors in cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition *of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," further regulating printed or written statements of registration;

* "of" omitted in original.

imposing duties on common pleas courts with regard to registration; providing for suspension of registration in counties maintaining a reinstatement system.

The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships.

Subsection (f), section 18, act of April 29, 1937, P. L. 487, reenacted and amended May 31, 1955, P. L. 62, further amended.

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

Section 1. Subsection (f) of section 18, act of April 29, 1937 (P. L. 487), known as "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," reenacted and amended May 31, 1955 (P. L. 62), is amended to read:

Section 18. Manner of Registration.—

* * * * *

(f) When the registration of an elector has been completed, the registrar, commissioner, or clerk shall deliver to the registered elector, a written or printed statement, signed by such registrar, commissioner, or clerk, setting forth the name and address of the elector, giving the name of the city of the second class, city of the second class A, city of the third class, borough, town or township and his ward and district, if any, the fact of registration, designation of party enrollment, the date thereof, the serial number of his registration card and space wherein the elector shall affix his signature or mark. *Such written or printed statement may be delivered by mail to the registered elector at the address given thereon. In such cases, the carrier envelope in which said statement is enclosed shall contain on the outside a request to the postmaster to return it within five days if it cannot be delivered to the registered elector at the address given.*

Upon the return by the post office of any such statement which it has been unable to deliver at the registered address because the elector could not be found there, the commission shall mail to such registered elector at the address given a notice, sent as first-class mail to be forwarded, requiring the elector to appear within ten (10) days of the date of mailing such notice in order to satisfy the commission of his qualifications as an elector. At the expiration of the time specified in the notice, the commission shall cancel or suspend the registration of any such elector who has not communicated with the commission and proven his qualifications as an elector.

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Act amended by adding a new section 28.1.

Section 2. The act is amended by adding, after section 28, a new section to read:

Section 28.1. Duties of Common Pleas Courts on Days of Primaries and Elections.—The court of common pleas of each county or a judge or judges thereof of any county of the Commonwealth maintaining a reinstatement sys-

tem of registration shall be in continuous session at the courthouse of said county on the day of each primary and election during the period the polls are open. During such period said court shall hear and determine (1) the petition of any qualified elector who has heretofore been duly registered as an elector of said county but who, due to circumstances beyond his control, has failed to file a removal notice or reinstatement card in order to insure the inclusion of his registration card in the district register of the election district of his residence, (2) the petition of any qualified registered elector who has suffered a physical disability which renders him unable to see or mark the ballot or operate the voting machine or to enter the voting machine compartment or voting booth without assistance and, due to circumstances beyond his control, was unable to make application personally at the office of the registration commission within the time prescribed by law in order to have such fact entered on his registration card, (3) the petition of any qualified elector who is a duly discharged veteran and who, by reason of his service in the armed forces, was unable to register within the time fixed by law, and (4) the petition of any commissioner, chief clerk, registrar or clerk, setting forth that the right to vote of the particular elector has been denied by reason of an error by the registration commission.

Section 3. Subsections (e) and (f) of section 30, subsection (b) of section 31 and sections 34, 38 and 40 of the act, reenacted and amended May 31, 1955 (P. L. 62), are amended to read:

Section 30. Check-up of Registers.—

* * * * *

(e) The notice stipulated by clause (d) of this section shall require the registered elector to communicate with the commission on or before a date which the commission shall designate, and which shall be not less than ten days, and not more than thirty days from the service or mailing of the notice, and in any case not later than the fifteenth day preceding the election or primary next ensuing, and satisfy the commission of his qualifications as an elector. At the expiration of the time specified in the notice the commission shall cancel or suspend the registration of such person who has not communicated with the commission and proved his qualifications as an elector: Provided, That when any registered elector who has been mailed the notice prescribed by this clause shall communicate with the commission claiming the right to remain registered at the address to which the original notice was mailed the commission shall cause an investigation to be made of such claim, and, if not satisfied of the right of the elector to remain registered at such

Subsections (e) and (f), section 30, subsection (b), section 31, and sections 34, 38 and 40 of the act, reenacted and amended May 31, 1955, P. L. 62, further amended.

address, shall cancel *or suspend* the registration of the elector. Every elector whose registration is cancelled in accordance with the provisions of this section shall be required to register in the manner provided by this act in order to be eligible to vote at any ensuing election or primary.

(f) The registration of any person in military service shall not be cancelled *or suspended* by reason of the failure of such person to reside at the address appearing upon the district register, if such person did reside at such address on the date of entering military service.

Section 31. Canvass of Registered Electors.—

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(b) At the expiration of the time specified in the notice, the commission shall cancel *or suspend* the registration of each such person who has not communicated with the commission and proved his qualifications as an elector.

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Section 34. Petition to Strike Off Names.—At any time not later than the tenth day preceding any election or primary, any qualified elector of the city of the second class, city of the second class A, city of the third class, borough, town or township, including any watcher and any registrar or inspector of registration, may petition the commission to cancel *or suspend* the registration of any registered elector of such city of the second class, city of the second class A, city of the third class, borough, town or township, setting forth, under oath, supported by the affidavits of at least two adult persons, sufficient grounds for such cancellation *or suspension*, and also setting forth that due notice of the time and place when said petition would be presented had been given to the person so registered, personally, at least twenty-four hours prior to the presentation of the same, or that he could not be found at the place given in the district register as his residence and that the person in charge thereof, to be mentioned by name in said petition, had declared that he or she was well acquainted with the names of all persons residing at the address given as such residence and that the person so registered had never been or was no longer one of them, or that no such person is residing at the address given, whereupon the commission shall forthwith cancel *or suspend* the registration of such elector, and amend accordingly the general and district registers and the other records affected, unless the person so *registered shall appear and show cause why the same should not be done.

* "registered" in original.

Section 38. Cancellation or Suspension of Registration Upon Failure to Vote during Two Calendar Years; Request for Reinstatement; Effect of Removal Notice.— Within three months after January first of each year except in such years as the commission shall conduct a check of electors in compliance with clause (c) of section thirty of this act, the registration commission shall cause all of the district registers to be examined, and in the case of each elector who has been registered for a period of at least two immediately preceding calendar years and who is not recorded as having voted at any election or primary during said period, the commission shall send to such elector by mail, at his address appearing upon his registration card, a notice setting forth that the records of the commission indicate that he has not voted during the two immediately preceding calendar years and that his registration will be cancelled or suspended at the expiration of ten days from the date of mailing such notice unless he shall, within that period, file with the commission, either personally or by mail, a written request for reinstatement of his registration, or a removal notice properly executed, setting forth his place of residence, and signed by him. At the expiration of the time specified in the notice, the commission shall cancel or suspend the registration of such elector unless he has filed with the commission a signed request for reinstatement of his registration as above provided, or a removal notice. The cancellation or suspension of the registration of any such elector for failure to vote during the two immediately preceding calendar years shall not affect the right of any such elector to subsequently register by personal application to the commission, or a commissioner, or a registrar or a clerk, in the manner provided by this act.

Such removal notice, properly executed, shall have the same effect as the request for reinstatement, as above provided, where failure to vote during two calendar years may cause cancellation or suspension of registration. Either a removal notice card or request for reinstatement card shall be permitted to be used interchangeably in such circumstances: *Provided, That in counties in which a reinstatement system is maintained, any elector who, due to circumstances beyond his control, has failed to vote or file a removal notice card as heretofore provided may, on the day of any election or primary, appear at the office of the commission and, upon satisfactory proof, execute and file the necessary removal or reinstatement notice in accordance with the provisions of this act. On any of the aforesaid days, such elector may petition the proper court of common pleas praying for such order directed to the election board of his district that will enable him to exercise his right of suffrage. Appended to said petition shall be a cer-*

tification to the court by the commission or such person or persons as it may authorize, stating the reason for the removal of the elector's registration card from its active file and further certifying that he has now been duly registered and his card transferred to its active file for all intents and purposes. The petition shall be signed by the petitioner whose signature shall be compared by an election officer with the signature of the petitioner as it appears on the voter's certificate as executed by him for the purpose of identification and qualified to vote.

Section 40. Correction by Commission of Errors in Cancellation or Suspension of Registration.—Whenever the registration of an elector has been cancelled or suspended through error, such elector may petition the commission for the reinstatement of his registration not later than the tenth day preceding any primary or election, and after a hearing on said application, if error on the part of the commission is proved, the commission shall reinstate the registration of such elector.

Act effective
immediately.

Section 4. This act shall take effect immediately.

APPROVED—The 2nd day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 531

AN ACT

Amending the act of May 31, 1945 (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," further regulating bituminous strip mining operations, changing provisions with respect to bonds, filing dates, reports, registration, backfilling and overburden, including certain persons within the provisions of the act, and providing for the use of funds in certain cases.

Bituminous Coal
Open Pit Mining
Conservation
Act.

Section 3, act of
May 31, 1945,
P. L. 1198,
amended May 23,
1949, P. L. 1730,
by adding two
new definitions:
"Abandoned"
and "Degree."

Definitions.

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

Section 1. Section 3, act of May 31, 1945 (P. L. 1198), known as the "Bituminous Coal Open Pit Mining Conservation Act," amended May 23, 1949 (P. L. 1730), is amended by adding, at the end thereof, two new definitions to read:

Section 3. Definitions.—The following words and phrases, unless a different meaning is plainly required by the context, shall have the following meanings:

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