

No. 22.

AN ACT

To amend section one hundred and one of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Section 1. Be it enacted, &c., That section one hundred and one of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," which was amended by section one of an act, approved the twentieth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, one thousand and twenty-three), entitled "An act to amend sections one hundred one, one hundred sixteen as amended, one hundred seventeen, two hundred twelve as amended, and three hundred one as amended, of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith'; and providing for the creation of union school districts and the government thereof, by adding to article one, sections one hundred twenty-seven, one hundred twenty-eight, one hundred twenty-nine, and one hundred thirty," is hereby further amended to read as follows:—

Section 101. Each city, incorporated town, borough, or township in this Commonwealth, now existing or hereafter created, shall constitute a separate school district to be designated and known as the "School District of, " except that where such city, incorporated town, borough, or town-

School districts.

Section 101, act of May 18, 1911 (P. L. 309), as amended by act of May 20, 1921 (P. L. 1023), amended.

Municipalities to be separate districts.

Except where it would be fourth class district.

ship, or a part of the school district remaining after its separation, would constitute a fourth class school district, in which case it shall remain a part of the school district to which it formerly belonged, unless the change to a new school district is approved by the State Board of Education. In determining whether or not such approval shall be given, the State Board of Education shall investigate the necessity therefor, and take into consideration the welfare of the pupils and taxpayers of such proposed new school district, as well as the effect upon the existing school districts. *Where any school district shall so be constituted of two or more municipal districts, the auditors or the controllers of the cities, boroughs, towns, or townships last created, and which do not form a separate school district, shall meet annually with the auditors of the school district and participate in the audit of the school accounts, and such auditors or controller shall have the same rights and powers as are conferred by this act upon the auditors of school accounts.*

Audit of accounts.

Union districts. Any two or more school districts, as herein constituted, may, by a majority vote of the electors of each of said districts affected and in the manner hereinafter provided, be formed into a union school district. The several school districts thus established and formed shall be, and hereby are, divided into four classes as follows:

Classification of districts.

APPROVED—The 23d day of March, A. D. 1923.

GIFFORD PINCHOT.

No. 23.

AN ACT

To amend section fifty-five of an act, approved the thirty-first day of March, one thousand eight hundred and sixty (Pamphlet Laws, three hundred and eighty-two), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth."

Penal Laws.
Section 55, act
of March 31,
1860 (P. L. 382)
amended.

Section 1. Be it enacted, &c., That section fifty-five of an act, approved the thirty-first day of March, one thousand eight hundred and sixty (Pamphlet Laws, three hundred and eighty-two), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth," is hereby amended to read as follows:—

Gambling.

Section 55. If any person shall set up or establish, or cause to be set up or established, *either in the open or in any house, room, outhouse, tent, booth, arbor or other place whatsoever, any game or device of address,*