

No. 11

AN ACT

Fixing the salary of sheriffs in counties of the seventh class; providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail; providing for deputies and their compensation; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county; and prescribing penalties.

Counties of seventh class.

Salary of sheriff.

Compensation for maintenance of prisoners.

Sheriff authorized to appoint deputies.

Appeal from salary board.

Sheriff to collect fees.

Keep necessary books.

Pay all fees to the county treasurer.

Section 1. Be it enacted, &c., That the sheriff in each county of the seventh class shall receive an annual salary of three thousand dollars (\$3,000). Such salary, in addition, to any expenses which may be incurred by such sheriff in the performance of his duties, shall be paid by the county from moneys in the county treasury.

The sheriff in said counties shall not be entitled to any additional fees or compensation for the care and maintenance of prisoners, but the actual expense for such care and maintenance of prisoners shall be paid by the county from the county treasury, upon itemized bills rendered from time to time.

Section 2. The sheriff is authorized to appoint one or more deputies as may be deemed necessary for the performance of the duties of his office. The number of deputies and their salaries, payable by the county, shall be fixed by a salary board composed of the county commissioners and the sheriff.

Any sheriff dissatisfied with the action of the salary board in fixing the number and salaries of deputies shall have the right to appeal from the decision of the board to the court of common pleas, and shall have the merits of his appeal fully heard and considered. The decision of the court fixing the number and salaries of such deputies shall be final.

Section 3. It shall be his duty to exact, collect and receive all such fees, to and for the use of the county, except such taxes and fees as are levied for the Commonwealth, which shall be to and for the use of the Commonwealth. He shall keep necessary books and make necessary entries of receipts and disbursements of all moneys earned and chargeable upon the county, specifying the day and date, title of case, for what service and from whom received or due, and shall on the first Monday of each and every month pay to the treasurer of the county all fees so received during the preceding month, filing therewith a transcript, in detail, of his fee account book for said month, which shall be verified by him, under oath or affirmation, to contain a true and correct list of all fees received or earned, and outstanding or chargeable upon the county for services rendered in his office during said month, that said fees were severally charged at regular rates, and that he has not received and is not to receive from any person or persons, firm or corpora-

tion whatsoever, for any official service or duty, any other fees than those so entered on said transcript.

Section 4. If any such sheriff shall neglect to render the accounts required as aforesaid, or to pay over the moneys received for fees as required by this act, or shall wilfully neglect to make any proper entry in the book or books required to be kept, or shall wilfully neglect to charge for any official services the fees allowed by law, or shall take to his own use such fees, or fail to comply with any of the provisions of this act or neglect to discharge any of the duties herein imposed, the same shall be deemed a misdemeanor in office, and, in addition to the other penalties for such offenses, he shall, upon conviction thereof, refund the said sum or sums of money thus unlawfully received, and shall be deemed incapable of holding longer the said office.

Penalty for sheriff.

Misdemeanor in office.

Section 5. Any person who shall wilfully swear falsely in verifying any account, transcript, or bill required by this act, or in making any affidavit in reference thereto, shall be deemed guilty of perjury, and, upon conviction thereof, shall be liable to the punishment prescribed by the laws of this State for perjury; and any person who shall procure any other person to swear falsely in verifying any such account, transcript, or bill, or in making any affidavit in reference thereto, shall be guilty of subornation of perjury, and, upon conviction thereof, shall be liable to the punishment prescribed by law for that offense.

Penalty for other persons.

Section 6. All rights of action, and all other remedies heretofore granted or extended to said sheriffs for the collection of their respective fees, are hereby extended and shall inure to the benefit of the several counties affected by this act for the collection of all fees and costs that may hereafter accrue to said counties, under the provisions of this act.

Collection of fees by the sheriff.

Section 7. All acts or parts of acts, general, local or special, inconsistent with this act are hereby repealed.

APPROVED—The 17th day of March, A. D. 1933.

GIFFORD PINCHOT

No. 12

AN ACT

To amend section four hundred and twenty-one of the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," broadening the definition of "deceased service men."

Section 1. Be it enacted, &c., That section four hundred and twenty-one of the act, approved the second day

The General County Law.