

State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended by the act, approved the first day of June, one thousand nine hundred thirty-one (Pamphlet Laws 318), is hereby further amended to read as follows:

Section 302. Funds.—

\* \* \* \* \*

10. Manufacturing Fund.—All moneys received by the Treasury Department from the Department of Revenue arising from the industries established and maintained by the Department of [Welfare] Justice in State institutions, and from the employment of inmates in maintenance activities, and from the sale by the Department of Property and Supplies of unserviceable property originally paid for out of the Manufacturing Fund, shall be credited to the Manufacturing Fund.

\* \* \* \* \*

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

JOHN S. FINE

No. 414

AN ACT

Providing for the construction and equipping of the Pennsylvania Institution for Defective Delinquents; providing for the acquisition of land; providing for the reception, confinement, treatment, care, maintenance and control of inmates; imposing duties and conferring powers on the Department of Justice, Department of Property and Supplies and the General State Authority.

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

Section 1. The Department of Justice, with the approval of the Governor, shall select, for acquisition by the Department of Property and Supplies in the name of the Commonwealth, land for the erection and construction thereon of a new institution for defective delinquents, with a capacity of not less than seven hundred fifty inmates. Such land shall provide ample water supply and be capable of adequate sewerage and drainage, and the acreage obtained shall be sufficient to allow the Department of Justice to confine, treat, care, maintain and control the inmates in accordance with law:

Pennsylvania Institution for Defective Delinquents.

Acquisition of land for erection and construction of such institution.

Provided further, That the Department of Property and Supplies may arrange with the General State Authority for the acquisition of the land or construction of the institution, or the Department of Property and Supplies may arrange for the acquisition of the land and construction of the institution.

Proviso.

Section 2. Upon the acquisition of any land in the name of the Commonwealth, the Department of Property and Supplies or the General State Authority, as the case may be, shall construct thereon a new institution which shall be known as the "Pennsylvania Institution for Defective Delinquents." The plans and specifications of the institution shall be subject to the approval of the Department of Justice, and shall provide for suitable buildings and an adequate water supply system, sewage treatment works, heat and electric power plant or plants, service lines and other necessary equipment, structures and improvements. The buildings shall be of modern design, plain and substantial, and capable of extension as the needs of the institution may require.

Construction authorized.

Plans and specifications.

Section 3. The Department of Justice shall receive into the custody of such institution for confinement, treatment, care, maintenance and control, defective delinquents, in the manner provided by law. The Deputy Commissioner for Treatment of the Bureau of Correction of the Department of Justice shall have complete authority to transfer to and from said institution any inmate, in accordance with the laws relating to other State institutions under the control and supervision of the Department of Justice. The Department of Justice shall also have power to make all rules and regulations necessary and proper and not contrary to the Constitution and laws of this Commonwealth to carry out the provisions of this section, and shall have authority to prevent the escape of inmates at all hazards.

Defective delinquents to be received into custody of such institution.

Transfers.

Rules and regulations.

Section 4. The management and operation of the institution and the confinement, treatment, care, maintenance and control of the inmates shall be the function of the Department of Justice. Subject to and in the manner provided in the Administrative Code of 1929 and its amendments, the Department of Justice shall have power to employ and fix the compensation of a warden or superintendent, deputy wardens or superintendents, chaplains, guards, physicians, mechanics, clerks, stenographers, and other employes as may be deemed necessary for the proper maintenance and management of the institution and the safekeeping therein of its inmates. The compensation of all persons so appointed and all other expenses in connection with the care and maintenance of inmates of the institution shall be paid from the appropriation made to the Department of Justice for such purposes.

Management and operation.

Employment of warden or superintendent, etc.

Payment of compensation and expenses.

Powers and duties of Department of Justice.

Section 5. In the management and operation of the Pennsylvania Institution for Defective Delinquents, the Department of Justice shall have all the powers conferred and perform all the duties imposed by the laws of this Commonwealth on the Department of Justice and the boards of trustees of the State institutions under the control and supervision of the Department of Justice.

Certain existing laws deemed applicable.

Section 6. All laws of this Commonwealth conferring powers and imposing duties upon the Department of Justice and the Bureau of Correction thereof relating to State institutions under the control and supervision of the Department of Justice and persons committed or sentenced thereto, shall be deemed to apply to the Pennsylvania Institution for Defective Delinquents, insofar as they are not inconsistent with the provisions of this act or any existing laws.

Act effective immediately.

Section 7. The provisions of this act shall become effective immediately upon final enactment.

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

JOHN S. FINE

No. 415

AN ACT

To add section seven hundred twenty-three point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a felony for any prisoner to hold a guard or any other person as a hostage in a penal institution.

"The Penal Code."

Article VII, act of June 24, 1939, P. L. 872, amended by adding, immediately following section 723 thereof, a new section numbered 723.1.

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

Section 1. Article VII of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," is hereby amended by adding, immediately following section seven hundred twenty-three thereof, a new section to read as follows:

*Section 723.1 Holding a Hostage in a Penal Institution.—Whoever, being imprisoned in any penal or correctional institution located in this Commonwealth, by threats, coercion, intimidation or physical force takes, or holds, or carries away, or decoys, or entices away, or secretes, any person as a hostage, or for any other reason, is guilty of a felony, and, upon conviction thereof, shall be sentenced to undergo imprisonment by separate and solitary confinement at labor for the term of his or her*