

thereby, and notice thereof shall also be published in at least one issue of a newspaper of general circulation throughout such city, borough, or township.

It shall be unlawful for any person, residing in the area affected by such quarantine, to permit a dog, owned or harbored by him to run at large in such quarantined area, or to leave the premises where it is kept, unless accompanied by and under the control of himself or a handler.

Violation of dog law.

Any police officer may kill any dog running at large in a quarantined area, in violation of such quarantine, without any liability for damages for such killing.

Killing of dogs running at large.

APPROVED—The 28th day of April, A. D. 1961.

DAVID L. LAWRENCE

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No. 72

AN ACT

Amending the act of May 11, 1921 (P. L. 522), entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," further regulating the transfer of dog and kennel licenses; making it unlawful to fail to produce a license certificate or to fail to restrain dogs in certain cases; and providing for the payment of damages in certain cases.

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

Dog Law of 1921.

Section 1. Section 9, act of May 11, 1921 (P. L. 522), known as the "Dog Law of 1921," is amended to read:

Section 9, act of May 11, 1921, P. L. 522, amended.

Section 9. [No license or license tag issued for one dog shall be transferable] *It is unlawful to transfer a license or license tag issued for one dog to another dog, except as provided in sections eleven and twelve of this act. Whenever the ownership or possession of any dog is permanently transferred from one person to another within the same county, the license of such dog may be*

Transfer of licenses.

Possession of dog temporarily transferred.

likewise transferred, upon notice given to the county treasurer. This act does not require the procurement of a new license, or the transfer of a license already secured, when the possession of a dog is temporarily transferred for the purpose of hunting game, or for breeding, trial, or show, in this Commonwealth.

Act amended by adding a new section 11.2.

Section 2. The act is amended by adding, after section 11.1, a new section to read:

Moving kennel from one county to another county.

Section 11.2. Whenever any person who keeps or operates a kennel permanently removes a kennel to another county, the county treasurer of the county where the certificate was issued shall, upon the application of the person who keeps or operates a kennel, certify such certificate to the treasurer of the county to which the kennel is removed. Such treasurer shall, thereupon and upon the payment of a fee of twenty-five cents, issue a certificate and tags equal to the number of dogs authorized to be kept in the kennel for the county to which the kennel is removed.

Section 21 of the act amended.

Section 3. Section 21 of the act is amended to read:

Refusal of officer to perform duties.

Section 21. It shall be unlawful for any police officer to fail or refuse to perform his duties under the provisions of this act, or to refuse to assist in the enforcement of this law upon request of the Secretary of Agriculture.

Unlawful to interfere with officer.

It shall be unlawful for any person to interfere with any officer or agent in the enforcement of this law.

Unlawful to take dog from officer.

It shall be unlawful for any person to forcibly cut the leash or take a dog away from such officer having it in his possession, when found running at large unaccompanied by the owner or keeper.

Unlawful to refuse to produce license upon demand.

It shall be unlawful for any person to whom a license certificate has been issued to fail or refuse to produce the license certificate for such dog upon demand of any police officer or agent of the department.

Section 25 of the act, amended May 6, 1927, P. L. 833, further amended. Dogs at night.

Section 4. Section 25 of the act, amended May 6, 1927 (P. L. 833), is amended to read:

Section 25. [The owner or keeper of every dog shall] *It shall be unlawful for the owner or keeper of any dog to fail to keep at all times between the hours of sunset and sunrise of each day [keep] such dog either—(a) confined within an inclosure from which it cannot escape, or (b) firmly secured by means of a collar and chain or other device so that it cannot stray beyond the premises on which it is secured, or (c) under the reasonable con-*

* "romoved" in original.

trol of some person or when engaged in lawful hunting accompanied by an owner or handler.

Any police officer may kill any dog found running at large between the hours of sunset and sunrise and unaccompanied and not under the control of the owner or handler.

Section 5. Section 37 of the act amended May 22, 1935 (P. L. 219), is amended to read:

Section 37. [The] *Nothing in this act shall be construed to prevent the owner of a licensed dog from recovering by action at law the value of any dog which has been illegally killed by any person provided the Commonwealth shall be liable to the owner of any legally licensed dog, for the value thereof, if *illegally killed by any police officer or [other person] agent of the Commonwealth, and the Commonwealth may thereupon recover the amount so paid to such owner, from the police officer or [other person] agent of the Commonwealth doing the illegal killing, by an action at law. [The] Whenever the Commonwealth shall be liable for any illegal killing, the value of said dog shall be ascertained in the same manner as provided in section twenty-six of this act for assessing the damage done to live stock by dogs, and shall in no case exceed one hundred dollars for any one dog.*

Section 37 of the act, amended May 22, 1935, P. L. 219, further amended. Liability of State for illegal killing of licensed dog.

Determination of value.

APPROVED—The 28th day of April, A. D. 1961.

DAVID L. LAWRENCE

No. 73

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for alternates to serve on the joint school committee.

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

Section 1. Section 1707, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended August 3, 1955 (P. L. 300) and August 3, 1955 (P. L. 301), is amended to read:

Section 1707. Joint School Committee.—The boards of school directors, establishing any joint school or department, may supervise and direct its affairs, jointly, in the same manner as the affairs of individual school districts are managed; or they may agree that the affairs

Public School Code of 1949.

Section 1707, act of March 10, 1949, P. L. 30, amended August 3, 1955, P. L. 300, and August 3, 1955, P. L. 301, further amended.

* "illegally" in original.