

hibited Hours.—For any hotel or eating place holding a retail dispenser's license, [or any malt or brewed beverage public service licensee] or the servants, agents or employes of such licensees, to sell, trade or barter in malt or brewed beverages between the hours of twelve o'clock midnight of any Saturday and seven o'clock in the forenoon of the following Monday, or between the hours of two o'clock antemeridian and seven o'clock antemeridian of any week day. *For any public service licensee authorized to sell malt or brewed beverages or the servants, agents or employes of such licensees to sell, trade or barter in malt or brewed beverages between the hours of two o'clock antemeridian and seven o'clock antemeridian on any day.*

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Section 4. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 640

AN ACT

Amending the act of June 26, 1931 (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," requiring counties of the fifth class advanced in classification to counties of the third class to operate a tax assessment system and to continue a permanent system of records pursuant to "The Fourth to Eighth Class County Assessment Law."

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

Counties of
third class.

Section 1. Section 6, act of June 26, 1931 (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and

Section 6, act of
June 26, 1931,
P. L. 1379,
amended July 29,
1953, P. L. 974,
further amended.

occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," amended July 29, 1953 (P. L. 974), is amended to read:

Subordinate assessors to make annual assessments.

Preparation of list of persons subject to school per capita tax or poll tax.

Assessments of property at less than actual value.

Assessors to make personal house to house canvass.

Additional powers, duties and liabilities of assessors.

Failure to make assessments and lists.

Penalty.

Fifth Class county certified to be third class county to continue to operate under "The Fourth to Eighth Class County Assessment Law," and continue the records system.

Section 6. (a) The subordinate assessors shall make the annual assessment of all property and persons, taxable upon occupations, subject to assessment for taxation for aforesaid purposes, together with a list of all persons subject to a school per capita tax or a poll tax, within their respective districts, and, in so doing, shall view all properties in their district taxable for said purposes, and in assessing such properties at less than actual value, shall accomplish equalization with other properties within the taxing district. They shall make a personal house to house canvass for their district, in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them. They shall also have and possess, except as modified by this act, the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough, ward, town, and township assessors with respect to making assessments and valuations for taxation purposes. All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding five hundred dollars, and, in default of the payment of such fine and costs, to undergo an imprisonment not exceeding ninety days.

(b) *Notwithstanding any other provisions of this act, any county of the fifth class the classification of which has been ascertained according to its population by reference to the last preceding decennial United States census, and certified and recorded pursuant to section 211 of the act of August 9, 1955 (P. L. 323), known as "The County Code," to be advanced in classification to a county of the third class, shall continue to operate a tax assessment system under the provisions of the act of May 21, 1943 (P. L. 571), known as "The Fourth to Eighth Class County Assessment Law," and continue the permanent system of records, including tax maps of the entire county, property record cards, and property owner's index and continue to take into consideration the value of property as indicated by the*

use of said permanent system of records, cost, charts and land values applied on the basis of zones and districts as well as the price for which property would bonafidely sell in accordance with the requirements of the act of May 21, 1943 (P. L. 571), known as "The Fourth to Eighth Class County Assessment Law," as amended.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 19th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 641

AN ACT

Amending the act of May 13, 1909 (P. L. 520), entitled "An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by providing for the use of sulphur dioxide in certain food items, and changing labeling requirements relating to artificial sweetening agents.

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

Section 1. Clause fifth of subsection (a) of section 3 of the act of May 13, 1909 (P. L. 520), entitled "An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," amended August 24, 1951 (P. L. 1412), is amended to read:

Clause fifth, subsection (a), section 3, act of May 13, 1909, P. L. 520, amended August 24, 1951, P. L. 1412, further amended.

Section 3. (a) That for the purpose of this act, an article of food shall be deemed to be adulterated,—

Adulterations.

* * * * *

Fifth. If it contains any added sulphurous acid, sulphur dioxide, or sulphites, benzoic acid or benzoates, or other preservatives, except as hereafter provided, or if it contains any added boric acid or borates, salicylic acid or salicylates, formaldehyde, hydrofluoric acid or

When food deemed to be adulterated.