

No 79
AN ACT

HB 978

Amending the act of June 24, 1939 (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," further providing for reports of injuries by deadly weapon or criminal act and changing penalties.

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

Section 1. Section 330, act of June 24, 1939 (P. L. 872), known as "The Penal Code," added August 24, 1963 (P. L. 1156), is amended to read:

Section 330. ¹ Failure to Report Injuries by Deadly Weapon or Criminal Act.— ² (a) Any physician, including any licensed doctor of medicine, licensed osteopathic physician, intern or resident, or any person conducting, managing or in charge of any hospital or pharmacy, or in charge of any ward or part of a hospital, to whom shall come or be brought any person suffering from any wound or other injury inflicted by his own act or by the act of another by means of a knife, gun, pistol or other deadly weapon, or in any other case where injuries have been inflicted upon any person in violation of any penal law of this Commonwealth, shall report the same immediately, both by telephone and in writing, to the chief of police or other head of the police department of the city, borough, incorporated town or township, or to the Pennsylvania State Police. The report shall state the name of the injured person, if known, his whereabouts and the character and extent of his injuries.

(b) [When the person who comes, or is brought to the physician, as herein defined, or to the person in charge of conducting or managing a pharmacy, or to the person in charge of any hospital or any ward or part of a hospital, is under the age of eighteen (18) years, the report shall be made to the presiding judge of the Juvenile Court or the Community Child Protective Service where such court or service exists. When there is no such court or service, the report shall be made to the police in the same manner as required for injuries to those eighteen (18) years of age or older, as hereinbefore set forth.

Any physician or other person who wilfully fails to make the report required by this section is guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding five hundred dollars (\$500), or to undergo imprisonment not exceeding one (1) year, or both.] Failure to make a report required by this

section shall constitute a summary offense and shall be punishable by a fine not exceeding three hundred dollars (\$300), and in default thereof, imprisonment not exceeding ninety (90) days.

¹ "(a)" in original.

² "(a)" not in original.

No physician or other person shall be subject to civil or criminal liability by reason of making a report required by this section.

In any judicial proceeding resulting from a report pursuant to this act, the physician-patient privilege shall not apply in respect to evidence regarding such injuries or the cause thereof.

APPROVED—The 11th day of August, A. D. 1967.

RAYMOND P. SHAFER

No. 80

AN ACT

HB 992

Authorizing payment under pension, profit sharing, stock bonus, deferred compensation, disability, death benefit and other employe benefit plans to the named beneficiary free of claims by third parties.

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

Section 1. The trustee, custodian or committee charged with the responsibility of disbursing funds from any trust, custodial account, annuity or other funding arrangement under a pension, profit sharing, stock bonus, deferred compensation, disability, death benefit or other plan established by an employer for the benefit of its employes and their beneficiaries may pay funds upon the death of an employe or former employe to the beneficiaries entitled thereto under the plan or under a designation by the employe made pursuant to the plan and by making such payment shall be released from all claims by third parties. Pending such payment, such trustee, custodian or committee shall not be required to recognize any claim by third parties or to withhold disbursement pending the resolution of such claims, in the absence of an appropriate court order directed to it restraining such disbursement until further order of such court or instructing it to make disbursement of the account as provided in the order. Any person to whom payment is made shall be answerable therefor to anyone prejudiced thereby.

Section 2. This act shall take effect immediately.

APPROVED—The 11th day of August, A. D. 1967.

RAYMOND P. SHAFER

No. 81

AN ACT

HB 1071

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," authorizing State associations of jury commissioners, and authorizing payments by the county pertaining to their annual meetings.