

or its agent, <sup>1</sup>employ as a miner, other than as [an apprentice] a noncertified miner as provided in sections 220 and 225 of this act,

any person who does not hold such certificate, except as aforesaid.  
Section 2. Section 220 of the act is amended by adding, at the end thereof, a new paragraph to read:

Section 220. Employment of Assistant Mine Foreman.—\* \* \*

Any assistant mine foreman may supervise and direct the work of a maximum of two noncertified miners and he shall instruct such person or persons how safely and properly to perform his or their work.

Section 3. Section 225 of the act is amended to read:

Section 225. Mine Foreman; Employment of Competent Persons.—The mine foreman under rules and regulations approved by the secretary covering a training period for each occupation, shall see

that no person is employed to work in any mine until he has given satisfactory proof that he can do the work allotted to him without endangering the lives of his co-employees, unless said person is put to work with [an experienced employe whose duty it shall be to instruct such inexperienced person how safely and properly to perform his work] a certified miner.

APPROVED—The 30th day of November, A. D. 1967.

RAYMOND P. SHAFER

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No. 308

AN ACT

HB 1310

Amending the act of June 24, 1939 (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," increasing the penalties for the crime of shoplifting.

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

Section 1. Subsection (a) of section 816.1, act of June 24, 1939 (P. L. 872), known as "The Penal Code," amended November 10, 1965 (P. L. 707), is amended to read:

Section 816.1. Shoplifting.—(a) Whoever shall wilfully take possession of any goods, wares or merchandise offered for sale by any

<sup>1</sup>"employe" in original.

store or other mercantile establishment, with the intention of converting the same to his own use without paying the purchase price thereof, shall be guilty of shoplifting, and, upon conviction thereof in a summary proceeding, shall be sentenced to pay a fine of not less than twenty-five dollars (\$25) and not more than [fifty dollars (\$50)] five hundred dollars (\$500), or to undergo imprisonment of not less than five (5) days and not more than [ten (10)] ninety (90) days, or both. Any fine imposed in a summary proceeding pursuant to the provisions of this section shall be decreed to be paid to the city, borough, town or township in which the offense was committed, for the use of such city, borough, town or township.

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APPROVED—The 30th day of November, A. D. 1967.

RAYMOND P. SHAFER

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No. 309

AN ACT

HB 1512

Amending the act of April 18, 1945 (P. L. 253), entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains, or that his shares thereafter devolved upon him by operation of law; requiring security for defendant's expenses including attorneys' fees; and providing for the assessment and recovery of such expenses, including attorneys' fees," further providing for the powers of corporations to indemnify directors, officers and other persons against certain expenses, judgments, fines and other amounts and to maintain insurance against any liability asserted against directors, officers and other persons.

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

Section 1. Section 4, act of April 18, 1945 (P. L. 253), entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains, or that his shares thereafter devolved upon him by operation of law; requiring security for defendant's expenses, including attorneys' fees; and providing for the assessment and recovery of such expenses, including attorneys' fees," added October 13, 1959 (P. L. 1298), is amended to read: