

(5) The balance, if any, to the prisoner upon his discharge.

Section 5. Effective Date.—This act shall take effect immediately.

APPROVED—The 16th day of July, A. D. 1968.

RAYMOND P. SHAFER.

---

No. 174

AN ACT

SB 1230

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 defining prison breach.

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

Section 1. Section 309, act of June 24, 1939 (P. L. 872), known as "The Penal Code," amended July 12, 1961 (P. L. 575), is amended to read:

Section 309. Prison Breach.—Any person undergoing imprisonment, whether before or after conviction, who breaks prison or escapes, or shall break prison although no escape is actually made, is guilty of prison breach, a felony, and, on conviction thereof, shall be sentenced to undergo imprisonment, by separate and solitary confinement at labor, for a term not exceeding ten (10) years.

[Said] When said prison breach occurs after conviction for an offense other than the prison breach, said sentence shall commence from the expiration of the original sentence and any other sentences previously imposed which remained to be served at the time the offense of prison breach was committed.

If the offense of prison breach is committed while such person is undergoing imprisonment in any institution other than a State penal or correctional institution, regional jail, forestry camp and other off institution grounds, facility or installation, established by law, the judges of the courts of oyer and terminer, general jail delivery and quarter sessions of the peace may sentence such prisoner to the proper [penitentiary] State penal or correctional institution for the crime of prison breach, and add to said sentence for prison breach a further sentence to the said [penitentiary] institution for a period of time equal to the term or terms which remained to be served at the

time of the offense of prison breach on the original sentence and any other sentences previously imposed.

The word "imprisonment," as used in this section, means actual confinement in any penal or correctional institution, regional jail, forestry camp and other off institution grounds, facility or installation, established by law located in this Commonwealth, or any restraint by lawful authority pursuant to a commitment issued by an issuing authority, a court order or after conviction of any crime.

Section 2. This act shall take effect immediately.

APPROVED—The 16th day of July, A. D. 1968.

RAYMOND P. SHAFER.

---

No. 175

AN ACT

HB 2051

Amending the act of June 3, 1937 (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," further providing for the form of official election ballot.

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

Section 1. Subsection (d) of section 1003, act of June 3, 1937 (P. L. 1333), known as the "Pennsylvania Election Code," amended August 13, 1963 (P. L. 707), is amended to read:

Section 1003. Form of Official Ballot.—

\* \* \*

(d) Whenever any candidate shall receive more than one nomination for the same office, his name shall be printed once, and the names of each political party so nominating him shall be printed opposite the name of such candidate, arranged in the same order as candidates names are required to be arranged. At the right of [every party name] all the party names or appellation shall be a single