

No. 1978-35

AN ACT

SB 651

Amending the act of May 16, 1921 (P.L.579, No.262), entitled, as amended, "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third, fourth, fifth classes and in certain counties of the sixth class by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," changing the composition of the board of prison inspectors and authorizing counties of the seventh and eighth class to be governed by this act.

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

Section 1. The title, act of May 16, 1921 (P.L.579, No.262), entitled, as amended, "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third, fourth, fifth classes and in certain counties of the sixth class by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," reenacted and amended January 25, 1966 (P.L.1577, No.553), is amended to read:

AN ACT

Providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third, fourth, fifth classes and in certain counties of the sixth, **[class] seventh and eighth classes** by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons.

Section 2. Section 1 of the act, reenacted and amended October 26, 1972 (P.L.1053, No.265), is amended to read:

Section 1. Be it enacted, &c., That the persons now holding the following offices, and their successors, in all counties of this Commonwealth of the third, fourth, and fifth classes, shall compose a board, to be known by the name and style of inspectors of the jail or county prisons, to wit: The **[judges of the court of common pleas,] president judge of the court of common pleas or a judge designated by him**, the district

attorney, the sheriff, the controller, and the commissioners of each of said counties; in which board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners, and the government and management of said institution, shall be exclusively vested; and that the present responsibility of the sheriff of each of said counties in regard to the safe-keeping of the prisoners shall cease and determine on their committal to said prison, and such sheriff shall no longer be furnished a residence in said institution.

Any county of the sixth, *seventh or eighth* class may elect by resolution of the county commissioners to be governed by the provisions of this act.

Section 3. This act shall take effect immediately.

APPROVED—The 28th day of April, A. D. 1978.

MILTON J. SHAPP