

Mr. SHAPIRO. That may be true, Mr. President, but my point is, I think we want to give a person the right to appeal from the rates as amended or modified by the commission. Under this amendment I do not think we clearly give the right of appeal from the rates adopted or as amended or modified by the Commissioner. I think this clarifies and improves the bill. I do not think it hurts it any and I suggest to the gentleman from Westmoreland that we have the bill go over in its order.

Mr. DENT. Mr. President, I would not have called this bill up if I had thought it would raise an issue because some of the members are anxious to quit, as this is the last day of the Session this week but I just want to say this:

Those of us who are not members of the profession of law have difficulty in getting set straight on just what we mean when we put bills in, because all the lawyers say we do not know what we mean. This has already been worked on by five different lawyers and they tell me it does just exactly what I want it to do and that is all I want done.

Now, I saw some Senators shaking their heads during the reading of the amendment and I know they are not going to agree with what the gentleman from Philadelphia wants done, and inasmuch as I am the sponsor of the bill, I really think it does what I want done and I am satisfied with it and if the gentleman from Philadelphia will allow me to have what I want, I will take the bill just as it is.

Mr. SHAPIRO. Mr. President, I imagine that is a novel way of passing legislation but I am satisfied.

Mr. DENT. So am I, Mr. President.

Mr. SHAPIRO. Mr. President, I withdraw the amendment.

Mr. EDMONDS. Mr. President, has this bill been amended today.

Mr. DENT. No, Mr. President, it has not. It was amended yesterday.

Mr. EDMONDS. And, Mr. President, the bill is now printed in its final form?

Mr. DENT. Yes, Mr. President, it is; it is in the form upon which we agreed.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Letzler,	Stevenson.
Bartlett,	Edmonds,	Mallery,	Stiefel,
Becker,	Farrell,	McCreesh	Taylor,
Carr,	Frey,	McGinnis,	Tallman,
Cavalcante,	Geltz,	McQuiddy.	Thomas,
Chapman,	Haluska,	Miller,	Tyler,
Coleman,	Heyburn,	Mundy,	Wade,
Cox,	Homsher,	Reed,	Walker.
Crider,	James,	Ruth,	Watkins.
Crowe,	Jaspan,	Scarlett,	Wilson, H. I.,
Dent,	Kephart,	Shapiro,	Wilson, T. B.,
DiSilvestro,	Lantus,	Snowden,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. GELTZ. Mr. President, I ask permission to address the Senate.

The PRESIDENT. The gentleman from Allegheny, may proceed.

Mr. GELTZ. Mr. President, I just want to remind the Senators that there are but thirty-one days until the end of the biennium, when governmental functions must cease unless we get the tax and appropriation bills.

ADJOURNMENT

Mr. GELTZ. Mr. President, I move that the Senate do now adjourn until Monday, May 5, 1941 at 3:30 o'clock. p. m. Eastern Standard Time.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:56 o'clock p. m. Eastern Standard Time until Monday, May 5, 1941 at 3:30 o'clock p. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 30, 1941

The House met at 12 m.

The SPEAKER (Elmer Kilroy) in the Chair.

PRAYER

The Chaplain, Rev. Donald McFall, offered the following prayer:

Speak to us, O Lord, that Thy compelling call shall silence the confusion of our tongues. Move among us as the mighty friend of every man and nation, that we shall find ourselves drawn to Thee and to each other. Reveal Thyself to us all as the great mountain-peak of our striving, that, coming to Thee from the separate valleys of our misunderstandings, we shall find ourselves close to Thee and to all mankind. Help each one of us to be bearers of the redeeming message of reconciliation. We pray in Jesus' name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. TARR, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. HERSCH. HOUSE BILL No. 1448.

An Act to amend part of section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," by further prescribing fees of constables in certain cases.

Referred to the Committee on Judiciary General.

By Mr. HERSCH.

HOUSE BILL No. 1449.

An Act to amend section four hundred one of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duties of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations, subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of the commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by preventing public utilities from imposing penalties for failure to pay their charges promptly.

Referred to the Committee on Public Utilities.

By Mr. HERSCH.

HOUSE BILL No. 1450.

An Act requiring public utilities engaged in the transportation of passengers for hire in this Commonwealth, to charge only half-fare for all school children transported by such companies; imposing duties on the heads of certain schools in this Commonwealth; and imposing penalties.

Referred to the Committee on Public Utilities.

By Mr. RUSSELL E. REESE. HOUSE BILL No. 1451.

An Act creating a commission to make a study and investigation of the various phases of aeronautics and aviation in the Commonwealth of Pennsylvania for the purpose of advising the General Assembly with respect to the expenditure of public funds in these fields; directing such commission to make a report and recommendations to the General Assembly; conferring certain powers upon such commission, including the power to issue subpoenas,

retain employes and expend funds; and making an appropriation.

Referred to the Committee on Aeronautics.

By Mr. KENEHAN.

HOUSE BILL No. 1452.

An Act requiring gas, electric and water companies to leave certain meter readings with consumers; and providing a penalty for failure to do so.

Referred to the Committee on Public Utilities.

By Messrs. DAVID P. REESE and McINTOSH.

HOUSE BILL No. 1453.

An Act prescribing certain qualifications for the office of alderman or justice of the peace hereafter elected or appointed, providing for the payment of salaries by the Commonwealth to certain aldermen and justices of the peace; providing for the payment of all fees collected by such aldermen and justices of the peace into the State Treasury; imposing certain powers and duties upon county boards of election and the Department of Revenue, and providing penalties.

Referred to the Committee on State Government.

By Mr. O'BRIEN.

HOUSE BILL No. 1454.

An Act to further amend section four hundred eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," prohibiting sales of liquor and malt or brewed beverages during certain hours unless the legislative body of a city, borough, town or township is in favor of the same.

Referred to the Committee on Liquor Control.

By Mr. O'BRIEN.

HOUSE BILL No. 1455.

An Act to further amend clause two of section twenty-three of the act, approved the third day of May, one thousand nine hundred and thirty-three (P. L. 2520), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," prohibiting sales of malt or brewed beverages during certain hours unless the legislative body of a city, borough, town or township is in favor of the same.

Referred to the Committee on Liquor Control.

By Mr. HABBYSHAW.

HOUSE BILL No. 1456.

An Act to further amend section eight of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 553), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles, and to make uniform the law with reference thereto; requiring operators and owners of automobiles, under certain circumstances, to furnish proof of financial responsibility, as herein defined; providing for the suspension of operators' licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer, and prothonotaries; and prescribing penalties," by giving the secretary discretionary power, under certain circumstances, to suspend operators' licenses, and providing for certain notices to the secretary.

Referred to the Committee on State Government.

By Messrs. ELLIOTT and GATES.

HOUSE BILL No. 1457.

An Act establishing certain public roads in Porter Township, Clarion County, and Mahoning Township, Armstrong County, as a State highway; providing for their construction and maintenance by the Department of Highways; and making an appropriation.

Referred to the Committee on Highways.

RESOLUTION INTRODUCED AND REFERRED

By Mr. ACHTERMAN.

RESOLUTION No. 89.

In the House of Representatives, April 29, 1941.

Whereas, Newspapers have carried reports concerning the operation of certain state hospitals within the Commonwealth of Pennsylvania, which, if true, show an extremely reprehensible situation existing in such state hospitals; and

Whereas, There have been charges made that certain trustees and supervisory officials have committed criminal acts; and

Whereas, Certain state hospitals have lost their official standing and rating with the American Medical Association; and

Whereas, The conduct of certain trustees of state hospitals has resulted in unfavorable criticism of the operation of said hospitals; and

Whereas, If these charges are true, the situation calls for immediate attention by the legislative branch of the government to remedy such a condition; therefore be it

Resolved, That the Speaker of the House of Representatives appoint a committee of five members of the House, to act as a legislative committee to investigate the maintenance, operation and conduct of all state hospitals within this Commonwealth; and be it further

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman, requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person, and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and be it further

Resolved, That the said committee, because of the urgency of the situation, report to the House as speedily as possible, with appropriate recommendations.

Referred to the Committee on Rules.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House a former Member, Mr. Reuben Howard, from Fayette County.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Stine for Mr. MOUL for the remainder of the week.

Mr. Samuel Rose for Mr. DUFFY for the remainder of the week because of death in the family.

Mr. TARR for himself and Mr. BURNS for tomorrow's session because of previous engagements.

Mr. GATES for himself for the remainder of the week after today's session.

Mr. NORMAN WOOD for himself for the remainder of the week after today's session.

Mr. GREENWOOD for himself for the remainder of the week after today's session.

Mr. SIMONS for himself and Mr. KLINE for tomorrow's session.

Mr. O'CONNOR for himself and Mr. OWENS for tomorrow's session.

REPORTS FROM COMMITTEES

Mr. O'NEILL, from the Committee on Welfare, reported as committed, House Bill No. 1435, entitled:

An Act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to provide safe and sanitary dwellings for persons engaged in national defense activities.

Mr. MUNLEY, from the Committee on Liquor Control, reported as committed, House Bill No. 709, entitled:

An Act to further amend section four hundred and twelve of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further defining the sales of malt or brewed beverages.

Mr. EDWIN F. THOMPSON, from the Committee on Professional Licensure, reported as committed, House Bill No. 966, entitled:

An Act relating to the practice of the occupation or business of opticians; and providing for the licensing and registration of opticians and for the revocation and suspension of such licenses and registrations subject to appeal, and for their reinstatement; defining the powers and duties of the State Board of Examiners of Opticians and the Department of Public Instruction; and providing penalties.

Mr. SHEPARD, from the Committee on Labor, reported as committed, House Bill No. 884, entitled:

An Act to amend section one of the act, approved the twenty-fourth day of April, one thousand nine hundred thirteen (P. L. 114), entitled "An act regulating the time of payment of wages and earnings, and providing a penalty for violation hereof," by requiring employers to furnish statements to employes of all deductions made from their wages.

Mr. LESKO, from the Committee on State Government, reported as committed, House Bill No. 1275, entitled:

An Act declaring and adopting the song "The Rolling Hills of Pennsylvania" as the State song of Pennsylvania.

Mr. SCANLON, from the Committee on Welfare, reported as committed, House Bill No. 1439, entitled:

An Act to declare valid and legal the establishment and organization of housing authorities, all bonds, notes, contracts, agreements, obligations and undertakings of such housing authorities and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

Mr. MARKS, from the Committee on Public Utilities, reported as committed, House Bill No. 129, entitled:

An Act to add sections three hundred and fourteen and three hundred fifteen to article three of the act, approved the twenty-eighth day of May, one thousand nine hundred and thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaged in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, Companies, Corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and

damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," prohibiting certain public utilities from imposing penalties by reason of the late payments of service charges by consumers, and prohibiting certain public utilities from imposing minimum or meter charges.

Mr. FINESTONE, from the Committee on Public Utilities, reported as committed, House Bill No. 2, entitled:

An Act authorizing cities, boroughs, towns and townships to construct, acquire, own, operate, control, sell and lease facilities for the production, generation, transmission, distribution or furnishing of natural or artificial gas, electricity, steam or water, or the collection, disposition or treatment of sewage and to furnish or render such services to the public within or beyond their corporate limits, or both; conferring the power of eminent domain, conferring certain powers and imposing certain duties on such municipalities, and the controller or auditors thereof, providing for and authorizing the incorporation and election of a board of directors to operate and manage such works and defining its powers and duties, conferring certain powers and imposing certain duties on the Pennsylvania Public Utility Commission, and prescribing penalties.

Mr. LEONARD, from the Committee on Labor, reported as committed, House Bill No. 1222, entitled:

An Act to further amend clause (j) of section two hundred and eight of the act, approved the fifth day of December, one thousand nine hundred and thirty-six (P. L. 2897, 1937), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain funds in the custody of the State Treasurer; and prescribing penalties," by imposing new duties on the Secretary of Labor and Industry relative to appointments, in order to prevent discrimination in such appointments because of race, color or creed of eligibles.

Mr. ROSENFELD, from the Committee on Welfare, reported as committed, House Bill No. 1438, entitled:

An Act to provide that bonds and other obligations issued by any public housing authority or agency in the United States shall be security for all public deposits and negotiable, and legal investments for the State and public officers, municipal corporations, political subdivisions, and public bodies, all banks, bankers, trust companies, saving banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking business, all insurance companies, insurance associations and other persons

carrying on an insurance business, and all executors, administrators, guardians, trustees and other fiduciaries.

Mr. THOMAS H. LEE, from the Committee on Public Utilities, reported as committed, House Bill No. 847, entitled:

An Act to further amend three hundred one and to amend section four hundred one of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicles and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act." by further limiting the control and regulation of the commission in respect to rates, service and extensions by municipal corporations.

Mr. THOMAS H. LEE, from the Committee on Professional Licensure, reported as committed, House Bill No. 1166, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of May, one thousand nine hundred and twenty-one (P. L. 1172), entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (Pamphlet Laws, two hundred and eight), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law, and providing for the purchase of samples of drugs for determining their quality, strength,

and purity; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," further regulating the issuance of permits to conduct pharmacies.

Mr. CADWALADER, from the Committee on Counties, reported as committed, House Bill No. 337, entitled:

An Act providing for the creation, maintenance and operation of a county employes retirement system in counties of the fifth class; and imposing certain charges on counties.

Mr. RUSSELL E. REESE, from the Committee on Professional Licensure, reported as committed, House Bill No. 998, entitled:

An Act to protect the public health; defining and providing for the licensing of bakeries and regulating the inspection, maintenance and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale and offering for sale of bakery products, prohibiting the establishment of bakeries in basements, establishing uniform and standard weights, requiring the publication of weights and ingredients upon products; prohibiting rebates, discounts and special allowances; conferring powers on the Department of Agriculture; creating a Commissioner of Bakeries and inspectors under him, and providing penalties.

Mr. LESKO, from the Committee on Counties, reported as amended, House Bill No. 1259, entitled:

An Act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class; and imposing certain charges on counties.

Mr. FINNERTY, from the Committee on Professional Licensure, reported as amended, House Bill No. 1094, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of permits from the State Board of Pharmacy by persons, copartnerships, associations and corporations engaged in the manufacture, producing and dealing in drugs and medical supplies, regulating the manufacture of drugs and medical supplies, prescribing permit, providing for inspections and the suspension and revocation of permits, conferring powers on the State Board of Pharmacy, and courts and providing penalties.

Mr. TATE, from the Committee on Judiciary General, reported as amended, House Bill No. 1038, entitled:

An Act making it unlawful for any individual, partnership or association, to carry on or conduct any business in this Commonwealth, unless there is displayed on the exterior of such establishment, the identity of the owner or authorized representative; and providing penalties.

Mr. STOCKHAM, from the Committee on Public Utilities, reported as amended, House Bill No. 1322, entitled:

An Act to further amend the act approved the twenty-eighth day of June, one thousand nine hundred and thirty-five (P. L. 463), entitled as amended "An act providing for the incorporation, as bodies corporate and politic, of "Authorities" for municipalities, counties, and townships; defining the same; prescribing the rights, powers, and duties of such authorities; authorizing such Authorities to acquire, construct, improve, maintain, and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and for the other purposes," by changing the

method by which notice of the formation of a municipal authority shall be made public; further regulating incorporation purposes and existence of the authority; defining procedure whereby an authority can enter into contracts and dispose of its bonds; imposing additional qualifications and duties on members of the authority; imposing civil liability on members of the board and officers of an authority in certain cases; requiring annual audits; imposing additional duties on the court of common pleas; giving authorities right of eminent domain in certain cases, and extending with certain limitations the power of Authorities to make certain purchases.

QUESTION OF PERSONAL PRIVILEGE

Mr. MODELL. Mr. Speaker I arise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. MODELL. Mr. Speaker, yesterday on the roll call on House Bill 319, Printer's No. 338, I voted "no". In error I was recorded as voting "aye". I wish to be noted on the record as voting "no".

QUESTION OF PERSONAL PRIVILEGE

Mr. SKALE. Mr. Speaker, I arise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SKALE. Mr. Speaker, yesterday on House Bill No. 319 by error I was reported as voting in the affirmative. I did not vote at all and I ask that the record be corrected in that way.

MR. BROWN IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1326, entitled:

An Act to amend sections three and four of the act, approved the thirtieth day of March, one thousand nine hundred three (P. L. 110), entitled "A supplement to an act, entitled 'An act regulating the construction, maintenance, alteration, and inspection of buildings and party walls in cities of the second class,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five; regulating the construction alteration and ventilation of tenement-houses, and providing for the safety of the inhabitants thereof; and providing penalties for the violation of the same," further regulating the erection, alteration and ventilation of certain tenement houses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 979, entitled:

An Act to amend section one thousand seven hundred and one of article seventeen of the act approved the third day of June, one thousand nine hundred and thirty-seven (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 consoli-

dating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further regulating the recount of ballots in cases of suspected fraud or error, and governing the return of the moneys deposited in such cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 619, entitled:

An Act imposing joint and severable liability upon cities of the first class, for damages, caused by arrests or imprisonments by police authorities in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 636, entitled:

An Act to amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments, and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," as amended, redefining the powers and duties of the registration commission and its employes; revising the provisions regulating the filing of removal notices and the cancellation of registrations; changing the provisions and times for registration, change of party enrollment and the cancellation of registrations; imposing duties on certain city officers; revising the procedure on appeals to the courts; providing for the manner of reckoning time; and imposing additional penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1338, entitled:

An Act providing for and regulating assistance to certain cases of persons designated and defined as dependent children aged persons and blind persons; providing for the administration of such assistance by the Department of Welfare and county welfare boards created for this purpose, instead of by the Department of Public Assistance and the county boards of assistance; requiring the transfer of certain records and documents; and authorizing the Department of Welfare to cooperate with and to accept and dispose of moneys received from the United States Government for assistance to such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 504, entitled:

An Act to amend section three and clause (88) of section one hundred one of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; provided for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, re-enactments and repeals of statutes," further providing for the position of the enacting clause; and further defining the phrases "political subdivision."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1235, entitled:

An Act to further amend section three hundred and nine of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-seven, (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners; county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts, and the payment of their obligations; imposing certain existing obligations on institutions districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor and repealing existing laws," authorizing the commissioners of any county institution district from time to time, to make supplemental appropriations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1402, entitled:

An Act to add section six hundred fifty-five and one-tenth to article six of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to discrimination against persons employed or seeking employment on contracts effecting the national preparedness program because of the race, color or religion of such person.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1327, entitled:

An Act to amend section six and to further amend section eleven of the act, approved the twenty-eighth day of May, one thousand nine hundred and fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said

cities, and regulating the administration and the payment of such pensions," restricting the right of per diem employes to join such pension system, and giving peace time drafted employes credit for the time spent in the service of the United States.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1223, entitled:

An Act to add section 654.2 to the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-nine (P. L. 372), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," making it a crime for any officer of any labor union to discriminate because of race, color or creed between applicants for membership in such union, or between assignments for employment of union members because of their race, color or creed.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1221, entitled:

An Act to add section 654.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to discriminate in the selection or appointment of persons for employment in the civil service of the Commonwealth, or of any political subdivision thereof because of the race, creed or color of any person.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 887, entitled:

An Act to amend section one thousand eight hundred and three of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," providing for contracts and purchases not requiring advertising and bids.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 127, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1324, entitled:

An Act to further amend section thirty-two of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and

consolidating the laws relating thereto," further providing for ascertaining the change of classification of counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1401, entitled:

An Act to amend section six of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," further regulating the establishment of standards and qualifications for assistance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1269, entitled:

An Act to further amend the first paragraph of section nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by extending the time for filing municipal claims.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 812, entitled:

An Act to amend clause (b) of section three hundred and two of the act, approved the third day of June, one thousand nine hundred and thirty-seven (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," by providing for the display

of the standard flag of the United States at polling places; and imposing such duty on county boards of elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 789, (Senate Bill No. 81), entitled:

An Act to amend section one thousand one hundred and forty-seven of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by extending the power to accept roads streets lanes and alleys dedicated as public highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1405, (Senate Bill No. 286), entitled:

An Act to amend the fourth paragraph of article seven of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class" prescribing the manner in which money shall be drawn from the city treasury.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 896, entitled:

An Act authorizing county commissioners to sell seated and unseated lands purchased at tax sales, upon which the period of redemption has expired; and validating certain sales heretofore made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 109, entitled:

An Act to promote the safety of the traveling public and employes on steam or electric railroads by regulating the construction of caboose cars and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 358, entitled:

An Act to further amend clause three of subsection (b) of section 913 of the act approved the third day of June one thousand nine hundred thirty-seven. (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; by fixing the fee for filing nomination petitions for the office of jury commissioner.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1172, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by empowering counties to acquire real estate by lease, purchase, gift or eminent domain for use as fairground; authorizing the acquisition of property by eminent domain for certain other public purposes; and authorizing county commissioners to do all things necessary for the establishment and maintenance of county agricultural fairs and fairgrounds, including the appropriation of funds, joint action with other political subdivisions, the levy and collection of taxes, the creation of county fair boards, and the acceptance of State contributions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 215, entitled:

An Act to further amend sections one and four of the act, approved the sixteenth day of May, one thousand nine hundred and nineteen (P. L. 180), entitled "An act providing a method of establishing title to land acquired at a sale for unpaid taxes or municipal claims," extending the provisions of said act to include land acquired at city treasurer's sales for unpaid taxes and providing that in certain cases notice of the proceedings by advertisement shall be deemed a good and sufficient service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Elmer Kilroy) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Allegheny, Mr. Brown, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1190, entitled:

An Act relating to coal stripping operations providing for the health and safety of persons employed therein and for the inspection and regulation of such operations by the Department of Mines requiring certain information and reports and prescribing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 811, entitled:

An Act to further amend section three of the act approved the nineteenth day of February one thousand nine hundred and twenty-six (P. L. 16), entitled as amended "An act regulating under permit through the Pennsylvania Liquor Control Board the manufacture production

distillation development use in manufacture denaturization redistillation rectification blending recovery reuse holding in bond holding in storage by bailees for hire and transportation for hire of any alcohol alcoholic liquid or alcoholic beverage by certain persons requiring the registration of Federal permits also providing for fees and the disposition thereof and for appeals to the courts also authorizing the inspection of the records of permittees and purchasers of said alcohol alcoholic liquid and alcoholic beverages also declaring certain places nuisances and providing for their abatement also providing penalties and also repealing all acts or parts of acts inconsistent with this act" further providing for the rights of manufacturers of wine.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. POLASKI. Mr. Speaker. I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 830, entitled:

An Act to further amend the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (1933-34 P. L. 15) entitled as last amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with the transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" changing the provisions of said act with respect to natural wines as herein defined discontinuing the sale thereof by State stores and changing the quantities of malt or brewed beverages that may be sold by licensees other than clubs for consumption off the premises where sold.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. POLASKI. Mr. Speaker. I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 831, entitled:

An Act to re-enact and further amend the title and the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as last amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" including natural wines as herein defined within the provisions of said act providing special licenses for the sale thereof authorizing retail dispensers to sell natural wines without further license and changing the quantities of malt or brewed beverages that may be sold by distributors and importing distributors and by retail dispensers for consumption off the premises where sold.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLASKI. Mr. Speaker. I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1080, entitled:

An Act to further amend section one of article four of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" by providing for the issuance of limited mine foremen's certificates for mines wherein less than ten persons are employed during the period of twenty-four hours and prescribing the powers and duties of the holders of such limited certificates.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. PETROSKY. Mr. Speaker, I move that this bill be recommitted to the Committee on Mines and Mining for the purpose of further study.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 875, (Senate Bill No. 253), entitled:

An Act relating to members of the bureau of fire in cities of the second class; providing, subject to the approval

of the electors, for a three-platoon system for such members, with certain exceptions; providing for an election on such question; and regulating hours of service, hours of rest and annual vacations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 104, entitled:

An Act to further amend section seven of the act approved the fifth day of January one thousand nine hundred and thirty-four (P. L. 223 1933-34) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" extending the time during which application may be filed for veterans' compensation.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 90, entitled:

An Act providing for the correction of the designation and title of veterans of the Spanish American War in all present legislation affecting said veterans by designating such organizations as United Spanish War Veterans Incorporated.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

McVEYTOWN-OLIVER HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon the Senior Class of the McVeytown-Oliver High School.

BILL PASSED OVER

There being no objection House Bill No. 211, Printer's No. 444, was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 540, as follows:

An Act to further amend clause A of section four of the act approved the twenty-eighth day of June one thousand nine hundred and thirty-five (P. L. 463) entitled as amended "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships defining the same prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to

enter into contracts with and to accept grants from the Federal Government or any agency thereof and for other purposes" by providing for the termination and dissolution of inactive municipal authorities

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

Section 1 Clause A of section four of the act approved the twenty-eighth day of June one thousand nine hundred and thirty-five (P. L. 463) entitled as amended "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships defining the same prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and for other purposes" as last amended by the act approved the seventeenth day of May one thousand nine hundred and thirty-nine (P. L. 167) is hereby further amended to read as follows

Section 4 Purposes and Powers General Every Authority incorporated under this act shall be a body corporate and politic and shall be for the purpose of acquiring holding constructing improving maintaining and operating owning leasing either in the capacity of lessor or lessee buildings to be devoted wholly or partially for public uses and for revenue-producing purposes transportation marketing shopping terminals bridges tunnels streets highways parkways traffic distribution centers traffic circles parking spaces airports hangars projects parks recreation grounds and facilities sewers sewer systems or parts thereof sewage treatment works waterworks water supply works water distribution systems swimming pools playgrounds lakes low head dams hospitals motor buses for public use when such motor buses are to be used within any municipality and subways (any and all the foregoing being herein called "projects") The purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted by this act shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or complete with existing enterprises serving substantially the same purposes Provided however That the municipality or municipalities organizing such an Authority may in the resolution or ordinance signifying their intention so to do or from time to time by subsequent resolution or ordinance specify the project or projects to be undertaken by the said Authority and no other projects shall be undertaken by the said Authority than those so specified Every Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have existence for a term of fifty years as a corporation Provided however That any authority heretofore or hereafter incorporated under this act for the purpose of acquiring holding constructing improving maintaining and operating waterworks water supply works or water distribution systems which fails to do or perform any function or act for which purpose said authority was incorporated for a period of six (6) months after its organization shall forfeit all rights to its existence and shall be considered terminated and dissolved

On the question.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—180

Achterman.	Foor.	Lovett,	Sarge,
Allmond,	French,	Lyons,	Sarraff,
Baker,	Gates,	Malloy,	Scanlon,
Balthaser,	Gallagher,	Marks,	Schwab,
Baughner,	Gillan,	Maxwell,	Serrill,
Bentzel,	Gillette.	McClanaghan,	Shaffer,
Bentley,	Greenwood,	McClester,	Shepard,
Boles,	Gross,	McDowell,	Simons,
Boney,	Gryskewicz,	McFall,	Skale,
Boorse,	Gyger,	McGrath,	Sollenberger,
Bradley,	Habbyshaw,	McIntosh,	Sorg,
Breth,	Haberlien,	McLanahan,	Stambaugh,
Bretherick,	Hall,	McMillen,	Stank,
Brown,	Hamilton,	McSurdy,	Stine,
Brunner, C. H.,	Harkins,	Mihm,	Stockham,
Brunner, P. A.,	Harmuth,	Modell,	Tarr,
Burns,	Harris,	Monks,	Tate,
Burriss,	Heatherington,	Mooney,	Taylor,
Cadwalader,	Helm,	Moran,	Thompson, E. F.,
Chudoff,	Hering,	Muir,	Thompson, R. L.,
Cochran,	Herman,	Munley,	Trout,
Cohen, M. M.,	Hersch,	Nagel,	Turner,
Cook,	Hewitt,	Nunemacher,	Van Allsburg,
Cooper,	Hirsch,	O'Brien,	Verona,
Corrigan,	Holland,	O'Connor,	Vincent,
Cordier,	Huntley,	O'Dare,	Vogt,
Croop,	Imbrie,	O'Mullen,	Voidow,
Cullen,	James,	Owens,	Voorhees,
Dalrymple,	Jefferson,	Petrofsky,	Wagner,
DiGenova,	Jones, G. E.,	Pettit,	Welngartner,
Dolon,	Jones, P. N.,	Polaski,	Wells,
D'Ortona,	Keenan,	Polen,	Welsh, E. B.,
Early,	Kenehan,	Powers,	Welsh, M. J.,
Elder,	Kline,	Prosen,	Wilkinson,
Elllott,	Knoble,	Rank,	Williams,
Ely,	Kolankiewicz,	Rausch,	Wolf,
Falkenstein,	Komorowski,	Readinger,	Wood, L. H.,
Finestone,	Krise,	Reagan,	Wood, N.,
Finnerty,	Lee, T. H.,	Reese, D. P.,	Woodring,
Fisher,	Leisey,	Reese, R. E.,	Woodside,
Fiss,	Leonard,	Reynolds,	Wright,
Fleming,	Lesko,	Rhea,	Yeakel,
Fletcher,	Levy,	Rose, S.,	Yester,
Flynn,	Leydic,	Rosenfeld,	Young,
	Longo,	Rush,	Kilroy, Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1156, entitled:

An Act to add section one thousand six hundred and seven and one-tenth to article sixteen of the act, approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring teaching in the public schools of principles of democratic government and patriotism and imposing certain duties on the Superintendent of Public Instruction.

On the question,

Will the House agree to the bill on third reading?

Mr. HARKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 13 of title, by inserting after the word "public" the following: "and private".

Amend Sec. 1 (Sec. 1607.1), page 2, line 16, by inserting after the word "public" the following: "and private".

Amend Sec. 1 (Sec. 1607.1), page 3, line 2, by inserting after the word "public" the following: "and private".

Amend Sec. 1 (Sec. 1607.1), page 3, line 4, by inserting after the word "public" the following: "and private".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments.

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection House Bill No. 1185, Printer's No. 359, was passed over at the request of Mr. SHAFFER.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 277, as follows:

An Act to further amend subsection seven of section one thousand two hundred ten of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by increasing the minimum salaries of teachers in fourth class school districts and requiring the Commonwealth to make certain payments on account of such salaries

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

Section 1 Subsection seven of section one thousand two hundred ten of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-third day of May one thousand nine hundred twenty-three (P. L. 328) is hereby further amended to read as follows

Section 1210

* * *

Seven Districts of the fourth class Elementary teachers minimum [monthly] annual salary [one hundred dollars (\$100)] one thousand dollars (\$1,000) minimum annual increment fifty dollars (\$50) minimum number of increments two (2) high school teachers minimum [monthly] annual salary [one hundred thirty dollars (\$130)] one thousand two hundred dollars (\$1,200) minimum annual increment fifty dollars (\$50) minimum number of increments two (2)

In addition to the payments now required by law to be made by the Commonwealth to school districts of the fourth class on account of salaries of members of the teaching staff the Commonwealth shall pay for each elementary teacher the sum of thirty dollars (\$30) annually plus the amount of the annual increments provided for by this subsection

Such payments shall be made in the same manner and at the same time as payments on account of salaries are now by law required to be made

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. DIX. Mr. Speaker, there is an old saying that imitation is the sincerest flattery. I wish to compliment the sponsors of this bill in having presented one almost identical with the bill that I presented two weeks previous to the bill we have now before us.

This bill, I understand, provides a starting salary of one thousand dollars for fourth class school teachers with two increments of fifty dollars each. Mr. Speaker, the elementary high school teachers have a starting salary under this bill, I think, of twelve hundred dollars with two increments of fifty dollars each. My bill was identical except it went a little further and it gave five increments of fifty dollars each, which shows that the Republicans at least are more liberal to the school teachers in Wayne County than the Democrats would be. However, I wish to compliment, as I said before, the Democrats for accepting my bill with a few slight changes. I also wish to state that those same Members of the Democratic Party know a good thing when they see it.

Two years ago at the 1939 session I believe I had the honor of being the only member of the House in my maiden speech, and about the only one I made, to get up here and fight for the fourth class school teachers, and that is the reason I am here today speaking in behalf of this bill.

With your permission I would like, although I do not want to wander far afield, to make a brief statement, which will not take, I believe, over a few minutes.

The fourth Class District school teachers of Pennsylvania are the forgotten group of the Commonwealth. I hope that some measure of a long-delayed justice to these professional people may be awarded them at this session of the Legislature. As most of the gentlemen of the House know, or should know, there are around fifteen thousand of these teachers, and a great majority of them receive only about seven hundred and seven-fifty dollars after retirement dues are paid. A short time ago this House most unwisely passed a bill to start the salaries of firemen of third class cities at sixteen hundred dollars, with increments bringing the final salary to over two thousand dollars. That was a travesty on justice to the teaching profession, as well as a rank anti-home rule bill.

Many of these teachers have one room schools and to some extent have the additional duty of seeing that the school room is in a clean and sanitary condition, as well as to keep the school fires burning. All these teachers, considering the educational standards required and the expense of a college education, deserve better financial rewards. The least that can be done is to sup-

port this bill, which is a first step forward in giving some measure of justice to what is sometimes called the rural school teacher, whose qualifications, I understand, are as high as those in the high schools.

And speaking of qualifications, if you will pardon me for a personal reference to members of my family in Wayne County, I would like to compare the qualifications of one hundred years ago, fifty years ago, and the present standards.

Nearly one hundred years ago a Miss Julia Dix, as she was passing the home of a school director in Scott Township, was invited into the house, and after a brief conversation was informed that he would like to have her teach a school located at Island Lake in that township. His name was Henry Stanton. Miss Dix was so surprised that she could only exclaim, "Why, I don't have education enough." "Well," said Director Stanton, came to see me tomorrow and I will give you an examination. The next day she appeared at the Stanton home and he asked her to read a paragraph from a school reader, had her write a few words in her own handwriting, and do a few examples in simple arithmetic. After she had completed the examination, which took probably ten minutes, Director Stanton said quite emphatically, "Julia, you are better qualified than the teacher who is leaving. Here is a key to the school house, and you are to take charge of the school Monday morning. There are fifteen scholars, and some of the boys are eighteen years old and inclined to be rough. If you have any trouble, let me know. You will get ten dollars a month and board around in the families of the school children. She took the school and had a successful term.

About fifty years later, my own sister, a Miss Elizabeth Dix, became a teacher. She took an examination given under the direction of the County Superintendent of Schools of Wayne County, which was quite simple. In fact, you could then get a teaching permit from the superintendent with only a preliminary examination in his office, if I recall correctly. You were then given a school. My sister was informed that her salary would be thirty dollars a month and board around among the families of the scholars.

But now, what are the requirements. About eight years of elementary education, four years of high school, four years of college, and encouraged to take post graduate work. The salary is about sixty-five dollars per month on a twelve year basis, and you pay your own board and keep, or if married, maintain a wife, home and perhaps children.

These three steps show the great advance in education, the great advance in requirements, but do not show an appreciable advance in financial rewards. When it is remembered, that a high school and college education costs from \$3,000 to \$5,000, often borrowed money that must be paid back with interest, it stands to reason that it is high time the rural teachers of Pennsylvania got at least some measure of justice which this bill provides.

Mr. HAINES. Mr. Speaker, in order to save time I will introduce this paper into the record instead of reading it.

The SPEAKER. The remarks of Mr. Haines will be extended upon the Legislative Journal.

REMARKS OF MR. HAINES

Mr. HAINES. Mr. Speaker. "Have you ever tried to live on \$800.00 yearly? I wonder if you know how tough

it is to live and teach in a community on a salary of that size? If you will bear with me for a few moments, while I attempt to describe conditions under which we must work and live, I would appreciate it greatly.

"As the salary indicates, I must teach eight months per year. However, I must live for 52 weeks per year. I am married and have one child. My case is multiplied many times when you consider the fact that there are 15,866 elementary teachers in Pennsylvania's fourth class school districts.

"My budget is as follows:

Rent (12 months at \$15)	\$180.00
Food (52 weeks at \$5)	260.00
Light (average \$2.50 mo.)	30.00
Retirement (\$3.37 mo.)	26.96
Insurance	
\$1000 self	25.48
1000 wife	38.40
1000 child	20.00
5000 accident	20.00
"Bus transportation to school (\$1.75)	56.00
Milk (1 qt. daily at 12 cents)	43.80
Personal taxes ((wife and self)	9.00
Fuel for cooking (5 gal. kerosene week) ..	31.20
Doctor, Dentist, Church, Education	59.16
Incidentals (Clothes must be figured as incidentals)	
Total	\$800.00

"This budget is figured on a bare salary of \$800.00 yearly. If I am so fortunate as to get work as a coal miner during the summer months, then we can dress a little better and give the doctor and the dentist a little "hush" money. Of course this budget is apt to run helter-skelter during certain periods of the year when my school board is unable to pay us. Then we must borrow our wages from the local banks at the rate of 50 cents per month on each \$100.00 or less.

"Now, Mr. Representative, I have the same qualifications as are required of any teacher in the elementary field in Philadelphia or Pittsburgh. Eleven years ago they started teaching at \$1200 per year. They were given an increment each year for ten years. They now receive \$2200. Eleven years ago I began teaching at \$800 per year. I still make \$800 per year. I have never received an increment. My ability or training has nothing to do with this. It is merely because I happen to teach and live in a township which has a population of less than 5,000 persons. That is the only reason. This was set up over twenty years ago. Mr. Representative, is that democracy which guarantees to all men equal opportunities? I leave it to you.

"Is it too much to ask that Mr. Hirsch's Bill No. 165 be passed so that I and fellow teachers can be assured of \$1400 yearly by 1946-47? Do you remember the Chain Store Tax Bill of 1937? We waited hopefully until 1939 only to have the Supreme Court declare the act unconstitutional. Do you remember the Sollenberger Bill in 1939, which passed the House only to have the Senate adjourn? What is to be the story this session?

"Thank you for bearing with me this far. I hope you will see things from our point of view and do something to have House Bill No. 165 passed."

Mr. ACHTERMAN. Mr. Speaker, I wish briefly to make a statement in relation to the printing problem raised yesterday on account of this bill. We have checked carefully with the Printer in relation to the error and we find that the error was not occasioned by the Printer, and in justice to the publishing company I feel this correction should be made.

In relation to the bill, may I briefly state that the Democratic Party has consistently, and does stand for increases of pay to teachers in the fourth class school districts, as we have announced it in this particular piece of legislation. May I also say that in addition to that we feel that the expense of that increase, as well as the cost of the increments that are provided for in this

piece of legislation should be borne by the State and not by the school districts in any proportion whatsoever. May I state that this is apparently the great difference between the two parties. Apparently the Republican Party has felt that the distribution of that extra increase as well as the increments should be divided in the same proportion in which the salaries are now divided. Our party states that the State should meet that entire increase.

May I add to the statement that the budget as delivered to this House provides for a three million dollar increase in the appropriations and under the plan as it was devised by the Republican Party apparently one-half of the money would be recaptured. Under the present plan, with the increase herein provided, the entire amount will be expended so that we are not disturbing the budget in any particular in passing this piece of legislation.

I am asking the support of the Members of the House for this bill.

Mr. McMILLEN. Mr. Speaker, I do not intend to take up much time speaking on this particular piece of legislation because of the fact that we have this Americanization Program today, but I feel that no part of this state set-up has any more to do with Americanization and the propagation and continuation of American ideals than the public schools do. I feel that I would not be taking my proper attitude on this and doing the thing that I feel I should do if I were not to make a few remarks on the question.

I have here a bulletin of the Pennsylvania State Store clerks presenting their case for a wage increase. Today the State Store Liquor clerks in the State Stores of Pennsylvania receive a salary of not less than one hundred dollars a month or twelve hundred dollars a year. That is the poorest paid employe of the Liquor Control Board, and yet I say to you, there are in Pennsylvania today 15,866 elementary school teachers and nine thousand high school teachers in the fourth class school districts who are receiving less than twelve hundred dollars a year for their services in a position where they are building American character, building citizenship instead of disbursing material which will tear it down. Forty-nine percent of these people have college degrees, four year college degrees. I want to ask you in all sincerity how many of these liquor store clerks, how many of the managers, have gone to school four years beyond high school, put in four years in college in order that they might sell liquor over the counter? There is a very fundamental principle here that we have to take into consideration, and we can well afford to spend a little time and thought on this problem. I want also to call to your attention to the fact that less than one-half of these people who teach in the fourth class school districts of Pennsylvania receive eight hundred dollars a year. Applying simple arithmetic and dividing eight hundred dollars, less retirement, by twelve, and you will find out what these fourth class teachers have to live on. There is a principle to be presented here of Americanization in this bill. It talks about calibre, that the conduct of the State Store system in Pennsylvania depends upon the calibre of its personnel. Only with adequate compensation can the Liquor Board maintain its high degree of efficiency, through the qualified personnel, in the face of conditions today; the unquestioned loyalty of service of store clerks and managers, many employed for five or more years, in maintaining service at a high

standard. I want to ask you how many school teachers in this state have been employed for more than five years at eight hundred dollars? And there has been very little consideration given to that problem or the conditions which they face. It says here, "Due to the fact these people have been employed seven years they feel that they are entitled to a reclassification that will put them up to at least \$1380 a year." What kind of Americanism do we call this? What kind of a system is that which will pay more to dispense liquor than education? I would like to call to your attention one more thing. It talks about one-man operated stores. The average pay for the one-man operated store is \$127 a month. One hundred and twenty-seven dollars a month multiplied by twelve makes \$1524 a year. I say to you that there are many one-man operated school districts in Pennsylvania today on eight hundred dollars a year. How long are we going to continue to allow such inequality to exist? I can also point out to you something else, I have one other point to make. You have been wondering where you are going to get the money to pay for the increase in salary in the fourth class school districts. Here is the answer. As a matter of fact the wage income throughout the state, it is highly probable that the income anticipated will be considerably less than the actual income which will accrue to the State.

I say to you, let us have a leveling off of salaries; if there is going to be a state income of more than they anticipate through the liquor business, instead of continuing these others in a higher salary bracket let us bring up the fourth class school districts to the rightful position to which they are entitled. I thank you.

Mr. HARKINS. Mr. Speaker, I would like to make a brief statement which I think will clarify some of the points that have been raised. I believe both sides of the House are in agreement on the provisions of this bill. From a few words dropped by one or two Members on the other side it would seem that the Committee did not give proper consideration to the various bills.

RECESS

The SPEAKER. If there is no objection the Chair will now declare a recess for the purpose of holding an Americanism Program, pursuant to House Resolution No. 58, adopted March 25, 1941. The Chair hears none and a recess is declared.

AMERICANISM DAY PROGRAM

AFTER RECESS

The time of recess having expired the House was called to order.

THE SPEAKER (Elmer Kilroy) IN THE CHAIR

BILL ON THIRD READING

The SPEAKER. At the time of recess the House had under consideration House Bill No. 277, on third reading. Mr. Harkins was addressing the House.

The Chair now recognizes the gentleman from Allegheny, Mr. Harkins.

Mr. HARKINS. Mr. Speaker, I rose a few moments ago because the remarks made on this bill, House Bill No.

277, would indicate that proper consideration had not been given to the various bills relating to the increase of salaries for fourth class school district teachers. A number of these bills were in Committee and they were all referred to the proper sub-committee which gave honest consideration as to which bill would best serve the purpose of the Assembly, or which bill would be the one that could properly be passed.

With reference to the remarks of the gentleman from Wayne, Mr. Dix, concerning his bill, the sub-committee in charge of all these bills recommended that House Bill 277 be reported out, and the committee saw fit to accept its recommendation.

With reference to the inference that proper consideration has not been given to fourth class district teachers, I too would like to see higher salaries paid than we are providing in the present bill. I have worked and labored in Committee with reference to the provisions contended in the bill which was originally reported out, House Bill 165, and after long consideration it was felt that that particular bill could not gain the support necessary to pass it. After it had been re-referred to the committee, the sub-committee decided to report out House Bill 277, as I have stated.

Mr. Speaker, I think it is unfair to criticize a particular sub-committee and the committee as to its sincere desire to do as much as possible for the fourth class school district teachers.

I might also say there are other questions concerned in the matter of salaries for Liquor Store clerks, which do not properly pertain to this particular bill. It is unfair to condemn the Members of the House by such a comparison, and I would like to call the attention of the Members on both sides of the House to the fact that this bill provides for greater compensation than is recommended in the Governor's message to this Assembly. We have not approached this as a political problem and we are not trying to send to the Senate a bill with which they can reasonably find fault. We are trying to do as much for the teachers of the fourth class school districts at this time, as we who have caucused among the various groups on both sides of the House feel we can expect to get at the present time. We know it does not represent an ideal bill and we know in the future those of us who will be back here will be able to press forward and probably increase the increments both in size and in number.

I want to ask the support of the Members on both sides of the House for this bill.

Mr. HUNTLEY. Mr. Speaker, I wish to correct a false impression created during this debate. This bill, I feel is a fair bill in every way. If these skin-flint fourth class school districts will not provide a decent wage for their teachers it is up to the State to do it, because the perpetuity of the State depends upon the efficiency of our common school system. There is one thing most of our bills do not do. In this instance we vote this burden on the districts, but we also provide for taking care of the expense. I think you will agree with me that we have spent just about one-half of our time during this session in discussion and providing for things that do not pertain to the State whatever. I do not think it is right to raise the wages of the firemen in Philadelphia, which is truly a local matter, unless we provide the wherewithall to pay the expense. The same is true in reference to policemen in Pittsburgh. That is a local affair, it is not our affair.

Yet we put the burden upon that community without raising the wherewithall to pay the burden. This bill does not do that. It is a fair bill in that respect.

One reason brought forth for supporting this bill was because the State Liquor Stores are not paying their employes sufficient money for the work they do. They hold responsible positions and therefore they should have good pay. In that case, however, the business provides for the pay. It is like an employer taking enough out of his business to pay his employes. It is not a burden on anybody else except the state. It is purely a State matter and it certainly will do me good to vote for one bill that pertains to the state's business. I hope they will get their wages raised. Therefore, I wish not only to advocate the justice of this bill from the standpoint of raising the wages of teachers who are very much underpaid, but we have the good sense to provide the wherewithall to pay those wages.

Mr. WOLF. Mr. Speaker, two weeks ago we paused in our legislative duties to pay tribute to a great American. That great American was Thaddeus Stevens. He stood upon the floor of this House in 1835 and fought for free public schools in the state of Pennsylvania. I believe if we wish to be consistent the greatest tribute we can pay to that great American and to the American way of life is to vote favorably upon this bill, because education is the cornerstone of democracy and the first line of defense.

Mr. WOODSIDE. Mr. Speaker, I realize the Speaker is very anxious to get this session over and I do not want to take up too much time of the House.

I regret that the Majority Floor Leader has seen fit to inject politics into the discussion of this bill. There is one thing in connection with this bill I would like to say and that is for four long years the Democrats were in control of the state government and of this House of Representatives and at least for one session were in control of the Senate, and during all that time they could find all the money they wanted for political hacks but they couldn't find any money for fourth class school districts. That is the difference between the Republican and Democratic party.

Mr. ACHTERMAN. Mr. Speaker, may I make this statement, the teachers in the fourth class school districts have waited twenty years for legislation of this kind. My memory, if it serves me correctly, would indicate that sixteen years of that time was under Republican administration and it required the Democrats to initiate the legislation to give teachers what they desire. As a matter of fact we are doing it without added expense to the local property owners. We are placing the whole burden on the state. We have initiated the program not because of the Republican party but because of the merit of the cause and because we do believe it is the proper approach to the problem. May I reiterate, Mr. Speaker, that for sixteen years the Republican administration has been ignoring these teachers, two of those years last past.

Mr. DIX. Mr. Speaker, I only want to take up a moment of your time. I think this bill is a whole lot more important than your baseball game. Mr. Achterman has just said that the Republicans had sixteen years in which to pass a bill of this kind. I wish to say that it seems to me that the Democratic party in their four year long interim certainly had plenty of opportunity to present a bill of this kind. The thing I resent is, finally after

the Democrats did get around to having the majority in the House they could not think up anything of their own but they had to steal my bill.

I wish to thank the Member from Allegheny, Mr. Harkins, for defining for me what is proper consideration. Proper consideration for my bill was to kick it out and pickle it. As far as the state is paying the increments under this bill, I have the same fault to find that Mr. Achterman found last night, the fact that the Printers did not put that statement in the bill and it had to be sent back to the Printers for correction. At the time I took this bill to the Reference Bureau I made the statement to the attorney there, if my recollection is right, I did not want any cost of these increments placed upon the local districts, that I wanted my bill to provide that the state would pay the increments. Furthermore, it was my intention if this bill ever came up to have it amended. The Democrats kicked my bill out and here is my bill under Democratic sponsorship.

Mr. McFALL. Mr. Speaker, I think this debate has taken a very serious trend. The gentleman from Wayne, Mr. Dix, has continually charged somebody with pilfering and confiscating his bills. I think something should be done about it, and as one Member of the House I would advise Mr. Dix to get in touch with some insurance agent and take out a theft policy.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Flynn,	Marks,	Sarge,
Allmond,	Foor,	Maxwell,	Sarraf,
Auker,	French,	McClanaghan,	Scanlon,
Baker,	Gallagher,	McClester,	Schwab,
Balthaser,	Gates,	McDermott,	Serrill,
Baugher,	Gillan,	McDowell,	Shaffer,
Bentley,	Gillette,	McFall,	Shaw,
Bentzel,	Greenwood,	McGrath,	Shepard,
Boies,	Gross,	McIntosh,	Simons,
Boney,	Gryskewicz,	McKinney,	Skale,
Boorse,	Gyger,	McLanahan,	Snyder,
Bower,	Habbyshaw,	McLane,	Soilenberger,
Bradley,	Haberien,	McMillen,	Sorg,
Breth,	Hall,	McSurdy,	Stambaugh,
Bretherick,	Hamilton,	Mihm,	Stank,
Brown,	Harkins,	Modell,	Stine,
Brunner, C. H.,	Harmuth,	Monks,	Stockham,
Brunner, P. A.,	Harris,	Mooney,	Tarr,
Burns,	Heatherington,	Moran,	Tate,
Burris,	Helm,	Muir,	Taylor,
Cadwalader,	Hering,	Munley,	Thompson, E. F.,
Chervenak,	Herman,	Nagel,	Thompson, R. L.,
Chudoff,	Hersch,	Nunemacher,	Trout,
Cochran,	Hewitt,	O'Brien,	Turner,
Cohen, M. M.,	Hirsch,	O'Connor,	VanAllsburg,
Cohen, R. E.,	Holland,	O'Dare,	Verona,
Cook,	Huntley,	O'Mullen,	Vincent,
Cooper,	Imbrle,	O'Neill,	Vogt,
Cordier,	James,	Owens,	Voidov,
Corrigan,	J. Herson,	Petrosky,	Voorhees,
Croop,	Jones, G. E.,	Pettit,	Wagner,
Cullen,	Jones, P. N.,	Polaski,	Watkins,
Dalrymple,	Keenan,	Polen,	Weingartner,
Dennison,	Kesehan,	Powers,	Wells,
DiGenova,	Kline,	Frosen,	Welsh, E. B.,
Dix,	Knoble,	Rank,	Welsh, M. J.,
Dolon,	Kolankiewicz,	Rausch,	Wilkinson,
D'Ortona,	Kom rofski,	Readinger,	Williams,
Early,	Krise,	Reagan,	Winner,
Eckels,	Lee, E. A.,	Reese, D. P.,	Wolf,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, L. H.,
Elliott,	Lelsey,	Regan,	Wood, N.,
Ely,	Leonard,	Reynolds,	Woodring,
Falkenstein,	Lesko,	Rhea,	Woodside,
Finestone,	Levy,	Rooney,	Wright,
Finnerty,	Leydic,	Rose, S.,	Yeakel,

Fisher,	Longo,	Rose, W. E.,	Ycster,
Fiss,	Lovett,	Rosenfeld,	Young,
Fleming,	Lyons,	Royer,	Kilroy, Speaker
Fletcher,	Malloy,	Rush,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 684, entitled:

An Act to further amend sections six and nine of the act approved the thirtieth day of March one thousand nine hundred and seventeen (F. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" further regulating the granting suspension and revocation of the licenses of optometrists

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. MIHM. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection House Bill No. 523, Printer's No. 367, was passed over at the request of the SPEAKER.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 640, as follows:

An Act establishing certain public roads and streets and certain roads and streets not yet in existence in the City of Harrisburg and the County of Dauphin as a state highway and providing for their laying out opening construction and maintenance by the Department of Highways subject to certain terms and conditions

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

Section 1 The following sections of public roads including portions of streets and roads not yet obtained or opened shall be adopted by the Commonwealth as a state highway and shall be laid out and opened when necessary constructed and maintained at the expense of the Commonwealth under the provisions of present or future laws governing state highways

Beginning at a point on Route 22006 east of the Pennsylvania Railroad tracks thence in a general southerly direction in Susquehanna Township over a new location and a township road bordering on the west side of Wildwood Park to a point on the Harrisburg City-Susquehanna Township line near Paxton Creek thence continuing in a general southerly direction through the City of Harrisburg over a street to be ordained and opened up by the City of Harrisburg to a point on Maclay Street near the State Farm Show Building and thence continuing in a general southerly direction along

or over the Paxton Creek channel over a street to be ordained and opened up by the City of Harrisburg to a point on Paxton Street west of Cameron Street in the City of Harrisburg Dauphin County a total distance of about 5.0 miles

Section 2 Those portions of the proposed State highway hereinbefore described located over existing roads or streets which are situated within the limits of the City of Harrisburg and the Township of Susquehanna shall be constructed reconstructed and maintained and those portions of the proposed state highway which are not at present existing roads or highways or have not been ordained laid out or opened shall be laid out opened constructed and maintained by the Department of Highways in accordance with present or future laws governing the laying out opening construction reconstruction and maintenance of streets roads and state highways in the respective political subdivisions in which they are or may be located and all damages occasioned by such laying out opening and construction of portions of such streets and roads not at present ordained and opened shall be determined and payment thereof made in accordance with present or future laws governing the determination and payment of such damages in the respective political subdivisions in which the same are laid out and opened

Section 3 So much of the money in the Motor License Fund as may be from time to time needed to carry out the provisions of this act is hereby specifically appropriated to the Department of Highways for such purposes

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—199

- | | | |
|-----------------|----------------|---------------|
| Achterman, | Flynn, | Marks, |
| Allmond, | Foor, | Maxwell, |
| Auker, | French, | McClanaghan, |
| Baker, | Gallagher, | McClester, |
| Balthaser, | Gates, | McDermott, |
| Baughner, | Gellan, | McDowell, |
| Bentley, | Gillette, | McFall, |
| Bentzel, | Greenwood, | McGrath, |
| Boies, | Gross, | McIntosh, |
| Boney, | Grykewicz, | McKinney, |
| Boorse, | Gyger, | McLanahan, |
| Bower, | Habbyshaw, | McLane, |
| Bradley, | Haberlen, | McMillen, |
| Breth, | Hall, | McSurdy, |
| Bretherick, | Hamilton, | Mihm, |
| Brown, | Harkins, | Modell, |
| Brunner, C. H., | Harmuth, | Moss, |
| Brunner, P. A., | Harris, | Mooney, |
| Burns, | Heatherington, | Moran, |
| Burris, | Helm, | Muir, |
| Cadwalader, | Hering, | Munley, |
| Chervenak, | Herman, | Nagel, |
| Chudoff, | Hersch, | Nunemacher, |
| Cochran, | Hewitt, | O'Brien, |
| Cohen, M. M., | Hirsch, | O'Connor, |
| Cohen, R. E., | Holland, | O'Dare, |
| Cook, | Huntley, | O'Mullen, |
| Cooper, | Imbrie, | O'Neill, |
| Cordier, | James, | Owens, |
| Corrigan, | Jackson, | Petrosky, |
| Croop, | Jones, G. E., | Pettit, |
| Cullen, | Jones, P. N., | Polaski, |
| Dalrymple, | Keenan, | Polen, |
| Dennison, | Keehan, | Powers, |
| DiGenova, | Kline, | Prosen, |
| Dix, | Knoble, | Rank, |
| Deion, | Kolankiewicz, | Rausch, |
| D'Ortona, | Komorowski, | Readinger, |
| Earle, | Krise, | Bragan, |
| Eckels, | Lee, A., | Reese, D. P., |
| Elder, | Lee, T. H., | Reese, R. E., |

- | | | | |
|--------------|----------|--------------|-----------------|
| Elliott, | Leisey, | Regan, | Wood, N., |
| Ely, | Leonard, | Reynolds, | Woodring, |
| Falkenstein, | Lesko, | Rhea, | Woodside, |
| Finestone, | Levy, | Rooney, | Wright, |
| Finnerty, | Leydic, | Rose, S., | Yeakel, |
| Fisher, | Logg, | Rose, W. E., | Yester, |
| Fiss, | Lovett, | Rosenfeld, | Young, |
| Fleming, | Lyons, | Royer, | Kilroy, Speaker |
| Fletcher, | Malloy, | Rush, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection House Bill No. 292, Printer's No. 418, was passed over at the request of the SPEAKER.

CONDOLENCE RESOLUTION

Mr. SAMUEL ROSE offered a privileged resolution which was read, considered and adopted as follows:

In the House of Representatives, April 30, 1941.

Whereas, The father-in-law of the Honorable Edward Duffy, Jr., Richard S. Perks, has just passed away at the age of 60 years; and

Whereas, He was a veteran of the Spanish-American War, and in that campaign distinguished himself for bravery under fire; and

Whereas, He was active in the affairs of his community and devoted his efforts toward the improvement of the civic life about him; and

Whereas, His life was exemplary both for his devotion to his family, his community and his country; therefore be it

Resolved, That the House of Representatives mourns the passing of so able a citizen of this Commonwealth; and be it further

Resolved, That a copy of this resolution be sent to the wife and surviving members of the family of the deceased conveying thereby the heartfelt sympathy of the House to them in their great bereavement.

QUESTION OF PERSONAL PRIVILEGE

Mr. VOLDOW. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. VOLDOW. Mr. Speaker, on House Bill 319, which was voted on yesterday, I have been recorded in error as voting in the affirmative. I did not vote on the bill, and I wish to be recorded as not voting.

QUESTION OF PERSONAL PRIVILEGE

Mr. HERMAN. Mr. Speaker I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HERMAN. I too was recorded as voting "aye" on the bill but I did not vote and I want to be recorded in that way.

COMMITTEE MEETINGS

Appropriations, Thursday, May 1 at 9 a.m. in Room 328.

Public Utilities, Thursday, May 1 at 9 a.m. in Room 331.
Welfare, Thursday, May 1 at 9 a.m. in Room 246.

PUBLIC HEARINGS

There will be a Public Hearing before the Committee on Professional Licensure on House Bill No. 765 on Tuesday, May 6, 1941 at 7:00 p.m., E.S.T. in the Old House Caucus Room—3rd Floor.

There will be a Public Hearing before the Committee on Professional Licensure on House Bills Nos. 335 and 678 on Wednesday, May 7, 1941 at 10:30 a.m., E.S.T. in

the New House Caucus Room.

There will be a Public Hearing before the Committee on Workmen's Compensation on House Bills Nos. 990 and 1002 on Tuesday, May 13, 1941 at 6:00 p.m., E. S. T. in the New House Caucus Room.

ADJOURNMENT

Mr. REGAN. Mr. Speaker, I move that this House do now adjourn until Thursday, May 1, 1941, at 10 a.m.

The motion was agreed to, and (at 2:26 p.m.) the House adjourned.