

## BILL SIGNED

The PRESIDENT (Lieutenant Governor Samuel S. Lewis) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 232, entitled:

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Whereupon,

The PRESIDENT (Lieutenant Governor Samuel S. Lewis) in the presence of the Senate signed the same.

## ADJOURNMENT

Mr. GELTZ. Mr. President, I move that the Senate do now adjourn until Wednesday, May 21, 1941, at 1:00 o'clock p. m. Eastern Standard Time.

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

The motion was agreed to.

The Senate adjourned at 4:45 o'clock p. m. Eastern Standard Time until Wednesday, May 21, 1941, at 1:00 o'clock p. m. Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, MAY 20, 1941

The House met at 12 m.

The SPEAKER (Elmer Kilroy) in the Chair.

## PRAYER

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

O God, our Father, Thou art not far from any one of us, for in Thee we live, and move, and have our being. When we stretch out our hands of faith unto Thee, Thou art ever ready to meet us, and to touch our hands in response. We pray Thee this day for a real sense of Thy presence. Help us to know that we are never alone. Thou art our great companion, our silent and unseen friend. Help us to live in that consciousness each day.

We ask Thy blessing this day upon all those for whom we have concern—our family and our loved ones, our friends, both near and far, yea, God, upon mankind everywhere. Give us a sense of Thy abiding presence when the shadows fall. Hear us, we pray. 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. OWENS, unanimously agreed to, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Messrs. RONALD L. THOMPSON and BROWN.

HOUSE BILL No. 1621.

An Act to add section forty-three to the act, approved

the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," authorizing compromise of tax claims in cases where there is a dispute as to the domicile of the decedent.

Referred to the Committee on Judiciary General.

By Mr. IMBRIE.

HOUSE BILL No. 1622.

An Act placing corporations operating cemeteries and burial grounds under the control of the Department of Banking, authorizing said Department to make examinations of the affairs of such corporations at the cost of such corporation and in certain cases with the approval of the Department of Justice, to take over and operate the same and imposing certain duties on the court of common pleas.

Referred to the Committee on Banking.

By Messrs. HOLLAND and LEONARD.

HOUSE BILL No. 1623.

An Act declaring certain provisions in leases of real property for dwelling purposes improper and contrary to public policy; and making the same unenforceable.

Referred to the Committee on Judiciary General.

By Mr. HOLLAND (By Request).

HOUSE BILL No. 1624.

An Act making an appropriation to the Department of Highways for the payment of damages resulting from personal injuries occasioned by improperly maintained State Highways.

Referred to the Committee on Appropriations.

By Mr. SARRAF.

HOUSE BILL No. 1625.

An Act authorizing operators of and passengers in motor vehicles who have suffered or may suffer injury or damage because of defects or dangerous conditions on State highways, to bring suit for damages against the Commonwealth in the court of common pleas of the county wherein the injury or damage was suffered.

Referred to the Committee on Judiciary General.

By Mr. ROSENFELD.

HOUSE BILL No. 1626.

An Act to protect public health, safety and morals and to promote the common welfare by regulating the use and occupancy, re-use and re-occupancy and the renting and re-renting for use and occupancy of all buildings in cities of the first class planned in whole or in part for residential purposes, and any living quarters connected with a business or commercial establishment, by requiring the issuance of certificates of occupancy and by requiring owners, agents and tenants to obtain such certificates of occupancy; conferring powers and imposing duties upon the Department of Public Health and upon the Department of Public Safety of cities of the first class; providing for inspections and inspection fees and the institution of prosecutions for failure to obtain certificates of occupancy; imposing penalties and repealing inconsistent acts or parts of acts.

Referred to the Committee on Cities—First Class.

By Messrs. SHAW and REYNOLDS.

HOUSE BILL No. 1627.

An Act to further amend section four of the act, approved the second day of June, one thousand nine hundred and thirty-three (P. L. 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising and consolidating the law relating thereto," further regulating the jurisdiction of aldermen, magistrates and justices of the peace in cases when certain children are involved.

Referred to the Committee on Judiciary General.

By Messrs. WOODRING and LONGO.

HOUSE BILL No. 1628.

An Act relating to the collection of delinquent county taxes, except in counties of the first class; delinquent city taxes; except in cities of the first class; delinquent school taxes, except in school districts within or coextensive with a city of the first class; and borough, town, township, poor and county institution district delinquent taxes, and other local delinquent taxes levied within the limits of such political subdivisions; creating a delinquent tax board in each county, providing for the appointment thereby of a delinquent tax liquidator and other employes, and prescribing their powers and duties; providing for the return of all delinquent real estate taxes to said officer by the various taxing authorities and tax collectors, and for the collection thereof by him; fixing the lien of such taxes; authorizing the sale of real property for the nonpayment thereof, and prescribing the effect of such sale on other liens.

Referred to the Committee on Municipal Corporations.

By Mr. RUSH.

HOUSE BILL No. 1629.

An Act to further amend sections one and two of the act, approved the eighteenth day of July, one thousand nine hundred and thirty-five (P. L. 1286), entitled, as amended, "An act empowering cities, boroughs, incorporated towns, and townships to charge and collect annual rentals for the use of certain sewers, sewage systems and treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the authorization of indebtedness and interest thereon," taking away the power to enter into contracts with private corporations for the furnishing of sewer or sewage treatment services, and the imposition and collection of rentals or charges and the entry of liens in connection therewith.

Referred to the Committee on Municipal Corporations.

By Mr. O'BRIEN.

HOUSE BILL No. 1630.

An Act to further amend clause (b) of section two hundred and one 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," further prescribing the powers of the Pennsylvania Liquor Control Board to fix maximum sales prices of liquors in the Commonwealth.

Referred to the Committee on Liquor Control.

By Mr. LEYDIC.

HOUSE BILL No. 1631.

An Act authorizing and directing the Department of Highways to erect, construct and maintain a free bridge over the Allegheny River in or near the Borough of Tarentum, Allegheny County and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways, providing for the acceptance of Federal aid, empowering counties to pay certain damages, and making an appropriation.

Referred to the Committee on Highways.

By Mr. LEYDIC.

HOUSE BILL No. 1632.

An Act establishing rules and regulations for the prevention of loss of life and property by fires and explosions in truck transportation and handling of inflammable liquids, irrespective of the existence of legal requirements on various phases of truck transportation promulgated by Federal, State and local authorities.

Referred to the Committee on Judiciary General.

By Mr. LEYDIC.

HOUSE BILL No. 1633.

An Act establishing amount of liability insurance to be carried by Companies or Individuals transporting inflammable liquids in tank trucks or trailers.

Referred to the Committee on Judiciary General.

By Mr. LEYDIC.

HOUSE BILL No. 1634.

An Act establishing the office of fire marshal in all counties of the second class defining his powers and duties providing for his compensation and the maintenance of his office giving the punish witnesses for contempt of his authority and to review his order and making it the duty of officers of public instruction and persons in charge of public or private schools to instruct children as to the dangers of fire and the prevention of fire waste.

Referred to the Committee on Counties.

By Mr. MORAN

HOUSE BILL No. 1635.

An Act prohibiting the sale, transfer, purchase, ownership, possession and use of tear and noxious gas, and tear gas guns, providing certain exemptions, and providing penalties.

Referred to the Committee on Labor.

By Messrs. RUSSELL E. REESE and RILEY.

HOUSE BILL No. 1636.

An Act authorizing the Secretary of Property and Supplies to give and transfer certain visual and radio aviation navigational aids to the Federal Government.

Referred to the Committee on Aeronautics.

By Mr. LLOYD H. WOOD.

HOUSE BILL No. 1637.

An Act to amend section six hundred six of the act, approved the second day of May, one thousand nine hundred 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 consolidat-

ing the laws relating thereto." empowering counties to appropriate moneys from the public funds for the operation and maintenance of one or more public libraries within the county.

Referred to the Committee on Counties.

By Messrs. HERMAN and SHAFFER.

HOUSE BILL No. 1638.

An Act to repeal subdivision (d) of article six containing sections 651 652 653 654 and 655 of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations and reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" eliminating provisions relating to Workmen's Compensation Insurance.

Referred to the Committee on Workmen's Compensation.

By Messrs. HERMAN and SHAFFER.

HOUSE BILL No. 1639.

An Act to further amend the title and the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by making the schedules of compensation compulsory upon all employers providing that the State Workmen's Insurance Funds shall be the sole agency in which the payment of compensation may be insured providing for the termination of existing workmen's compensation insurance contracts issued by other agencies eliminating provisions relating to self-insurance and repealing certain section and subsections.

Referred to the Committee on Workmen's Compensation.

By Messrs. HERMAN and SHAFFER.

HOUSE BILL No. 1640.

An Act to amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 762) entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employes of subscribers thereto declaring false oaths by the subscribers to be misdemeanors and providing penalties for the violation thereof" providing for insurance in said fund of all employers liable to pay workmen's compensation eliminating provisions relating to insurance corporations or associations and workmen's compensation insurance covering officers and employes of the board.

Referred to the Committee on Workmen's Compensation.

By Messrs. SCHWAB and MALLOY.

HOUSE BILL No. 1641.

An Act providing that city taxes in cities of the third class, shall be assessed, levied and collected upon the basis of the county assessments; imposing duties upon county assessing and county taxing authorities; abolishing the office of city assessor in cities of the third class and transferring certain property to county taxing authorities.

Referred to the Committee on Cities—Third Class.

By Mr. MALLOY.

HOUSE BILL No. 1642.

An Act providing that moneys heretofore or hereafter appropriated to the Department of Military Affairs for the payment of subscriptions to the Pennsylvania National Guardsman for distribution to the officers and men of the National Guard may be used for the payment of subscriptions to said publication heretofore distributed or for distribution to such officers and men who have been inducted into the service of the United States and to the officers and men of the Pennsylvania Reserve Defense Corps.

Referred to the Committee on Military Affairs.

By Mr. STAMBAUGH.

HOUSE BILL No. 1643.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth, and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for the manner of payment of escheator's fees, informant's commissions, and other lawful charges due from moneys escheated to the Commonwealth and escheatable moneys paid to the Commonwealth without escheat, designating the funds to which such moneys shall be credited, and making an appropriation.

Referred to the Committee on State Government.

By Mr. WATKINS.

HOUSE BILL No. 1644.

An Act to amend section two hundred six 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," providing for the election of school directors for independent school districts and terminating the terms of office of the present school directors in such districts.

Referred to the Committee on Education.

By Messrs. WATKINS and McGRATH.

HOUSE BILL No. 1645.

An Act to reenact and amend the title and the act which became effective the ninth day of July one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of

theaters or other places of amusement," changing the provisions of said act so that it prohibits only the granting of liquor licenses for that portion of any premises in which a theater, circus, museum or other place of amusement is conducted.

Referred to the Committee on Liquor Control.

By Mr. FISHER. HOUSE BILL No. 1646.

An Act making an appropriation to the Huntingdon Volunteer Fire Department for the protection of State property at Huntingdon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SNYDER. HOUSE BILL No. 1647.

An Act to further amend section one of the act, approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 944), entitled "An act relating to salaries, compensation, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," by increasing the annual salary of the prothonotary.

Referred to the Committee on Counties.

By Mr. TROUT. HOUSE BILL No. 1648.

An Act to amend the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as variously amended, by changing registration years, fractions of registration years, operator's license years; extending the time for exemption from fees for transfer of registration to conform with changed registration year; reducing operator's license fee; and giving the secretary power to determine whether certain motor vehicles are of tractor type.

Referred to the Committee on Motor Vehicles.

By Mr. MOUL. HOUSE BILL No. 1649.

An Act to further amend section twelve of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," granting certain retirement rights to persons who have withdrawn from and returned to school service.

Referred to the Committee on Education.

By Mr. MOUL. HOUSE BILL No. 1650.

An Act providing for the cooperation of the Commonwealth and certain political subdivisions thereof with the United States in respect to flood control projects; authorizing the Secretary of Highways on behalf of the Commonwealth, and the authorities of the various counties, cities, boroughs and townships to grant and convey certain rights and easements thereof and lands bordering over which such governmental units may have control.

Referred to the Committee on Forestry.

By Mr. BURRIS. HOUSE BILL No. 1651.

An Act to amend section ten of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237) entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," prescribing hopeless lunacy or a condition of being non compos mentis for a period of five years as a ground for divorce.

Referred to the Committee on Judiciary General.

By Mr. DUFFY. HOUSE BILL No. 1652.

An Act to further amend sections eight and eleven 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 notice and hearing before suspension of licenses and registrations.

Referred to the Committee on Motor Vehicles.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 587. (HOUSE BILL No. 1653).

An Act to amend section three hundred six of the act, approved the twenty-fourth day of June, one thousand nine hundred 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 term 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 institution district; 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 county commissioners to appoint and fix the compensation of a solicitor for county institution districts in counties of the third class

Referred to the Committee on Counties.

SENATE BILL No. 624. (HOUSE BILL No. 1654).

An Act to further amend clause seven of section one thousand two hundred ten of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 399) 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," increasing the minimum salaries of teachers in school districts of the fourth class and providing for the payment of the whole of such increase by the State for the period of two years.

Referred to the Committee on Education.

SENATE BILL No. 141. (HOUSE BILL No. 1655).

An Act providing that a juvenile court adjudication against a juvenile shall not bar his appointment to a position with the Commonwealth or its political subdivisions.

Referred to the Committee on Judiciary General.

SENATE BILL No. 296. (HOUSE BILL No. 1656).

An Act to re-enact and amend the title and act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 748), entitled "For the registration and regulation of certain individuals and entities selling, contracting to sell or dispose of, attempting or offering to dispose of, soliciting offers to buy, or inducing holders thereof to exchange, securities defined herein, including securities issued by them, or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them, or in the business of buying securities directly from individuals who are not registered thereunder; providing for the revocation and suspension of registrations; conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act; providing for appeals to the Court of Common Pleas of Dauphin County, and to the Supreme Court of Pennsylvania; conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act; and prescribing fees and penalties;" providing for the regulation and registration of persons and entities engaged in the business of investment advisers, and of solicitors of investment advisers and for the revocation and suspension of such registrations; conferring additional jurisdictions upon the courts of common pleas and further regulating the business of buying and selling securities.

Referred to the Committee on Banking.

#### COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. GERARD. Mr. Speaker, I move that House Bill No. 666, Printer's No. 208, together with the communication from the Governor, which was laid on the table May 14, 1941, be taken from the table.

The motion was agreed to.

The communication was read by the Clerk as follows:

#### COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

#### APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 666

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, May 14, 1941.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House of Representatives and Senate recalling from the Governor House Bill No. 666, Printer's No. 208, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

ARTHUR H. JAMES.

#### RECONSIDERATION OF VOTE

Mr. GERARD. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. COCHRAN. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny Mr. Gerard, vote on the final passage of this bill?

Mr. GERARD. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Fayette, Mr. Cochran, vote on the final passage of this bill?

Mr. COCHRAN. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. GERARD. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. GERARD. 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 page 1, line 1 of the title, by inserting after the word "To" and before the word "amend" the word: "further"

Amend page 1, line 2 of the title, by striking out, with boldface brackets, after the word "August" and before the word "one" the following: "[A D]".

Amend page 1, line 7 of the title, by striking out, with boldface brackets, after the word "by" and before the word "counties" the word: "[including]" and inserting in lieu thereof the following: "extending its provisions to".

Amend page 1, line 7 of the title, by inserting at the end of the line the following: "of the second class".

Amend section 1, page 1, line 5 by striking out, with boldface brackets, after the word "August" and before the word "one" the following: "[A D]".

Amend section 1, page 2, line 1 by inserting after the word "installments" and before the word "is" the following:

"as amended by the act approved the twenty-fourth day of April one thousand nine hundred thirty-three (Pamphlet Laws fifty-eight)"

Amend section 1, page 2, line 2 by inserting after the word "hereby" and before the word "amended" the word: "further"

Amend section 1 (section 1), page 2, line 6 by inserting after the word "the" and before the word "collector" the following: "collector of taxes".

Amend section 1 (section 1), page 2, line 7 by striking out, with boldface brackets, after the word "taxes" and before the word "city" the following: "[of any]" and inserting in lieu thereof the following:

"constable or delinquent tax collector or other official authorized to collect delinquent taxes un-

der the provisions of existing general or special legislation during the period in which he is authorized to collect the delinquent taxes of any county [except a county of the second class]

Amend section 1 (section 1), page 2, line 8 by striking out, with boldface brackets, after the word "any" and before the word "borough" the word "[county]".

Amend section 2, page 2, line 28 by striking out at the end of the line, with boldface brackets, the following: "[passage and approval by the Governor]" and inserting in lieu thereof the following: "final enactment".

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.

#### COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. D'ORTONA. Mr. Speaker, I move that House Bill No. 616, Printer's No. 111, together with the communication from the Governor, which was laid on the table May 6, 1941, be taken from the table.

The motion was agreed to.

The communication was read by the Clerk as follows:

#### COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

#### APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 616

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, May 6, 1941.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House of Representatives and Senate recalling from the Governor House Bill No. 616, Printer's No. 111, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

ARTHUR H. JAMES.

#### RECONSIDERATION OF VOTE

Mr. D'ORTONA. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. SHAW. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. D'Ortona, vote on the final passage of this bill?

Mr. D'ORTONA. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Allegheny, Mr. Shaw, vote on the final passage of this bill?

Mr. SHAW. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. D'ORTONA. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. D'ORTONA. 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 page 1, line 6 of the title, by inserting after the word "for" and before the word "admission" the following: "the fixing of bail and the".

Amend page 1, line 6 of the title, by inserting after the word "by" and before the word "committing" the word: "magistrates".

Amend page 1, line 7 of the title, by inserting after the word "magistrates" and before the word "and" the following: "justices of the peace or aldermen".

Amend page 1, line 7 of the title, by inserting after the word "and" and before the word "coroners" the following: "the fixing of bail by".

Amend page 1, line 7 of the title, by inserting after the word "in" and before the word "cases" the word: "certain".

Amend page 1, line 7 of the title, by inserting after the word "involving" and before "man-" the word: "involuntary".

Amend page 1, line 8 of the title, by striking out at the end of the line, with boldface brackets, the following: "[by automobile]".

Amend section 1 (section 7), page 2, line 5, by striking out, after "corder" and before the word "or", with boldface brackets, the word: "[coroner]".

Amend section 1 (section 7), page 2, line 11, by striking out after the word "judge" and before the word "a", with boldface brackets, the word: "[or]" and inserting in lieu thereof the word: "of".

Amend section 1 (section 7), page 2, line 12 by inserting at the end of the line the word: "involuntary".

Amend section 1 (section 7), page 2, line 13 by striking out at the end of the line, with boldface brackets, the following: "[by automobile unless such persons were found]".

Amend section 1 (section 7), page 2, by striking out, with boldface brackets, line 14.

Amend section 1 (section 7), page 2, line 15 by striking out at the beginning of the line, with boldface brackets, the following: "[stop and render assistance]" and inserting in lieu thereof the following: "involving the use of an automobile trolley or train".

Amend section 1 (section 7), page 2, line 16 by striking out at the beginning of the line, with boldface brackets, the following: "[the coroner or the]" and inserting in lieu thereof the following:

"a magistrate, committing magistrate justice of the peace or alderman the amount thereof to be fixed by the magistrate".

Amend section 1 (section 7), page 2, line 16 by striking out after the word "magistrate" and before "jug-" with boldface brackets, the following: "[alderman or]".

Amend section 1 (section 7), page 2, line 17 by inserting after the word "peace" and before the word "Persons" the following: "or alderman or the coroner".

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.

#### LEAVE OF ABSENCE

Mr. Hamilton for Mr. NAGLE for today's session on account of illness.

Mr. Harmuth for Mr. RAUSCH for today's session on account of illness.

#### REPORTS FROM COMMITTEES

Mr. HABERLEN, from the Committee on Agriculture, reported as committed, House Bill No. 1545, entitled:

An Act to amend section one of the act, approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 901), entitled "An act for the protection of producers of farm produce; providing for the licensing, the bonding or holding collateral of and the regulation of certain dealers in farm produce, as herein defined, within this Commonwealth; conferring powers, and imposing duties on the Department of Agriculture; providing for appeals and injunctions; and prescribing penalties," by redefining the term dealer.

Mr. McINTOSH, from the Committee on Agriculture, reported as committed, House Bill No. 1489, entitled:

An Act to amend sections six, eleven, twelve, sixteen and twenty-one of the act, approved the twenty-first day of April, one thousand nine hundred and thirty-seven (P. L. 318), entitled "An act relating to the protection of agriculture and horticulture, including all field crops, vegetables, trees, shrubs, vines, florist and nursery stock and all other plants and parts, or products thereof, from plant pests; and revising, consolidating, and changing the law relating thereto; defining the powers and duties of the Department of Agriculture relating thereto; providing penalties; and repealing present laws," further regulating the business of dealing in, and the transportation and sale of nursery stock coming from without the Commonwealth.

Mr. McINTOSH, from the Committee on Judiciary General, reported as committed, House Bill No. 1350, entitled:

An Act validating certain deeds and conveyances made by trustees without setting forth their authority to convey.

Mr. McCLANAGHAN, from the Committee on Judiciary General, reported as committed, House Bill No. 1480, entitled:

An Act authorizing the Commonwealth, political subdivisions and certain institutions to purchase services from organizations for the blind without contracts or advertisements; providing for the fixing of fair market prices for such services by a committee composed of heads of certain departments and representatives of institutions for the blind; imposing certain duties upon the Department of Property and Supplies, and the State Council for the Blind.

Mr. McFALL, from the Committee on State Government, reported as committed, House Bill No. 1346, entitled:

An Act designating certain days of each year as Arbor Days and Bird Days; one of which days shall be the ninth day of April except when the ninth day of April falls on Saturday, Sunday or Good Friday; providing that the week of the ninth of April be proclaimed as Conservation Week; and directing suitable observance of Arbor Days and Bird Days in Public schools under the direction of superintendents and teachers.

Mr. WEISS, from the Committee on Judiciary General, reported as committed, House Bill No. 1280, entitled:

An Act limiting the time within which suits or actions shall be brought for damages to surface property resulting from the mining of coal; and excepting from the operation thereof any suits or actions pending on its effective date.

Mr. EDWIN F. THOMPSON, from the Committee on Aeronautics, reported as committed, House Bill No. 1636, entitled:

An Act authorizing the Secretary of Property and Supplies to give and transfer certain visual and radio aviation navigational aids to the Federal Government.

Mr. MODELL, from the Committee on Aeronautics, reported as committed, House Bill No. 1451, entitled:

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.

Mr. FINESTONE, from the Committee on Judiciary General, reported as committed, House Bill No. 1550, (Senate Bill No. 345) entitled:

An Act to amend subsection (a) of section sixteen of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effect of their acts, and appeals therefrom," decreasing the period within which appeals may be taken from decrees of registers of wills probating or refusing to probate wills.

Mr. MARKS, from the Committee on Judiciary General, reported as committed, House Bill No. 1655, (Senate Bill No. 141) entitled:

An Act providing that a juvenile court adjudication against a juvenile shall not bar his appointment to a position with the Commonwealth or its political subdivisions.

Mr. TATE, from the Committee on Judiciary General, reported as committed, House Bill No. 1548 (Senate Bill No. 223), entitled:

An Act to amend section four 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; providing 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," changing the effective date of laws affecting budgets of political subdivisions

Mr. PAUL A. BRUNNER, from the Committee on Agriculture, reported as amended, House Bill 910, entitled:

An Act providing State-aid for certain agricultural associations and counties holding annual agricultural exhibitions; regulating the payment thereof; and conferring powers and imposing duties on the Department of Agriculture.

Mr. HEWITT, from the Committee on Fisheries, re-reported as amended, House Bill No. 1111, (Senate Bill No. 329), entitled:

An Act to amend clause (a) of section twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," fixing the time of day that the open season shall begin for charr, commonly called brook trout and any species of trout except lake or salmon trout and prohibiting any fishing whatsoever in certain stocked streams for a prescribed period prior to the hour when such open season begins.

Mr. LESKO, from the Committee on State Government, re-reported as committed, House Bill No. 667, entitled:

An Act creating an independent board to be known as The Regulatory Board of Review; conferring powers and duties on said Board, describing procedure on appeals to said Board and to the courts of common pleas; and making an appropriation.

Mr. WEISS, from the Committee on State Government, re-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. SHEPARD IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1521, entitled:

An Act to amend section two and clause (b) of section four 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," as amended; eliminating from said act the provisions requiring milk to be furnished as a necessary part of 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. 1512, entitled:

An Act to improve the condition of the blind in the Commonwealth of Pennsylvania by providing for vending and refreshment stands in public and private buildings to be operated by blind persons; empowering the State Council for the Blind to do all things necessary for the establishment, maintenance and supervision of such stands and to select and provide for the compensation of suitable blind operators therefor; authorizing the State Council for the Blind to designate persons to operate stands in Federal buildings under authority of any act of Congress; authorizing officers and agencies in charge of State, county or municipal buildings to allow the establishment and operation of stands therein; creating a revolving fund in the State Treasury to be used for the purposes of the act; and making an appropriation.

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 Philadelphia, Mr. Shepard, for presiding.

MESSAGE AND BILL TAKEN FROM TABLE

Mr. ACHTERMAN. Mr. Speaker, I move that Senate Bill No. 253, together with the message from the Senate which was laid on the table on May 15, 1941, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE  
ON SENATE BILL No. 253

The Clerk of the Senate being introduced, informed that the Senate insists on its non-concurrence in the amendments made and insisted upon by the House of Representatives to 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 has appointed Messrs. WALKER, TAYLOR and FREY a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. ACHTERMAN. Mr. Speaker, I move that the House insist on its amendments non-concurred in by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE ON  
SENATE BILL No. 253

The SPEAKER. The Chair appoints as a Committee of Conference on Senate Bill No. 253, Messrs. MIHM, BAKER and FLEMING.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 750, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to convey to the county commissioners of Somerset County certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport.

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

Ordered, To be transcribed for a third reading.

BILL PASSED OVER

There being no objection House Bill No. 1537, Senate Bill No. 381, Printer's No. 233, was passed over at the request of Mr. ACHTERMAN.



## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1210, (Senate Bill No. 24), entitled:

An Act defining and prohibiting unfair sales providing remedies for violations thereof, and establishing penalties therefor.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. REUBEN E. COHEN. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend Sec. 2, page 3, line 15, by striking out the words "tangible personal property" and inserting in lieu thereof: "merchandise".

Amend Sec. 2, page 3, line 18, by striking out the word "property" and inserting in lieu thereof: "merchandise".

Amend Sec. 2, page 3, line 24, by striking out the words "tangible personal property" and inserting in lieu thereof: "merchandise".

Amend Sec. 2, page 3, lines 26 and 27, by striking out the word "property" and inserting in lieu thereof: "merchandise".

Amend Sec. 2, page 4, line 24, by striking out the words "and commodities".

The amendments were agreed to.

The section was agreed to as amended.

The third, fourth and fifth sections were separately read and agreed to.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. REUBEN E. COHEN. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 6, page 7, line 9, by inserting after the word "seller" the following: "(i) Where merchandise is sold to promote the use of any public service".

The amendment was agreed to.

The section was agreed to as amended.

The seventh, eighth and ninth sections and title were separately read and agreed to.

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

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 828, entitled:

An Act to further amend section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" further regulating the making of contracts and purchases by the townships

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

Ordered, To be transcribed for a third reading.

## RESOLUTION

RECALLING HOUSE BILL No. 364  
FROM THE GOVERNOR

Mr. HEATHERINGTON offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 20, 1941.

Resolved (if the Senate concur) that House Bill No. 364, Printer's No. 500, entitled:

"An act to amend the act approved the twenty-first day of June one thousand nine hundred and thirty-nine (Pamphlet Laws 566) entitled 'A supplement to the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents' amplifying the provisions thereof as to persons entitled to such payments",

Be recalled from the Governor for the purpose of amendment.

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

## BILLS PASSED OVER

There being no objection House Bill No. 1355, Printer's No. 609, was passed over at the request of Mr. GOODWIN.

The SPEAKER. House Bill No. 567, Printer's No. 648 is not on file and will be passed over for the present.

WEST MAHANAY TOWNSHIP HIGH  
SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon the West Mahanoy Township High School, Shenandoah Heights, Shenandoah, Schuylkill County.

## BILL ON FINAL PASSAGE

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. MARSHALL M. COHEN.

The House resumed the consideration on final passage of 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.

## RECONSIDERATION OF VOTE

Mr. MARSHALL M. COHEN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SHAW. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Lancaster, Mr. Cohen, vote on the third reading of this bill?

Mr. MARSHALL M. COHEN. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Allegheny, Mr. Shaw, vote on the third reading of this bill?

Mr. SHAW. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. ELLWOOD B. WELSH. 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 Sec. 1, page 2, lines 1 to 4, both inclusive, by striking out all of said lines.

Amend Sec. 1, page 2, line 5, by striking out the following "(b)" and inserting in lieu thereof: "(a)"

Amend Sec. 1, page 2, line 16, by striking out the following "(c)" and inserting in lieu thereof: "(b)"

Amend Sec. 1, page 2, line 28, by striking out the following "(e)" and inserting in lieu thereof: "(d)".

Amend Sec. 1, page 3, lines 3 to 5, both inclusive, by striking out all of said lines.

Amend Sec. 1, page 3, line 6, by striking out the following "(h)" and inserting in lieu thereof: "(f)".

Amend Sec. 1, page 3, by inserting between lines 14 and 15, the following: "(g) 'Wholesale drug dealers' means an individual, copartnership, association or corporation engaged in the vending of drugs and medical supplies at wholesale, but not compounding prescriptions for or selling drugs or medical supplies at retail to the public."

Amend Sec. 2, page 3, line 15, by striking out the words "pharmacy hospital"

Amend Sec. 2, page 3, line 16, by striking out the word "druggist's and inserting in lieu thereof: "drug dealer's"

Amend Sec. 4, page 4, line 11, by inserting after the word "PERMITS" the following: "FEES"

Amend Sec. 4, page 4, line 15, by striking out the word "hereinafter"

Amend Sec. 4, page 4, line 15, by inserting after the word "prescribed" the following: "by the Department of Public Instruction"

Amend Sec. 4, page 4, line 17, by striking out the words "pharmacy hospital"

Amend Sec. 4, page 4, line 18, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's"

Amend Sec. 4, page 4, lines 19 to 21, by striking out the following "except that a separate permit shall not be required" in line 19, all of line 20, and the words "a permit" in line 21.

Amend Sec. 4, page 4, lines 22 and 23, by striking out the words "pharmacy hospital"

Amend Sec. 4, page 4, line 24, by striking out the word "druggist's and inserting in lieu thereof: "drug dealer's"

Amend Sec. 4, page 5, line 8, by striking out the following: "of ten dollars (\$10.00)" and inserting in lieu thereof: "to be prescribed by the Department of Public Instruction"

Amend Sec. 5, page 5, lines 9 to 17, both inclusive, by striking out all of said lines.

Amend Sec. 6, page 5, line 18, by striking out the figure "6" and inserting in lieu thereof: "5"

Amend Sec. 6, page 5, lines 21 and 22, by striking out the words "pharmacy hospital"

Amend Sec. 6, page 5, lines 22 and 23, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's"

Amend Sec. 6, page 5, line 23, by striking out the words "or those vended by any person"

Amend Sec. 6, page 5, line 25, by striking out the words "pharmacy hospital"

Amend Sec. 6, page 5, line 26, by striking out the word "druggist's" and inserting in lieu thereof: "drug deal-

Amend Sec. 7, page 6, line 3, by striking out the figure "7" and inserting in lieu thereof: "6"

Amend Sec. 7, page 6, line 4, by striking out the words "pharmacy hospital"

Amend Sec. 7, page 6, line 5, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's"

Amend Sec. 7, page 6, lines 10 to 13, by striking out the following: "and if homeopathic remedies are com-" in line 10, all of lines 11 and 12, and the words "Pathic Pharmacopoeia of the United States" in line 13.

Amend Sec. 7, page 6, line 16, by inserting after the word "agents" the following:

"any person violating the provisions of this section shall, upon conviction in a summary proceeding, be sentenced to pay a fine of ten dollars (\$10.00)".

Amend Sec. 8, page 6, line 17, by striking out the figure "8" and inserting in lieu thereof: "7".

Amend Sec. 8, page 6, line 20, by striking out the words "pharmacy hospital"

Amend Sec. 8, page 6, line 21, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's".

Amend Sec. 8, page 6, line 22, by striking out the words "pharmacy hospital"

Amend Sec. 8, page 6, line 23, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's".

Amend Sec. 9, page 8, line 17, by striking out the figure "9" and inserting in lieu thereof: "8".

Amend Sec. 9, page 8, line 23, by striking out the words "pharmacies hospitals".

Amend Sec. 9, page 8, line 24, by striking out the word "druggist's" and inserting in lieu thereof: "drug dealer's".

Amend Sec. 10, page 8, line 26, by striking out the figure "10" and inserting in lieu thereof: "9"

Amend Sec. 11, page 9, line 3, by striking out the figure "11" and inserting in lieu thereof: "10"

Amend Sec. 11, page 9, line 7, by striking out the words "not exceeding" and inserting in lieu thereof: "of not less than fifty dollars (\$50.00) nor more than"

Amend Sec. 11, page 9, line 8, by striking out the words "not exceeding" and inserting in lieu thereof: "of not less than one month or more than"

Amend Sec. 12, page 9, lines 10 to 25, both inclusive, by striking out all of said lines.

Amend Sec. 13, page 9, line 26, by striking out the figure "13" and inserting in lieu thereof: "11"

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.

#### APPROPRIATION BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 49, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

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

Section 1 The sum of Three hundred thousand dollars (300,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of

Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia including the purchase of new units for the dredging plant

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

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—185

- |                 |                |               |                  |
|-----------------|----------------|---------------|------------------|
| Achterman,      | Fletcher,      | Lyons,        | Royer,           |
| Allmond,        | Foor,          | Malloy,       | Rush,            |
| Baker,          | French,        | Marks,        | Sarge,           |
| Balthaser,      | Gallagher,     | Maxwell,      | Scanlon,         |
| Baugher,        | Gates,         | McClanaghan,  | Schwab,          |
| Bentley,        | Gerard,        | McClester,    | Serrill,         |
| Bentzel,        | Gillan,        | McDowell,     | Shaffer,         |
| Boies,          | Gillette,      | McFall,       | Shaw,            |
| Boney,          | Goodwin,       | McGrath,      | Shepard,         |
| Boorse,         | Gross,         | McIntosh,     | Simons,          |
| Bower,          | Gryskewicz,    | McKinney,     | Sollenberger,    |
| Bradley,        | Gyger,         | McLanahan,    | Sorg,            |
| Breth,          | Habbyshaw,     | McMillen,     | Stank,           |
| Bretherick,     | Haberlen,      | McSurdy,      | Stine,           |
| Brown,          | Hall,          | Melchiorre,   | Stockham,        |
| Brunner, C. H., | Hamilton,      | Mihm,         | Tarr,            |
| Brunner, P. A., | Hare,          | Modell,       | Tate,            |
| Burns,          | Harkins,       | Monks,        | Taylor,          |
| Burriss,        | Harmuth,       | Mooney,       | Thompson, E. F., |
| Cadwalader,     | Hartis,        | Moran,        | Thompson, R. L., |
| Chudoff,        | Heatherington, | Moul,         | Trout,           |
| Cochran,        | Helm,          | Muir,         | Turner,          |
| Cohen, M. M.,   | Herman,        | Munley,       | Van Allsburg,    |
| Cohen, R. E.,   | Hersch,        | Nunemacher,   | Vincent,         |
| Cook,           | Hewitt,        | O'Brien,      | Vogt,            |
| Cooper,         | Hirsch,        | O'Dare,       | Voldow,          |
| Cordier,        | Holland,       | O'Mullen,     | Voorhees,        |
| Corrigan,       | Huntley,       | O'Neill,      | Wagner,          |
| Croop,          | Imbrie,        | Owens,        | Weingartner,     |
| Cullen,         | James,         | Petrosky,     | Welss,           |
| Dalrymple,      | Jefferson,     | Pettit,       | Welsh, E. B.,    |
| DiGenova,       | Jones, G. E.,  | Polaski,      | Welsh, M. J.,    |
| Dix,            | Jones, P. N.,  | Polen,        | Williams,        |
| Dolon,          | Keenan,        | Powers,       | Winner,          |
| D'Ortona,       | Knoble,        | Prosen,       | Wolf,            |
| Duffy,          | Kolankiewicz,  | Rank,         | Wood, L. H.,     |
| Early,          | Komorofski,    | Readinger,    | Wood, N.,        |
| Elder,          | Krise,         | Reagan,       | Woodring,        |
| Elliott,        | Lee, T. H.,    | Reese, R. E., | Woodside,        |
| Ely,            | Leisey,        | Regan,        | Wright,          |
| Falkenstein,    | Leonard,       | Reynolds,     | Yeakel,          |
| Finestone,      | Lesko,         | Rhea,         | Yester,          |
| Finnerty,       | Levy,          | Riley,        | Young,           |
| Fisher,         | Leydic,        | Rooney,       | Kilroy,          |
| Fiss,           | Lichtenwailer, | Rose, S.,     |                  |
| Fleming,        | Longo,         | Rose, W. E.,  | Speaker.         |
|                 | Lovett,        | Rosenfeld,    |                  |

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. 61, as follows:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property

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

Section 1 The sum of one thousand dollars (1,000) is hereby specifically appropriated to the Cresson Volunteer Fire Company for the two fiscal years beginning June first one thousand nine hundred and forty-one for the protection of State property at the Cresson Sanatorium

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—185

- |                 |                |               |                  |
|-----------------|----------------|---------------|------------------|
| Achterman,      | Fletcher,      | Lyons,        | Royer,           |
| Allmond,        | Foor,          | Malloy,       | Rush,            |
| Baker,          | French,        | Marks,        | Sarge,           |
| Balthaser,      | Gallagher,     | Maxwell,      | Scanlon,         |
| Baugher,        | Gates,         | McClanaghan,  | Schwab,          |
| Bentley,        | Gerard,        | McClester,    | Serrill,         |
| Bentzel,        | Gillan,        | McDowell,     | Shaffer,         |
| Boies,          | Gillette,      | McFall,       | Shaw,            |
| Boney,          | Goodwin,       | McGrath,      | Shepard,         |
| Boorse,         | Gross,         | McIntosh,     | Simons,          |
| Bower,          | Gryskewicz,    | McKinney,     | Sollenberger,    |
| Bradley,        | Gyger,         | McLanahan,    | Sorg,            |
| Breth,          | Habbyshaw,     | McMillen,     | Stank,           |
| Bretherick,     | Haberlen,      | McSurdy,      | Stine,           |
| Brown,          | Hall,          | Melchiorre,   | Stockham,        |
| Brunner, C. H., | Hamilton,      | Mihm,         | Tarr,            |
| Brunner, P. A., | Hare,          | Modell,       | Tate,            |
| Burns,          | Harkins,       | Monks,        | Taylor,          |
| Burriss,        | Harmuth,       | Mooney,       | Thompson, E. F., |
| Cadwalader,     | Harris,        | Moran,        | Thompson, R. L., |
| Chudoff,        | Heatherington, | Moul,         | Trout,           |
| Cochran,        | Helm,          | Muir,         | Turner,          |
| Cohen, M. M.,   | Herman,        | Munley,       | Van Allsburg,    |
| Cohen, R. E.,   | Hersch,        | Nunemacher,   | Vincent,         |
| Cook,           | Hewitt,        | O'Brien,      | Vogt,            |
| Cooper,         | Hirsch,        | O'Dare,       | Voldow,          |
| Cooper,         | Holland,       | O'Mullen,     | Voorhees,        |
| Cordier,        | Huntley,       | O'Neill,      | Wagner,          |
| Corrigan,       | Imbrie,        | Owens,        | Weingartner,     |
| Croop,          | James,         | Petrosky,     | Welss,           |
| Cullen,         | Jefferson,     | Pettit,       | Welsh, E. B.,    |
| Dalrymple,      | Jones, G. E.,  | Polaski,      | Welsh, M. J.,    |
| DiGenova,       | Jones, P. N.,  | Polen,        | Williams,        |
| Dix,            | Keenan,        | Powers,       | Winner,          |
| Dolon,          | Knoble,        | Prosen,       | Wolf,            |
| D'Ortona,       | Kolankiewicz,  | Rank,         | Wood, L. H.,     |
| Duffy,          | Komorofski,    | Readinger,    | Wood, N.,        |
| Early,          | Krise,         | Reagan,       | Woodring,        |
| Elder,          | Lee, T. H.,    | Reese, R. E., | Woodside,        |
| Elliott,        | Leisey,        | Regan,        | Wright,          |
| Ely,            | Leonard,       | Reynolds,     | Yeakel,          |
| Falkenstein,    | Lesko,         | Rhea,         | Yester,          |
| Finestone,      | Levy,          | Riley,        | Young,           |
| Finnerty,       | Leydic,        | Rooney,       | Kilroy,          |
| Fisher,         | Lichtenwailer, | Rose, S.,     |                  |
| Fiss,           | Longo,         | Rose, W. E.,  | Speaker.         |
| Fleming,        | Lovett,        | Rosenfeld,    |                  |

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. 266, as follows:

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania

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

Section 1 The sum of two hundred and eighty-five

thousand dollars (285,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to The Glen Mills School situate in Delaware County Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-one for the purpose of maintenance

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. TURNER. Mr. Speaker, the bill before us provides for an appropriation for the Glen Mills School situate in Delaware County. I would like to say that since the school is situated in the second legislative district of Delaware County, represented by the gentleman from Delaware Mr. James, the gentleman from Dalaware, Mr. Bretherick and myself, it has always been the custom in all the years that I can remember that the representative from the second district of Delaware County has introduced the bill for the appropriation for the Glen Mills School. It has been the custom for the representative of the Glen Mills School to contact one of the members, and up until the time that I was Speaker of the House they contacted me, and again this year they contacted me for their appropriation. The bill was introduced for their appropriation, but I notice the bill now before the House is a bill introduced by Mr. Rush from the first legislative district of Delaware County, in which district the school is not located.

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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boles, Boney, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elliott, Ely, Falkenstein, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbysshaw, Haberen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heathersington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Knoble, Kolankiewicz, Komorowski, Krise, Lee, T. H., Leisey, Leonard, Lesko, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Readinger, Reagan, Reese, R. E., Regan, Reynolds, Rhoda, Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Turner, Van Allsburg, Vincent, Vogt, Watkins, Weingartner, Weiss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, L. H., Wood, N., Woodside, Woodring, Wright,

- Finestone, Finnerty, Fisher, Fiss, Fleming, Fletcher, Levy, Leydic, Lichtenwalter, Longo, Lovett, Riley, Rooney, Rose, S., Rose, W. E., Rosenfeld, Yeakel, Yester, Young, 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 276, as follows:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates rentals and other charges that may become due on leases and other contracts executed by The Pennsylvania State College with The General State Authority for the use and occupancy by such college of the various projects structures buildings and facilities of the Authority or for the services rendered by the Authority or its projects

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

Section 1 The sum of seven hundred fifty-nine thousand one hundred twenty-one dollars (\$759,121) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the use of the The Pennsylvania State College for the two fiscal years beginning June first one thousand nine hundred forty-one for the payment of annual rates rentals and other charges for the use and occupancy or the right to use or occupy the projects structure buildings and facilities leased by The General Authority to The Pennsylvania State College or for services rendered by the Authority or its projects Payment of such annual rates rentals and other charges shall be made in equal monthly or quarterly instalments or otherwise as required by the respective leases

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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boles, Boney, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Greenwood, Gross, Gryskewicz, Gyger, Habbyshaw, Haberen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heathersington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Lovett, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, Rose, W. E., Rosenfeld, Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt,

Corrigan,	Huntley,	O'Mullen,	Voldow,
C'oop,	Imbrle,	O'Neill,	Voorhees,
Cullen,	James,	Owens,	Wagner,
Dalrymple,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettit,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Weiss,
Dolon,	Keenan,	Polen,	Welsh, E. B.,
D'Ortona,	Knoble,	Powers,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorofski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwaiter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
			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.

Agreeably to order,  
The House proceeded to the third reading and consideration of House Bill No. 280, as follows:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

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

Section 1 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the College of Lincoln University Chester County for the two fiscal years beginning June first one thousand nine hundred and forty-one for the general maintenance of the university and the purchase of such apparatus and equipment as the trustees may deem for the best interests of the university.

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 185

Achterman,	Fletcher,	Lyons,	Rosenfeld,
Allmond,	Foor,	Malloy,	Royer,
Baker,	French,	Marks,	Rush,
Balthaser,	Gallagher,	Maxwell,	Sarge,
Baughner,	Gates,	McClanaghan,	Scanlon,
Bentley,	Gerard,	McClester,	Schwab,
Bentzel,	Gillan,	McDowell,	Serrill,
Boies,	Gillette,	McFall,	Shaffer,
Boney,	Goodwin,	McGrath,	Shaw,
Boorse,	Gross,	McIntosh,	Shepard,
Bower,	Gryskewicz,	McKinney,	Simons,
Bradley,	Gyger,	McLanahan,	Sollenberger,
Breth,	Habbyshaw,	McMillen,	Sorg,
Bretherick,	Haberien,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burris,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, R. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	Van Alsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordler,	Holland,	O'Mullen,	Voldow,
	Huntley,	O'Neill,	Voorhees,

Corrigan,	Imbrle,	Owens,	Wagner,
Croop,	James,	Petrosky,	Watkins,
Cullen,	Jefferson,	Pettit,	Weingartner,
Dalrymple,	Jones, G. E.,	Polaski,	Weiss,
DiGenova,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dix,	Keenan,	Powers,	Welsh, M. J.,
Dolon,	Knoble,	Prosen,	Williams,
D'Ortona,	Kolankiewicz,	Rank,	Winner,
L.ffy,	Komorofski,	Readinger,	Wolf,
Early,	Krise,	Reagan,	Wood, N.,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, L. H.,
Elliott,	Lelsey,	Regan,	Woodring,
Ely,	Leonard,	Reynolds,	Woodside,
Falkenstein,	Lesko,	Rhea,	Wright,
Finestone,	Levy,	Riley,	Yeakel,
Finnerty,	Leydic,	Rooney,	Yester,
Fisher,	Lichtenwaiter,	Rose, S.,	Young,
Fiss,	Longo,	Rose, W. E.,	Kilroy,
Fleming,	Lovett,		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.

Agreeably to order,  
The House proceeded to the third reading and consideration of House Bill No. 281, as follows:

An Act making an appropriation to the Department of Labor and Industry for the rehabilitation of the deaf and hard of hearing and for the purpose of matching additional federal funds

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

Section 1 In addition to the moneys appropriated for the rehabilitation of persons injured in industry and otherwise the sum of thirty thousand dollars (\$30,000) is hereby appropriated to the Department of Labor and Industry for the two fiscal years beginning June first one thousand nine hundred and forty-one for the purpose of providing for the rehabilitation of those who are deaf and hard of hearing in order to secure for such persons placement in industry and for the payment of the compensation and expenses of persons employed by the department in such rehabilitation work. In addition to the powers granted to the said department it shall have like powers for the rehabilitation of the deaf and hard of hearing as provided by existing law for the rehabilitation of those injured in industry and otherwise. The moneys hereby appropriated shall be available for the purpose of matching any reallocations of federal moneys made available to the State through the Couzen's amendment or any other Federal Government appropriation for this purpose allotted to the state in any fiscal year

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boies,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,

Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Aillsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	'oldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Regan,	Wood, N.,
Elliot,	Lee, T. H.,	Reese, R. E.,	Woodside,
Ely,	Lelsey,	Reagan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwaller,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker.
	Lovett,	Rosenfeld,	

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. 284, as follows:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of the costs incurred by that Department in acting as purchasing agent for the Department of Highways

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

Section 1 The sum of sixty-three thousand five hundred dollars (\$63,500) or as much thereof as may be necessary is hereby specifically appropriated from the Motor License Fund to the Department of Property and Supplies for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for the payment of the salaries wages or other compensation of such bureau or division chiefs experts engineers accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers and other assistants and employes for the payment of postage traveling expenses telephone toll charges telegrams newspaper advertising and notices for the payment of the costs of advertising schedules of supplies proposals for executing any contract work readvertising a.y schedules or proposals when necessary for the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of all other materials supplies and equipment and for the payment of such other expenses as may be necessary for the proper conduct of the work of the Department in acting as purchasing agent for the Department of Highways

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McLanahan,	Shaffer,
Boies,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Aillsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Regan,	Wood, N.,
Elliot,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Reagan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwaller,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker.
	Lovett,	Rosenfeld,	

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. 291, as follows:

An Act making appropriations for aid to free public non-sectarian county libraries and for the purchase and transportation of books

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

Section 1 The sum of fifty-five thousand dollars (\$55,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years beginning June first one thousand nine hundred and forty-one for aid to free public non-sectarian county libraries and for the purchase and transportation of books to be used for demonstration and circulation purposes to carry into effect the provisions of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 1203), entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for

demonstration purposes to encourage the establishment of such county libraries and making an appropriation."

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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boies, Boney, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elliott, Ely, Falkenstein, Finestone, Flnnerty, Fisher, Fiss, Fleming, Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbyshaw, Habermen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Knobler, Kolankiewicz, Komorowski, Krise, Lee, T. H., Lelsey, Leonard, Lesko, Levy, Leydic, Lichtenwaiter, Longo, Lovett, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Readinger, Reagan, Reese, R. E., Regan, Reynolds, Rhea, Riley, Rooney, Rose, W. E., Rosenfeld, Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Stank, Sollenberger, Sorg, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt, Volkow, Voorhees, Wagner, Watkins, Weingartner, Weiss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, L. H., Wood, N., Woodring, Woodside, Wright, Yeakel, Yester, Young, 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 301, as follows:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

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

Section 1 The sum of two hundred and seventy thousand dollars (\$270,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to Sleighton Farm School for Girls situate in Delaware County Pennsylvania for the two fiscal years

beginning the first day of June one thousand nine hundred forty-one for the purpose of maintenance.

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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Bofes, Boney, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elliott, Ely, Falkenstein, Finestone, Flnnerty, Fisher, Fiss, Fleming, Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbyshaw, Habermen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Knobler, Kolankiewicz, Komorowski, Krise, Lee, T. H., Lelsey, Leonard, Lesko, Levy, Leydic, Lichtenwaiter, Longo, Lovett, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Readinger, Reagan, Reese, R. E., Regan, Reynolds, Rhea, Riley, Rooney, Rose, W. E., Rosenfeld, Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt, Volkow, Voorhees, Wagner, Watkins, Weingartner, Weiss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, L. H., Wood, N., Woodring, Woodside, Wright, Yeakel, Yester, Young, 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 305, as follows:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

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

On the question,

Will the House agree to the motion?

Mr. TURNER. Mr. Speaker, I would like to interrogate the gentleman from Monroe, Mr. Achterman.

The SPEAKER. Will the gentleman from Monroe permit himself to be interrogated?

Mr. ACHTERMAN. I shall, Mr. Speaker.

Mr. TURNER. Mr. Speaker, I would like to ask the reason for placing this bill on the postponed calendar.

Mr. ACHTERMAN. A group representing the Elwyn Training School, Mr. Speaker, called my office today and advised me of their request to the Department of Welfare for an appropriation. They had overlooked a request for articles of clothing for the inmates and for the purpose of checking and a possible amendment, I am asking for the postponement of this bill.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 310, as follows:

An Act making an appropriation to the State Veterans' Commission for certain expenses of the commission and for the assistance of needy Pennsylvania veterans of any war or their dependents

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

Section 1 The sum of eight hundred ninety thousand dollars (\$890,000) or as much thereof as may be necessary is hereby appropriated out of the General Fund to the State Veterans' Commission for the two fiscal years beginning June first one thousand nine hundred forty-one for the payment of traveling expenses and other authorized disbursements of the commission salaries wages and expenses of its employes and to furnish funds to provide the necessities of life for and to assist otherwise such Pennsylvania veterans of any war or the widows and infant children or dependents of such veterans as are sick disabled or indigent and who are without means.

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—185

Achterman.	Fleming,	Lovett,	Rosenfeld,
Allmond,	Fletcher,	Lyons,	Royer,
Baker,	Foor,	Malloy,	Rush,
Balthaser,	French,	Marks,	Sarge,
Baughner,	Gallagher,	Maxwell,	Scanlon,
Bentley,	Gates,	McClanaghan,	Schwab,
Bentzel,	Gerard,	McClester,	Serrill,
Boles,	Gillan,	McDowell,	Shaffer,
Boney,	Gillette,	McFall,	Shaw,
Boorse,	Goodwin,	McGrath,	Shepard,
Bower,	Gross,	McIntosh,	Simons,
Bradley,	Gryskewicz,	McKinney,	Sollenberger,
Breth,	Gyger,	McLanahan,	Sorg,
Bretherick,	Habbyshaw,	McMillen,	Stank,
Brown,	Haberlen,	McSurdy,	Stine,
Brunner, C. H.,	Hall,	Melchiorre,	Stockham,
Brunner, P. A.,	Hamilton,	Mihm,	Tarr,
Burns,	Hare,	Modell,	Tate,
Burriss,	Harkins,	Monks,	Taylor,
Cadwalader,	Harmuth,	Mooney,	Thompson, E. F.,
Chervenak,	Harris,	Moran,	Thompson, R. L.,
	Heatherington,	Moul,	Trout.

Chudoff,	Helm,	Muir,	Turner,
Cochran,	Herman,	Munley,	Van Allsburg,
Cohen, M. M.,	Hersch,	Nunemacher,	Vincent,
Cohen, R. E.,	Hewitt,	O'Brien,	Vogt,
Cook,	Hirsch,	O'Dare,	Voldow,
Cooper,	Holland,	O'Mullen,	Voorhees,
Cordier,	Huntley,	O'Neill,	Wagner,
Corrigan,	Imbrie,	Owens,	Watkins,
Croop,	James,	Petrosky,	Weingartner,
Cullen,	Jefferson,	Pettit,	Weiss,
Dalrymple,	Jones, G. E.,	Polaski,	Welsh, E. B.,
DiGenova,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dix,	Keenan,	Powers,	Williams,
Dolon,	Knoble,	Prosen,	Winner,
D'Ortona,	Kolankiewicz,	Rank,	Wolf,
Duffy,	Komorofski,	Readinger,	Wood, L. H.,
Early,	Krise,	Reagan,	Wood, N.,
Elder,	Lee, T. H.,	Reese, R. E.,	Woodring,
Elliott,	Lelsey,	Regan,	Woodside,
Ely,	Leonard,	Reynolds,	Wright,
Falkenstein,	Lesko,	Rhea,	Yeakel,
Flintstone,	Levy,	Riley,	Yester,
Finnerty,	Leydic,	Rooney,	Young,
Fisher,	Lichtenwalter,	Rose, S.,	Kilroy,
Fiss,	Longo,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 317, as follows:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

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

Section 1 The sum of five thousand dollars (\$5,000) or as much thereof as may be necessary is hereby specifically appropriated for the several fire companies of the city of Harrisburg Pennsylvania as compensation for protection from and extinguishment of any fire or fires that may occur in or on the Capitol buildings or grounds for the two fiscal years beginning June first one thousand nine hundred and forty-one Said sum to be distributed among said companies in equal amounts.

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—185

Achterman,	Foor,	Malloy,	Royer,
Allmond,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Scanlon,
Baughner,	Gerard,	McClester,	Schwab,
Bentley,	Gillan,	McDowell,	Serrill,
Bentzel,	Gillette,	McFall,	Shaffer,
Boles,	Goodwin,	McGrath,	Shaw,
Boney,	Gross,	McIntosh,	Simons,
Boorse,	Gryskewicz,	McKinney,	Shepard,
Bower,	Gyger,	McLanahan,	Sollenberger,
Bradley,	Habbyshaw,	McMillen,	Sorg,
Breth,	Heberlen,	McSurdy,	Stank,
Bretherick,	Hall,	Melchiorre,	Stine,
Brown,	Hamilton,	Mihm,	Stockham,
Brunner, C. H.,	Hare,	Modell,	Tarr,
Brunner, P. A.,	Harkins,	Monks,	Tate,
Burns,	Larmuth,	Mooney,	Taylor,
Burriss,	Harris,	Moran,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moul,	Thompson, R. L.,
Chudoff,	Helm,	Muir,	Trout,
Cochran,	Herman,	Munley,	Turner,



Cohen, M. M.,	Hersch,	Nunemacher,	Van Allsburg,
Cohen, R. E.,	Hewitt,	O'Brien,	Vincent,
Cook,	Hirsch,	O'Dare,	Vogt,
Cooper,	Holland,	O'Mullen,	Voldow,
Cordier,	Huntley,	O'Neill,	Voorhees,
Corrigan,	Imbrie,	Owens,	Wagner,
C'oop,	James,	Petrosky,	Watkins,
Cullen,	Jefferson,	Pettit,	Weingartner,
Dalrymple,	Jones, G. E.,	Polaski,	Weiss,
DiGenova,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dix,	Keenan,	Powers,	Welsh, M. J.,
Dolon,	Knoble,	Prosen,	Williams,
D'Ortona,	Kolankiewicz,	Rank,	Winner,
Duffy,	Komorofski,	Readinger,	Wolf,
Early,	Krise,	Reagan,	Wood, L. H.,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Elliott,	Leisey,	Regan,	Woodring,
Ely,	Leonard,	Reynolds,	Woodside,
Falkenstein,	Lesko,	Rhea,	Wright,
Finestone,	Levy,	Riley,	Yeakel,
Finnerty,	Leydic,	Rooney,	Yester,
Fisher,	Lichtenwarter,	Rose, S.,	Young,
Fiss,	Longo,	Rose, W. E.,	Kilroy,
Fleming,	Lovett,	Rosenfeld,	Speaker.
Lyons,			

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. 322, as follows:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund

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

Section 1 The sum of nineteen thousand one hundred dollars (\$19,100) or as much thereof as may be necessary is hereby specifically appropriated out of the Game Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of eight thousand two hundred dollars (\$8,200) and to the credit of the Contingent Reserve Account the sum of ten thousand nine hundred dollars (\$10,900).

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—185

Achterman,	Fletcher,	Lyons,	Rosenfeld,
Allmond,	Foor,	Malloy,	Royer,
Baker,	French,	Marks,	Rush,
Balthaser,	Gallagher,	Maxwell,	Sarge,
Baughner,	Gates,	McClanaghan,	Scanlon,
Bentley,	Gerard,	McClester,	Schwab,
Bentzel,	Gillan,	McDowell,	Serrill,
Boies,	Gillette,	McFall,	Shaffer,
Boney,	Goodwin,	McGrath,	Shaw,

Boorse,	Gross,	McIntosh,	Shepard,
Bower,	Gyger,	McKinney,	Simons,
Bradley,	Gryskewicz,	McLanahan,	Sollenberger,
Breth,	Habbyslaw,	McMillen,	Sorg,
Bretherick,	Haberlen,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Harkins,	Mihm,	Stockham,
Brunner, P. A.,	Hamilton,	Modell,	Tarr,
Burns,	Hare,	Monks,	Tate,
Burriss,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, R. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	Van Allsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,
D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorofski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Leisey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finestone,	Lesko,	Rhea,	Wright,
Finnerty,	Levy,	Riley,	Yeakel,
Fisher,	Leydic,	Rooney,	Yester,
Fiss,	Lichtenwarter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	Kilroy,
	Lovett,		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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 333, as follows:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

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

Section 1 The sum of five thousand dollars (\$5,000) or as much thereof as may be necessary is hereby specifically appropriated out of the Fish Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of two thousand one hundred dollars (\$2,100) and to the credit of the Contingent Reserve Account the sum of two thousand nine hundred dollars (\$2,900)

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boies,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Aillsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winnner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	Kilroy,
	Lovett,	Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 347, as follows:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund

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

Section 1 The sum of twenty-eight thousand fifty dollars (\$28,050) or as much thereof as may be necessary is hereby specifically appropriated out of the Banking Department Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred and forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Num-

ber Two the sum of twelve thousand fifty dollars (\$12,050) and to the credit of the Contingent Reserve Account the sum of sixteen thousand dollars (\$16,000)

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boies,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Aillsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winnner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	Kilroy,
	Lovett,	Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 348, as follows:

An Act making an appropriation to the Department of Welfare to pay for the care treatment removal and maintenance of the indigent insane in The Dixmont Hospital at Dixmont Allegheny County

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

Section 1 The sum of three hundred fifty thousand dollars (\$350,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for and during the two fiscal years beginning

June first one thousand nine hundred forty-one as follows to pay for the care treatment removal and maintenance of the indigent insane at The Dixmont Hospital Dixmont Allegheny County at a rate not exceeding the actual cost of such care treatment and maintenance of such indigent patients in said hospital after deduction of the amounts paid to said hospitals by the respective counties or institution districts from which such indigent patients shall have come the sum of three hundred fifty thousand dollars (\$350,000)

No warrant shall be drawn or settlement made until the directors or managers of the hospital shall have made on oath or affirmation to the Department of Welfare a monthly or quarterly report as may be required by the Department of Welfare setting forth the actual total number of weeks of service rendered to indigent patients in said hospital during the period for which the report is made and the amounts received by said hospital during such period from the counties or institution districts from which such indigent patients shall have come nor until the Secretary of Welfare shall have certified to the Auditor General that the monthly or quarterly report of the cost of such care and treatment contains no charge except for such care treatment removal and maintenance

Section 2 It shall be the duty of the directors or managers of the hospital to make on oath or affirmation to the Department of Welfare a report on the fifteenth day of June one thousand nine hundred and forty-one setting forth the name of each and every indigent patient resident in the hospital on the first day of June preceding Such list shall show the date of admission or readmission of each such patient the identification number of such patient and the county or institution district from which such patient was committed

Each month or quarter thereafter during the period covered by this appropriation as may be requested by the Secretary of Welfare the directors or managers of the hospital shall make on oath or affirmation a report to the Department of Welfare setting forth the name of each indigent patient admitted or readmitted during the period of the report together with the identification number of such patient the date of admission or readmission the county or institution district from which such patient was committed and the amount received from such county or institution district for the maintenance of such patient during the period of the report Such report shall also contain the name of each indigent patient removed from the hospital by death discharge or parole together with the identification number of such patient the date of removal and the county or institution district from which such patient was committed

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughar,	Gates,	McClanaghan	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,

Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbria,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Welngartner,
Dairympie,	Jefferson,	Pettit,	Wells,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winnner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwaiter,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker.
	Lovett,	Rosenfeld,	

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. 351, as follows:

An Act making an appropriation to the Johnson Industrial School of Scranton Pennsylvania

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

Section 1 The sum of twenty-two thousand five hundred dollars (\$22,500) is hereby specifically appropriated to the Johnson Industrial School of Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-one for the purpose of maintenance and the purchase of supplies and equipment to be paid according to law

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—185

Achterman,	Fletcher	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughar,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,

Cohen, M. M.,	Herman,	Munley.	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voidow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner.
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams.
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Kilroy.
Fleming,	Longo,	Rose, W. E.,	Speaker.
	Lovett,	Rosenfeld,	

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. 371, as follows:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission in payment of lands acquired by condemnation

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

Section 1 The sum of one hundred thousand dollars (\$100,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the use of the Valley Forge Park Commission in the payment of lands acquired by condemnation under authority duly granted by law and for which payment has not been made No part of the money hereby appropriated shall be used for acquiring lands in addition to those heretofore lawfully purchased or taken by condemnation

Section 2 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—185

Achterman	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Baker,	French,	Malloy,	Rush,
Balthaser,	Gallagher,	Marks,	Sarge,
Baughner,	Gates,	Maxwell,	Scanlon,
Bentley,	Gerard,	McClanaghan,	Schwab,
Bentzel,	Gillan,	McClester,	Serrill,
Boles,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Gross,	McGrath,	Shepard,
Bower,	Gryskewicz,	McIntosh,	Simons,
Bradley,	Gyger,	McKinney,	Sollenberger,
Breth,	Habbyshaw	McLanahan	Sorg,
Bretherick,	Haberlen,	McMillen,	Stank,
Brown,	Haines,	McSurdy,	Stine,
Brunner, C. H.,	Hall,	Melchiorre,	Stockham,

Brunner, P. A.,	Hamilton,	Mihm,	Tarr,
Burns,	Hare,	Modell,	Tate,
Burris,	Harkins,	Monks,	Taylor,
Cadwalader,	Harmuth,	Mooney,	Thompson, E. F.,
Chudoff,	Harris,	Moran,	Thompson, R. L.,
Cochrane,	Heatherington,	Moul,	Trout,
Cohen, M. M.,	Helm,	Muir,	Turner,
Cohen, R. E.,	Herman,	Munley,	Van Allsburg,
Cook,	Hersch,	Nunemacher,	Vincent,
Cooper,	Hewitt,	O'Brien,	Vogt,
Cordier,	Hirsch,	O'Dare,	Voldow,
Corrigan,	Holland,	O'Mullen,	Voorhees,
Croop,	Huntley,	O'Neill,	Wagner,
Cullen,	Imbrie,	Owens,	Watkins,
Dalrymple,	James,	Petrosky,	Weingartner,
DiGenova,	Jefferson,	Pettit,	Weiss,
Dix,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dolon,	Jones, P. N.,	Polen,	Welsh, M. J.,
D'Ortona,	Keenan,	Powers,	Williams,
Duffy,	Knoble,	Prosen,	Winner,
Early,	Kolankiewicz,	Rank,	Wolf,
Elder,	Komorowski,	Readinger,	Wood, L. H.,
Elliott,	Krise,	Reagan,	Wood, N.,
Ely,	Lee, T. H.,	Reese, R. E.,	Woodring,
Falkenstein,	Lelsey,	Regan,	Woodside,
Finestone,	Leonard,	Reynolds,	Wright,
Finnerty,	Lesko,	Rhea,	Yeakel,
Fisher,	Levy,	Riley,	Yester,
Fiss,	Leydic,	Rooney,	Young,
Fleming,	Lichtenwalter,	Rose, S.,	Kilroy.
	Longo,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 378, as follows:

An Act making an appropriation to the Chief Clerk of the House of Representatives for the payment of expenses and compensation of the Electoral College of 1940

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

Section 1 The sum of one thousand one hundred dollars (\$1,100) or as much thereof as may be necessary is hereby appropriated to the Chief Clerk of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania for the payment of the compensation and expenses of the Electoral College of 1940 as provided by article fifteen of the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1333) Payments from said appropriation shall be made in the regular manner or requisition of the Chief Clerk approved by the presiding officer of the college

Section 2 This act shall be effective immediately upon its 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—185

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Baker,	French,	Malloy,	Royer,
Balthaser,	Gallagher,	Marks,	Rush,
Baughner,	Gates,	Maxwell,	Sarge,
Bentley,	Gerard,	McClanaghan,	Scanlon,
Bentzel,	Gillan,	McClester,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Gross,	McGrath,	Shaw,

Bower,	Gryskewicz,	McIntosh,	Shepard,
Bradley,	Gyger,	McKinney,	Simons,
Breth,	Habbyshaw,	McLanahan,	Sollenberger,
Bretherick,	Haberlen,	McMillen,	Sorg,
Brown,	Hall,	McSurdy,	Stank,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stine,
Brunner, P. A.,	Hare,	Mihm,	Stockham,
Burns,	Harkins,	Modell,	Tarr,
Burriss,	Harmuth,	Monks,	Tate,
Cadwalader,	Harris,	Mooney,	Taylor,
Chudoff,	Heatherington,	Moran,	Thompson, E. F.,
Cochran,	Helm,	Moul,	Thompson, R. L.,
Cohen, M. M.,	Herman,	Mulr,	Trout,
Cohen, R. E.,	Hersch,	Munley,	Turner,
Cook,	Hewitt,	Nunemacher,	VanAllsburg,
Cooper,	Hirsch,	O'Brien,	Vincent,
Cordier,	Holland,	O'Dare,	Vogt,
Corrigan,	Huntley,	O'Mullen,	Voldow,
Croop,	Imbrie,	O'Neill,	Voorhees,
Cullen,	James,	Owens,	Wagner,
Dalrymple,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettit,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Weiss,
Dolon,	Keenan,	Polen,	Welsh, E. B.,
D'Ortona,	Knoble,	Powers,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorofski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
			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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 489, as follows:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of and the purchase of apparatus and equipment for the University of Pittsburgh and for the maintenance of teaching facilities in hospitals for students in the School of Medicine

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

Section 1 The sum of one million three hundred fifty thousand (\$1,350,000) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and forty-one for the general maintenance of the University of Pittsburgh and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the University of Pittsburgh including maintenance of teaching facilities in hospitals for students in the School of Medicine of the University of Pittsburgh including the Maternity Dispensary and other dispensaries

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,

Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baugher,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Mulr,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leydic,	Reynolds,	Wright,
Finestone,	Lichtenwalter,	Rhea,	Yeakel,
Finnerty,	Leonard,	Riley,	Yester,
Fisher,	Lesko,	Rooney,	Young,
Fiss,	Levy,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker
	Lovett,	Rosenfeld,	

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. 546, as follows:

An Act making an appropriation to the Department of Agriculture to advance the potato interests in this Commonwealth

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

Section 1 The sum of twenty-five thousand dollars (\$25,000) is hereby specifically appropriated to the Department of Agriculture for the purpose of potato breeding and advancing the interest of potato growers in this Commonwealth by experimental work and through other means with a view of developing new varieties and improving cultural practices and giving attention to such other matters relating to the cultivation use and disposal of this crop as the Secretary of Agriculture may deem necessary and advisable

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—185

Achterman,	Fletcher,	Lyons,	Royer,
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Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Bradley,	Gross,	McIntosh,	Simons,
Breth,	Gryskewicz,	McKinney,	Sollenberger,
Bretherick,	Gyger,	McLanahan,	Sorg,
Boorse,	Habbyshaw,	McMillen,	Stank,
Bower,	Ihaberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Moul,	Thompson, E. F.,
Cadwalader,	Harris,	Muir,	Thompson, R. L.,
Chudoff,	Heatherington,	Mooney,	Trout,
Cochran,	Helm,	Moran,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunmacher,	Vincent,
Cook,	Hirsch,	O'Brien,	Vogt,
Cooper,	Hewitt,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dairymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwaiter,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker.
	Lovett,	Rosenfeld,	

## 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. 572, as follows:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (Appropriation Acts page sixty) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and thirty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and thirty-nine" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred forty-one

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

Section 1 The following sums or as much thereof as may be necessary for deficiencies in certain appropriations made to the Department of Forests and Waters Department of Property and Supplies Department of Public Instruction and Department of Revenue by the act to which this is a supplement are hereby specifically appropriated to such departments as follows

To the Department of Forest and Waters

For the payment of the deficiency in the appropriation

for the payment of expenses incurred for the extinction and control of forest fires the sum of and to reimburse the Forests and Waters Fund for expenditures made for extinction the sum of eighty-five thousand dollars (\$85,000)

To the Department of Property and Supplies

For the payment of the deficiency in the appropriation for the cost of printing and distributing records of the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans of the World War as provided by law the sum of six thousand six hundred ninety dollars (\$6,690)

For the payment of the deficiency in the appropriation for the purchase of office supplies and equipment stationery printing supplies and printing processes for the purchase of legal books periodicals maps pamphlets for the purchase of all other materials supplies and equipment for the costs of repairing office equipment for the payment of rental charges of telephone and other leased devices for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of costs including delivery expenses of documents and publications furnished to members and officers of the General Assembly for the payment of the costs of all printing incident to the sessions of the General Assembly including the printing of the Pamphlet Laws and for the payment of the cost of postage freight express paper and printing of departmental documents distributed to members of the General Assembly in accordance with law the sum of two hundred thousand dollars (\$200,000)

To the Department of Public Instruction

For the payment of the deficiency in the appropriation for the payment of the salaries of assistant county superintendents of public schools and supervisors of special education as required by law the sum of sixteen thousand four hundred twenty-eight dollars (\$16,428)

For the payment of the deficiency in the appropriation for reimbursement to the school districts for transportation of school children as required by law the sum of one million one hundred forty-eight thousand eight hundred fifty-three dollars (\$1,148,853)

For the payment of the deficiency in the appropriation for reimbursing school districts upon the salaries of school teachers and for closed schools and for non-resident high school tuition as required by law the sum of three million dollars (\$3,000,000)

To the Department of Revenue

For the payment of the deficiency in the appropriation for the payment of the compensation of informants in escheats and the fees and expenses of escheators in connection with escheat proceedings the sum of twenty-two thousand dollars (\$22,000)

For the payment of the deficiency in the appropriation for the payment of mileage of appraisers of mercantile and other license taxes the sum of four thousand dollars (\$4,000)

For the payment of the deficiency in the appropriation for the payment of costs in suits against delinquent dealers for mercantile and other license taxes the sum of two thousand two hundred dollars (\$2,200)

Section 2 Except as hereinafter provided this act shall become effective on the first day of June one thousand nine hundred and forty-one

Of the appropriation made available in this act to the Department of Forests and Waters fifty thousand dollars (\$50,000) shall become effective on the final enactment of this act

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	Gallagher,	Marks,	Sarge,
Balthaser,	Gates,	Maxwell,	Scanlon,
Baughner,	Gerard,	McClanaghan,	Schwab,
Bentley,	Gillan,	McClester,	Serrill,
Bentzel,	Gillette,	McDowell,	Shaffer,
Boles,	Goodwin,	McFall,	Shaw,
Boney,	Gross,	McGrath,	Shepard,
Boorse,	Gryskewicz,	McIntosh,	Simons,
Bower,	Gyger,	McKinney,	Sollenberger,
Bradley,	Habbyshaw,	McLanahan,	Sorg,
Brunner, C. H.,	Haberlen,	McMillen,	Stank,
Brunner, P. A.,	Hall,	McSurdy,	Stine,
Breth,	Hamilton,	Melchiorre,	Stockham,
Bretherick,	Hare,	Mihm,	Tarr,
Burns,	Harkins,	Modell,	Tate,
Burris,	Harmuth,	Monks,	Taylor,
Brown,	Harris,	Mooney,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moran,	Thompson, R. L.,
Chudoff,	Helm,	Moul,	Trout,
Cochran,	Herman,	Muir,	Turner,
Cohen, M. M.,	Hersch,	Munley,	Van Allsburg,
Cohen, R. E.,	Hewitt,	Nunemacher,	Vincent,
Cook,	Hirsch,	O'Brien,	Vogt,
Cooper,	Holland,	O'Dare,	Voldow,
Cordier,	Huntley,	O'Mullen,	Voorhees,
Corrigan,	Imbrie,	O'Neill,	Wagner,
Croop,	James,	Owens,	Watkins,
Cullen,	Jefferson,	Petrosky,	Weingartner,
Dalrymple,	Jones, G. E.,	Pettit,	Wells,
DiGenova,	Jones, P. N.,	Polaski,	Welsh, E. B.,
Dix,	Keenan,	Polen,	Welsh, M. J.,
D'Ortona,	Knoble,	Powers,	Williams,
Dolon,	Kolankiewicz,	Prosen,	Winner,
Duffy,	Komorowski,	Rank,	Wolf,
Early,	Krise,	Readinger,	Wood, L. F.,
Elder,	Lee, T. H.,	Reagan,	Wood, N.,
Elliott,	Leisey,	Reese, R. E.,	Woodring,
Elv,	Leonard,	Regan,	Woodside,
Falkenstein,	Lesko,	Reynolds,	Wright,
Finestone,	Levy,	Rhea,	Yeakel,
Finnerty,	Leydic,	Riley,	Yester,
Fisher,	Lichtenwalter,	Rooney,	Young,
Fiss,	Longo,	Rose, S.,	Kilroy,
Fleming,	Lovett,	Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 614, as follows:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

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

Section 1 The sum of sixty thousand dollars (\$60,000) or as much thereof as may be necessary is hereby specifically appropriated to the Downingtown Industrial and Agricultural School of Downingtown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-one for the purpose of maintenance to be paid according to law.

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—185

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Baker,	French,	Malloy,	Royer,
Balthaser,	Gallagher,	Marks,	Rush,
Baughner,	Gates,	Maxwell,	Sarge,
Bentley,	Gerard,	McClanaghan,	Scanlon,
Bentzel,	Gillan,	McClester,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Gross,	McGrath,	Shaw,
Bower,	Gryskewicz,	McIntosh,	Shepard,
Bradley,	Gyger,	McKinney,	Simons,
Breth,	Habbyshaw,	McLanahan,	Sollenberger,
Bretherick,	Haberlen,	McMillen,	Sors,
Brown,	Hall,	McSurdy,	Stank,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stine,
Brunner, P. A.,	Hare,	Mihm,	Stockham,
Burns,	Harkins,	Modell,	Tarr,
Burris,	Harmuth,	Monks,	Tate,
Cadwalader,	Harris,	Mooney,	Taylor,
Chudoff,	Heatherington,	Moran,	Thompson, E. F.,
Cochran,	Helm,	Moul,	Thompson, R. L.,
Cohen, M. M.,	Herman,	Muir,	Trout,
Cohen, R. E.,	Hersch,	Munley,	Turner,
Cook,	Hewitt,	Nunemacher,	Van Allsburg,
Cooper,	Hirsch,	O'Brien,	Vincent,
Cordier,	Holland,	O'Dare,	Vogt,
Corrigan,	Huntley,	O'Mullen,	Voldow,
Croop,	Imbrie,	O'Neill,	Voorhees,
Cullen,	James,	Owens,	Wagner,
Dalrymple,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettit,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Wells,
Dolon,	Keenan,	Polen,	Welsh, E. B.,
D'Ortona,	Knoble,	Powers,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorowski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
			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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 954, as follows:

An Act authorizing the Department of Property and Supplies to acquire by purchase gift lease or condemnation on behalf of the Commonwealth of Pennsylvania a tract of land near the present site of the Joseph T. Rothrock memorial for the purpose of erecting a new and suitable memorial to the memory of Joseph T. Rothrock thereon providing for the selection of such a site and memorial by and with the consent of the Pennsylvania Historical Commission providing for the control management supervision improvement and preservation and maintenance thereof authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

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

Section 1 For the purpose of further perpetuating and preserving the memory of Joseph T. Rothrock the Department of Property and Supplies with the advice of the Pennsylvania Historical Commission is hereby authorized to acquire a tract of ground near the present site in the Borough of McVeytown by purchase gift lease or condem-

nation and to erect and construct thereon a suitable memorial to the memory of said Joseph T. Rothrock

Section 2 In the event of condemnation the Department of Property and Supplies shall follow the procedure prescribed by law for the condemnation of lands by said department

Section 3 After the property shall have been acquired by the Commonwealth the Pennsylvania Historical Commission shall have full control management and supervision thereof and shall have power to adopt and carry into effect plans for its restoration improvement and maintenance using therefor any funds at the disposal of the said commission not otherwise specifically appropriated or allocated

Section 4 The real estate so acquired shall be improved preserved and maintained as an historical and recreational spot for the people of the Commonwealth

Section 5 All powers now exercised or heretofore conferred by law upon the Pennsylvania Historical Commission may be exercised by the commission for the purpose of this act and the commission shall have power to make and enforce rules and regulations for the preservation maintenance and protection of the property and the visitation thereof by the public

Section 6 The sum of two thousand five hundred dollars (\$2,500) or so much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies to pay for the lands acquired under the provisions of this act and any costs and expenses in connection therewith

Section 7 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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boles, Boney, Bootse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elliott, Ely, Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbyslaw, Haberlen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Knoble, Kolankiewicz, Komorowski, Krise, Lee, T. H., Leisey, Leonard, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Readinger, Reagan, Reese, R. E., Regan, Reynolds, Royer, Rush, Sarge, Scanlon, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt, Voldow, Voorhees, Wagner, Watkins, Weingartner, Weiss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, I. H., Wood, N., Woodring, Woodside, Wright,

- Falkenstein, Finestone, Finnerty, Fisher, Fiss, Fleming, Lesko, Levy, Leydic, Lichtenwaiter, Longo, Lovett, Rhea, Riley, Rooney, Rose, S., Rose, W. E., Rosenfeld, Yester, Yeakel, Young, 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1003, as follows:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia, Pennsylvania

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

Section 1 The sum of thirty thousand dollars (\$30,000) is hereby specifically appropriated to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-one Provided That in such school there shall be maintained a free scholarship for one pupil of each county in the State to be filled by appointment of the senator of each such county except that for counties having more than one senator as many scholarships shall be provided as there are senatorial districts in such counties and in case of the failure of any county to be properly represented by an appointee or appointees at the opening of any school year October first then any senator of any senatorial district shall have the power to fill such vacancy or vacancies by the appointment of additional applicants from his own district or any other senatorial district of the State.

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—185

- Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boles, Boney, Bootse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elliott, Ely, Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbyslaw, Haberlen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, Jones, G. E., Jones, P. N., Keenan, Knoble, Kolankiewicz, Komorowski, Krise, Lee, T. H., Leisey, Leonard, Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nunemacher, O'Brien, O'Dare, O'Neill, Owens, Rosenfeld, Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tate, Tarr, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt, Voldow, Voorhees, Wagner,



Croop,	James,	Petrosky,	Watkins,
Cullen,	Jefferson,	Pettit,	Weingartner,
Dalrymple,	Jones, G. E.,	Polaski,	Weiss,
DiGenova,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dix,	Keenan,	Powers,	Welsh, M. J.,
Dolon,	Knoble,	Prosen,	Williams,
D'Ortona,	Kolankiewicz,	Rank,	Winner,
Duffy,	Komorofski,	Readinger,	Wolf,
Early,	Krise,	Reagan,	Wood, L. H.,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Elliott,	Leisey,	Regan,	Woodring,
Ely,	Leonard,	Reynolds,	Woodside,
Falkenstein,	Lesko,	Rhea,	Wright,
Finestone,	Levy,	Riley,	Yeakel,
Finnerty,	Leydic,	Rooney,	Yester,
Fisher,	Lichtenwalter,	Rose, S.,	Young,
Fiss,	Longo,	Rose, W. E.,	Kilroy, Speaker.
Fleming,	Lovett,		

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. 1065, as follows:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

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

Section 1 The sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary is hereby specifically appropriated to the National Farm School at Doylestown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-one for the purpose of maintenance to be paid according to law.

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. STOCKHAM. Mr. Speaker, the situation that applies to Delaware County applies also to this bill. Mr. Yeakel has always sponsored this measure for an appropriation to the National Farm School. The Farm School is in Mr. Yeakels district, and even back in the administration of Governor Earle, I believe he too was the sponsor. I want to say for Bucks County, it is one of the grandest counties in the Commonwealth. I do not believe it is worth five grand for anybody to sponsor this bill. However, we urge passage of it along with all of the other measures, as it is a worthy institution and it deserves the support of the Commonwealth.

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—185

Achterman,	Fletcher,	Lyons,	Rosenfeld,
Allmond,	Foor,	Malloy,	Royer,
Baker,	French,	Marks,	Rush,
Balthaser,	Gallagher,	Maxwell,	Sarge,
Baughner,	Gates,	McClanaghan,	Scanlon,
Bentley,	Gerard,	McClester,	Schwab,
Bentzel,	Gillan,	McDowell,	Serrill,
Boles,	Gillette,	McFall,	Shaffer,
Boney,	Goodwin,	McGrath,	Shaw,
Boorse,	Gross,	McIntosh,	Shepard,

Bower,	Gryskewicz,	McKinney,	Simons,
Bradley,	Gyger,	McLanahan,	Soilenberger,
Breth,	Habbyshaw,	McMillen,	Corg,
Bretherlck,	Haberlen,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burriss,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, R. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Kersch,	Nunemacher,	Van Ailsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrle,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,
D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorofski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Leisey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finestone,	Levy,	Rhea,	Wright,
Finnerty,	Leydic,	Riley,	Yeakel,
Fisher,	Lesko,	Rooney,	Yester,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	Kilroy, Speaker.
	Lovett,		

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. 1066, as follows:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

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

Section 1 The sum of one hundred twenty-five thousand dollars (\$125,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-one for the purpose of maintenance of a school of medicine.

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—185

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Baker,	French,	Malloy,	Rush,
Balthaser,	Gallagher,	Marks,	Sarge,
Baughner,	Gates,	Maxwell,	Scanlon,
Bentley,	Gerard,	McClanaghan,	Schwab,
Bentzel,	Gillan,	McClester,	Serrill,
Boles,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Gross,	McGrath,	Shepard,
Bower,	Gryskewicz,	McIntosh,	Simons,

Bradley,	Cyger,	McKinney,	Sollenberger,
Breth,	Habbyshaw,	McLanahan,	Sorg,
Bretherick,	Haberlen,	McMillen,	Stank,
Brown,	Hall,	McSurdy,	Stine,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stockham,
Brunner, P. A.,	Hare,	Mihm,	Tarr,
Burns,	Harkins,	Modell,	Tate,
Burris,	Harmuth,	Monks,	Taylor,
Cadwalader,	Harris,	Mooney,	Thompson, E. F.,
Chudoff,	Heatherington,	Moran,	Thompson, R. L.,
Cochran,	Helm,	Moul,	Trout,
Cohen, M. M.,	Herman,	Muir,	Turner,
Cohen, R. E.,	Hersch,	Munley	VanAllsburg,
Cook,	Hewitt,	Nunemacher	Vincent,
Cooper,	Hirsch,	O'Brien,	Vogt,
Cordier,	Holland,	O'Dare,	Voldow,
Corrigan,	Huntley,	O'Mullen,	Voorhees,
Croop,	Imbrie,	O'Neill,	Wagner,
Cullen,	James,	Owens,	Watkins,
Dalrymple,	Jefferson,	Petrosky,	Weingartner,
DiGenova,	Jones, G. E.,	Pettit,	Weiss,
Dix,	Jones, P. N.,	Polaski,	Welsh, E. B.,
Dolon,	Keenan,	Polen,	Welsh, M. J.,
D'Ortona,	Knoble,	Powers,	Williams,
Duffy,	Kolankiewicz,	Prosen,	Winner,
Early,	Komorofski,	Rank,	Wolf,
Elder,	Krise,	Readinger,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reagan,	Wood, N.,
Ely,	Leisey,	Reese, R. E.,	Woodring,
Falkenstein,	Leonard,	Regan,	Woodside,
Finestone,	Lesko,	Reynolds,	Wright,
Finnerty,	Levy,	Rhe,	Yeakel,
Fisher,	Leydic,	Riley,	Yester,
Fiss,	Lichtenwalter,	Rooney,	Young,
Fleming,	Longo,	Rose, S.,	Kilroy,
		Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1068, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

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

Section 1 The sum of one million four hundred eighty-five thousand dollars (\$1,485,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-one for the general maintenance of the university and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the University of Pennsylvania.

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—185

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Baker,	French,	Malloy,	Royer,
Balthaser,	Gallagher,	Marks,	Rush,
Baughner,	Gates,	Maxwell,	Sarge,
Bentley,	Gerard,	McClanaghan,	Scanlon,
Bentzel,	Gillan,	McClester,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Gross,	McGrath,	Shaw,
Bower,	Gryskewicz,	McIntosh,	Shepard,
Bradley,	Cyger,	McKinney,	Simons,

Breth,	Habbyshaw,	McLanahan,	Sollenberger,
Bretherick,	Haberlen,	McMillen,	Sorg,
Brown,	Hall,	McSurdy,	Stank,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stine,
Brunner, P. A.,	Hare,	Mihm,	Stockham,
Burns,	Harkins,	Modell,	Tarr,
Burris,	Harmuth,	Monks,	Tate,
Cadwalader,	Harris,	Mooney,	Taylor,
Chudoff,	Heatherington,	Moran,	Thompson, E. F.,
Cochran,	Helm,	Moul,	Thompson, R. L.,
Cohen, M. M.,	Herman,	Muir,	Trout,
Cohen, R. E.,	Hersch,	Munley,	Turner,
Cook,	Hewitt,	Nunemacher,	VanAllsburg,
Cooper,	Hirsch,	O'Brien,	Vincent,
Cordier,	Holland,	O'Dare,	Vogt,
Corrigan,	Huntley,	O'Mullen,	Voldow,
Croop,	Imbrie,	O'Neill,	Voorhees,
Cullen,	James,	Owens,	Wagner,
Dalrymple,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettit,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Weiss,
Dolon,	Keenan,	Polen,	Welsh, E. B.,
D'Ortona,	Knoble,	Powers,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorofski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Leonard,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leisey,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhe,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
			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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1083, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

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

Section 1 The sum of one million two hundred fifty thousand dollars (\$1,250,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred and forty-one for the general maintenance of the university and the purchase of such apparatus and equipment as the Trustees may deem necessary for the best interests of the university.

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. SAMUEL ROSE. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Finestone, permit himself to be interrogated?

Mr. FINESTONE. I shall, Mr. Speaker.

Mr. SAMUEL ROSE. Mr. Speaker, will the gentleman tell me what the tuition is at Temple University Medical College.

Mr. FINESTONE. Two hundred fifty dollars, Mr. Speaker.

Mr. SAMUEL ROSE. Will the gentleman also tell me the additional cost that the student will have to pay?

Mr. FINESTONE. I am informed, Mr. Speaker, it is one hundred fifty dollars beside the two hundred fifty dollars, making a total of four hundred dollars a year.

Mr. SAMUEL ROSE. That will be all, Mr. Speaker.

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—185

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Baker,	French,	Malloy,	Rush,
Balthaser,	Gallagher,	Marks,	Sarge,
Baugher,	Gates,	Maxwell,	Scanlon,
Bentley,	Gerard,	McClanaghan,	Schwab,
Bentzel,	Gillan,	McClester,	Serrill,
Boies,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Gross,	McGrath,	Shepard,
Bower,	Gryskewicz,	McIntosh,	Simons,
Bradley,	Gyger,	McKinney,	Sollenberger,
Breth,	Habbyshaw,	McLanahan,	Sorg,
Bretherick,	Haberlen,	McMillen,	Stank,
Brown,	Hall,	McSurdy,	Stine,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stockham,
Brunner, P. A.,	Hare,	Mihm,	Tarr,
Burns,	Harkins,	Modell,	Tate,
Burris,	Harmuth,	Monks,	Taylor,
Cadwalader,	Harris,	Mooney,	Thompson, E. F.,
Chudoff,	Heatherington,	Moran,	Thompson, R. L.,
Cochran,	Helm,	Moul,	Trout,
Cohen, M. M.,	Herman,	Muir,	Turner,
Cohen, R. E.,	Hersch,	Munley,	VanAllsburg,
Cook,	Hewitt,	Nunemacher,	Vincent,
Cooper,	Hirsch,	O'Brien,	Vogt,
Cordier,	Holland,	O'Dare,	Voldow,
Corrigan,	Huntley,	O'Mullen,	Voorhees,
Croop,	Imbrie,	O'Neill,	Wagner,
Cullen,	James,	Owens,	Watkins,
Dalrymple,	Jefferson,	Petrosky,	Weingartner,
DiGenova,	Jones, G. E.,	Pettit,	Weiss,
Dix,	Jones, P. N.,	Polaski,	Welsh, E. B.,
Dolon,	Keenan,	Polen,	Welsh, M. J.,
D'Ortona,	Knoble,	Powers,	Williams,
Duffy,	Kolankiewicz,	Prosen,	Winner,
Early,	Komorowski,	Rank,	Wolf,
Elder,	Krise,	Readinger,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reagan,	Wood, N.,
Ely,	Leonard,	Reese, R. E.,	Woodring,
Falkenstein,	Lelsey,	Regan,	Woodside,
Finestone,	Lesko,	Reynolds,	
Finnerty,	Levy,	Rhea,	
Fisher,	Leydic,	Riley,	
Fiss,	Lichtenwalter,	Rooney,	
Fleming,	Longo,	Rose, W. E.,	

NAYS—1

Rose, S.,

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.

REASONS FOR VOTE

Mr. SAMUEL ROSE filed the following reasons for his vote:

I voted "No" on this bill making an appropriation to the Trustee's of Temple University at Philadelphia, Pennsylvania, not because I am opposed to an adequate appropriation to this institution since, as an alumnus of this School, I am always interested in the further development of the school and its securing sufficient funds to aid in this development.

However, I had written several letters to the Dean of the Medical School in the interest of one of my consti-

tents, and I was not even granted the courtesy of a reply. As a member of this House, who to-gether with my colleagues appropriate money to certain schools and colleges, I felt that I could not conscientiously vote for the amount appropriated by this bill until I had further investigated and ascertained the attitude of responsible officials of the University toward those of us who, studying the needs of our institutions, are called upon to act with respect to those needs.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1106, as follows:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania

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

Section 1 The sum of one hundred eighty thousand dollars (\$180,000) or as much thereof as may be necessary is hereby specifically appropriated to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania for the support and promotion of medical education for the two fiscal years beginning June first one thousand nine hundred forty-one payment to be made according to law

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—185

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Baker,	French,	Malloy,	Rush,
Balthaser,	Gallagher,	Marks,	Sarge,
Baugher,	Gates,	Maxwell,	Scanlon,
Bentley,	Gerard,	McClanaghan,	Schwab,
Bentzel,	Gillan,	McClester,	Serrill,
Boies,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Gross,	McGrath,	Shepard,
Bower,	Gryskewicz,	McKinney,	Simons,
Bradley,	Gyger,	McLanahan,	Sollenberger,
Breth,	Habbyshaw,	McMillen,	Sorg,
Bretherick,	Haberlen,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burris,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E.,
Chudoff,	Heatherington,	Moul,	Thompson, R.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	Van Allsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,
D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorowski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Lelsey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,

Finestone, Finnerty, Fisher, Fiss, Fleming,	Lesko, Levy, Leydic, Lichtenwalter, Longo,	Rhea, Riley, Rooney, Rose, S., Rose, W. E.,	Wright, Yeakel, Yester, Young, Kilroy, Speaker.
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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. 1130, as follows:

An Act making an appropriation to the Department of Commerce towards expenses of the National Encampment in Philadelphia

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

Section 1 The sum of twenty-five thousand dollars (\$25,000) is hereby specifically appropriated to the Department of Commerce of the Commonwealth of Pennsylvania to help defray the necessary costs and expenses of the National Encampment of Veterans of Foreign Wars to be held in this Commonwealth in the City of Philadelphia during the week beginning the twenty-fourth day of August one thousand nine hundred forty-one

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—185

Achterman, Allmond, Baker, Balthaser, Baugher, Bentley, Bentzel, Boles, Boney, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A., Burns, Burris, Cadwalader, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dairymple, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Elder, Elllott, Ely, Falkenstein,	Fletcher, Foor, French, Gallagher, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gryskewicz, Gyger, Habbyshaw, Haberlen, Hall, Hamilton, Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Herman, Hersch, Hewitt, Cook, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Knoble, Kolankiewicz, Komorowski, Krise, Lee, T. H., Lelsey, Leonard, Lesko,	Lyons, Malloy, Marks, Maxwell, McClanaghan, McClester, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McMillen, McSurdy, Moran, Moul, Mulr, Munley, Nunemacher, O'Brien, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Readinger, Reagan, Reese, R. E., Regan, Reynolds, Rhea,	Royer, Rush, Sarge, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Sollenberger, Sorg, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Vincent, Vogt, Voldow, Voorhees, Wagner, Watkins, Weingartner, Weiss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, L. H., Wood, N., Woodring, Woodside, Wright, Yeakel,
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Finestone, Finnerty, Fisher, Fiss, Fleming,	Levy, Leydic, Lichtenwalter, Longo, Lovett,	Riley, Rooney, Ros. S., Rose, W. E., Rosenfeld,	Yester, Young, Kilroy, Speaker.
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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. 1203, as follows:

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for medical education

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

Section 1 The sum of one hundred fifty thousand dollars (\$150,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Jefferson Medical College of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-one for the support and promotion of medical education

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. ROSENFELD. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. VOLDOW. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Rosenfeld.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. ROSENFELD. I shall, Mr. Speaker.

Mr. VOLDOW. I would like to know, Mr. Speaker, the reason for recommitting this bill.

Mr. ROSENFELD. In answer to the gentleman, Mr. Speaker, I might say that the dissertation given to us by Mr. Brown and Mr. Marshall Shepard indicates to my mind, since I am sponsor of this measure, that something is wrong at Jefferson, and I would like to know what it is.

Mr. VOLDOW. Mr. Speaker, I should like to know a specific reason for this sudden desire to recommit.

Mr. ROSENFELD. Mr. Speaker, I have already answered that.

Mr. VOLDOW. That is all, Mr. Speaker.

On the question, recurring,

Will the House agree to the motion?

The SPEAKER declared the "nays" appeared to have it, Whereupon, a division was called for seventy-three members having voted in the affirmative and fifty-five in the negative, the question was determined in the affirmative and the motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1321, as follows:

An Act making an appropriation to the Department of Property and Supplies for payment of balances due certain contractors for additions and alterations at the Harrisburg State Hospital

Whereas By the act approved the thirteenth day of June one thousand nine hundred and thirty-one (Appropriation Acts page 77) certain moneys were appropriated to the Department of Property and Supplies for alterations and additions to the Harrisburg State Hospital at Harrisburg and

Whereas The appropriation thus made was subsequently lapsed although certain claims of contractors for such alterations and additions remained unsatisfied therefore

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

Section 1 The sum of seven hundred twenty-five dollars (\$725.00) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the payment of balances due contractors for alterations and additions at the Harrisburg State Hospital at Harrisburg

Such money shall be paid on warrant drawn on the State Treasurer by the Auditor General and may be paid to any person firm association or corporation which shall by assignment subrogation or otherwise have become entitled to the balance due any contractor on account of such alterations and additions

Section 2 The provisions of 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—185

- |                 |                |               |                  |
|-----------------|----------------|---------------|------------------|
| Achterman,      | Fletcher,      | Lyons,        | Royer,           |
| Allmond,        | Foor,          | Malloy,       | Rush,            |
| Baker,          | French,        | Marks,        | Sarge,           |
| Balthaser,      | Gallagher,     | Maxwell,      | Scanlon,         |
| Baughner,       | Gates,         | McClanaghan,  | Schwab,          |
| Bentley,        | Gerard,        | McClester,    | Serrill,         |
| Bentzel,        | Gillan,        | McDowell,     | Shaffer,         |
| Boies,          | Gillette,      | McFall,       | Shaw,            |
| Boney,          | Goodwin,       | McGrath,      | Shepard,         |
| Boorse,         | Gross,         | McIntosh,     | Simons,          |
| Bower,          | Gryskewicz,    | McKinney,     | Sollenberger,    |
| Bradley,        | Gyger,         | McLanahan,    | Sorg,            |
| Breth,          | Habbyshaw,     | McMillen,     | Stank,           |
| Bretherick,     | Haberlen,      | McSurdy,      | Stine,           |
| Brown,          | Hall,          | Melchiorre,   | Tarr,            |
| Brunner, C. H., | Hamilton,      | Mihm,         | Tate,            |
| Brunner, P. A., | Hare,          | Modell,       | Taylor,          |
| Burns,          | Harkins,       | Monks,        | Thompson, E. F., |
| Eurris,         | Harmuth,       | Mooney,       | Thompson, R. L., |
| Cadwalader,     | Harris,        | Moran,        | Trout,           |
| Chudoff,        | Heatherington, | Moul,         | Turner,          |
| Cochran,        | Helm,          | Muir,         | Van Allsburg,    |
| Cohen, M. M.,   | Herman,        | Munley,       | Vincent,         |
| Cohen, R. E.,   | Hersch,        | Nunemacher,   | Vogt,            |
| Cook,           | Hewitt,        | O'Brien,      | Voldow,          |
| Cooper,         | Hirsch,        | C'Dare,       | Voorhees,        |
| Corrigan,       | Holland,       | O'Mullen,     | Wagner,          |
| Corrigan,       | Huntley,       | O'Neill,      | Watkins,         |
| Croop,          | Imbrie,        | Owens,        | Weingartner,     |
| Cullen,         | James,         | Petrosky,     | Welsh,           |
| Dalrymple,      | Jefferson,     | Pettit,       | Weish, E. B.,    |
| DiGenova,       | Jones, G. E.,  | Polaski,      | Weish, M. J.,    |
| Dix,            | Jones, P. N.,  | Polen,        | Williams,        |
| Dolon,          | Keenan,        | Powers,       | Winner,          |
| D'Ortona,       | Knoble,        | Prosen,       | Wolf,            |
| Duffy,          | Kolankiewicz,  | Rank,         | Wood, L. H.,     |
| Early,          | Komorowski,    | Readinger,    | Wood, N.,        |
| Elder,          | Krise,         | Reagan,       | Woodring,        |
| Elliott,        | Lee, T. H.,    | Reese, R. E., | Woodside,        |
| Ely,            | Lelsey,        | Regan,        | Wright,          |
| Falkenstein,    | Leonard,       | Reynolds,     | Yeakel,          |
| Finestone,      | Lesko,         | Rhea,         | Yeater,          |
| Finnerty,       | Levy,          | Riley,        | Young,           |
| Fisher,         | Leydic,        | Rooney,       | Kilroy,          |
|                 | Lichtenwalter, | Rose, S.,     | Speaker.         |

Fliss,  
Fleming,

Longo,  
Lovett,

Rose, W. E.,  
Rosenfeld,

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. 1330, as follows:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund

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

Section 1 The sum of two hundred forty-seven thousand five hundred dollars (\$247,500) or as much thereof as may be necessary is hereby specifically appropriated out of the State Stores Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of one hundred five thousand five hundred dollars (\$105,500) and to the credit of the Contingent Reserve Account the sum of one hundred forty-two thousand dollars (\$142,000)

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—185

- |                 |                |              |                  |
|-----------------|----------------|--------------|------------------|
| Achterman,      | Fletcher       | Lovett,      | Rose, W. E.,     |
| Allmond,        | Foor,          | Lyons,       | Rosenfeld,       |
| Baker,          | French,        | Maxwell,     | Royer,           |
| Balthaser,      | Gallagher,     | Marks,       | Rush,            |
| Baughner,       | Gates,         | Malloy,      | Sarge,           |
| Bentley,        | Gerard,        | McClanaghan, | Scanlon,         |
| Bentzel,        | Gillan,        | McClester,   | Schwab,          |
| Boies,          | Gillette,      | McDowell,    | Serrill,         |
| Boney,          | Goodwin,       | McFall,      | Shaffer,         |
| Boorse,         | Gross,         | McGrath,     | Shaw,            |
| Bower,          | Gryskewicz,    | McIntosh,    | Shepard,         |
| Bradley,        | Gyger,         | McKinney,    | Simons,          |
| Breth,          | Habbyshaw,     | McLanahan,   | Sollenberger,    |
| Bretherick,     | Haberlen,      | McMillen,    | Sorg,            |
| Brown,          | Hall,          | McSurdy,     | Stank,           |
| Brunner, C. H., | Hamilton,      | Melchiorre,  | Stine,           |
| Brunner, P. A., | Hare,          | Mihm,        | Stockham,        |
| Burns,          | Harkins,       | Modell,      | Tarr,            |
| Eurris,         | Harmuth,       | Monks,       | Tate,            |
| Cadwalader,     | Harris,        | Mooney,      | Taylor,          |
| Chudoff,        | Heatherington, | Moran,       | Thompson, E. F., |
| Cochran,        | Helm,          | Moul,        | Thompson, R. L., |
| Cohen, M. M.,   | Herman,        | Muir,        | Trout,           |
| Cohen, R. E.,   | Hersch,        | Munley,      | Turner,          |
| Cook,           | Hewitt,        | Nunemacher,  | Van Allsburg,    |
| Cooper,         | Hirsch,        | O'Brien,     | Vincent,         |
| Corrigan,       | Holland,       | C'Dare,      | Vogt,            |
| Corrigan,       | Huntley,       | O'Mullen,    | Voldow,          |
| Croop,          | Imbrie,        | O'Neill,     | Voorhees,        |
| Cullen,         | James,         | Owens,       | Wagner,          |

Dalrymple,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettitt,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Weiss,
Dolon,	Keenan,	Polen,	Weish, E. E.,
D'Ortona,	Knoble,	Powers,	Weish, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorofski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
			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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1332, as follows:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

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

Section 1 The sum of five hundred seventy-nine thousand six hundred dollars (\$579,600) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of two hundred four thousand three hundred dollars (\$204,300) to the credit of the Contingent Reserve Account the sum of two hundred seventy-five thousand three hundred dollars (\$275,300) and to the credit of the Pennsylvania Motor Police Retirement Account the sum of one hundred thousand dollars (\$100,000)

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillian,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,

Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	VanAllsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrle,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettitt,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Weish, E. E.,
Dix,	Jones, P. N.,	Polen,	Weish, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	
Fleming,	Longo,	Rose, W. E.,	Kilroy,
		Rosenfeld,	Speaker.
	Lovett,		

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 1334, as follows:

An Act making an appropriation to the Department of Property and Supplies for the payment of claims arising in connection with the erection and construction of the Eastern State Penitentiary at Graterford

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

Section 1 The sum of seventy three thousand eight hundred thirty one dollars and seventy seven cents (\$73,831.77) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the payment of claims against the Commonwealth of Pennsylvania in connection with the erection and construction of the Eastern State Penitentiary at Graterford in Montgomery County including unpaid claims on contracts of consulting architects for preliminary plans and studies authorized in accordance with law under the provisions of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws 761) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" and as liquidating damages and compensation resulting from the cancellation of the contract of consulting architects relating to work drawings

Payment from said appropriations shall be made to the parties entitled thereto on requisition of the Department of Property and Supplies after proof of such claims to the satisfaction of the Department of Property and Supplies and after approval thereof by the Department of Welfare

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—185

- |                 |                |               |                  |
|-----------------|----------------|---------------|------------------|
| Achterman,      | Fletcher,      | Lovett,       | Rosenfeld,       |
| Allmond,        | Foor,          | Lyons,        | Royer,           |
| Baker,          | French,        | Malloy,       | Rush,            |
| Balthaser,      | Gallagher,     | Marks,        | Sarge,           |
| Baughner,       | Gates,         | Maxwell,      | Scanlon,         |
| Bentley,        | Gerard,        | McClanaghan,  | Schwab,          |
| Bentzel,        | Gillan,        | McClester,    | Serrill,         |
| Boies,          | Gillette,      | McDowell,     | Shaffer,         |
| Boney,          | Goodwin,       | McFall,       | Shaw,            |
| Boorse,         | Gross,         | McGrath,      | Shepard,         |
| Bower,          | Gryskewicz,    | McIntosh,     | Simons,          |
| Bradley,        | Gyger,         | McKinney,     | Sollenberger,    |
| Breth,          | Habbyshaw,     | McLanahan,    | Sorg,            |
| Bretherick,     | Haberlen,      | McMillen,     | Stank,           |
| Brown,          | Hall,          | McSurdy,      | Stine,           |
| Brunner, C. H., | Hamilton,      | Melchiorre,   | Stockham,        |
| Brunner, P. A., | Hare,          | Mihm,         | Tarr,            |
| Burns,          | Harkins,       | Modell,       | Tate,            |
| Burriss,        | Harmuth,       | Monks,        | Taylor,          |
| Cadwalader,     | Harris,        | Mooney,       | Thompson, E. F., |
| Chudoff,        | Heatherington, | Moran,        | Thompson, R. L., |
| Cochran,        | Helm,          | Moul,         | Trout,           |
| Cohen, M. M.,   | Herman,        | Muir,         | Turner,          |
| Cohen, R. E.,   | Hersch,        | Munley        | VanAllsburg,     |
| Cook,           | Hewitt,        | Nunemacher    | Vincent,         |
| Cooper,         | Hirsch,        | O'Brien,      | Vogt,            |
| Cordier,        | Holland,       | O'Dare,       | Voidow,          |
| Corrigan,       | Huntley,       | O'Mullen,     | Voorhees,        |
| Croop,          | Imbrie,        | O'Neill,      | Wagner,          |
| Cullen,         | James,         | Owens,        | Watkins,         |
| Dalrymple,      | Jefferson,     | Petrosky,     | Weingartner,     |
| DiGenova,       | Pettit,        | Weingartner,  | Weiss,           |
| Dix,            | Jones, G. E.,  | Polaski,      | Welsh, E. B.,    |
| Dolon,          | Jones, P. N.,  | Polen,        | Welsh, M. J.,    |
| D'Ortona,       | Keenan,        | Powers,       | Williams,        |
| Duffy,          | Knoble,        | Prosen,       | Winnner,         |
| Early,          | Kolankiewicz,  | Rank,         | Wolf,            |
| Elder,          | Komorofski,    | Readinger,    | Wood, L. H.,     |
| Elliott,        | Krise,         | Reagan,       | Wood, N.,        |
| Ely,            | Lee, T. H.,    | Reese, R. E., | Woodring,        |
| Falkenstein,    | Lelsey,        | Reynolds,     | Woodside,        |
| Finestone,      | Leonard,       | Regan,        | Wright,          |
| Finnerty,       | Lesko,         | Rhea,         | Yeakel,          |
| Fisher,         | Levy,          | Riley,        | Yester,          |
| Fiss,           | Leydic,        | Roose,        | Young,           |
| Fleming,        | Lichtenwalter, | Rose, S.,     | Kilroy,          |
|                 | Longo,         | Rose, W. E.,  | 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1343, as follows:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

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

Section 1 The sum of thirty thousand dollars (\$30,000) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Board of Finance and Revenue for the two fiscal years commencing June first one thousand nine hundred and forty-one for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on highway bonds and for other services required to be performed by the said Loan and Transfer Agent Payments from such appropriation shall be

made at such times and in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent

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—185

- |                 |                |               |               |
|-----------------|----------------|---------------|---------------|
| Achterman,      | Fletcher,      | Lyons,        | Rosenfeld,    |
| Allmond,        | Foor,          | Malloy,       | Royer,        |
| Baker,          | French,        | Marks,        | Rush,         |
| Balthaser,      | Gallagher,     | Maxwell,      | Sarge,        |
| Baughner,       | Gates,         | McClanaghan,  | Scanlon,      |
| Bentley,        | Gerard,        | McClester,    | Schwab,       |
| Bentzel,        | Gillan,        | McDowell,     | Serrill,      |
| Boies,          | Gillette,      | McFall,       | Shaffer,      |
| Boney,          | Goodwin,       | McGrath,      | Shaw,         |
| Boorse,         | Gross,         | McIntosh,     | Shepard,      |
| Bower,          | Gryskewicz,    | McKinney,     | Simons,       |
| Bradley,        | Gyger,         | McLanahan,    | Sollenberger, |
| Breth,          | Habbyshaw,     | McMillen,     | Sorg,         |
| Bretherick,     | Haberlen,      | McSurdy,      | Stine,        |
| Brown,          | Hall,          | Melchiorre,   | Stockham,     |
| Brunner, C. H., | Hamilton,      | Mihm,         | Tarr,         |
| Brunner, P. A., | Hare,          | Modell,       | Tate,         |
| Burns,          | Harkins,       | Monks,        | Taylor,       |
| Burriss,        | Harris,        | Mooney,       | Thompson, E., |
| Cadwalader,     | Heatherington, | Moran,        | Thompson, R., |
| Chudoff,        | Helm,          | Moul,         | Trout,        |
| Cochran,        | Herman,        | Muir,         | Turner,       |
| Cohen, M. M.,   | Hersch,        | Munley        | Van Allsburg, |
| Cohen, R. E.,   | Hewitt,        | Nunemacher,   | Vincent,      |
| Cook,           | Hirsch,        | O'Brien,      | Vogt,         |
| Cooper,         | Holland,       | O'Dare,       | Voidow,       |
| Cordier,        | Huntley,       | O'Mullen,     | Voorhees,     |
| Corrigan,       | Imbrie,        | O'Neill,      | Wagner,       |
| Croop,          | James,         | Owens,        | Watkins,      |
| Cullen,         | Jefferson,     | Petrosky,     | Weingartner,  |
| Dalrymple,      | Pettit,        | Weingartner,  | Weiss,        |
| DiGenova,       | Jones, G. E.,  | Polaski,      | Welsh, E. B., |
| Dix,            | Jones, P. N.,  | Polen,        | Welsh, M. J., |
| Dolon,          | Keenan,        | Powers,       | Williams,     |
| D'Ortona,       | Knoble,        | Prosen,       | Winnner,      |
| Duffy,          | Kolankiewicz,  | Rank,         | Wolf,         |
| Early,          | Komorofski,    | Readinger,    | Wood, L. H.,  |
| Elder,          | Krise,         | Reagan,       | Wood, N.,     |
| Elliott,        | Lee, T. H.,    | Reese, R. E., | Woodring,     |
| Ely,            | Lelsey,        | Regan,        | Woodside,     |
| Falkenstein,    | Leonard,       | Rhea,         | Wright,       |
| Finestone,      | Lesko,         | Riley,        | Yeakel,       |
| Finnerty,       | Levy,          | Roose,        | Yester,       |
| Fisher,         | Leydic,        | Rooney,       | Young,        |
| Fiss,           | Lichtenwalter, | Rose, S.,     | Kilroy,       |
| Fleming,        | Longo,         | Rose, W. E.,  | Speaker.      |
|                 | Lovett,        |               |               |

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. 1344, as follows:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and sinking fund requirements on the State debt

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

Section 1 The sum of eleven million two hundred eighty thousand six hundred ninety-nine dollars and fifty-five cents (\$11,218,699.55) is hereby specifically appropriated from the Motor License Fund to the Board of

Finance and Revenue for payment into the Sinking Fund to meet interest and sinking fund requirements on the State debt for the two fiscal years commencing June first one thousand nine hundred and forty-one. The amount hereinbefore appropriated shall be transferred by the Auditor General and the State Treasurer upon requisition of the Board of Finance and Revenue from the Motor License Fund to the Sinking Fund on or before the dates and in the amounts set forth in the following schedule

Dates	Principal	Interest	Total
July 1 1941 .....	\$683,972.69	\$445,465.00	\$1,129,437.69
August 1 1941 ..	214,736.61	292,200.00	506,936.61
September 2 1941	660,138.29	228,440.00	888,578.29
October 1 1941 ..	313,818.29	120,000.00	433,818.29
December 1 1941	384,958.90	200,000.00	584,958.90
January 2 1942 .	20,440.00	445,465.00	465,905.00
February 2 1942	.....	292,200.00	292,200.00
March 2 1942 ...	10,150.00	188,440.00	198,590.00
April 1 1942....	687,591.66	146,666.67	834,258.33
June 1 1942 ....	168,000.00	160,000.00	328,000.00
July 1 1942 .....	683,972.69	445,465.00	1,129,437.69
August 7 1942 ..	214,736.61	292,200.00	506,936.61
September 1 1942	660,138.29	188,440.00	848,578.29
October 1 1942 ..	313,818.29	120,000.00	433,818.29
December 1 1942	384,958.90	160,000.00	544,958.90
January 2 1943 .	20,440.00	445,465.00	465,905.00
February 1 1943	.....	292,200.00	292,200.00
March 1 1943 ...	10,150.00	118,440.00	198,590.00
April 1 1943 ....	687,591.66	120,000.00	807,591.66
June 1 1943 ....	168,000.00	160,000.00	328,000.00
Total .....	\$6,287,612.88	\$4,931,086.67	\$11,218,699.55

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—185

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Eentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyschaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dairyple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Kroble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorofski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliot,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
	Leonard,	Reynolds,	Wright,

Falkenstein,	Lesko,	Rhea,	Yeakel,
Finestone,	Levy,	Riley,	Yester,
Finnerty,	Leydic,	Rooney,	Young,
Fisher,	Lichtenwalter,	Rose, S.,	Kilroy,
Fiss,	Longo,	Rose, W. E.,	Speaker,
Fleming,	Lovett,	Rosenfeld,	

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. 1345, as follows:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to the State employees receiving compensation from the State Workmen's Insurance Fund

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

Section 1 The sum of twenty-five thousand eight hundred dollars (\$25,800) or as much thereof as may be necessary is hereby specifically appropriated out of the State Workmen's Insurance Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the State Workmen's Insurance Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of eleven thousand one hundred dollars (\$11,100) and to the credit of the Contingent Reserve Account the sum of fourteen thousand seven hundred dollars (\$14,700)

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—185

Achterman,	Foor,	Lyons,	Rosenfeld,
Allmond,	French,	Malloy,	Royer,
Baker,	Gallagher,	Marks,	Rush,
Balthaser,	Gates,	Maxwell,	Sarge,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,
Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Shepard,
Bower,	Gyger,	McKinney,	Simons,
Bradley,	Habbyschaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McMillen,	Sorg,
Bretherick,	Hall,	McSurdy,	Stank,
Brown,	Hamilton,	Melchiorre,	Stine,
Brunner, C. H.,	Hare,	Mihm,	Stockham,
Brunner, P. A.,	Harkins,	Modell,	Tarr,
Burns,	Harmuth,	Monks,	Tate,
Burriss,	Harris,	Mooney,	Taylor,
Cadwalader,	Heatherington,	Moran,	Thompson, E. F.,
Chudoff,	Helm,	Moul,	Thompson, R. L.,
Cochran,	Herman,	Muir,	Trout,
Cohen, M. M.,	Hersch,	Munley,	Turner,
Cohen, R. E.,	Hewitt,	Nunemacher,	Van Allsburg,
Cook,	Hirsch,	O'Brien,	Vincent,
Cooper,	Holland,	O'Dare,	Vogt,
Cordier,	Huntley,	O'Mullen,	Voldow,



Corrigan,	Imbrie,	O'Neill,	Voorhees,
Croop,	James,	Owens,	Wagner,
Cullen,	Jefferson,	Petrosky,	Warkins,
Dairymple,	Jones, G. E.,	Pettit,	Weiss,
DiGenova,	Jones, P. N.,	Polaski,	Weingartner,
Dix,	Keenan,	Polen,	Welsh, E. B.,
Dolon,	Knoble,	Powers,	Welsh, M. J.,
D'Ortona,	Kolankiewicz,	Prosen,	Williams,
Duffy,	Komorowski,	Rank,	Winner,
Early,	Krise,	Readinger,	Wolf,
Elder,	Lee, T. H.,	Reagan,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1417, as follows:

An Act making an appropriation to The General State Authority to defray the costs and expenses of the said Authority in connection with the organization administration and operation thereof

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

Section 1 The sum of three hundred eighty-five thousand dollars (\$385,000) or as much thereof as may be necessary is hereby specifically appropriated to The General State Authority for the two fiscal years beginning June first one thousand nine hundred forty-one for the payment of all salaries and organization and general expenses of every description as provided by the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (Pamphlet Laws 452)

Section 2 Payments from the foregoing appropriation shall be made to the Treasurer of The General State Authority upon requisition by the Governor

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—186

Achterman,	Fletcher.	Lyons.	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,

Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cooper,	Hewitt,	O'Brien,	Vogt,
Cordier,	Hirsch,	O'Dare,	Voldow,
Cook,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dairymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Kilroy,
Fleming,	Longo,	Rose, W. E.,	Speaker.
Fletcher,	Lovett,	Rosenfeld,	

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. 1463, as follows:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority for the use and occupancy by the Commonwealth of various projects structures buildings and facilities of the Authority or for the services rendered by the Authority or its projects

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

Section 1 The sum of seven million seven hundred eighty-one thousand two hundred forty dollars (\$7,781,240) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the two fiscal years beginning June first one thousand nine hundred forty-one for the payment by the Commonwealth of annual rates rentals and other charges for the use and occupancy of or the right to use or occupy the projects structures buildings and facilities leased by The General State Authority to the Commonwealth or for services rendered by the Authority or its projects Payment of such annual rates rentals and other charges shall be made in equal monthly or quarterly installments or otherwise as required by the respective leases

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—186

Achterman,	Fletcher,	Lyons,	Rosenfeld,
Allmond,	Foor,	Malloy,	Royer,
Baker,	French,	Marks,	Rush,
Balthaser,	Gates,	Maxwell,	Sarge,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,

Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Shepard,
Bower,	Gyger,	McKinney,	Gyger,
Bradley,	Habbyshaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McMillen,	Stank,
Bretherick,	Hall,	McSurdy,	Stine,
Brown,	Hamilton,	Melchiorre,	Stockham,
Brunner, C. H.,	Hare,	Mihm,	Tarr,
Brunner, P. A.,	Harkins,	Modell,	Tate,
Burns,	Harmuth,	Monks,	Taylor,
Burriss,	Harris,	Mooney,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moran,	Thompson, R. L.,
Chudoff,	Helm,	Moul,	Trout,
Cochran,	Herman,	Muir,	Turner,
Cohen, M. M.,	Hersch,	Munley,	Van Aillsburg,
Cohen, R. E.,	Hewitt,	Nunemacher,	Vincent,
Cook,	Hirsch,	O'Brien,	Vogt,
Cooper,	Holland,	O'Dare,	Voldow,
Cordier,	Huntley,	O'Mullen,	Voorhees,
Corrigan,	Imbrie,	O'Neill,	Wagner,
Croop,	James,	Owens,	Watkings,
Cullen,	Jefferson,	Petrosky,	Weingartner,
Dairymply,	Jones, G. E.,	Pettit,	Welss,
DiGenova,	Jones, P. N.,	Polaski,	Welsh, E. B.,
Dix,	Keenan,	Polen,	Welsh, M. J.,
Dolon,	Knoble,	Powers,	Williams,
D'Ortona,	Kolankiewicz,	Prosen,	Winner,
Duffy,	Komorofski,	Rank,	Wolf,
Early,	Krise,	Readinger,	Wood, L. H.,
Elder,	Lee, T. H.,	Reagan,	Wood, N.,
Elliott,	Lelsey,	Reese, R. E.,	Woodring,
Ely,	Leonard,	Regan,	Woodside,
Falkenstein,	Lesko,	Reynolds,	Wright,
Finestone,	Levy,	Rhea,	Yeakel,
Finnerty,	Leydic,	Riley,	Yester,
Fisher,	Lichtenwalter,	Rooney,	Young,
Fiss,	Longo,	Rose, S.,	Kilroy,
Fleming,	Lovett,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1534, as follows:

An Act making an appropriation to the Joint State Government Commission

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

Section 1 The sum of one hundred fifty thousand dollars (\$150,000) together with the unexpended balance of the moneys appropriated for the two fiscal years ending May thirty-first one thousand nine hundred forty-one or so much thereof as may be necessary are hereby specifically appropriated and reappropriated to the Joint State Government Commission created by the act approved the first day of July one thousand nine hundred and thirty-seven (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" for the two fiscal years beginning June first one thousand nine hundred forty-one to continue the work of said commission and for the payment of the expenses of the members of said commission for the compensation and expenses of the director counsel and other appointees of the commission for printing postage supplies telephone telegraph and miscellaneous expenses and generally for the purpose of carrying into effect the provisions of said act

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—186

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burriss,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Muir,	Trout,
Cochran,	Helm,	Munley,	Turner,
Cohen, M. M.,	Herman,	Nunemacher,	Van Aillsburg,
Cohen, R. E.,	Hersch,	O'Brien,	Vincent,
Cook,	Hewitt,	O'Dare,	Vogt,
Cooper,	Hirsch,	O'Mullen,	Voldow,
Cordier,	Holland,	O'Neill,	Voorhees,
Corrigan,	Huntley,	Owens,	Wagner,
Croop,	Imbrie,	Petrosky,	Watkings,
Cullen,	James,	Pettit,	Weingartner,
Dairymply,	Jefferson,	Polaski,	Welss,
DiGenova,	Jones, G. E.,	Polen,	Welsh, E. B.,
Dix,	Jones, P. N.,	Powers,	Welsh, M. J.,
Dolon,	Keenan,	Prosen,	Williams,
D'Ortona,	Knoble,	Rank,	Winner,
Duffy,	Kolankiewicz,	Readinger,	Wolf,
Early,	Komorofski,	Reagan,	Wood, L. H.,
Elder,	Krise,	Reese, R. E.,	Wood, N.,
Elliott,	Lee, T. H.,	Regan,	Woodring,
Ely,	Lelsey,	Reynolds,	Woodside,
Falkenstein,	Leonard,	Rhea,	Wright,
Finestone,	Lesko,	Riley,	Yeakel,
Finnerty,	Levy,	Rooney,	Yester,
Fisher,	Leydic,	Rose, S.,	Young,
Fiss,	Lichtenwalter,	Rose, W. E.,	Kilroy,
Fleming,	Longo,	Rosenfeld,	Speaker.
	Lovett,		

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. 1590, as follows:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum Philadelphia

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

Section 1 The sum of twenty-seven thousand dollars (\$27,000) is hereby specifically appropriated to the Board of Trustees of the Philadelphia Museum Philadelphia for the two fiscal years beginning June first one thousand nine hundred and forty-one for the purpose of maintenance to be paid according to law

Section 2 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—186

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baugher,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrle,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Weish, E. B.,
Dix,	Jones, P. N.,	Polen,	Weish, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydie,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Kilroy, Speaker.
Fleming,	Longo,	Rose, W. E.,	
	Lovett,	Rosenfeld,	

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. 1591, as follows:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia

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

Section 1 The sum of one hundred thousand dollars (\$100,000) is hereby specifically appropriated to the Pennsylvania Museum and School of Industrial Art Philadelphia for the two fiscal years beginning June first one thousand nine hundred and forty-one for maintenance and the purchase of apparatus supplies and equipment

Section 2 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—188

Achterman,	Foor,	Malloy,	Rosenfeld,
Allmond,	French,	Marks,	Royer,
Auker,	Gallagher,	Maxwell,	Rush,
Baker,	Gates,	McClanaghan,	Sarge,
Balthaser,	Gerard,	McClester,	Scanlon,
Baugher,	Gillan,	McDowell,	Schwab,
Bentley,	Gillette,	McFall,	Serrill,
Bentzel,	Goodwin,	McGrath,	Shaffer,
Boles,	Gross,	McIntosh,	Shaw,
Boney,	Gryskewicz,	McKinney,	Shepard,
Boorse,	Gyger,	McLanahan,	Simons,
Bower,	Habbyshaw,	McLane,	Sollenberger,
Bradley,	Haberlen,	McMillen,	Sorg,
Breth,	Haines,	McSurdy,	Stank,
Bretherick,	Hall,	Melchiorre,	Stine,
Brown,	Hamilton,	Mihm,	Stockham,
Brunner, C. H.,	Hare,	Modell,	Tarr,
Brunner, P. A.,	Harkins,	Monks,	Tate,
Burns,	Harmuth,	Mooney,	Taylor,
Burris,	Harris,	Moran,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moul,	Thompson, R. L.,
Chudoff,	Helm,	Muir,	Trout,
Cochran,	Hersch,	Munley,	Turner,
Cohen, M. M.,	Hewitt,	Nunemacher,	Van Allsburg,
Cohen, R. E.,	Hirsch,	O'Brien,	Vincent,
Cook,	Holland,	O'Dare,	Vogt,
Cooper,	Huntley,	O'Mullen,	Voldow,
Cordier,	Imbrle,	O'Neill,	Voorhees,
Corrigan,	James,	Owens,	Wagner,
Croop,	Jefferson,	Petrosky,	Watkins,
Cullen,	Jones, G. E.,	Pettit,	Weingartner,
Dalrymple,	Jones, P. N.,	Polaski,	Weiss,
DiGenova,	Keenan,	Polen,	Weish, E. B.,
Dix,	Knoble,	Powers,	Weish, M. J.,
Dolon,	Kolankiewicz,	Prosen,	Williams,
D'Ortona,	Komorowski,	Rank,	Winner,
Duffy,	Krise,	Readinger,	Wolf,
Early,	Lee, T. H.,	Reagan,	Wood, L. H.,
Elder,	Lelsey,	Reese, R. E.,	Wood, N.,
Elliott,	Leonard,	Regan,	Woodring,
Ely,	Lesko,	Reynolds,	Woodside,
Falkenstein,	Levy,	Rhea,	Wright,
Finestone,	Leydie,	Riley,	Yeakel,
Finnerty,	Lichtenwalter,	Rooney,	Yester,
Fisher,	Longo,	Rose, S.,	Young,
Fiss,	Lovett,	Rose, W. E.,	Kilroy, Speaker.
Fleming,	Lyons,		
Fletcher,			

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. 1070, Printer's No. 284, was passed over at the request of Mr. McLANAHAN.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 870, as follows:

An Act to further amend sections twenty and twenty-one of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) 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 elec-

tions 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" by further regulating manufacturers and distributors and importing distributors of malt and brewed beverages

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

Section 1 Sections twenty and twenty-one of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) 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" as last amended by the act approved the sixteenth day of June one thousand nine hundred and thirty-seven (P. L. 1827) are hereby further amended to read as follows

Section 20 Sales by Manufacturers Minimum Quantities No manufacturer shall sell any malt or brewed beverages for consumption on the premises where sold nor sell or deliver any such malt or brewed beverages in other than original containers approved as to capacity by the board nor in quantities of less than two hundred and eighty-eight (288) fluid ounces nor shall any manufacturer maintain or operate within the Commonwealth any place or places other than the place or places covered by his or its license where malt or brewed beverages are sold or where orders are taken

No manufacturer shall sell or deliver (except to another manufacturer or distributor) any malt or brewed beverages after six o'clock postmeridian on Monday Tuesday Wednesday and Thursday nor after nine o'clock postmeridian on Friday or Saturday or any week day previous to a legal holiday

Section 21 Sales by Distributors and Importing Distributors No distributors or importing distributor shall purchase receive or resell any malt or brewed beverages except in the original containers as prepared for the market by the manufacturer at the place of manufacture No distributor or importing distributor shall sell any malt or brewed beverages in quantities of less than [two hundred eighty-eight] seventy-two fluid ounces nor deliver any malt or brewed beverages in quantities of less than two hundred eighty-eight fluid ounces Provided That no malt or brewed beverages sold or delivered shall be consumed upon the premises of the distributor or importing distributor or in any place provided for such purpose by such distributor or importing distributor Provided further That no malt or brewed beverages shall be delivered by any distributor or importing distributor after six o'clock postmeridian on Monday Tuesday Wednesday and Thursday nor after nine o'clock postmeridian on Friday or Saturday or any week day previous to a legal holiday

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. GEORGE E. JONES. Mr. Speaker, this bill makes practically a retailer out of a wholesale beer distributor. It allows him to sell six bottles or seventy-two ounces of

beer off the premises. Mr. Speaker, what bill are we on? Mr. Speaker, I would like to have the sponsor of this bill explain the bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. O'Mullen, permit himself to be interrogated?

Mr. O'MULLEN. Mr. Speaker, I yield to the gentleman from Philadelphia, Mr. Levy.

Mr. GEORGE E. JONES. Mr. Speaker, I ask the gentleman who sponsored the bill, to explain the bill, please.

Mr. LEVY. Mr. Speaker, in answer to the gentleman from Blair, I might say that the bill provides for the distributor in Pennsylvania to sell seventy-two ounces of beer or six bottles off the premises.

Mr. GEORGE E. JONES. May I interrogate the gentleman from Philadelphia?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Levy, permit himself to be interrogated?

Mr. LEVY. I will, Mr. Speaker.

Mr. GEORGE E. JONES. Will this allow more distributors or rather, will it interfere with our limitation of one for each thousand population?

Mr. LEVY. No, Mr. Speaker, it will not; it has no bearing on the quota law.

Mr. GEORGE E. JONES. That is all, Mr. Speaker. This bill has some good points, but it has a lot of very bad points and one is this, to allow a wholesaler to really be a retailer of beer in being able to sell six bottles. Now, we have plenty of retailers; I believe everybody in this House agrees that we have more retailers than we need in Pennsylvania, and here is something that opens it up real wide and allows the wholesaler to sell six bottles of beer.

What will happen if this bill goes into effect? We will have a lot of beer selling like we had some time ago, selling bottles around the corner and every place else. I think this is a very unfair bill and we ought to vote it down.

Mr. LEVY. Mr. Speaker, I desire to interrogate the gentleman from Blair, Mr. Jones.

The SPEAKER. Will the gentleman from Blair permit himself to be interrogated?

Mr. GEORGE E. JONES. I shall, Mr. Speaker.

Mr. LEVY. Mr. Speaker, does the gentleman from Blair know the law prior to the passage of the 1937 liquor control amendment relative to distributors?

Mr. GEORGE E. JONES. No, I do not, Mr. Speaker.

Mr. LEVY. Mr. Speaker, when the gentleman talks about the loose practice of selling beer, may I ask the gentleman whether or not he is acquainted with the practice of selling beer prior to 1937?

Mr. GEORGE E. JONES. Yes, Mr. Speaker, I am very much.

Mr. LEVY. Then, Mr. Speaker, what does the gentleman mean by the loose practice of selling beer under this bill if it were enacted into law?

Mr. GEORGE E. JONES. Mr. Speaker, it will just mean it will make more retailers out of the wholesalers. That is all.

Mr. LEVY. Mr. Speaker, does the gentleman from Blair know the definition of a distributor under the act?

Mr. GEORGE E. JONES. Well, Mr. Speaker, I think I do, yes, but it still allows them to sell six bottles of beer. You can not get away from that.

Mr. LEVY. Mr. Speaker, does the gentleman from

Blair know that a distributor at the present time sells beer?

Mr. GEORGE E. JONES. Mr. Speaker, he sells beer, yes; he sells twenty-four bottles.

Mr. LEVY. Mr. Speaker, House Bill 870, is a bill that permits the distributor to break a package, in the common parlance of his business, and permit him to sell as little as 72 ounces of beer to a customer. I understand this bill has not much significance in the large cities because in the large cities the selling of beer is confined principally to a taproom and to the beverage licensee. However, it has been brought to the attention of the sponsor of this bill that in the rural communities where they have beer distributors who are permitted to sell merely a case and nothing less, that they do have the housewife who desires at times to purchase beer in small quantities and she cannot do so unless she purchases it in a taproom. As you gentlemen know, many of the housewives do not wish to walk inside a taproom during the day or night and purchase beer in bottles for use in her house. I say, this is not the only provision; the fact remains that the distributors in attempting to get legislation of this kind are attempting to cleanse not only their own business, but the business in relation to their employees. Practically every distributor in Pennsylvania has one employee or more whom they use for the driving of their various trucks in their particular business. This bill provides that they close at a certain hour each evening of the week and at a certain hour on Fridays and Saturdays.

I say to the men of the House that this bill has merit, as Mr. Jones from Blair has pointed out, but I fail to see where the demerits lies in the bill, in view of the fact that the bill permits the consuming public to purchase a small quantity of beer where they would ordinarily be compelled to purchase a case.

I say to the Members of the House that House Bill 870 has merits and I ask the membership to vote for the bill.

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—44

Allmond,	Falkenstein,	Marks,	Rosenfeld,
Bretherick,	Finestone,	McClanaghan,	Rush,
Brunner, C. H.,	Finnerty,	Melchiorre,	Scanlon,
Chudoff,	Fletcher,	Monks,	Shepard,
Cohen, R. E.,	Herman,	O'Brien,	Stank,
Cook,	Hersch,	O'Dare,	Voldow,
Cullen,	James,	O'Mullen,	Voorhees,
Dalrymple,	Kolankiewicz,	Prosen,	Welsh, E. B.,
DiGenova,	Lee, E. A.,	Reese, R. E.,	Young,
D'Ortona,	Lee, T. H.,	Rooney,	Kilroy,
Duffy,	Levy,	Rose, S.,	Speaker.

NAYS—139

Achterman,	French,	Leydic,	Schwab,
Auker,	Gallagher,	Lichtenwalter,	Shaffer,
Baker,	Gates,	Longo,	Simons,
Balthaser,	Gerard,	Lyons,	Sollenberger,
Baugher,	Gillan,	Maxwell,	Sorg,
Bentley,	Gillette,	McClester,	Stambaugh,
Bentzel,	Goodwin,	McDowell,	Stine,
Boles,	Greenwood,	McFall,	Stockham,
Boney,	Gross,	McGrath,	Tarr,
Boorse,	Gryskewicz,	McIntosh,	Tate,
Bower,	Cyger,	McKinney,	Taylor,
Bradley,	Habbyshaw,	McLanahan,	Thompson, R. L.,
Brown,	Haines,	McLane,	Trout,
Brunner, P. A.,	Hall,	McSurdy,	Turner,
Burns,	Hamilton,	Mihm,	VanAilsburg,

Burril,	Hare,	Mooney,	Verona,
Cadwalader,	Harkins,	Moran,	Vincent,
Cochran,	Harmuth,	Moul,	Vogt,
Cohen, M. M.,	Harris,	Muir,	Wagner,
Cooper,	Leathrington,	Munley,	Watkins,
Cordier,	Helm,	O'Neill,	Weingartner,
Croop,	Hewitt,	Owens,	Weiss,
Dennison,	Hirsch,	Petrosky,	Weish, M. J.,
Dix,	Holland,	Pettit,	Wilkinson,
Dojon,	Imbrie,	Polaski,	Williams,
Early,	Jones, G. E.,	Polen,	Winner,
Eckels,	Jones, P. N.,	Rank,	Wolf,
Elder,	Keenan,	Reagan,	Wood, L. H.,
Elliott,	Kenehan,	Reese, D. P.,	Wood, N.,
Ely,	Kline,	Rhea,	Woodring,
Fisher,	Knoble,	Riley,	Woodside,
Fiss,	Komorofski,	Rose, W. E.,	Wright,
Fleming,	Krise,	Royer,	Yeakel,
Flynn,	Leonard,	Sarge,	Yester,
Foot,	Lesko,	Sarra,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative, and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1454, as follows:

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

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

Section 1 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" as last amended by the act approved the sixteenth day of June one thousand nine hundred thirty-seven (P. L. 1762) is hereby further amended to read as follows

Section 411 Sales of Liquor by Licensees Every hotel restaurant or club licensee may sell liquor and malt or brewed beverages by the glass open bottle or other container and in any mixture for consumption only in that part of the hotel or restaurant habitually used for the serving of food to guests or patrons and in the case of hotels to guests and in the case of clubs to members in their private rooms in the hotel or club No club licensee nor its officers servants agents or employes other than one holding a catering license shall sell any liquor or malt or brewed beverages to any person except a member of the club No club holding a catering license nor its officers servants agents or employes shall sell on Sunday to non-members any liquor or malt or brewed beverages In the case of a restaurant located in a hotel which is not operated by the owner of the hotel and which is licensed to sell liquor under this act liquor may be sold for consumption in that part of the restaurant habitually used for the serving of meals to patrons and also to guests in private guest rooms in the hotel

Hotel restaurant and public service licensees their servants agents or employes may sell liquor and malt or brewed beverages only after seven o'clock antemeridian of any week day and until two o'clock antemeridian of the following week day and shall not sell on Sunday or] No hotel restaurant or public service licensee or its servants agents or employes shall sell liquor or malt or brewed beverages between the hours of twelve o'clock midnight of any Saturday and seven o'clock antemeridian of the following Monday or between the hours of two o'clock antemeridian and seven o'clock antemeridian of any week day unless the council of the city borough or incorporated town or the commissioners or supervisors of the township shall by ordinance or resolution designate approval of the sale thereof during an additional period of two hours immediately following the hours hereinbefore specified as the hour after which liquor and malt or brewed beverages may not be sold in which event hotel restaurant and public service licensees their servants agents or employes may continue to sell liquor and malt or brewed beverages in such city borough town or township during such additional period of two hours on any day or days designated in the ordinance or resolution but no hotel restaurant or public service licensee or its servants agents or employes shall sell liquor or malt or brewed beverages after two o'clock antemeridian on any day on which a general municipal special or primary election is being held until one hour after the time fixed by law for closing the polls No club licensee or its servants agents or employes may sell liquor or malt or brewed beverages between the hours of three o'clock antemeridian and seven o'clock antemeridian on any day

The board may with the approval of the Governor temporarily close all licensed places within any municipality during any period of emergency proclaimed to be such by the Governor

The board may with the approval of the Governor advance by one hour the hours herein prescribed as those during which liquor and malt or brewed beverages may be sold in any municipality during such part of the year when daylight saving time may be observed generally in such municipality

Section 2 This act shall become effective immediately upon final enactment.

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. O'BRIEN. Mr. Speaker, in relation to House Bill 1454 and also House Bill 1455, one dealing with the retail liquor dealers and the other with the malt beverage act, I want to say it has been erroneously reported in the newspapers to the effect that these two bills permit sales during week days until four o'clock, and sales on Satur-

day night until two o'clock Sunday morning. Such is not the case. I believe these two bills are simply a wee little bit of home rule. It is only, Mr. Speaker, through the legislative branches of city municipalities if they so desire to extend this time. Now the reason for the week-day extension is that possibly many of us have had the experience of New Year's Eve falling on Wednesday or Thursday with the result that if we do not extend the time the business is chased to other states. I honestly feel this is an opportunity for those city members who have not had the opportunity during this session to be given any legislation that would be in keeping with the majority of the people. It is safe to say that no council or no legislative branch of any municipality will extend these hours unless the majority of the people want them extended and I ask for your support on both these bills.

Mr. GATES. Mr. Speaker, I rise to oppose this bill, speaking for small towns such as the town I come from, Kittanning, where the councilmen are elected by the people without any remuneration, but rather serving from a patriotic sense of duty to the community. This bill would result in every election becoming a wet and dry fight in every small community in the state of Pennsylvania; men would not be elected according to their efficiency of service, but they would be elected to council according to whether they were wet or dry. It would be a continued wet and dry fight in every small town in the state of Pennsylvania and I think it would do away with what we now have. That is all I have to say.

Mr. HUNTLEY. Mr. Speaker, this bill and the one following it on the Calendar seems to be the same old bitter dose of medicine done up in a paper of different color.

The inevitable result of this bill is to desecrate the Sabbath day. Simply drinking liquor on that day does not desecrate it. The vice in this bill is the creating of a liquor business for Sunday. A business that is degrading and unworthy, a business that will turn Sunday morning into a time of sin and debauchery. Our jurisprudence is founded on the Ten Commandments. The Supreme Court has ruled that the United States is a Christian nation. This bill challenges both the Holy Bible and the Supreme Court. I call your attention to the Fourth Commandment which has become inherent in the American people. It admonishes you to "Remember the Sabbath day to keep it Holy because it is the day of the Lord thy God, who made it and blessed it and hallowed it." The desecration of the Sabbath day is morally wrong and whatever is morally wrong cannot be made legally right. This bill is false in principle. It is fraught with bad results. It should be defeated.

Mr. AUKER. Mr. Speaker, in rising to oppose these bills, I am rather surprised, you might say, at the nerve of the gentleman in bringing such bills to the House under the guise of home rule. Whether it is a little wee bit or a great lot, the liquor business, now, I believe, is on a pretty firm and well regulated basis under the State Liquor Control Board. These two bills, if passed, will throw the entire liquor supervision and regulation into hodge-podge. It would extend the provision possibly in some municipalities to close to two o'clock, some to three and some to four. Just how the Liquor Board is going to enforce the regulations in every municipality with the different closing hours is more than I am able to say.

Further, Mr. Speaker, I firmly believe if these bills are passed, it will open up our legislative bodies in our various cities and counties to political corruption such as this State has never seen. I am really surprised that the Liquor dealers come in and try to extend their business under such methods. I have warned them back home and I warn them publicly now, if they continue to pursue these methods they will find themselves out on a limb and the limb will be sawed off, and they will wonder why their business was taken away from them. These bills are no good, they can serve no useful purpose, and for that reason I trust the Members of the House will vote against these bills, and I ask my colleagues to do so.

Mr. O'BRIEN. Mr. Speaker, in answer to the gentleman from Blair, Mr. Auker, prior to the setting up of the Liquor Control Board there was a variance of closing hours in all municipalities, cities, boroughs, townships, and so forth.

Mr. Speaker, this bill was introduced by me, it was not at the request of any retail liquor dealers, and I honestly feel and sincerely feel, being a city member that there are many many violations on Saturday night closing time in the city of Philadelphia. It is a matter of record and many of the Members from Philadelphia can testify to that fact. This simply will permit the legislative bodies of those municipalities that are in favor of later closing hours, to extend the closing time. I am honestly astounded to hear any opposition to this bill, because I sincerely believe that the gentleman from Wayne, Mr. Dix, will be for this bill, inasmuch as this is the first bill that gives a little of the home rule we have heard so much about in this session.

Mr. DIX. Mr. Speaker, I thought the Member of the House understood my position on the question on home rule, but I certainly would not be for this bill with this wee little bit of home rule.

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—45

Boles,	Gallagher,	Maxwell,	Regan,
Bradley,	Greenwood,	McGrath,	Rooney,
Breth,	Gryskewicz,	McLane,	Rose, S.,
Brunner, P. A.,	Harmuth,	Melchiorre,	Rosenfeld,
DiGenova,	Hersch,	Munley,	Scanlon,
Duffy,	Kenehan,	O'Brien,	Schwab,
Falkenstein,	Kline,	O'Dare,	Stank,
Finestone,	Kolankiewicz,	O'Mullen,	Vogt,
Finnerty,	Lee, E. A.,	O'Neill,	Weiss,
Fletcher,	Malloy,	Readinger,	Wolf,
Flynn,	Marks,	Reese, R. E.,	Woodring,
			Kiroy, Speaker.

NAYS—119

Achterman,	Elder,	Jefferson,	Reagan,
Auker,	Elliott,	Jones, G. E.,	Rhea,
Baker,	Ely,	Jones, P. N.,	Riley,
Balthaser,	Fisher,	Knoble,	Rose, W. E.,
Baughner,	Piss,	Krise,	Royer,
Bentley,	Fleming,	Leisey,	Sarge,
Bentzel,	Foor,	Leonard,	Shaffer,
Boorse,	French,	Lcsko,	Shepard,
Bower,	Gates,	Levy,	Simons,
Bretherick,	Gerard,	Leydic,	Sollenberger,
Brown,	Gillan,	Lichtenwalter,	Stambaugh,
Brunner, C. H.,	Gillette,	Longo,	Stine,
Burns,	Goodwin,	Lovett,	Stockham,
Burris,	Gross,	Lyons,	Tarr,
Cadwalader,	Gyger,	McClester,	Tate,
Chudoff,	Habbyshaw,	McDowell,	Taylor,
	Haberlen,	McFall,	Thompson, R. L.,

Cohen, M. M.,	Haines,	McIntosh,	Trout,
Cohen, R. E.	Hall,	McKinney,	Vincent,
Cook,	Hamilton,	McLanahan,	Wagner,
Cooper,	Hare,	McMillen,	Weingartner,
Cordier,	Harris,	McSurdy,	Welsh, M. J.,
Croop,	Heatherington,	Mihm,	Wilkinson,
Cullen,	Helm,	Modell,	Winner,
Dalrymple,	Herman,	Mooney,	Wood, L. H.,
Dennison,	Hewitt,	Moran,	Wood, N.,
Dix,	Hirsch,	Moul,	Woodside,
Dolon,	Holland,	Muir,	Wright,
D'Ortona,	Imbrie,	Polen,	Yeakel,
Early,	James,	Prosen,	Yester,
Eckels,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1455, as follows:

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. 252) 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 the 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

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

Section 1 Clause two of section twenty-three of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) 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" as last amended by the act approved the sixteenth day of June one thousand nine hundred and thirty-seven (P. L. 1827) is hereby further amended to read as follows

Section 23 Unlawful Acts It shall be unlawful

(II) For any hotel or eating place holding a retail dispenser's license or public service licensee or the servants agents or employes of such licensees to sell trade or barter in malt or brewed beverages between the hours of twelve o'clock midnight of any Saturday and seven o'clock in the forenoon of the following Monday or between the hours of two o'clock antemeridian and seven o'clock antemeridian of any week day unless the council of the city borough or incorporated town or the commissioners or supervisors of the township shall by ordinance or resolution designate approval of the sale of trading or bar-

tering in malt or brewed beverages during an additional period of two hours immediately following the hour hereinaabove specified as the hour after which it is unlawful to sell trade or barter in malt or brewed beverages in which event hotels and eating places holding a retail dispenser's license and public service licensees may continue to sell trade or barter in malt or brewed beverages in such city town or township during such additional period of two hours on any day or days designated in the ordinance or resolution

Section 2 The provisions of 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—38

Table with 4 columns of names: Boles, Bradley, Ereth, Brunner, P. A., Croop, DiGenova, Finestone, Finnerty, Fletcher, Flynn, Gallagher, (Gryskewicz, Harmuth, Hersch, Kenehan, Kolankiewicz, Malloy, Marks, Maxwell, McGrath, McSurdy, Melchiorre, Monks, Munley, O'Brien, O'Mullen, O'Neill, Petrosky, Polaski, Reese, R. E., Readinger, Regan, Rosenfeld, Stank, Vogt, Weiss, Welsh, E. B., Woodring, Kilroy, Speaker.

NAYS—109

Table with 4 columns of names: Achterman, Allmond, Auker, Baker, Balthaser, Baugher, Bentley, Bentzel, Boorse, Bower, Bretherick, Brown, Brunner, C. H., Burns, Burris, Cadwalader, Chudoff, Cohen, M. M., Cohen, R. E., Cooper, Dennison, Dix, Dolon, Early, Eckels, Eder, Fisher, Fl's, Fleming, Floor, French, Gates, Gerard, Gillan, Gillette, Goodwin, Gross, Gyger, Habbyshaw, Habermen, Haines, Hall, Hamilton, Hare, Harkins, Harris, Heatherington, Helm, Herman, Hewitt, Holland, Imbrie, James, Jones, G. E., Jones, P. N., Koble, Krise, Lee, T. H., Lesko, Levy, Leydic, Longo, Lyons, McClester, McDowell, McFall, McInosh, McKinney, McLanahan, McMillen, Modell, Mooney, Moran, Moul, Muir, Pettit, Polen, Prosen, Rank, Reagan, Reese, D. P., Reynolds, Rhea, Riley, Rooney, Rose, S., Rose, W. E., Royer, Sarge, Serrill, Shepard, Simons, Soilenberger, Sorg, Stine, Stockham, Tarr, Taylor, Thompson, R. L., Trout, VanAllsburg, Verona, Vincent, Wagner, Weingartner, Wilkinson, Wood, L. H., Wood, N., Woodside.

Less than the majority required by the Constitution having voted in the negative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1524, as follows:

An Act to amend section one of the act approved the first day of May one thousand nine hundred and forty-one (Act No. 17) entitled "An act abating certain tax penalties and interest on unpaid county (except counties of the second class) city (except cities of the first and second class) borough town township school districts (except school districts of the first class) poor district (except in counties of the second class) and county institution district (except in counties of the second class) taxes prohibiting the sale of real property for the nonpayment of any such taxes for a certain period and preserving certain tax liens and providing for the

extension thereof" eliminating the provision authorizing the rejection of the provisions of the act

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

Section 1 Section one of the act approved the first day of May one thousand nine hundred and forty-one (Act No. 17) entitled "An act abating certain tax penalties and interest on unpaid county (except counties of the second class) city (except cities of the first and second class) borough town township school district (except school districts of the first class) poor district (except in counties of the second class) and county institution district (except in counties of the second class) taxes prohibiting the sale of real property for the nonpayment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof" is hereby amended to read as follows

Section 1 All penalties and interest imposed on unpaid delinquent county (except counties of the second class) city (except cities of the first and second class) borough town township school district (except school districts of the first class) poor district (except in counties of the second class) and county institution district (except counties of the second class) taxes for the tax year one thousand nine hundred and forty and all previous years assessed and levied against any parcel or parcels of real estate are hereby abated without the necessity of further action by the authority levying the tax if the unpaid delinquent taxes are paid as hereinafter provided (unless the authority levying the tax shall have notified the county treasurer within thirty days after this act becomes effective that the taxing authority has rejected by a majority vote the provisions of this act)

In order to receive the benefits of the installment system of payment provided by this act twenty per centum or more of the unpaid delinquent taxes due for the year one thousand nine hundred and forty and for all previous years shall be paid on or before the first day of November one thousand nine hundred and forty-one twenty per centum or more on or before the first day of November one thousand nine hundred and forty-two twenty per centum or more on or before the first day of November one thousand nine hundred and forty-three twenty per centum or more on or before the first day of November one thousand nine hundred and forty-four and the unpaid balance on or before the first day of November one thousand nine hundred and forty-five Provided That the taxes on such parcel or parcels of real estate levied for the year one thousand nine hundred and forty-one together with any interest and penalties due thereon shall be paid on or before the first day of November one thousand nine hundred and forty-one And provided further That the respective current taxes on such parcel or parcels of real estate levied for the years subsequent to the year one thousand nine hundred and forty-one during such installment periods assessed and levied by such taxing authority shall be paid before they become delinquent For the purpose of this act a tax shall be deemed to become delinquent on the date when a penalty attaches to the tax If and whenever any of the said current taxes or any of the said installments are not paid when due and payable as herein provided then and in that event the total amount of the abated penalties and interest shall be revived and added to the unpaid taxes with the same force and effect as if such abated penalties and interest or portion thereof had never been abated and the taxpayer shall not thereafter be entitled to any further benefits or privileges under this act

Section 2 The provisions of this act shall become effective immediately upon final enactment

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. AUKER. Mr. Speaker, I am very sorry that this



bill has reached the floor of the House. This bill merely amends the bill that was recently passed by both Houses and signed by the Governor, allowing various municipalities of the State to say whether or not they will abate the penalties and interest on unpaid taxes. That bill passed the House and passed the Senate without any opposition, because it left to the various municipalities to say whether or not they would come under the provisions of the act. In other words, each municipality in the State knows best its own economic condition. They know best whether the people in each local tax division can or have been able to pay their taxes, and vice versa; other municipalities in the Commonwealth know best whether or not due to economic conditions the people have been able to pay their taxes. It was due to that fact, I think, more than anything else, that the previous act was a "may" measure that it passed this House without much trouble. Now we come along with another bill two weeks after that bill became law and amend it and say we must do it. It is against every home rule principal that can possibly be imagined, and I think it is a very bad breach of faith when we come along with this amendment and try to force it down the throats of the various municipalities. It is very bad law and we have no right as I said before to sit here as legislators and pass mandatory laws saying to the various municipalities of Pennsylvania, "You don't know anything about your local economic conditions. We know better down here and we are going to tell you what you must do." If we are going to persist in this kind of legislation, we might as well do away with all the municipal and local government of Pennsylvania, and just throw the whole thing into a State wide government. I, therefore, ask the Members of the House to vote down this bill as being a bad piece of legislation.

Mr. ACHTERMAN IN THE CHAIR

Mr. WEISS. Mr. Speaker, in answer to the gentleman from Blair, Mr. Auker, I wish to say it was very necessary that the bill was passed the way it was that particular time in order to save many of the homes in the local communities. That bill was not as good a bill as we wanted to pass in the first place, but half a loaf at the time was better than none at all, and in order to save all those homes we passed such a law.

We believe the taxpayers and the home owners all over the state of Pennsylvania are entitled to justice from legislative bodies of different types in the various counties who take it upon themselves without finding out the economic conditions of the various taxpayers and say to them "You shall not take advantage of this tax abatement." Should you ask any of these home owners whether or not they were in favor of this abatement, I venture to say that practically every one of them would be in favor of this mandatory provision of tax abatement.

To show you, Members of the House this is not confined solely to this side of the House I wish to read a letter I have received from a very strong Republican in Grove City, an attorney by the name of Mr. McBride. Mr. McBride writes as follows:

"I am pleased to note that you are sponsoring a bill making the tax abatement provisions in the Dent Tax Abatement Act compulsory.

I know of two municipalities that, without waiting for a copy of the act itself and without giving any persons opportunity to be heard, passed resolutions rejecting the optional provision of the Dent a. t. Tax

collectors apparently don't like the provisions and fail to realize the immense good these Tax Abatement Acts have done in the past. I firmly believe that the taxables of the state are entitled to at least one more Tax Abatement Act which will give them ample opportunity to make payment by November 1st. Such ample opportunity was not given, as I recall, at the last Tax Abatement Act.

"I am a Republican and am sorry to see the sentiment of the Republican members opposed to tax abatement legislation. Apparently they just don't understand. Representing lenders and borrowers alike, I know that tax abatement legislation as set forth in the Dent Bill is wise and I think it should even be compulsory this time.

"If your time will permit, I would appreciate advice from you of the chances of passage of the bill sponsored by you and Representative Munley of Lackawanna County."

Mr. Speaker, this is not the only letter I have received. I have also received a number of letters from strong Republican districts in which they say they would like to see this particular act made mandatory, and if there ever was a time for the various taxpayers and small home owners to save the various penalties and interest, this is the time. As I have previously mentioned, due to the National Defense program, money is coming into the hands of a lot of home owners who never before had as good an opportunity to take advantage of this provision as they do now. Now that this money is coming into their hands, they are willing and would be glad to pay the taxes, but the shortsighted councilmen tell them, "No, you cannot take advantage of this particular thing." I think it is high time that we tell these shortsighted councilmen or school board members or county commissioners, if you please, "You must do this for the benefit of the small home owners."

I, therefore, ask the members of the House to support this bill.

Mr. WALTER E. ROSE. Mr. Speaker, I do not want to be put into the position by the previous speaker of being called on to oppose tax abatement legislation. I was a co-sponsor of a bill in the 1939 session which was similar to the one passed earlier in this session, allowing the option to the various municipalities of rejecting the act. I also voted for these bills as we had them before, but I am not in favor of this bill for this reason; It is all right to say that a number of people now have money to pay taxes, which they could not pay before; it is all right to say that we are happy to help these people out, but a number of these municipalities are finding out that is not so. People who are taking advantage of this tax abatement act now, are in a number of instances monied people who come in and buy the homes which people have had to give up on account of their overburdening taxes. You might call them scavengers or vultures. They have lain back until the people lose their homes and then come in under the tax abatement act and attempt to pay less on the face of the tax and the penalties as they stand. They are not persons who are handicapped by inability to pay, but they are people who have deliberately lain back and have bought these homes when the people had to give them up. These vultures are not entitled to the advantages of the tax abatement act, and if any municipality has rejected or intends to reject the provisions of the present act, we should uphold them in their power to do so. I think this act making it mandatory is a bad step, and is a backward step from the progressive legisla-

tion we have had. I oppose the bill and I ask the other Members of the House to oppose it.

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—99

Achterman,	Gryskewicz,	McClanaghan,	Rhea,
Ailmond,	Haberlen,	McFall,	Riley,
Baker,	Harkins,	McGrath,	Rooney,
Balthaser,	Harmuth,	McLanahan,	Rose, S.,
Bentzel,	Heatherington,	McLane,	Rosenfeld,
Boles,	Hering,	McSurdy,	Rush,
Bower,	Herman,	Mihm,	Schwab,
Bradley,	Hersch,	Modell,	Shepard,
Breth,	Hirsch,	Monks,	Stank,
Brunner, P. A.,	Holland,	Mooney,	Tarr,
Burns,	Jefferson,	Moran,	Tate,
Burris,	Jone., P. N.,	Munley,	Thompson, E. F.,
Cohen, M. M.,	Kenehan,	Nunemacher,	Vogt,
Cordier,	Kline,	O'Brien,	Voldow,
Corrigan,	Knoble,	O'Neill,	Watkins,
Cullen,	Kolankiewicz,	Owens,	Wells,
DiGenova,	Komorowski,	Petrosky,	Welsh, E. B.,
Dolon,	Krise,	Pettit,	Welsh, M. J.,
Duffy,	Leonard,	Polaski,	Williams,
Early,	Lesko,	Polen,	Woodring,
Falkenstein,	Longo,	Powers,	Wright,
Finestone,	Lovett,	Prosen,	Yester,
French,	Malloy,	Reese, R. E.,	Young,
Gallagher,	Marks,	Regan,	Kilroy,
Gerard,	Maxwell,	Reynolds,	Speaker.

NAYS—49

Auker,	Habbyshaw,	Lyons,	Sorg,
Bretherick,	Haines,	McClester,	Stine,
Brunner, C. H.,	Hall,	McDowell,	Stockham,
Dennison,	Hare,	McIntosh,	Taylor,
Eckels,	Helm,	McKinney,	Thompson, R. L.,
Elder,	Hewitt,	McMillen,	Trout,
Fiss,	Imbrie,	O'Dare,	Voorhees,
Fletcher,	James,	Rank,	Wagner,
Foor,	Lee, E. A.,	Readinger,	Weingartner,
Gillian,	Lee, T. H.,	Reagan,	Wolf,
Greenwood,	Leydic,	Rose, W. E.,	Wood, N.,
Gross,	Lichtenwalter,	Royer,	Woodside,
		Serrill,	Yeakel,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

THE SPEAKER (Elmer Kilroy) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Monroe, Mr. Achterman, for presiding.

28TH WARD DEMOCRATIC ASSOCIATION OF PHILADELPHIA WELCOMED

The SPEAKER. The Chair welcomes to the House today the Ladies Auxilliary of the 28th Ward Democratic Association of Philadelphia. The ladies are the guest of the gentleman from Philadelphia, Mr. Rooney.

PERMISSION TO ADDRESS HOUSE

Mr. WOODSIDE, asked and obtained unanimous consent to address the House.

Mr. Speaker, the Legislative Journal has been filled with remarks by the gentleman from Monroe, Mr. Achterman, the gentleman from Philadelphia, Mr. Levy, the gentleman from Wayne, Mr. Dix, the gentleman from Delaware, Mr. Turner, and the gentleman from Dauphin, Mr. Woodside, and a lot of others who have made a lot of remarks in this House, which I do not think will be

of much benefit to anybody in the future nor that anybody will get very much pleasure in reading. There have also been a number of bills introduced which are printed in the Legislative Journal, many of which were introduced by the gentlemen on the other side, as well as by gentlemen from this side, which we complain about, and many of which were introduced by the gentlemen on the other side, which we are very glad were not introduced from this side.

I think today something has been done which is well worth putting in the Journal that those few people who refer to it will find entertaining, amusing and beneficial. I received something in my mail box this morning which I would like to present to the Chair for printing in the Legislative Journal in about the form it is her. I am referring to House Bill 1275½, Printers No. 463½ by Ben James. I think it would be a good idea if the gentleman from Delaware, Mr. James, would sing the song or at least recite the poem for the benefit of the House. I at least might send to the desk with the request that the Chair direct it to be printed at length in the Legislative Journal.

The SPEAKER. If the gentleman from Delaware refuses to sing the song the Chair would request the gentleman from Dauphin, Mr. Woodside, to sing it. Will the gentleman from Delaware, Mr. James, sing the song?

Session of 1941

The General Assembly of Pennsylvania  
HOUSE BILL 1275½, PRINTERS NO. 463½  
By Ben James

1

We sing a song of our rolling hills,  
—of sylvan dells and tumbling rills,  
—of buckwheat bloom in the evening zephyr  
And the milk prospects of a Woodring heifer.

CHORUS

Sing to the Senate, sing to the House,  
Sing to the circumspect, sing to the 'souse';  
Sing to the prophets, sing by heck!  
Sing for the day of that last pay check!

2

We sing a song of our gorgeous skies,  
—of birds and bees and butterflies,  
—of the charm of moonlit rural lands,  
And the unfair labor of schoolboy bands!

(Repeat Chorus)

3

We sing of the wilds where dwells the bear,  
—of lush low meadows—of the timid hare,  
—of the dove at morn and his mating wail,  
And the Duke of Montgomery's horse's tail!

(Repeat Chorus)

4

We sing of the brook and the wary trout,  
—of trees and flowers and wild life about,  
—of deer in the stills and frogs in the cane,  
And a long demonstration of Dix, of Wayne!

(Repeat Chorus)

5

We sing of our mines and farms and mills,  
—of heroes and statesmen and authors of Bills,  
—of patriots, school teachers, distillers and such,  
And the fabulous wisdom of Sarge (spoke in Dutch).  
(Repeat Chorus)

6

We sing of our homes in a State so blest  
—of the helpmeet bidding us come—and rest,  
—of the dreamy bliss of the old fireside,  
And the value and worth of a floor-leader's hide!  
(Repeat Chorus)

7

We sing of our votes—unbossed and true,  
—of matters pertaining to State revenue,  
—of Budgets and other political confections,  
And how we'll be tagged in future elections!  
(Don't Repeat Chorus)  
(There may not be any more checks)

This Act shall become effective as soon as a co-sponsor can be found who can contribute a tune and 50 cents to cover expenses.

Mr. JAMES. Mr. Speaker, if those of you who have House Bill 1275½, will refer to the last line of the sheet, you will find there is a very good reason why I or nobody else has sung the song up to the present time. That line reads as follows:

"This act shall become effective as soon as a co-sponsor can be found who can contribute a tune and fifty cents to cover expenses."

However, Mr. Speaker, I feel very much flattered and pleased with the notice that has been given this little effort. I am particularly pleased that since these sheets have been out, there has not been a single case that has come to my notice where any person or any Member has taken umbrage, or has been hurt in any single line in my effort. I am pleased to think that the House, particularly the Chair, was willing to interrupt the regular order of business to take notice of this poor little effort of mine. I thank you.

The SPEAKER. Is there a singer in the House?

Mr. OWENS. Mr. Speaker, Mr. James' poem or song was fine, but I do disagree with him, in fact very vitally, because I am a Union printer and this does not have on it a union label.

The SPEAKER. The Chair hates to interrupt the gentleman from Philadelphia in his slumber, but the Chair would like to have the gentleman from Philadelphia Mr. Shepard, sing the song.

Mr. SHEPARD. I thought I heard the Speaker sing in my sleep. That is the thing that aroused me. I will agree to sing the song if the Speaker will join in with me.

Mr. O'BRIEN. Mr. Speaker, if the gentleman from Delaware, Mr. James, will waive that fifty cent item, I think we may be able to prevail upon the gentleman from Lackawanna, Mr. Munley, to provide the music because he is a celebrated musician.

Mr. DIX. Mr. Speaker, I did not intend to add anything to the amusement of the House, but last night after receiving this little effort of the gentleman from Delaware, I sat down and replied to the gentleman from Delaware, and with your permission I would just like to

read a few lines in reply. I had no intention of doing this until Mr. Woodside opened up this situation. My little effort in reply to the gentleman from Delaware, Mr. James, is as follows

SESSION OF 1941½

The General Assembly of Pennsylvania  
Harrisburg

No. 23 Skidoo HOUSE BILL Printer's No. 0000

(A Parody, not a Plagiarization, for Imitation is the Sincerest Flattery. With Apologies to Benjamin James, Gentleman from Delaware)

(By Irving Sidney Dix. Poet of the Poconos).

We sing a song of our rolling Bills  
—that the Legislative hopper fills  
—that clog the Senate and clog the House.  
Till some are dead as an old church mouse.

CHORUS

Sing to the Speaker, sing to the Chair,  
Sing to the Governor and the old gray mare;  
Sing to the prophet of the Pocono,  
Gentleman Leo, the man from Monroe.

We sing a song of the good and wise,  
—of laws and legislative lies  
—of the harm committed in these Halls  
When Legislature stalls and stalls.

We sing of the pretty dancing dames  
—of the poetry of Benjamin James,  
—of freedom by our Homer Brown,  
That brings the Assembly much renown.  
(Don't repeat Chorus)

We sing to the wisdom of Editor Trout,  
—of Philadelphia's Levy, who likes to shout,  
—of Woodside, the man with the iron will,  
And the Democrat "who stole my Bill."

We sing of the rural Legislator  
—of Elwood Turner, the great debater,  
—of liquor control, of trade and barter,  
Of Home Rule and the City Charter.  
(Don't repeat Chorus)

We sing the song of the wonderful State,  
—of the liberties of which we prate,  
—of teachers' pay and minimum wages,  
And maximum labor for the House pages.

We sing of our ancient right to vote,  
—of Bills and Budgets of various note,  
—of all these matters of State we sing,  
For songs in the House will forever ring.

Note: This act and song should not be effective until read in the Hall of the House Three Times on Three Different Days, Passed by the House and Senate and Vetoed By the Governor.

The SPEAKER. I do not believe the gentleman had anything in his contribution about the singing of the wood burner.

Mr. LEVY. I move that the able remarks of the gentleman from Wayne, Mr. Dix, be spread upon the Journal.

The SPEAKER. They are already on the Journal.

Mr. AUKER. Mr. Speaker, I have always had a great deal of respect for the Speaker as being a good Irishman who would not take a dare or a challenge. Now, he has been given a dare and a challenge to sing this song, by Reverend Shepard. I am just wondering if the

Speaker of the House is going to fall from grace and let that dare and challenge go uncontested.

The SPEAKER. Down goes the Speaker.

Mr. TURNER. Mr. Speaker, at this point somebody ought to say what the parson sometimes says, "God save the Commonwealth".

Mr. REUBEN E. COHEN. Mr. Speaker, I would like to know from the gentleman from Wayne, Mr. Dix, what City No. 8½ has to say about the poem?

#### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. SHAFFER asked and obtained permission for the Committee on Congressional and Judicial Apportionment to meet during the session of the House.

#### PROCEEDINGS EXPUNGED

Mr. ACHTERMAN. Mr. Speaker, I ask unanimous consent to the House to make a motion at this time.

The SPEAKER. The gentleman from Monroe asks unanimous consent of the House to make a motion at this time. The Chair hears no objection and consent is granted.

Mr. ACHTERMAN. Mr. Speaker, I move that all of the proceedings under Senate Bill No. 507 be expunged from the record and the bill returned to Committee.

The motion was agreed to.

#### LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Walter E. Rose for Mr. O'CONNOR for today's session on account of illness.

#### BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1459, as follows:

An Act to enable the county commissioners of counties of the first second and third classes to establish by resolution the requirements of responsible bidders for county printing and to repeal all acts and parts of acts inconsistent with the provisions of this act

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

Section 1 The commissioners of any county of the first second and third classes may by proper resolution require that printing firms who are desirous of presenting bids for county printing shall be required to establish consideration as responsible bidders as follows

(a) That the printing shall be done within the county

(b) That the printing firms shall file with the chief clerk of the county commissioners a sworn statement to the effect that employes in the employ of the firm or firms which are to produce such printing are receiving the prevailing wage rate and are working under conditions prevalent in the locality in which the work is produced

(c) That a collective bargaining agreement shall be in effect between an employer and employes who are represented by a responsible organization which is in no way influenced or controlled by the management

(d) That in case any dispute arises as to what is the prevailing rate of wages for such work applicable to the contract which cannot be adjusted by the county commissioners the matter shall be referred to the county salary board and its decision thereon shall be conclusive

Section 2 The provisions of this act shall become effective immediately upon final enactment

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

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. JAMES. Mr. Speaker, I dislike to appear to disagree with the reason that underlies this bill. We have had before us, I believe legislation of a similar character pertaining especially to printing in the state or border states and printing for cities, and with those ideas I am in hearty accord. I am in hearty accord too, with the situation that has been written into these measures which provide that the printing done at public expense shall be done under agreements, where a part of the provision is that the contractor shall have a collective bargaining agreement with employes. I wish not to be misunderstood in this matter. I have no objections whatever to the labor feature that is written into these bills which requires that the contract shall be made with those printing concerns who have collective bargaining agreements.

However, in the case of counties the situation differs very materially from what it is in the matter of state-wide printing or in municipalities for municipal printing. In the first place, the printing industry, except in large centers, is a very small industry indeed. I have no doubt that there are counties within the Commonwealth requiring printing, and in those counties by reasons of the small demand for printing, the local printer may be what we commonly call a "one man shop." In other words, it is not uncommon in small counties, and indeed in some fairly large centers, to find that the only printer has but one employe besides himself. I feel if this measure went through, it would very seriously handicap the counties in arranging for their printing because on the one hand, the bill tries to induce the placing of the county business within the county, which is highly proper, but on the other hand it would probably exclude the only printer in the county from sharing in that business if he happened to have a small one man plant. I believe honestly the sponsors of this bill had a very meritorious thought concerning the provisions in connection with this bill, and I think the bill is very well meant. However, I do believe in the case of the counties it would work greater harm than good. If it was found, that the only printer in the county, a man, who by all measurements is entitled to the work of the county, did not provide for collective bargaining agreement, or complied with labor requirements of the act then there would be no alternative but that the county commissioners make a contract with some printing concern outside of that community. I believe with the measure approved with respect to state-wide printing, with which I am in hearty accord, and with the printing of municipalities, we have gone as far as we can go to carry out the purpose of the broad underlying purpose of this measure. I regretfully will have to vote against this bill.

Mr. LEONARD. Mr. Speaker, I would like to interrogate the gentleman from Delaware, Mr. James.

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. JAMES. I shall, Mr. Speaker.

Mr. LEONARD. Mr. Speaker, I would like to ask the gentleman from Delaware, how he voted on House Bill 1458.

Mr. JAMES. Mr. Speaker, I voted "aye" on House Bill 1458.

Mr. LEONARD. The gentleman voted in favor of that bill?

Mr. JAMES. Oh, yes, Mr. Speaker.

Mr. LEONARD. That is all. I thank the gentleman from Delaware.

Mr. Speaker, this is a companion bill to House Bill 1458 which was passed by this House and sent over to the Senate. Both of these bills come from the printing industry. The Allied Printing Trades of Pittsburgh, Philadelphia and Harrisburg endorsed; endorsed by the Pittsburgh Central Labor Unions and the Pennsylvania State Federation of Labor. That represents the side of the workers who are responsible for the introduction of these bills.

Now, for the employer's side I want to read to you a resolution sent to me by the Union Employing Printer's Association of Pittsburgh. This resolution reads as follows:

"Whereas, House Bills 1458 and 1459, now before the General Assembly of Pennsylvania, would authorize the City of Pittsburgh and the County of Allegheny to require that all printing ordered by the City and County shall be done by printers located within Allegheny County who pay "the prevailing wage rate" and who operate under collective bargaining agreements with their employes; and,

"Whereas, A deplorable situation now exists among the printers in the City of Pittsburgh and Allegheny County, by reason of the fact that out-of-town concerns, sometimes located in far distant cities, are coming into said City and County and carrying away printing orders at cut-throat prices with resultant injury to the local printing concerns who support the City of Pittsburgh and County of Allegheny through the payment of tax moneys into the City and County treasuries; therefore,

"Be It Resolved, That the officers of the Union Employing Printers' Association of Pittsburgh, at a meeting held this sixth day of May, 1941, do hereby endorse House Bills 1458 and 1459, and urge the members of the General Assembly to enact this legislation; and,

"Be It Further Resolved, That copies of this Resolution be sent to the Speaker of the House of Representatives and to the members of the several committees to which said Bills were referred, with the request that the Bills be favorably reported, and that suitable action be taken to place them upon the statute books of the Commonwealth."

Mr. Speaker, all concerned, who are affected by these bills, are for the bills. This is one time that the employers and the employes, through their union, are agreeable for their own preservation that bills of this kind should become law. I cannot understand why we should oppose measures that would protect our own community. Pittsburgh or Philadelphia or Harrisburg or any other community in my opinion should be privileged to let their printing be the way they want it done, to people who pay taxes in that community and not go out of the county or city, and especially out of the State, where wages are low and they are able to underbid the scale agreement that the union printers have in their agreements in their respective cities where this printing is to be done and for whom the printing is being done.

That is my reason for supporting this bill and I ask the House to support this bill the same as they supported House Bill 1458.

Mr. JAMES. Mr. Speaker, I am afraid that my previous argument on this bill has been misunderstood. Mr. Leonard, the last speaker, has just indicated he believes we should enact laws here that will protect communities and the people in those communities who pay taxes to the community, and in all that I heartily agree.

The remark made by the gentleman from the city of Pittsburgh simply reiterates what I said a little while ago, to the effect that in the big centers this sort of measure is fine, and I heartily agree with it. My contention is, however, that this bill relating as it does to counties, will definitely change the county work of some of the small counties and put it out of the hands of perhaps of the one little printer in that county, because if that printer cannot comply with all the provisions of the act, he cannot be the successful bidder for the printing of that county.

I believe thoroughly we should take measures to keep every bit of printing that originates in the state of Pennsylvania within the geographical limits of this state, and that all of this printing should go to the printers within this state. With all those things I am in hearty accord. I am in hearty accord with the labor side of this question. On personal privilege I happen to be a printer. I have no interest in state or county printing. I do not do that kind of printing. I don't want to do it. But I do know that there are quite a bit of chiseling tactics employed in the printing industry that we should do something to abolish. All of those things are with me matters of the heart, and I agree with them thoroughly, but I do not want to see legislation enacted here that will defeat one of the principal purposes that the people who have this legislation in mind must have thought of and that is keeping the printing requirements within the subdivision in which they originate. They could not be kept within the small county if within that county there was but one little printer who could not qualify with all of the provisions of this act.

Therefore, Mr. Speaker, I think that this bill relating to counties defeats the very purpose and the larger aspects of the whole question.

Mr. LEONARD. Mr. Speaker, I desire to interrogate the gentleman from Delaware, Mr. James.

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. JAMES. I shall, Mr. Speaker.

Mr. LEONARD. Mr. Speaker, will the gentleman from Delaware explain to the House the difference between House Bill 1458 and House Bill 1459?

Mr. JAMES. Mr. Speaker they relate to two different types of political divisions.

Mr. LEONARD. Mr. Speaker, will the gentleman from Delaware interpret the first two lines of section one.—

Mr. JAMES. Mr. Speaker, if the gentleman will permit me to look at the bill, I will.

Mr. LEONARD. Mr. Speaker, I will read it for the gentleman.

Mr. JAMES. No, Mr. Speaker, I have the bill here. "The Commissioners of any counties of the first, second or third class may by proper resolution—"

Mr. LEONARD. That is enough Mr. Speaker, how does the gentleman interpret that?

Mr. JAMES. Mr. Speaker, I interpret that this is a "may" bill and they may or may not.

Mr. LEONARD. That is all, Mr. Speaker.

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—127

Achterman,	Gallagher,	McClanaghan,	Royer,
Allmond,	Gates,	McFall,	Rush,
Baker,	Gerard,	McGrath,	Schwab,
Balthaser,	Goodwin,	McKinney,	Shaffer,
Bentzel,	Greenwood,	McLanahan,	Shaw,
Boies,	Gryskewicz,	McLane,	Shepard,
Boney,	Haberlen,	McSurdy,	Simons,
Bradley,	Haines,	Melchiorre,	Stockham,
Brown,	H. Milton,	Modell,	Tarr,
Brunner, P. A.,	Harmuth,	Monks,	Tate,
Burns,	Harris,	Mooney,	Taylor,
Chudoff,	Heatherington,	Moran,	Thompson, E.,
Cohen, M. M.,	Hering,	Moul,	Thompson, R.,
Cohen, R. E.,	Hersch,	Muir,	Trout,
Cordler,	Holland,	Munley,	Van Allsburg,
Cc rigan,	Huntley,	Nunemacher,	Verona,
Croop,	Jefferson,	O'Brien,	Vincent,
Cullen,	Keenan,	O'Dare,	Vogt,
Dalrymple,	Kenehan,	O'Mullen,	Voldow,
DiGenova,	Kline,	Owens,	Watkins,
Dolon,	Kolankiewicz,	Petrosky,	Weiss,
Duffy,	Komorofski,	Polaski,	Welsh, E. B.,
Early,	Krise,	Polen,	Welsh, M. J.,
Elder,	Leonard,	Powers,	Williams,
Elllott,	Lesko,	Prosen,	Wolf,
Falkenstein,	Levy,	Readinger,	Woodring,
Finestone,	Leydic,	Reese, R. E.,	Wright,
Finnerty,	Longo,	Regan,	Yeakel,
Fleming,	Lovett,	Rhea,	Yester,
Fletcher,	Malloy,	Rooney,	Young,
Flynn,	Marks,	Rose, S.,	Kilroy,
French,	Maxwell,	Rosenfeld,	Speaker.

NAYS—12

Auker,	Foor,	James,	Riley,
Bretherick,	Gross,	McMillen,	Rose, W. E.,
Dix,	Cyger,	Rank,	Snyder,

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. 11, as follows:

An Act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the "Pennsylvania Board of Parole" conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employes dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employes thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation

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

Section 1 The value of parole as a disciplinary and corrective influence and process is hereby recognized and it is declared to be the public policy of this Common-

wealth that persons subject or sentenced to imprisonment for crime shall on release therefrom be subjected to a period of parole during which their rehabilitation adjustment and restoration to social and economic life and activities shall be aided and facilitated by guidance and supervision under a competent and efficient parole administration and to that end it is the intent of this act to create a uniform and exclusive system for the administration of parole in this Commonwealth

Section 2 There shall be and there is hereby established an independent administrative board for the administration of the parole laws of this Commonwealth which shall be known as the "Pennsylvania Board of Parole" and which is hereinafter referred to as the "board" Said board shall consist of five members who shall be appointed by the Governor by and with the advice and consent of two-thirds of all the members of the Senate and each of whom shall hold office for a term of four years or until his successor shall have been duly appointed and qualified Provided however That in making the first appointments to said board two members shall be appointed for terms of two years each and three members shall be appointed for terms of four years each Vacancies occurring in an office of member of the board by expiration of term death resignation removal or for any other reason shall be filled in the manner aforesaid for a full term of four years Provided however That in filling vacancies on said board if the appointment of such person or persons for four years will result in the terms of more than three of the members expiring in the same calendar year then the Governor by and with the advice and consent of two-thirds of all the members of the Senate shall make such appointment for an additional period of one year

Subject to the provisions of this act the board shall have all the powers and shall perform the duties generally vested in and imposed upon independent administrative boards and commissions by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) designated as "The Administrative Code of 1929" and its amendments and shall be subject to all the provisions of such code which apply generally to independent administrative boards and commissions

Section 3 The Governor shall from time to time as the occasion may arise designate one of the members of the board to be its chairman who shall preside at all meetings of the board and perform all the duties and functions of chairman thereof The board may designate one of its members to act as chairman during the absence or incapacity of the chairman and when so acting the member so designated shall have and perform all the powers and duties of chairman of the board but shall not receive any additional compensation for so acting

Section 4 A majority of the board shall constitute a quorum for transacting business and except as hereinafter otherwise provided a majority vote of those present at any meeting shall be sufficient for any official action taken by the board No person shall be paroled discharged from parole or the parole of any person revoked except by a majority of the entire membership of the board

Section 5 The chairman of the board shall receive a salary of ten thousand five hundred dollars (\$10,500) per annum and each of the other members of the board shall receive a salary of ten thousand dollars (\$10,000) per annum

Section 6 The members of the board shall not hold any other public office or employment nor engage in any business profession or employment during their terms of service as members thereof and shall hold their offices during the terms for which they shall have been appointed if they shall so long behave themselves well A member of the board may be removed by the Governor by and with the advice and consent of two thirds of all the members of the Senate During a recess of the Senate the Governor may suspend a member of the board for cause and before suspension he shall furnish to such member a statement in writing of the reasons for his proposed suspension and such suspension shall operate and be effective only until the adjournment of the next session of the Senate following such suspension.

Section 7 As soon as may be convenient after their appointment the members of the Board of Parole shall meet and organize They shall appoint a secretary who shall not be a member of the board who shall hold office at their pleasure who shall have such powers and perform such duties not inconsistent with any law of this Commonwealth as the board shall prescribe and who shall receive such compensation as the board shall determine In the absence or incapacity of the secretary to act the board may designate such other person as it may choose to perform temporarily the duties of secretary

Section 8 The board shall adopt an official seal by which its acts and proceedings shall be authenticated and of which the courts shall take judicial notice The certificate of the chairman of the board under the seal of the board and attested by the secretary shall be accepted in evidence in any judicial proceeding in any court of this Commonwealth as adequate and sufficient proof of the acts and proceedings of the board therein certified to

Section 9 There shall be a General Director of Parole who shall be appointed by and hold office during the pleasure of the board The General Director of Parole shall receive a salary to be fixed by the board not exceeding seven thousand five hundred dollars (\$7,500) per annum together with such necessary expenses actually incurred by him in the discharge of his duties and as may be authorized and approved by the board The said General Director of Parole shall subject to the direction and approval of the board have supervision and control of all district parole offices supervisors and agents and generally be the executive head and director of the administration of parole in this Commonwealth

Section 10 The principal office of the board and of the General Director of Parole shall be in Harrisburg and the board shall appoint and employ therein such number and character of officers agents clerks stenographers and employes as may be necessary to carry out the purposes of this act The salaries of persons so appointed and employed by the board shall be fixed by the board The board shall divide the Commonwealth for administrative purposes into a suitable number of districts not to exceed ten in each of which there shall be a district office which shall have immediate charge of the supervision of cases of parole arising in the courts of the judicial districts embraced within its territorial limits but as occasion may require the supervision of particular parolees may be transferred by the board to other appropriate parole districts

The board shall fix and determine the location of the various district offices within their respective districts having regard to local conditions in each district and to the most convenient and efficient functioning of the office therein established and at each of the locations so fixed and determined shall provide such office accommodations furniture equipment and supplies as may be reasonably suitable and adequate for the proper handling and dispatch of the parole business of the district and to this end the board is hereby authorized and empowered to enter into contracts on behalf of the Commonwealth for such office accommodations furniture equipment and supplies aforesaid through the Department of Property and Supplies

Section 11 Each district parole office shall be in charge of a district supervisor who shall be appointed by the board as hereinafter provided and who shall receive such annual salary not exceeding five thousand dollars (\$5,000) as the board shall determine Said district supervisor shall be the executive head of the district office to which he shall be appointed and shall have the control management and direction of all employes of the board assigned to said district subject to the supervision of the Director General of Parole as aforesaid

Section 12 The board shall appoint in the various district offices a sufficient number of parole officers clerks stenographers and other agents and employes to fully and efficiently administer the parole laws of this Commonwealth but no employe of the board other than its secretary and its General Director of Parole shall be appointed by the board except in the manner hereinafter provided

The salaries of such appointees as aforesaid shall be fixed by the board It shall be the duty of the board from time to time by appropriate rule or regulation to prescribe the qualifications to be possessed by its appointees Said qualifications shall be such as will best promote the efficient operations of parole

Section 13 The board shall from time to time as may be necessary prepare and conduct or cause to be prepared and conducted free competitive examinations for all positions to which it shall have power to appoint except that of the General Director of Parole and of the secretary of the board Said examinations shall be practical in character and so far as may be possible shall fairly test the relative capacity and fitness of the applicants to discharge the duties of the service into which they seek to be appointed but no applicant for appointment shall be excluded from the examinations conducted by the board for political racial or religious reasons or because of a lack of previous scholastic education or special training or experience Provided however That in grading applicants the board may give fair credit for previous education training and experience Written examinations shall be so conducted that the identity of those taking the same shall be unknown to the examiners

Section 14 From the examinations conducted as hereinafore provided the board shall compile lists of eligibles from which it shall make its appointments to the positions for which the examination shall have been held A list shall not remain in existence for a longer period than two years and at the expiration of said period or the exhaustion of a list a new list shall be compiled by the board before another appointment may be made to a position for which the expired or exhausted list was applicable Provided however That in an emergency the board may provisionally appoint to a position for which no eligible list is available but no such provisional appointment shall be for a longer period than three months and successive provisional appointments shall not be made by the board The persons taking an examination shall take rank upon the eligible list compiled therefrom in the order of their relative fitness as determined by the examination without reference to priority of time of examination In making appointments from an eligible list compiled in the manner aforesaid the board shall select for its first appointment from the names of the three persons standing highest on said list Thereafter as each appointment is made by the board the next selection shall be made in the same manner from the three names then standing highest on said list and so on until the expiration of said list or the exhaustion thereof If any name has been three times rejected by the board the said name shall be stricken from the eligible list and shall not thereafter be considered by the board in making an appointment therefrom All appointments made from an eligible list shall be for a probationary period of not more than six months and during such probationary period the appointee may be dismissed at the pleasure of the board

At its inception the board may in its discretion provisionally appoint and employ its officers clerks and employes from among the officers clerks and employes of the various parole departments operating in this Commonwealth at the effective date of this act without requiring such persons initially to submit themselves to and to pass competitive examinations as herein provided for but no such employment shall continue after the preparation and establishment of an appropriate eligible list for the position occupied by such appointee and in no event for a longer period than two years

Section 15 No employe of the board except the Secretary and General Director of Parole shall be removed discharged or reduced in pay or position except for cause and only after giving him the reasons therefor in writing and affording him an opportunity to be heard in answer thereto Provided however That an employe may be suspended without pay and without hearing for a period not exceeding thirty days but the reason or reasons for such suspension shall be given to the employe by the board in writing And provided further That successive suspen-

sions of the same employe under the power hereby granted shall not be made

Section 16 No member of the board or officer clerk or employe thereof or any person officially connected therewith shall take any active part in politics or be a member of or delegate or alternate to any political convention or be present at such convention except in the performance of his official duties hereunder No member of the board officer clerk or employe thereof or any person officially connected therewith shall serve as a member of or attend the meetings of any committee of any political party or take any part in political management or political campaign or use his office to influence political movements or to influence the action of any other officer clerk or employe of said board No member of the board officer clerk or employe thereof or any person officially connected therewith shall in any way or manner interfere with or participate in the conduct of any election or the preparation thereof at the polling place or with the election officers while counting the votes or returning the ballot boxes books papers election paraphernalia and machinery to the place provided by law or be within any polling place save only for the purpose of voting as speedily as it reasonably can be done or be otherwise within fifty feet thereof except for purposes of ordinary travel or residence during the period of time beginning with one hour preceding the opening of the polls for holding the election and ending with the time when the election officers shall have finished counting the votes and have left the polling place No member of the board officer clerk or employe thereof or any person officially connected therewith shall directly or indirectly make or give demand or solicit or be in any manner concerned in making giving demanding soliciting or receiving any assessments subscriptions or contributions whether voluntary or involuntary to any political party or for any political purpose whatsoever Any person or persons who shall violate any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof be punished by a fine not exceeding five hundred dollars (\$500) and imprisonment not exceeding one year either or both in the discretion of the court and in addition thereto shall forfeit his office or employment as the case may be and shall not thereafter be appointed or employed by the board in any position or capacity whatsoever It shall be the duty of the board to dismiss from his office or employment any officer clerk or employe thereof who shall violate this section

Section 17 The board shall have exclusive power to parole and reparole commit and recommit for violations of parole and to discharge from parole all persons heretofore or hereafter sentenced by any court in this Commonwealth to imprisonment in any prison or penal institution thereof whether the same be a state or county penitentiary prison or penal institution as hereinafter provided however That the powers and duties herein conferred shall not extend to persons sentenced for a period of less than one year and nothing herein contained shall prevent any court of this Commonwealth from paroling any person sentenced by it for a period of less than one year And provided further That the period of one year herein referred to shall mean the entire continuous term of sentence to which a person is subject whether the same be by one or more sentences either to simple imprisonment or to an indeterminate imprisonment at hard labor as now or hereafter authorized by law to be imposed for criminal offenses

Section 18 It shall be the duty of the court sentencing any person for a term as to which power to parole is herein given to the board to transmit to the said board within thirty days after the imposition of such sentence a full and complete copy of the record upon which sentence is imposed including any notes of testimony which may have been filed of record in the case together with copies of any criminal identification records secured from the Federal Bureau of Investigation copies of presentence investigation reports and of behavior clinic reports if any were submitted to the court the last two of which records being confidential records of the court are to be treated confidentially by the members of the board who shall not

permit examination of the same by any one other than its duly appointed agents or representatives except upon court order A judge in his discretion may make at any time any recommendation he may desire to the board respecting the person sentenced and the term of imprisonment said judge believes such person should be required to serve before a parole is granted to him but a recommendation made by a judge as aforesaid respecting the parole or terms of parole of such person shall be advisory only and no order in respect thereto made or attempted to be made as a part of a sentence shall be binding upon the board in performing the duties and functions herein conferred upon it

Section 19 It shall be the duty of the Board of Parole upon the commitment to prison of any person whom said board is herein given the power to parole to investigate and inform itself respecting the circumstances of the offense for which said person shall have been sentenced and in addition thereto it shall procure information as full and complete as may be obtainable with regard to the character mental characteristics habits antecedents connections and environment of such person The board shall further procure the stenographic record if any of the trial conviction and sentence together with such additional information regarding the crime for which sentence was imposed as may be available The board shall further cause the conduct of the person while in prison and his physical mental and behavior condition and history and his complete criminal record as far as the same may be known to be investigated and reported All public officials having possession of such records or information are hereby required and directed to furnish the same to the board upon its request and without charge therefor Said investigation shall be made by the board so far as may be practicable while the case is recent and in granting paroles the board shall consider the nature and character of the offense committed and any recommendation made by the trial judge as well as the general character and history of the prisoner

Section 20 It shall be the duty of all prison officials at all reasonable times to grant access to any prisoner whom the board has power to parole to the members of said board or its properly accredited representatives and all prison officials shall at all reasonable times provide for the board or its properly accredited representatives facilities for communicating with and observing such prisoner while imprisoned and shall furnish to the board from time to time such reports concerning the conduct of prisoners in their custody as the board shall by general rule or special order require together with any other facts deemed pertinent in aiding the board to determine whether such prisoners shall be paroled

Section 21 The board is hereby authorized to release on parole any convict confined in any penal institution of this Commonwealth as to whom power to parole is herein granted to said board except convicts condemned to death or serving life imprisonment whenever in its opinion the best interests of the convict justify or require his being paroled and it does not appear that the interests of the Commonwealth will be injured thereby If at the time a person is paroled he has been imprisoned for a period in excess of the minimum term of imprisonment to which he shall have been sentenced the period of parole may be extended by the board beyond the maximum term imposed but in no case in excess of the maximum sentence provided by law for the offense for which he shall have been sentenced The power to parole herein granted to the Board of Parole may be exercised in its discretion at any time after sentence is imposed regardless of any minimum term of imprisonment fixed by the court in its sentence Said board shall have the power during the period for which a person shall have been sentenced to recommit one paroled for violation of the terms and conditions of his parole and from time to time to reparole and recommit in the same manner and with the same procedure as in the case of an original parole or recommitment if in the judgment of the said board there is a reasonable probability that the convict will be benefited by again according him liberty and it does not



appear that the interests of the Commonwealth will be injured thereby

It is further provided that the parole board in its discretion in any case where after complete study the board is of the opinion that the minimum term imposed was in excess of that needed to protect the public interest that insistence upon the prisoner's serving the minimum term imposed would be against the best interests of the prisoner and would mitigate against the possibilities of his successful rehabilitation may petition the sentencing judge or court for a modification of the said minimum term imposed and the court shall have authority upon presentation of the petition and after public hearing notwithstanding the term having passed to make such modification as the court shall deem proper in the protection of the public interest and in consideration of the prisoner's probable rehabilitation which decision of the court upon the board's petition shall be final. The court in the exercise of sound discretion may upon presentation of such a petition by the board order a public hearing thereon not later than ten days after the filing of the said petition.

Section 22 The board shall have the power to grant paroles of its own motion whenever in its judgment the interests of justice require the granting of the same. In addition thereto the board shall have the power and it shall be its duty to consider applications for parole by a prisoner or by his attorney relatives or friends or by any person properly interested in the matter. Hearings of applications shall be held by the board whenever in its judgment hearings are necessary. Reasonable rules and regulations shall be adopted by the board for the presentation and hearing of applications for parole. Provided however that whenever any prisoner is paroled by the board whether of its own motion or after hearing of an application therefor a brief statement of the reasons for the board's action shall be filed of record in the offices of the board and shall be at all reasonable times open to public inspection. Applications shall be disposed of by the board within six months of the filing thereof.

In granting and revoking paroles and in discharging from parole the members of the board acting thereon shall not be required to personally hear or see all the witnesses and evidence submitted to them for their action but they may act on report submitted to them by their agents and employes together with any pertinent and adequate information furnished to them by fellow members of the board or by others.

At least ten days before paroling a prisoner on its own motion the board shall give written notice of such contemplated parole to the district attorney of the county wherein the prisoner shall have been sentenced and in cases of hearings on applications for parole as herein provided for at least ten days written notice of the time and place fixed for such hearing shall be given either by the board or by the applicant as the board shall direct to the court and district attorney of the county wherein the applicant shall have been sentenced.

Section 23 The board shall have the power and it shall be its duty to make general rules for the conduct and supervision of persons heretofore or hereafter placed upon parole. In addition to the power to make general rules and regulations hereby granted the board may in particular cases as it deems necessary to effectuate the purpose of parole prescribe special regulations for particular parolees.

Section 24 The board shall have power to discharge from parole at any time prior to the expiration of his parole period any parolee if the interests of the Commonwealth will not be injured thereby and if the board is of the opinion that the parolee will be benefited by such discharge.

Section 25 Whenever any person shall be found guilty of any criminal offense by verdict of a jury plea or otherwise except murder in the first degree in any court of this Commonwealth the court shall have the power in its discretion if it believes the character of the person and the circumstances of the case to be such that he is not likely again to engage in a course of criminal conduct and that the public good does not demand or require the imposition of a sentence to imprisonment instead of im-

posing such sentence to place the person on probation for such definite period as the court shall direct not exceeding the maximum period of imprisonment allowed by law for the offense for which such sentence might be imposed.

Section 26 Paroles from imprisonment for less than one year shall be granted by the sentencing court and shall together with all probations except probation as to which supervision is specially ordered by the court as provided for in section seventeen of this act be without supervision by the board.

Section 27 Parole officers appointed by the board are hereby declared to be peace officers and are hereby given police power and authority throughout the Commonwealth to arrest without warrant writ rule or process any parolee or probationer under the supervision of the board for failing to report as required by the terms of his probation or parole or for any other violation thereof.

Section 28 The board shall appoint and employ a sufficient number of women as parole officers and supervisors to act as such for the women over whom it shall have power and jurisdiction and no person of one sex shall be paroled in charge of a parole officer of the opposite sex.

Section 29 In fixing compensation for its officers clerks and employes under the provisions of this act the board shall have regard to the kind grade or class of service to be rendered and whenever any standard compensation has been fixed by the executive board of the Commonwealth for any kind grade or class of service or employment the compensation of all persons appointed or employed by the board in the same kind grade or class shall be fixed by it in accordance with such standard.

Section 30 Wherever in this act the masculine is used it shall include the feminine.

Section 31 Anything herein contained to the contrary notwithstanding this act shall not apply to persons sentenced to imprisonment in the Pennsylvania Industrial School at Huntingdon the Pennsylvania Training School houses of refuge for boys or girls institutions for the discipline or correction of juveniles as defined by existing laws or persons imprisoned in any county jail workhouse or other penal or correctional institution under sentence by an alderman justice of the peace or magistrate or committed in default of payment of any fine or of bail. Provided however that the board herein created shall supervise the parole of all persons sentenced to imprisonment in the Pennsylvania Industrial School at Huntingdon when paroled or reparaoled as now provided by law.

Section 32 The provisions of this act are hereby extended to all persons who at the effective date hereof may be on parole or liable to be placed on parole under existing laws with the same force and effect as if this act had been in operation at the time such persons were placed on parole or became liable to be placed thereon as the case may be.

Section 33 The act of the first day of May one thousand nine hundred and twenty-nine (P. L. 1182) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole and fixing the penalty for such violation" and the act of the first day of May one thousand nine hundred and twenty-nine (P. L. 1184) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" and the act of the nineteenth day of June one thousand nine hundred and eleven (P. L. 1059) entitled "An act extending the powers of judges of courts of quarter sessions and of oyer and terminer in relation to releasing prisoners in jails and workhouses on parole" and all amendments and supplements to said acts in so far as the same relate to persons over whom exclusive jurisdiction to parole is hereby vested upon the Board of Parole herein established are hereby repealed. All acts and parts of acts inconsistent with this act are hereby repealed.

Section 34 It shall be the duty of the Governor in the

manner heretofore provided in this act to appoint the members of the board on or before the first day of October one thousand nine hundred and forty-one. The board as so constituted shall immediately thereafter set up the system herein provided for and make the necessary appointments of its officers, clerks and employes. To this extent this act shall become effective immediately upon its final enactment but in all respects it shall become effective on the first day of June one thousand nine hundred and forty-one.

Section 35 The sum of four hundred thousand dollars (\$400,000) or so much thereof as may be necessary is hereby specifically appropriated to the board for the fiscal biennium ending the thirty-first day of May one thousand nine hundred and forty-three for the payment of the compensation and expenses of the members, officers and employes of the board for postage, telegraph and telephone charges for the use of automobiles for witness fees allowed by the board for supplies and printing and for all other expenses deemed necessary and proper by the board.

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—188

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Auker,	French,	Marks,	Sarge,
Baker,	Gallagher,	Maxwell,	Sarraf,
Balthaser,	Gates,	McClanaghan,	Scadlon,
Baughner,	Gerard,	McClester,	Schwab,
Bentley,	Gillan,	McDowell,	Serrill,
Bentzel,	Gillette,	McFall,	Shaffer,
Boles,	Goodwin,	McGrath,	S. aw,
Boney,	Gross,	McIntosh,	Shepard,
Boorse,	Gryskewicz,	McKinney,	Simons,
Bower,	Gyger,	McLanahan,	Sollenberger,
Bradley,	Habbyshaw,	McMillen,	Sorg,
Breth,	Haberlen,	McSurdy,	Stank,
Bretherick,	Haines,	Melchiorre,	Stine,
Brown,	Hall,	Mihm,	Stockham,
Brunner, C. H.,	Hamilton,	Modell,	Tarr,
Brunner, P. A.,	Hare,	Monks,	Tate,
Burns,	Harkins,	Mooney,	Taylor,
Burris,	Harmuth,	Moran,	Thompson, E. F.,
Cadwalader,	Harris,	Moul,	Thompson, R. L.,
Chudoff,	Heatherington,	Muir,	Trout,
Cochran,	Helm,	Munley,	Turner,
Cohen, M. M.,	Herman,	Nunemacher,	Van Allsburg,
Cohen, R. E.,	Hersch,	O'Brien,	Vincent,
Cook,	Hewitt,	O'Dare,	Vogt,
Cooper,	Hirsch,	O'Mullen,	Voldow,
Cordier,	Holland,	O'Neill,	Voorhees,
Corrigan,	Huntley,	Owens,	Wagner,
Croop,	Imbrie,	Petrosky,	Watkins,
Cullen,	James,	Pettit,	Weingartner,
Dairyple,	Jefferson,	Polaski,	Welss,
DiGenova,	Jones, G. E.,	Polen,	Welsh, E. B.,
Dix,	Jones, P. N.,	Powers,	Welsh, M. J.,
Dolon,	Keenan,	Prosen,	Williams,
D'Ortona,	Knoble,	Rank,	Winner,
Duffy,	Kolankiewicz,	Readinger,	Wolf,
Early,	Komorowski,	Reagan,	Wood, L. H.,
Elder,	Krise,	Reese, R. E.,	Wood, N.,
Elllott,	Lee, T. H.,	Regan,	Woodring,
Ely,	Lelsey,	Reynolds,	Woodside,
Falkenstein,	Leonard,	Rhea,	Wright,
Flinstone,	Lesko,	Riley,	Yeake,
Flinnerty,	Levy,	Rooney,	Yester,
Fisher,	Leydic,	Rose, S.,	Young,
Fiss,	Lichtenwalter,	Rose, W. E.,	Kilroy,
Fleming,	Longo,	Rosenfeld,	Speaker.
	Lovett,		

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. 1444, Senate Bill No. 315, Printers No. 184, was passed over at the request of the SPEAKER.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1406, (Senate Bill No. 588), entitled:

An Act to protect the debtors, obligors or guarantors of debts for which judgments are entered or may be entered and owners of real property affected thereby and others indirectly liable for the payment thereof either by prescribing the method of fixing the fair market value of such property and limiting the amount collectible thereafter on such judgments.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. SKALE. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection House Bill No. 849, Printer's No. 639, was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1167, as follows:

An Act to amend section three hundred seventeen of the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" changing the provisions of said act as to the right of residents to hunt and trap without a license.

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

Section 1 Section three hundred seventeen of the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows:

Section 317 Legal Hearing or Trapping by Residents Without License [Nothing in this article shall be construed to prevent any citizen of the United States residing within this Commonwealth from having a gun in his home or from using such gun in defense of either person or property or from shooting at targets or to prevent any bona fide owner or any bona fide lessee of lands within this Commonwealth or any member of the family or household or regularly hired help of such owner or lessee if such person is a citizen of the United States actually residing upon and cultivating such lands from hunting or trapping thereon or by and with the consent of the owner thereof from hunting or trapping upon the lands immediately adjacent and connected with his own

lands without securing the license provided for by this article unless the Commission has denied or this act does deny to such person the right to hunt or trap anywhere. Unless the right to procure a license or to hunt or trap anywhere within the Commonwealth has been denied under the provisions of this act an citizen of the United States residing within this Commonwealth who is regularly and continuously engaged in cultivating the soil for general farm crop purposes commercial truck growing commercial orchards or commercial nurseries as either the owner or lessee or tenant of said lands or as a member of the family or household or regularly hired help of such owner or lessee or tenant shall be eligible to hunt and trap on said lands including the woodlands connected therewith and operated as a part thereof without a resident hunter's license if such owner lessee tenant member of the family or household or hired help resides in a dwelling situated upon the property so being cultivated and shall have continuously resided thereon and assisted in the cultivation of said land for a period of sixty or more days prior to the general open hunting or trapping season

Any of the persons enumerated above who shall be eligible to hunt or trap on certain lands without securing a resident hunter's license also may by and with the written consent of the owner or lessee thereof hunt or trap upon any land other than those publicly-owned which lie immediately adjacent and are connected with the lands upon which such persons may lawfully hunt or trap without securing a license

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—188

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Auker,	French,	Malloy,	Royer,
Baker,	Gallagher,	Marks,	Rush,
Balthaser,	Gates,	Maxwell,	Sarge,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,
Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Shepard,
Bower,	Gyger,	McKinney,	Simons,
Fradley,	Habbyshaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McLane,	Sorg,
Bretherick,	Haines,	McMillen,	Stank,
Brown,	Hall,	McSurdy,	Stine,
Brunner, C. H.,	Hamilton,	Melchiorre,	Stockham,
Brunner, P. A.,	Hare,	Mihm,	Tarr,
Burns,	Harkins,	Modell,	Tate,
Burris,	Harmuth,	Monks,	Taylor,
Cadwalader,	Harris,	Mooney,	Thompson, E. F.,
Chudoff,	Heatherington,	Moran,	Thompson, R. L.,
Cochran,	Helm,	Moul,	Trout,
Cohen, M. M.,	Herman,	Muir,	Turner,
Cohen, R. E.,	Hersch,	Munley,	VanAllsburg,
Cook,	Hewitt,	Nunemacher,	Vincent,
Cooper,	Hirsch,	O'Brien,	Vogt,
Cordier,	Holland,	O'Dare,	Voldow,
Corrigan,	Huntley,	O'Mullen,	Voorhees,
Croop,	Imbrie,	O'Neill,	Wagner,
Cullen,	James,	Owens,	Watkins,
Dalrymple,	Jefferson,	Petrosky,	Weingartner,
DiGenova,	Jones, G. E.,	Pettit,	Welss,
Dix,	Jones, P. N.,	Polaski,	Welsh, E. B.,
Dolon,	Keenan,	Polen,	Welsh, M. J.,
D'Ortona,	Knoble,	Powers,	Williams,
Duffy,	Kolankiewicz,	Prosen,	Winner,
Early,	Komorowski,	Rank,	Wolf,
Elder,	Krise,	Readinger,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reagan,	Wood, N.,
Ely,	Leisey,	Reese, R. E.,	Woodring,
Falkenstein,	Leonard,	Regan,	Woodside,
Finestone,	Lesko,	Reynolds,	Wright,
Finnerty,	Levy,	Rhea,	Yeakel,

Fisher,	Leydic,	Riley,	Yester,
Fiss,	Lichtenwalter,	Rooney,	Young,
Fleming,	Longo,	Rose, S.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1538, as follows:

An Act to further amend section one and to amend section four of the act approved the first day of July one thousand nine hundred and thirty-seven (P. L. 2460), entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties and amplifying the provisions relating to appropriations

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

Section 1 Section one of the act approved the first day of July one thousand nine hundred and thirty-seven (P. L. 2460), entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" as amended by the act approved the twenty-sixth day of June one thousand nine hundred and thirty-nine (P. L. 1084) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Speaker of the House of Representatives shall appoint ten members of the House and the President pro tempore shall appoint seven members of the Senate who together with the President pro tempore of the Senate and the Speaker of the House of Representatives shall constitute a continuing joint legislative commission to be known as the Joint State Government Commission The members of the commission shall be appointed during each odd-numbered year and shall continue as members of the commission until the first day of February of the next odd-numbered year Said commission shall organize by the selection of a chairman The commission shall have power to employ a director and such clerical and other assistance as may be deemed necessary Said commission shall have power to call upon any department or agency of the State Government for such information as it deems pertinent to the studies in which it is engaged.

The commission is authorized to require the attendance and testimony of witnesses and the production of any books accounts papers records documents and files relating to such business which the commission has authority to investigate or study and for this purpose the chairman of the commission may sign subpoenas and any member of the commission may administer oaths and affirmations examine witnesses and receive evidence In case of disobedience of any subpoena or the contumacy of any witness appearing before the commission or any subcommittee thereof the commission may invoke the aid of the courts of Dauphin County or any court of the Commonwealth and such court shall thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books accounts papers records documents and files relative to the matter in question Any failure to obey such order of the court may be punished by such court as a contempt thereof The commission shall also have the power to designate members of the General Assembly to such sub-committees as it shall create for the purpose of making investigations

and studies and to designate persons other than members of the General Assembly to act in advisory capacities

Section 2 Section four of said act is hereby amended to read as follows

Section 4 Biennially an item of appropriation shall be inserted in the General Appropriation Bill to pay the expenses of the members of the commission constituted by this act and for the salary of the director clerical and other hire and incidental expenses

Section 3 The provisions of 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—188

Achterman,	Fletcher,	Lyons,	Royer,
Allmond,	Foor,	Malloy,	Rush,
Auker,	French,	Marks,	Sarge,
Baker,	Gallagher,	Maxwell,	Sarra,
Balthaser,	Gates,	McClanaghan,	Scanlon,
Baughner,	Gerard,	McClester,	Schwab,
Bentley,	Gillan,	McDowell,	Serrill,
Bentzel,	Gillette,	McFall,	Shaffer,
Boles,	Goodwin,	McGrath,	Shaw,
Boney,	Gross,	McIntosh,	Shepard,
Boorse,	Gryskewicz,	McKinney,	Simons,
Bower,	Gyger,	McLanahan,	Sollenberger,
Bradley,	Habbyshaw,	McMillen,	Sorg,
Breth,	Haberlen,	McSurdy,	Stank,
Bretherick,	Hall,	Melchiorre,	Stine,
Brown,	Hamilton,	Mihm,	Stockham,
Brunner, C. H.,	Hare,	Modell,	Tarr,
Brunner, P. A.,	Harkins,	Monks,	Tate,
Burns,	Harmuth,	Mooney,	Taylor,
Burris,	Harris,	Moran,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moul,	Thompson, R. L.,
Chudoff,	Helm,	Muir,	Turner,
Cochran,	Herman,	Munley,	Trout,
Cohen, M. M.,	Hersch,	Nunemacher,	VanAllsburg,
Cohen, R. E.,	Hewitt,	O'Brien,	Vincent,
Cook,	Holland,	O'Dare,	Vogt,
Cooper,	Hirsch,	O'Mullen,	Voldow,
Cordier,	Huntley,	O'Neill,	Voorhees,
Corrigan,	Imbrie,	Owens,	Wagner,
Croop,	James,	Petrosky,	Watkins,
Cullen,	Jefferson,	Pettit,	Weingartner,
Dalrymple,	Jones, G. E.,	Polaski,	Weiss,
Dennison,	Jones, P. N.,	Polen,	Welsh, E. B.,
DiGenova,	Keenan,	Powers,	Welsh, M. J.,
Dix,	Knoble,	Prosen,	Williams,
Dolon,	Kolankiewicz,	Rank,	Winner,
D'Ortona,	Komorofski,	Rausch,	Wolf,
Duffy,	Krise,	Readinger,	Wood, L. H.,
Early,	Lee, T. H.,	Reagan,	Wood, N.,
Elder,	Lelsey,	Reese, R. E.,	Woodring,
Elliott,	Leonard,	Regan,	Woodside,
Ely,	Lesko,	Reynolds,	Wright,
Falkenstein,	Levy,	Rhea,	Yeakel,
Finestone,	Leydic,	Riley,	Yester,
Finnerty,	Lichtenwalter,	Rooney,	Young,
Fisher,	Longo,	Rose, S.,	Young,
Fiss,	Lovett,	Rose, W. E.,	Kilroy,
Fleming,		Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 955, as follows:

An Act to amend section ninety-five of the act approved the second day of May one thousand nine hundred and

twenty-five (P. L. 448), entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" further regulating use of nets in boundary lakes

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

Section 1 Section ninety-five of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 95 Nets Not to be Used in Certain Places No net except a gill or net fastened to and supported by poles driven in the ground and known as a pound-net shall be set fastened drawn or used within sixteen miles from the entrance to any bay nor within one-half mile from any stream measured in a direct line

No gill-net or pound-net shall be set fastened drawn or used within two miles of the entrance of any bay

No net of any character shall be set fastened drawn or used within [three-fourth of a mile] one and one-eighth miles from shore measured in a direct line

A person violating any provision of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of one hundred dollars or imprisonment in the county jail for a period of three months

Section 2 The provisions of this act shall become effective ten days after 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—188

Achterman,	Fleming,	Lovett,	Royer,
Allmond,	Fletcher,	Lyons,	Rush,
Auker,	Foor,	Malloy,	Sarge,
Baker,	French,	Marks,	Sarra,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyshaw,	McMillen,	Stank,
Bretherick,	Haberlen,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	VanAllsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
Dennison,	Jones, G. E.,	Polaski,	Welsh, E. B.,
DiGenova,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dix,	Keenan,	Powers,	Wilkinson,
Dolon,	Knoble,	Prosen,	Winner,
O'Ortona,	Kolankiewicz,	Rank,	Wolf,
Duffy,	Komorofski,	Readinger,	Wood, L. H.,
Early,	Krise,	Reagan,	Wood, N.,
Elder,	Lee, T. H.,	Reese, R. E.,	Woodring,
		Regan,	

Elliott,	Leisey,	Reynolds,	Woodside,
Ely,	Leonard,	Rhea,	Wright,
Falkenstein,	Lesko,	Riley,	Yeakel,
Finestone,	Levy,	Rooney,	Yester,
Finnerty,	Leydic,	Rose, S.,	Young,
Fisher,	Lichtenwalter,	Rose, W. E.,	Kilroy,
Fiss,	Longo,	Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 757, as follows:

An Act providing for and regulating the validation of certain borough ordinances

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

Section 1 When a borough ordinance has heretofore been duly enacted and approved by the burgess as required by law and has been published in a newspaper published in said borough or county and transcribed in the ordinance book of such borough but has not been published by advertisements thereof put up in public places of such borough or if so published that proof thereof cannot be made or where the burgess and president and secretary of town council or either or all of them have failed or neglected to sign their names to said ordinance in the ordinance book of said borough or where said ordinances have heretofore been duly enacted in the several boroughs of this Commonwealth by the proper authorities and no entry of the same has been made upon the minutes as kept by the secretary of the said borough any such ordinance shall be in full force and effect without any further signing or publication or entry thereupon of the books of said borough if the council of such borough passes a resolution accepting the provisions of this act and if the resolution is signed by the burgess and is published and is transcribed in the ordinance book of such borough as ordinances in boroughs are required by existing laws to be published and transcribed

Section 2 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—188

Achterman,	Fleming,	Lyons,	Royer,
Allmond,	Fletcher,	Malloy,	Rush,
Auker,	Foor,	Marks,	Sarge,
Baker,	French,	Maxwell,	Sarraf,
Balthaser,	G-Flagher,	McClanaghan,	Scanlon,
Baughner,	Gates,	McClester,	Schwab,
Bentley,	Gerard,	McDowell,	Serrill,
Bentzel,	Gillan,	McFall,	Shaffer,
Boies,	Gillette,	McGrath,	Shaw,
Boney,	Goodwin,	McIntosh,	Shenard,
Boorse,	Gross,	McKinney,	Simons,
Bower,	Grybiewicz,	McLanaban,	Sollenberger,
Bradley,	Gyger,	McMillen,	Sorg,
Breth,	Habbeshaw,	McSurdy,	Stank,
Bretherick,	Haberlen,	Melchiorre,	Stine,
Brown,	Hall,	Mihm,	Stockham,
Brunner, C H,	Hamilton,	Modell,	Tarr,
Brunner, P A,	Hare,	Monks,	Tate,
Burns,	Harkins,	Mooney,	Taylor,
Burriss,	Harmuth,	Moran,	Thompson, E. F.,
Cadwalader,	Harris,	Moul,	Thompson, R. L.,

Chudoff,	Heatherington,	Muir,	Trout,
Cochran,	Helm,	Munley,	Turner,
Cohen, M. M.,	Herman,	Nunemacher,	Van Allsburg,
Cohen, R. E.,	Hersch,	O'Brien,	Vincent,
Cook,	Hewitt,	O'Dare,	Vogt,
Cooper,	Hirsch,	O'Mullen,	Voldow,
Cordler,	Holland,	O'Neill,	Voorhees,
Corrigan,	Huntley,	Owens,	Wagner,
Croop,	Imbrie,	Petrosky,	Watkins,
Cullen,	James,	Pettit,	Weingartner,
Dalrymple,	Jefferson,	Polaski,	Weiss,
Dennison,	Jones, G. E.,	Polen,	Welsh, E. B.,
DiGenova,	Jones, P. N.,	Powers,	Welsh, M. J.,
Dix,	Keenan,	Prosen,	Williams,
Dolon,	Knoble,	Rank,	Winner,
D'Ortona,	Kolankiewicz,	Readinger,	Wolf,
Duffy,	Komorowski,	Reagan,	Wood, L. H.,
Early,	Krise,	Reese, R. E.,	Wood, N.,
Elder,	Lee, T. H.,	Regan,	Woodring,
Elliott,	Leisey,	Reynolds,	Woodside,
Ely,	Leonard,	Rhea,	Wright,
Falkenstein,	Lesko,	Riley,	Yeakel,
Finestone,	Levy,	Rooney,	Yester,
Finnerty,	Leydic,	Rose, S.,	Young,
Fisher,	Lichtenwalter,	Rose, W. E.,	Kilroy,
Fiss,	Longo,	Rosenfeld,	Speaker.
	Lovett,		

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. 1230, as follows:

An Act to further amend section one and to amend section three of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 730), entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparing mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties" by excluding certain juices and combinations of juices from the operation of the act and requiring separate registration for each bottling or manufacturing plant

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

Section 1 Section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 730) entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties" as last amended by the act approved the twenty-fifth day of June one thousand nine hundred and thirty-seven (P. L. 2140) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "carbonated beverages" or "still drinks" as used in this act shall include all carbonated beverages or still drinks fruit juices and mineral waters when ready for use as a beverage whether still or carbonated and whether simple mixed

or compounded. The term shall not include undiluted fruit juice unsweetened or sweetened undiluted vegetable juice unseasoned or seasoned with salt or spices or any combination of two or more of the foregoing provided such juice or juices are pasteurized or sterilized at the time of preparation and are packed in air-tight sealed non-returnable containers provided further the term shall not include natural apple cider unfermented grape juice cereal beverages or carbonated beverages or still drinks made in imitation of beer bitter drinks or other similar beverages.

The term "fruit juices" shall mean the natural juices of fruits sweetened or unsweetened which are marketed in bottles cans or other containers.

The word "person" shall include individuals associations copartnerships and corporations.

The singular shall include the plural the masculine shall include the feminine and neuter.

Section 2 Section three of said act is hereby amended to read as follows:

Section 3 Any person whether a resident or non-resident of this Commonwealth manufacturing or bottling any carbonated beverages or still drinks shall register such beverages with the Department of Agriculture by filing an application for such purpose on a form to be prescribed by the Department of Agriculture. Such application shall state (a) the name and address of the applicant (b) the location of his manufacturing or bottling plant (c) the name of each beverage to be registered and (d) such other information as may be required by the Department of Agriculture. The application shall be accompanied by a fee of fifty dollars. The Department of Agriculture shall issue to each applicant a certificate of registration for all carbonated beverages or still drinks manufactured or bottled by him. Where the applicant manufactures or bottles in more than one plant separate application shall be made for each plant. Such registration shall expire one year from the issuance thereof unless renewed annually by the payment of a fee of fifty dollars.

The Department of Agriculture may revoke any registration whenever it is determined by it that any of the provisions of this act or of any other act relating to carbonated beverages or still drinks have been violated.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

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. LEVY. Mr. Speaker, I desire to interrogate either of the sponsors of this bill.

The SPEAKER. Will the gentleman from Allegheny, Mr. Sarraf permit himself to be interrogated?

Mr. SARRAF. I shall, Mr. Speaker.

Mr. LEVY. Mr. Speaker, will the gentleman from Allegheny kindly explain to the House the provisions of this bill?

Mr. SARRAF. Mr. Speaker, if the gentleman will be kind enough, I will yield to the gentleman from Erie, Mr. Van Allsburg.

The SPEAKER. Will the gentleman from Erie, Mr. Van Allsburg permit himself to be interrogated?

Mr. VAN ALLSBURG. I shall, Mr. Speaker.

In response to the request of the gentleman from Philadelphia, Mr. Levy I wish to say that the purpose of this bill is to exclude from some of the provisions of the carbonated beverage law which has been on the statute books for some years fruit juices, sweetened or unsweetened, natural fruit juices undiluted or unadulterated which are pasteurized or sterilized at the time of preparation and

are packed in air tight, sealed containers, which is different from the products put up by the carbonated beverage manufacturing plants.

I might say I am glad the question was asked because I would like you all to note this point: the products of the carbonated beverage manufacturing plants are put up for the most part, if not entirely, in bottles that are returnable, which involves a lot of work if inspection by the Department of Agriculture to control the method of sanitation. However, if the fruit juices or vegetable juice, as the case may be, are put up in sealed, air tight containers it does not involve any more inspection than is necessary in the processing plants where they are manufactured.

I might say in this connection that the advantage on the part of the producers of the undiluted fruit juices which it is planned to exempt by this bill, is that the carbonated people are required, of course, because of a lot of inspection, to pay an annual permit fee of fifty dollars. That is saved, of course, to the processors of these other fruit juices.

I might say further that this bill was sponsored by the gentleman from Allegheny, Dr. Sarraf and myself, at the request not only of the canners of Pennsylvania but also at the request of the Wholesale Grocer's Association. I think the bill is very simple and I hope that there will be no objections to it I cannot see that there are any objections.

Mr. LEVY. Mr. Speaker, I thank the gentleman from Erie.

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—188

Achterman,	Fleming,	Lovett,	Rosenfeld,
Allmond,	Fletcher,	Lyons,	Royer,
Auker,	Foor,	Malloy,	Rush,
Baker,	French,	Marks,	Sarge,
Balthaser,	Gallagher,	Maxwell,	Sarraf,
Baughner,	Gates,	McClanaghan,	Scanlon,
Bentley,	Gerard,	McClester,	Schwab,
Bentzel,	Gillan,	McDowell,	Serrill,
Boles,	Gillette,	McFall,	Shaffer,
Boney,	Goodwin,	McGrath,	Shaw,
Boorse,	Gross,	McIntosh,	Shepard,
Bower,	Gryskewicz,	McKinney,	Simons,
Bradley,	Gyger,	McLanahan,	Sollenberger,
Breth,	Habbyshaw,	McMillen,	Sorg,
Bretherick,	Haberlen,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burriss,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, R. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	VanAllsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huttley,	O'Neill,	Voorhees,
Croop,	Imbric,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
Dennison,	Jones, G. E.,	Polaski,	Weiss,
DiGenova,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dix,	Keenan,	Powers,	Welsh, M. J.,
Dolon,	Knoble,	Prosen,	Williams,
D'Ortona,	Kolenkiewicz,	Rank,	Winner,
Duffy,	Komorofski,	Readinger,	Wolf,
Early,	Krise,	Reagan,	Wood, L. H.,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, N.,

Elliott,	Lelsey,	Regan,	Woodring,
Ely,	Leonard,	Reynolds,	Woodside,
Falkenstein,	Lesko,	Rhea,	Wright,
Finestone,	Levy,	Riley,	Yeakel,
Finnerty,	Leydic,	Rooney,	Yester,
Fisher,	Lichtenwalter,	Rose, S.,	Young,
Fiss,	Longo,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 940, as follows:

An Act to amend section 1202 by adding thereto clause LX of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to appropriate moneys for the support of hospitals

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

Section 1 That section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto clause LX as follows

LX Hospital Appropriations To appropriate moneys for the support of any hospital which is engaged in charitable work and extends treatment and medical attention to residents of such county

Section 2 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—188

Achterman,	Fleming,	Longo,	Rose, W. E.,
Allmond,	Fletcher,	Lovett,	Rosenfeld,
Auker,	Poor,	Lyons,	Royer,
Baker,	French,	Malloy,	Rush,
Balthaser,	Gallagher,	Marks,	Sarge,
Baughner,	Gates,	Maxwell,	Scanlon,
Bentley,	Gerard,	McClanaghan,	Schwab,
Bentzel,	Gillan,	McClester,	Serrill,
Boies,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Gross,	McGrath,	Shepard,
Bower,	Gryskewicz,	McIntosh,	Simons,
Bradley,	Gyger,	McKinney,	Sollenberger,
Breth,	Habbyshaw,	McLanahan,	Sorg,
Bretherick,	Haberlen,	McMillen,	Stank,
Brown,	Haines,	McSurdy,	Stine,
Brunner, C. H.,	Hall,	Melchiorre,	Stockham,
Brunner, P. A.,	Hamilton,	Mihm,	Tarr,
Burns,	Hare,	Modell,	Tate,
Burriss,	Harkins,	Monks,	Taylor,
Cadwalader,	Harmuth,	Mooney,	Thompson, E. F.,
Chodoff,	Harris,	Moran,	Thompson, R. L.,
Cochran,	Heatherington,	Moul,	Trout,
Cohen, M. M.,	Helm,	Muir,	Turner,
Cohen, R. E.,	Herman,	Munley,	VanAllsburg,
Cook,	Hersch,	Nunemacher,	Vincent,
Cooper,	Hawitt,	O'Brien,	Vozt,
Cordier,	Hirsch,	O'Dare,	Voldow,
Corrigan,	Holland,	O'Mullen,	Voorhees,
Croop,	Huntley,	O'Neill,	Wagner,
Cullen,	Imbrie,	Owens,	Watkins,

Dairymple,	James,	Petrosky,	Weingartner,
Dennison,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Djlon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Lelsey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1399, as follows:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existing corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as amended by requiring certificates of the payment of taxes and other charges to be filed with the Department of State in certain cases

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

Section 1 Section eight hundred seven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existing corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" is hereby amended to read as follows

Section 807 Filing of Articles of Amendment Payment

of Fees Approval by Department of State A The articles of amendment [and] the proof of publication of the advertisement required by this act and a certificate or certificates from the proper department or departments evidencing payment by the corporation of all taxes bonus and charges as required by law except fees for examinations by the Department of Banking herein provided shall be delivered to the Department of State

B The Department of State shall examine such articles of amendment [and] such proof of publication and such certificate or certificates to determine whether they contain all the information and are in the form required by this act After all the bonus fees taxes and other charges have been paid as required by law except for the costs of any examination made by the Department of Banking pursuant to the provisions of this act to determine whether to approve the amendment or any other charges made by the Department of Banking the Department of State shall if the articles of amendment [and] the proof of publication and the certificate or certificates as herein required evidencing payment of all taxes bonus and charges contain the information and are in the form required by this act forthwith but not prior to the day specified in the advertisement of the articles of amendment required by this act endorse its approval thereon and shall forthwith transmit them to the Department of Banking

C If the Department of State shall disapprove the articles of amendment pursuant to the provisions of this act it shall forthwith give notice thereof to the incorporated institution stating in detail its reasons for doing so and stating how such incorporated institution can remedy the nonconformance with the provisions of this act Upon remedying the defect such incorporated institution may in the same manner file the same or amended articles whichever the particular case may require

Section 2 Section one thousand four hundred five of said act is hereby amended to read as follows

Section 1405 Filing of Articles of Merger or Consolidation Payment of Fees Approval by Department of State A The articles of merger or articles of consolidation as the case may be [and] the proof of publication of the advertisement required by this act and a certificate or certificates from the proper department or departments evidencing payment by the corporation of all taxes bonus and charges as required by law shall be delivered to the Department of State

B In addition to any bonus fees taxes and charges provided by law in the case of any corporation an incorporated institution shall pay to the Department of State such reasonable fees as shall be established by rule and regulation by the Department of Banking for the investigation made by the Department of Banking pursuant to the provisions of this act to determine whether the articles of merger or articles of consolidation as the case may be should be approved Such fee for the investigation by the Department of Banking shall be paid to the Department of State at the time of the filing with it of the articles of merger or articles of consolidation and shall be paid by the Department of State through the Department of Revenue into the Banking Department Fund

C The Department of State shall examine such articles of merger or articles of consolidation [and] such proof of publication and such certificate or certificates herein required to be delivered therewith to determine whether they contain all the information and are in the form required by this act and also whether the name of the surviving or new incorporated institution as the case may be conforms with the requirements of law for the name of such an incorporated institution or if the name is not the same as either or any of the merging or consolidating institutions whether it is the same as one already adopted or reserved by another corporation or person or is so similar thereto that it is likely to mislead the public

After all the bonus fees taxes and other charges have been paid as required by law if the articles of merger or articles of consolidation [and] the proof of publication and the certificate or certificates herein required to be de-

livered therewith contain the information and are in the form required by this act the Department of State shall forthwith but not prior to the day specified in the advertisement of the articles of merger or consolidation required by this act endorse its approval upon the articles of merger or articles of consolidation and shall forthwith transmit them to the Department of Banking

D If the Department of State shall disapprove the articles of merger or the articles of consolidation pursuant to this act it shall forthwith give notice thereof to the incorporated institution stating in detail its reasons for doing so and stating how such institution can remedy the nonconformance with the provisions of this act Upon remedying the defect such incorporated institution may in the same manner file the same or amended articles whichever the particular case may require

Section 3 Section one thousand four hundred sixteen of the said act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-five (P. L. 369) is hereby further amended to read as follows

Section 1416 Filing of Articles of Conversion of National Bank into Bank or Bank and Trust Company Payment of Fees Approval by Department of State A The articles of conversion of the national banking association into a bank or a bank and trust company [and] the proof of publication of the advertisement required by this act and a certificate or certificates from the proper department or departments evidencing payment by the corporation of all bonus taxes and charges as required by law shall be delivered to the Department of State

B In addition to any bonus fees taxes and charges provided by law in the case of any corporation the national banking association shall pay to the Department of State such reasonable fees as shall be established by rule or regulation by the Department of Banking for the investigation made by the Department of Banking pursuant to the provisions of this act to determine whether the articles of conversion should be approved Such fee for the investigation by the Department of State at the time of the filing with it of the articles of conversion and shall be paid by the Department of State through the Department of Revenue to the Banking Department Fund

C The Department of State shall examine such articles of conversion [and] such proof of publication and such certificate or certificates herein required to be delivered therewith to determine whether they contain all the information and are in the form required by this act and also whether the name of the proposed bank or bank and trust company as the case may be conforms with the requirements of law for the name of such an incorporated institution or whether it is the same as one already adopted or reserved by another corporation or person or is so similar thereto that it is likely to mislead the public

After all the bonus fees taxes and other charges have been paid as required by law if the articles of conversion the certificate or certificates herein required to be delivered therewith and the proof of publication contain the information and are in the form required by this act the Department of State shall forthwith but not prior to the day specified in the advertisement of the articles of conversion required by this act endorse its approval upon the articles of conversion and shall forthwith transmit them to the Department of Banking

D If the Department of State shall disapprove the articles of conversion pursuant to this act it shall forthwith give notice thereof to the national banking association stating in detail its reasons for doing so and stating how such national banking association can remedy the nonconformance with the provisions of this act Upon remedying the defect such national banking association may in the same manner file the same or amended articles whichever the particular case may require

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—188

- |                 |                |               |                  |
|-----------------|----------------|---------------|------------------|
| Achterman,      | Fleming,       | Longo,        | Rose, W. E.      |
| Allmond,        | Fletcher,      | Rush,         | Rosenfeld,       |
| Auker,          | Foor,          | Lovett,       | Royer,           |
| Baker,          | French,        | Lyons,        | Rush,            |
| Balthaser,      | Gallagher,     | Malloy,       | Sarge,           |
| Baughner,       | Gates,         | Marks,        | Sarra,           |
| Bentzel,        | Gerard,        | Maxwell,      | Scanlon,         |
| Bentley,        | Gillan,        | McClanaghan,  | Schwab,          |
| Boles,          | Gillette,      | McClester,    | Serrill,         |
| Boney,          | Goodwin,       | McDowell,     | Shaffer,         |
| Boorse,         | Gross,         | McFall,       | Shaw,            |
| Bower,          | Gryskewicz,    | McGrath,      | Shepard,         |
| Bradley,        | Gyger,         | McIntosh,     | Simons,          |
| Breth,          | Habbyshaw,     | McKinney,     | Sollenberger,    |
| Bretherick,     | Haberlen,      | McLanahan,    | Sorg,            |
| Brown,          | Haines,        | McMillen,     | Stank,           |
| Brunner, C. H., | Hall,          | McSurdy,      | Stine,           |
| Brunner, P. A., | Hamilton,      | Melchiorre,   | Stockham,        |
| Burns,          | Hare,          | Mihm,         | Tarr,            |
| Burriss,        | Harkins,       | Modell,       | Tate,            |
| Cadwalader,     | Harmuth,       | Monks,        | Taylor,          |
| Chudoff,        | Harris,        | Mooney,       | Thompson, E. F., |
| Cochran,        | Heatherington, | Moran,        | Thompson, R. L., |
| Cohen, M. M.,   | Helm,          | Moul,         | Trout,           |
| Cohen, R. E.,   | Herman,        | Muir,         | Turner,          |
| Cook,           | Hersch,        | Munley,       | Van Allsburg,    |
| Cooper,         | Hewitt,        | Nunemacher,   | Vincent,         |
| Cordier,        | Hirsch,        | O'Brien,      | Vogt,            |
| Corrigan,       | Holland,       | O'Dare,       | Voldow,          |
| Croop,          | Huntley,       | O'Mullen,     | Voorhees,        |
| Cullen,         | Imbrie,        | O'Neill,      | Wagner,          |
| Dalrymple,      | James,         | Owens,        | Watkins,         |
| DiGenova,       | Jefferson,     | Petrosky,     | Welngartner,     |
| Dix,            | Jones, G. E.,  | Pettit,       | Wells,           |
| Dolon,          | Jones, P. N.,  | Polaski,      | Welsh, E. B.,    |
| D'Ortona,       | Keenan,        | Polen,        | Welsh, M. J.,    |
| Duffy,          | Knoble,        | Powers,       | Williams,        |
| Early,          | Kolankewicz,   | Prosen,       | Winner,          |
| Elder,          | Komorofski,    | Rank,         | Wolf,            |
| Elliott,        | Krise,         | Readinger,    | Wood, L. H.,     |
| Ely,            | Lee, T. H.,    | Reagan,       | Wood, N.,        |
| Falkenstein,    | Leisey,        | Reese, R. E., | Woodring,        |
| Finestone,      | Leonard,       | Regan,        | Woodring,        |
| Finnerty,       | Lesko,         | Reynolds,     | Woodside,        |
| Fisher,         | Levy,          | Rhea,         | Wright,          |
| Fiss,           | Leydic,        | Riley,        | Yeakel,          |
|                 | Lichtenwalter, | Rooney,       | Yester,          |
|                 |                | Rose, S.,     | Young,           |
|                 |                |               | 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..

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1218, as follows:

An Act to amend section two hundred eighty-two of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" providing for payment of one-fourth of fines collected for violation of said act to the counties for maintenance of prisoners committed for such violations and imposing duties on magistrates aldermen and justices of the peace

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

Section 1 Section two hundred eighty-two of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448) entitled "An act relating

to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as added by section seven of the act approved the twenty-fifth day of May one thousand nine hundred and thirty-seven (P. L. 801) is hereby amended to read as follows

Section 282 Fines to Be Forwarded to Commissioner and County [All] Three-fourth of all fines recovered in cases where the prosecutor is a salaried officer of the Commonwealth shall be immediately surrendered by the court receiving the same to the prosecutor who in turn as soon as may be shall forward or deliver such fines and penalties to the commissioner Where any officer of the Commonwealth other than a salaried officer is the prosecutor three-fourths of the fines and penalties shall as soon as the case is fully determined by any magistrate alderman or justice of the peace be forwarded by such magistrate alderman or justice of the peace to the Commissioner at Harrisburg together with a statement of the cause for which such fines were collected the cost of which statement is hereby fixed at fifty cents and made a part of the costs of prosecution All fines received by the commissioner shall be paid into the State Treasury monthly by and through the Department of Revenue for the use of the fish fund In either of the above cases the remaining one-fourth of all fines and penalties recovered shall as soon as the case is fully determined be forwarded to the county commissioners of the county in which the offender was convicted for the use of the county in maintaining persons committed to the county jail for violations of the law to which this is an amendment

Sworn statements of all fines and penalties so collected and all bail forfeited shall also be made by the magistrate alderman or justice of the peace imposing or receiving the same to the commissioner and to the county commissioners upon forms furnished by the Department of Revenue such reports shall be made monthly not later than the tenth day of the following month

Any magistrate alderman or justice of the peace who shall fail to make such monthly reports and returns or either of them shall be guilty of a misdemeanor in office and upon conviction thereof in a court of quarter sessions shall be sentenced to pay a fine of one hundred dollars and costs of prosecution or undergo imprisonment for not more than sixty days or suffer both such fine and imprisonment

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—188

- |                 |                |              |                  |
|-----------------|----------------|--------------|------------------|
| Achterman,      | Fletcher,      | Lovett,      | Rosenfeld,       |
| Allmond,        | Foor,          | Lyons,       | Royer,           |
| Auker,          | French,        | Malloy,      | Rush,            |
| Baker,          | Gallagher,     | Marks,       | Sarge,           |
| Balthaser,      | Gates,         | Maxwell,     | Sarra,           |
| Baughner,       | Gerard,        | McClanaghan, | Scanlon,         |
| Bentley,        | Gillan,        | McClester,   | Schwab,          |
| Bentzel,        | Gillette,      | McDowell,    | Serrill,         |
| Boles,          | Goodwin,       | McFall,      | Shaffer,         |
| Boney,          | Gross,         | McGrath,     | Shaw,            |
| Boorse,         | Gryskewicz,    | McIntosh,    | Shepard,         |
| Bower,          | Gyger,         | McKinney,    | Simons,          |
| Bradley,        | Habbyshaw,     | McLanahan,   | Sollenberger,    |
| Breth,          | Haberlen,      | McMillen,    | Sorg,            |
| Bretherick,     | Haines,        | McSurdy,     | Stank,           |
| Brown,          | Hall,          | Melchiorre,  | Stine,           |
| Brunner, C. H., | Hamilton,      | Mihm,        | Stockham,        |
| Brunner, P. A., | Hare,          | Modell,      | Tarr,            |
| Burns,          | Harkins,       | Monks,       | Tate,            |
| Burriss,        | Harmuth,       | Mooney,      | Taylor,          |
| Cadwalader,     | Harris,        | Moran,       | Thompson, E. F., |
| Chudoff,        | Heatherington, | Moul,        | Thompson, R. L., |
| Cochran,        | Helm,          | Muir,        | Trout,           |
| Cohen, M. M.,   | Herman,        | Munley,      | Turner,          |
| Cohen, R. E.,   | Hersch,        | Nunemacher,  | VanAllsburg,     |

Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voidow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Watkins,
Cullen,	James,	Petrosky,	Weingartner,
Dalrymple,	Jefferson,	Pettit,	Weiss,
DiGenova,	Jones, G. E.,	Polaski,	Welsh, E. B.,
Dix,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dolon,	Keenan,	Powers,	Williams,
D'Ortona,	Knoble,	Prosen,	Winner,
Duffy,	Kolankiewicz,	Rank,	Wolf,
Early,	Komorowski,	Readinger,	Wood, L. H.,
Elder,	Krise,	Reagan,	Wood, N.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Woodring,
Ely,	Leisey,	Regan,	Woodside,
Falkenstein,	Leonard,	Reynolds,	Wright,
Finestone,	Lesko,	Rhea,	Yeakel,
Finnerty,	Levy,	Riley,	Yester,
Fisher,	Leydic,	Rooney,	Young,
Fiss,	Lichtenwalter,	Rose, S.,	Kilroy, Speaker
Fleming,	Longo,	Rose, W. E.,	

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. 1359, (Senate Bill No. 447), entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases; and repealing and lapsing certain appropriations.

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—188.

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Auker,	French,	Malloy,	Rush,
Baker,	Gallagher,	Marks,	Sarge,
Balthaser,	Gates,	Maxwell,	Sarraf,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,
Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Jhepard,
Bower,	Gyger,	McKinney,	Simons,
Bradley,	Habbyshaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McMillen,	Sorg,
Bretherick,	Haines,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burriss,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, R. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	VanAllsburg,
Cook,	Hewitt,	O'Connor,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voidow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,

D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorowski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Leisey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finestone,	Lesko,	Rhea,	Wright,
Finnerty,	Levy,	Riley,	Yeakel,
Fisher,	Leydic,	Rooney,	Yester,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	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 return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 872, (Senate Bill No. 66), entitled:

An Act to further amend the last paragraph of section four hundred thirty-nine 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," imposing additional duties on and providing for additional compensation of veterans' grave registrars.

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—188.

Achterman,	Foor,	Lovett,	Rose, W. E.,
Allmond,	French,	Lyons,	Rosenfeld,
Auker,	Gallagher,	Malloy,	Royer,
Baker,	Gates,	Marks,	Rush,
Balthaser,	Gerard,	Maxwell,	Sarge,
Baughner,	Gillan,	McClanaghan,	Scanlon,
Bentley,	Gillette,	McClester,	Schwab,
Bentzel,	Goodwin,	McDowell,	Serrill,
Boles,	Gross,	McFall,	Shaffer,
Boney,	Gryskewicz,	McGrath,	Shaw,
Boorse,	Gyger,	McIntosh,	Shaw,
Bower,	Habbyshaw,	McKinney,	Shepard,
Bradley,	Haberlen,	McLanahan,	Simons,
Breth,	Haines,	McMillen,	Sollenberger,
Bretherick,	Hall,	McSurdy,	Sorg,
Brown,	Hall,	Melchiorre,	Stank,
Brunner, C. H.,	Hare,	Mihm,	Stine,
Brunner, P. A.,	Harkins,	Modell,	Stockham,
Burns,	Harmuth,	Monks,	Tarr,
Burriss,	Harris,	Mooney,	Tate,
Chudoff,	Heatherington,	Moran,	Taylor,
Cochran,	Helm,	Moul,	Thompson, E. F.,
Cohen, M. M.,	Eerman,	Muir,	Thompson, R. L.,
Cohen, R. E.,	Hersch,	Munley,	Trout,
Cook,	Hewitt,	Nunemacher,	Turner,
Cooper,	Hirsch,	O'Brien,	VanAllsburg,
Cordier,	Holland,	O'Dare,	Vincent,
Corrigan,	Huntley,	O'Mullen,	Vogt,
Croop,	Imbrie,	O'Neill,	Voidow,
Cullen,	James,	Owens,	Voorhees,
Dalrymple,	Jefferson,	Petrosky,	Wagner,
DiGenova,	Jones, G. E.,	Pettit,	Watkins,
Dix,	Jones, P. N.,	Polaski,	Weingartner,
D'Ortona,	Keenan,	Polen,	Weiss,
Duffy,	Knoble,	Powers,	Welsh, E. B.,
Elder,	Kolankiewicz,	Prosen,	Welsh, M. J.,
Elliott,	Komorowski,	Rank,	Williams,
Ely,	Krise,	Readinger,	Winner,
	Lee, T. H.,	Reagan,	Wolf,
			Wood, L. H.,

Falkenstein,	Lelsey,	Reese, R. E.,	Wood, N.,
Finestone,	Leonard,	Regan,	Woodring,
Finnerty,	Lesko,	Reynolds,	Woodside,
Fisher,	Levy,	Rhea,	Wright,
Fiss,	Leydic,	Riley,	Yeakel,
Fleming,	Lichtenwalter,	Rooney,	Yester,
Fletcher,	Longo,	Rose, S.,	Young,
			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 return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1315, as follows:

An Act to amend the title and the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589), entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination or reconstruction of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of the act" by adding new sections making certain changes in the designation of certain streets taken over as State highways and adding thereto certain additional streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and the city or either of them designating the city as agent for the Commonwealth in such taking opening relocation widening or change of grade and the determination of damages arising therefrom authorizing agreements for the taking opening relocation widening change of grade construction reconstruction repair and maintenance of such State highways appropriating money in the Motor License Fund for the purposes of the act as amended.

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

Section 1 The title and sections two three four five six and seven of the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination or reconstruction of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street

after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" are hereby amended to read as follows

An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets [providing that no assessment shall be made upon the Commonwealth in the elimination or reconstruction of any grade crossing thereon] authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act

Section 2 The city streets to be taken over under the provisions of this act in the cities hereinafter named shall be designated by numbers to be hereafter assigned by the Secretary of Highways and are situate and described as follows

In the City of Philadelphia

Beginning at a point on the Philadelphia City-Yeadon Borough line on Baltimore Avenue thence over Baltimore Avenue to an intersection with Forty-second Street thence northerly over Forty-second Street to an intersection with Spring Garden Street thence easterly over Spring Garden Street to an intersection with Thirty-first Street thence northerly over Thirty-first Street to an intersection with Haverford Avenue thence westerly over Haverford Avenue to an intersection with Forty-second Street thence southerly over Forty-second Street to the intersection of Forty-second Street and Spring Garden Street beginning again at the intersection of Thirty-first Street and Spring Garden Street thence easterly over Spring Garden Street to an intersection with the Parkway thence southeasterly over the Parkway to City Hall beginning again at the intersection of the Parkway and Race Street thence easterly over Race Street to the Delaware River Bridge approach beginning again at the intersection of the Delaware River Bridge approach and Vine Street thence westerly over Vine Street to an intersection with the Parkway a distance of about 8.25 miles

Beginning at a point on the Philadelphia [City-Melbourne] City-Melbourne Borough line thence over Market Street to an intersection with Cobb's Creek Parkway thence southerly over Cobb's Creek Parkway to an intersection with Chestnut Street thence easterly over Chestnut Street to an intersection with Fifth Street thence northerly over Fifth Street to an intersection with Spring Garden Street beginning again at the intersection of Spring Garden Street and Sixth Street thence southerly over Sixth Street to an intersection with Walnut Street thence westerly over Walnut Street to an intersection with Cobb's Creek Parkway thence northerly over Cobb's Creek Parkway to an intersection with Chestnut Street beginning again at the intersection of Cobb's Creek Parkway and Walnut Street thence southerly over Cobb's Creek Park-

way to an intersection with [Sixty-third] Sixty-first Street thence southerly over Sixty-first Street to an intersection with Baltimore Avenue a distance of about 14.00 miles

Beginning at a point on the Philadelphia City-Yeadon Borough line on Sixty-fifth Street thence easterly over Sixty-fifth Street Chester Avenue and Sixty-fifth Street to an intersection with Kingsessing Avenue thence northeasterly over Kingsessing Avenue to an intersection with Fifty-second Street thence northwesterly over Fifty-second Street to an intersection with Chester Avenue thence northeasterly over Chester Avenue to an intersection of Chester Avenue and Forty-second Street thence northerly over Forty-second Street to an intersection with Baltimore Avenue thence northeasterly over Baltimore Avenue to an intersection with Woodland Avenue thence northeasterly over Woodland Avenue to an intersection with Chestnut Street near Thirty-third Street a distance of about 4.00 miles

Beginning at a point on the Philadelphia City-Bucks County line on Roosevelt Boulevard thence over the Roosevelt Boulevard to an intersection with Hunting Park Avenue thence over Hunting Park Avenue to an intersection with Allegheny Avenue thence westerly over Allegheny Avenue to an intersection with Ridge Avenue thence over Ridge Avenue and Park Drive to an intersection with City Avenue thence southwesterly over City Avenue to the Philadelphia City-Delaware County line at Cobb's Creek a distance of about 20.00 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Lancaster Avenue thence southeasterly over Lancaster Avenue to an intersection with Spring Garden Street near Thirty-ninth Street a distance of about 3.05 miles

[Beginning at a point on the Philadelphia City-Montgomery County line on Conshohocken Avenue thence southeasterly on Conshohocken Avenue to an intersection with Belmont Avenue thence southerly on Belmont Avenue to the intersection of Belmont Avenue and Lancaster Avenue beginning again at the intersection of Thirty-ninth Street and Lancaster Avenue thence southerly over Thirty-ninth Street Filbert Street and Thirty-ninth Street to the intersection of Thirty-ninth Street and Baltimore Avenue thence southeasterly over University Avenue to an intersection with Thirty-fourth Street thence southerly over Thirty-fourth Street to an intersection with Maiden Lane thence southeasterly over Maiden Lane to an intersection with Snyder Avenue thence easterly over Snyder Avenue to an intersection with South Twenty-fourth Street thence southerly over South Twenty-fourth Street to the intersection of South Twenty-fourth Street and Passyunk Avenue] Beginning at the intersection of Thirty-ninth Street and Lancaster Avenue thence southerly on Thirty-ninth Street Filbert Street and Thirty-ninth Street to the intersection of Thirty-ninth Street and Baltimore Avenue thence southeasterly on University Avenue to an intersection with Thirty-fourth Street thence southerly over Thirty-fourth Street to an intersection with Vare Avenue thence southeasterly over Vare Avenue to an intersection with Oregon Avenue thence easterly over Oregon Avenue to an intersection with South Broad Street beginning again at the intersection of Thirty-ninth and Filbert Streets thence northerly over Filbert Street Saunders Avenue and Lancaster Avenue to the intersection of Thirty-ninth Street and Lancaster Avenue a distance of about [6.70] 4.65 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Old York Road thence southerly over Old York Road to an intersection with North Broad Street thence southerly over North Broad Street to City Hall thence by West Penn Square to the intersection of South Broad Street and South Penn Square a distance of about 8.00 miles

Beginning [at a point on the Philadelphia City-Montgomery County line on Wadsworth Avenue thence southwesterly on Wadsworth Avenue to an intersection with Easton Road thence along Easton Road to an intersection

with Mt. Airy Avenue thence along Mt. Airy Avenue to an intersection with Germantown Avenue beginning again] at the intersection of Germantown Avenue and Mt. Pleasant Avenue thence southwesterly over Mt. Pleasant Avenue to an intersection with Lincoln Drive a distance of about [2.66] 0.83 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Ogontz Avenue thence southerly on Ogontz Avenue to an intersection with Stenton Avenue thence southeasterly on Stenton Avenue to the intersection of Stenton Avenue and North Broad Street a distance of about 2.20 miles

Beginning at a point on the Philadelphia City-Bucks County line on Bustleton Avenue thence southerly on Bustleton Avenue to an intersection with Welsh Road thence over Welsh Road to the intersection of Welsh Road and Roosevelt Boulevard a distance of about 4.50 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Philmont Avenue thence northeasterly over Philmont Avenue to its intersection with Bustleton Avenue a distance of about 0.70 of a mile.

Beginning at a point on the Philadelphia City-Bucks County line on Frankford Avenue thence southwesterly on Frankford Avenue to an intersection with Levick Street thence northwesterly on Levick Street to the intersection of Levick Street and the Roosevelt Boulevard a distance of about 6.00 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Cottman Avenue thence southeasterly over Cottman Avenue to an intersection with Frankford Avenue beginning again at the intersection of Frankford Avenue and Levick Street thence southeasterly over Levick Street to the approach to the Tacony-Palmyra Bridge a distance of about 4.50 miles

Beginning at a point on the Philadelphia City-Delaware County line on Eighty-fourth Street thence southeasterly over Eighty-fourth Street to an intersection with Tincum Avenue thence northeasterly over Tincum Avenue to an intersection with South 80th Street thence southeasterly over South 80th Street to an intersection with Penrose Ferry Road thence northeasterly over Penrose Ferry Road to an intersection with Penrose Avenue near Schuylkill Avenue] thence northeasterly on Penrose Avenue to an intersection with Moyamensing Avenue thence over Moyamensing Avenue to an intersection with South Broad Street thence northerly on South Broad Street to City Hall thence by way of East Penn Square to the intersection of North Penn Square and North Broad Street a distance of about [7.40] 7.09 miles

[Beginning at a point on the Philadelphia City-Delaware County line on Tincum Avenue thence northeasterly on Tincum Avenue to the intersection of Tincum Avenue and Eighty-fourth Street beginning again at the intersection of Moyamensing Avenue and Oregon Avenue thence easterly on Oregon Avenue to an intersection with Swanson Street thence northerly on Swanson Street to an intersection with Delaware Avenue thence northerly on Delaware Avenue to an intersection with Richmond Street thence northeasterly on Richmond Street to an intersection with Bridge Street thence northwesterly on Bridge Street to an intersection with Tacony Street thence northeasterly on Tacony Street and State Road to the approach to the Tacony-Palmyra Bridge a distance of about 12.70 miles]

Beginning at a point on the Philadelphia City-Montgomery County line on Germantown Avenue thence southeasterly over Germantown Avenue to an intersection with Mt Pleasant Avenue [thence northeasterly on Mt Pleasant Avenue to Chew Street thence southeasterly on Chew Street to an intersection with Olney Avenue thence asterly over] [Olney Avenue to an intersection with Rising Sun Avenue] beginning again at the intersection of Rising Sun Avenue and Adams Avenue thence over Adams Avenue to an intersection with Roosevelt Boulevard a distance of about [8.76] 4.26 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Bethlehem Pike thence southwesterly on the Bethlehem Pike to an intersection with

the Germantown Avenue beginning again at an intersection of Germantown Avenue and Allen's Lane thence southerly over Allen's Lane to an intersection with Lincoln Drive thence southerly on Lincoln Drive to an intersection with Cliveden Street thence southerly on Cliveden Street to an intersection with Park Lane thence over Park Lane to an intersection with Walnut Lane thence over Walnut Lane to an intersection with Ridge Avenue thence southerly on Ridge Avenue to the intersection of Park Drive and Ridge Avenue beginning again at the intersection of Allegheny Avenue and Ridge Avenue thence southerly on Ridge Avenue to an intersection with Twenty-ninth Street thence southerly on Twenty-ninth Street to an intersection with Girard Avenue thence easterly on Girard Avenue to an intersection with West College Avenue thence southerly on West College Avenue to an intersection with Twenty-fifth Street thence southerly on Twenty-fifth Street to an intersection with Pennsylvania Avenue thence southeasterly on Pennsylvania Avenue to an intersection with Spring Garden Street thence over Spring Garden Street to the intersection of Spring Garden Street and Delaware Avenue beginning again at the intersection of Pennsylvania Avenue and Twenty-fifth Street thence northwesterly on Pennsylvania Avenue to the intersection of Twenty-sixth Street thence northerly over Twenty-sixth Street to the intersection of Twenty-sixth Street and Girard beginning again at the intersection of Girard Avenue and Twenty-ninth Street thence westerly on Girard Avenue to an intersection with a park drive near Thirty-first Street beginning again at the intersection of Spring Garden Street and Pennsylvania Avenue thence westerly over Spring Garden Street to an intersection with a park drive a distance of about 11.00 miles

Beginning at a point on the Philadelphia City-Rockledge Borough line on Oxford Avenue thence southerly on Oxford Avenue to an intersection with Rising Sun Avenue thence southwestwardly on Rising Sun Avenue to the intersection of Rising Sun Avenue and the Roosevelt Boulevard a distance of about 3.40 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Haverford Avenue thence southeasterly on Haverford Avenue to an intersection with Forty-second Street a distance of about 4.25 miles

Beginning at a point on the Philadelphia City-Delaware County line on Lansdowne Avenue thence northerly over Lansdowne Avenue to an intersection with Haverford Avenue beginning again at an intersection of Haverford Avenue and Girard Avenue thence easterly over Girard Avenue to an intersection with a park drive near Thirty-first Street thence southerly over the park drive to an intersection with the Parkway at Spring Garden Street a distance of about 4.80 miles

Beginning at a point on the Philadelphia City-Delaware County line on Seventy-first Street thence northerly over Seventy-first Street to an intersection with Lansdowne Avenue a distance of about 0.50 of a mile

Beginning at a point on the Philadelphia City-Montgomery County line on East Washington Lane thence southwestwardly over East Washington Lane to an intersection with [Stenton Avenue thence southeasterly on Stenton Avenue to an intersection with Washington Lane thence southwestwardly on Washington Lane to an intersection with Wayne Avenue thence northwesterly on Wayne Avenue to the intersection of Wayne Avenue and Lincoln Drive a distance of about 3.20 miles] "Ogontz Avenue beginning again at the intersection of Washington Lane and Stenton Avenue thence southeasterly on Washington Lane to an intersection with Wayne Avenue thence northwesterly on Wayne Avenue to the intersection of Wayne Avenue and Lincoln Drive a distance of about 2.42 miles"

[Beginning at a point on the Philadelphia City-Montgomery County line on Ridge Avenue thence southeasterly on Ridge Avenue to an intersection with Walnut Lane [beginning again at the intersection of Allegheny Avenue and Hunting Park Avenue thence easterly over Allegheny Avenue to an intersection with Sedgley Avenue thence northwesterly on Sedgley Avenue to an intersection with Ninth] [Street thence southeasterly on Ninth Street to an

intersection with Allegheny Avenue thence easterly over Allegheny Avenue to an intersection with Richmond Street] a distance of about [9.00] 4.24 miles]

Beginning at the Philadelphia City-Darby Borough line on Woodland Avenue thence northeasterly on Woodland Avenue to an intersection [with Island Avenue thence southeasterly on Island Avenue to an intersection with Passyunk Avenue thence northeasterly on Passyunk Avenue to an intersection with Buist Avenue thence northwesterly on Buist Avenue to an intersection with South Sixty-third Street thence southeasterly on South Sixty-third Street to an intersection with Passyunk Avenue thence northeasterly on Passyunk Avenue to an intersection with South Broad Street beginning again at the intersection of Washington Avenue and South Broad Street thence easterly on Washington Avenue to the intersection of Washington Avenue and Delaware Avenue] "at Island Road thence southeasterly on Island Road to an intersection with Passyunk Avenue thence northeasterly on Passyunk Avenue to an intersection with South Broad Street a distance of about [6.25] 4.57 miles

Beginning at a point on the boundary line between Delaware County and Philadelphia City on Marshall Road and extending in an easterly direction on Marshall Road to an intersection with Cobb's Creek Parkway a distance of 0.10 miles

Beginning at a point at the intersection of Roosevelt Boulevard and Aramingo Avenue thence southeasterly and southwestwardly on Aramingo Avenue to Norris Street thence southeasterly on Norris Street to Dyott Street thence southeasterly on Dyott Street to Delaware Avenue thence southwestwardly on Delaware Avenue to Swanson Street thence southwestwardly on Swanson Street to Oregon Avenue thence southwestwardly on Oregon Avenue to an intersection with Moyamensing Avenue a distance of 12.1 miles

Beginning at a point at the intersection of Tacony Street and Aramingo Avenue thence northeasterly along Tacony Street and State Road to an intersection with Levick Street a distance of about 1.3 miles

Beginning at a point on the Philadelphia City-Montgomery County line at the intersection with the Bethlehem Pike thence easterly on Stenton Avenue to an intersection with Stenton Avenue and Ogontz Avenue Beginning again at the intersection of North Broad Street and Godfrey Avenue thence in an easterly direction on Godfrey Avenue to an intersection of Godfrey Avenue and Adams Avenue thence over Adams Avenue to an intersection with Rising Sun Avenue a distance of 6.0 miles

Beginning at an intersection of Allegheny Avenue and Hunting Park Avenue thence in a southwestwardly direction on Hunting Park Avenue to an intersection with East River Drive a distance of about .8 miles

Beginning at an intersection of Ridge Avenue and Vine Street thence in a southeasterly direction on Ridge Avenue to an intersection of Ridge Avenue with Race Street a distance of about 0.15 mile

Beginning at a point at the intersection of Island Road and Passyunk Avenue thence on Island Road in a southeasterly direction to an intersection with Penrose Avenue thence northeasterly over Penrose Avenue to an intersection with Eightieth Street a distance of about 2.30 miles

Beginning at a point on the Philadelphia City-Delaware County line on Essington Avenue thence northeasterly and northerly on Essington Avenue to an intersection with Passyunk Avenue a distance of 3.1 miles

Beginning at a point on the Philadelphia City-Montgomery County line on Ridge Avenue thence southeasterly on Ridge Avenue to an intersection with Ridge Avenue and Henry Avenue and thence southeasterly on Henry Avenue to an intersection with Walnut Lane a distance of about 3.75 miles"

Provided however that no part or portion of any street hereinbefore described shall be taken over as a State highway under the provisions of this act until after such part or portion shall have been legally opened by the city authorities in the same manner as other streets are now opened which form a part of the same route as herein described "or an agreement shall have been entered into between the Commonwealth and city for such opening."

Section 3 The city streets of sections thereof hereinbefore described shall be taken over by the Commonwealth through the Department of Highways not later than the first day of January [one thousand nine hundred thirty-eight] "one thousand nine hundred forty-two" subject however to the following exceptions

(a) No city street or part thereof described in section two of this act shall be taken over by the Commonwealth if an order or decree for the improvement thereof has been issued until there has been full compliance with the terms of such order or decree

(b) No city street or part thereof described in section two of this act shall be taken over by the Commonwealth if a contract for the improvement thereof has been entered into between a contractor and the Commonwealth or the city authorities or both until the contract has been completed

(c) No city street or part thereof described in section two of this act shall be taken over if an agreement has been entered into between the city authorities and "any party other than" the Commonwealth [or any other party] for the maintenance or construction of such street even though no formal contract has been executed pursuant to such agreement and no work has been done until the terms of the agreement have been fulfilled

Section 4 This act is not intended and shall not be construed

(a) To place upon the Commonwealth any duty to regulate traffic or police the streets herein taken over by the Commonwealth but such duty shall be and remain the obligation of the cities

[(b) To place upon the Commonwealth any obligation for the maintenance construction reconstruction or resurfacing of said streets other than the base or surface courses

(c) To place upon the Commonwealth through the Department of Highways any obligation to maintain construct [or reconstruct any structure of any kind or character whatsoever situate upon or forming part of any city street or section thereof described in section two of this act except that the Secretary of Highways may assume the obligation to maintain construct or reconstruct drainage structures with a total spanned length not exceeding ten feet measured along the center line of the street other than storm or sanitary sewers and which were the sole obligation of the city prior to the passage of this act Responsibility for the construction reconstruction and maintenance of any other structures shall remain with the city person association or corporation responsible therefor at the date of the approval of this act

(d) To authorize any assessment to be made against the Commonwealth by reason of or to assist in the elimination of any grade crossing or the alteration or reconstruction of an existing overhead or under grade crossing on any street described and designated in section two of this act and no such assessment shall hereafter be made under any act of Assembly heretofore enacted

(e) To place upon the Commonwealth any obligation under any franchise or franchises heretofore or hereafter granted by the city to any public utility company nor to transfer to the Commonwealth from the city any rights under any such franchise or franchises heretofore granted]

[(f)] "(b)" To place upon the Department of Highways any authority to regulate traffic parking or the general use by the traveling public of the streets or sections thereof taken over by the Commonwealth for maintenance or improvement under the provisions of this act Provided however That the Department of Highways shall be and is hereby authorized to close to traffic all of the streets or sections thereof described in section two of this act during such time as improvements are being made thereon and in such case the city shall establish and maintain a suitable detour in accordance with the provisions of section ten of this act

Section 5 After the streets described in section two of this act shall have been taken over by the Commonwealth they shall be maintained constructed reconstructed [and] resurfaced "and repaired" by the Department of Highways at the expense of the Commonwealth and such con-

struction reconstruction and resurfacing shall be of such type as shall be determined by the Secretary of Highways with the approval of the Governor and repairs and maintenance shall be of such type as shall be determined by the Secretary of Highways [The obligation of the Commonwealth in the construction reconstruction resurfacing or maintenance as hereinbefore provided shall be limited to that part of the street or section thereof between curb lines as established at the time of passage of this act but shall not include the portions of such streets which are or may be used and occupied by the structures or surface facilities of any public utility company] Provided "however That nothing in this section shall be construed to place upon the Commonwealth any obligation to repair and maintain the curbing and footways of any such street And provided further" That it shall nevertheless be lawful for the Department of Highways to enter into agreements in the discretion of the Secretary of Highways with the cities or with persons associations or corporations for the sharing with the Commonwealth of the cost of construction reconstruction or resurfacing of the streets or sections thereof taken over by the Commonwealth under this act "The Secretary of Highways is authorized prior to and for the purpose of the construction reconstruction or improvement of any such street or section thereof to enter into agreements with any city of the first class for the revision or change of the lines widths and grades thereof as hereinafter provided"

Section 6 The maintenance of said streets authorized under the provisions of this act shall not include snow removal or street cleaning [and shall be limited to the portions of the street between existing curb lines available to vehicular traffic]

Section 7 [The Department of Highways shall not change the width lines or grades of the streets taken over under the provisions of this act or any section thereof but such changes as may be approved or recommended by the Secretary of Highways shall be made by the city as heretofore by an ordinance duly passed in accordance with laws applicable thereto and in the event of any change of width lines or grades in accordance with the provisions of this section the city shall be responsible for the payment of any damages which may be occasioned] [thereby in the manner provided by law such damages to be ascertained and paid in accordance with the laws applicable thereto] "Whenever the Secretary of Highways shall deem it necessary or desirable that the lines widths or grades of any such street or section thereof be revised or changed prior to and for the purpose of facilitating the construction reconstruction or improvement of any such street the Secretary of Highways may with the approval of the Governor enter into agreements with any such city within the limits of which such streets or section thereof to be constructed reconstructed or improved are located for the revision and change of lines widths and grades of such street or section thereof and such revision and changes shall be made by such city on the city plan in accordance with the law and procedure applicable thereto"

Section 2 That after Section 15 of the said act the following new sections are hereby added

"Section 16 The type of improvement shall include opening widening and change of grade on any street or section thereof clearing grading demolition removal of existing paving repaving surfacing the construction of traffic islands circle or other traffic channelizations the construction of storm water conduits drains and gutters culverts bridges viaducts and retaining walls curbing and recurbing the paving and repaving of sidewalks the planting of trees and shrubs seeding and sodding street and traffic signs traffic signals and conduits and lighting fixtures for same and such other work excepting water pipe and sanitary sewers as may be necessary fully and satisfactorily to complete such improvement

Section 17 The Secretary of Highways with the approval of the Governor and any such city of the first class are hereby authorized to enter into agreements for the taking opening relocation widening or change of grade by the Commonwealth of any State highway or section thereof

within the limits of such city Such agreements may provide inter alia for the payment by the city of all or part of the property damages resulting by reason of the taking opening relocation widening or change of grade by the Commonwealth of such highway or section thereof

The amount of damages payable for such taking opening relocation widening or change of grade by the Commonwealth shall be ascertained in accordance with existing laws relating to the payment of damages for the taking opening relocation widening or change of grade of State highway routes Each city of the first class is hereby appointed and constituted the agent of the Commonwealth in the taking opening relocation widening or change of grade of any such highway or section thereof within its limits and in the determination of property damages payable therefor under the provisions of this act The city as agent for and on behalf of the Commonwealth shall determine by amicable settlement legal proceedings or otherwise all claims for damages in accordance with the procedure established by law for the determination of damages resulting from the exercise of eminent domain by cities of the first class provided however that no agreement for the settlement of any claim for damages shall become effective until approved by the Secretary of Highways and the Secretary of Highways shall at the expense of the Commonwealth have the right to be represented by counsel and witnesses in any judicial proceedings to ascertain the damages payable but all other expenses of such judicial proceedings exclusive of damages shall be paid by the city The damages resulting from such taking opening relocation widening or change of grade of any such street or section thereof when finally ascertained whether by settlement award judgment or otherwise shall be paid out of moneys in the Motor License Fund and all sums if any due by such city as its share thereof under any such an agreement with the Commonwealth shall be paid by such city to the Commonwealth and shall be credited in the Motor License Fund"

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

Section 4 This act shall become effective immediately upon its 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—188

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Auker,	French,	Malloy,	Royer,
Baker,	Gallagher,	Marks,	Rush,
Balthaser,	Gates,	Maxwell,	Sarge,
Baughner,	Gerard,	McClanaghan,	Sarraf,
Bentley,	Gillan,	McClester,	Scanlon,
Bentzel,	Gillette,	McDowell,	Schwab,
Boles,	Goodwin,	McFall,	Serrill,
Boney,	Gross,	McGrath,	Shaffer,
Boorse,	Gryskewicz,	McIntosh,	Shaw,
Bower,	Gyger,	McKinney,	Shepard,
Bradley,	Habbyshaw,	McLanahan,	Simons,
Breth,	Haines,	McLane,	Sollenberger,
Bretherick,	Hall,	McMillen,	Sorg,
Brown,	Hamilton,	McSurdy,	Stank,
Brunner, C. H.,	Hare,	Melchiorre,	Stine,
Brunner, P. A.,	Harkins,	Mihm,	Stockham,
Burns,	Harmuth,	Modell,	Tarr,
Burns,	Harris,	Monks,	Tate,
Carwalader,	Heatherington,	Mooney,	Taylor,
Chudoff,	Helm,	Moran,	Thompson, E. F.,
Cochran,	Herman,	Moul,	Thompson, R. L.,
Cohen, M. M.,	Hersch,	Muir,	Trount,
Cohen, R. E.,	Hewitt,	Munley,	Turner,
Cook,	Hirsch,	Nunemacher,	VanAllsburg,
Cooper,	Holland,	O'Brien,	Vincent,
Cordier,	Juntley,	O'Dare,	Vogt,
Corrigan,	Imbrie,	O'Mullen,	Voidow,
Croop,	James,	O'Neill,	Voorhees,

Cullen,	Jefferson,	Owens,	Wagner,
Dalrymple,	Jones, G. E.,	Petrosky,	Watkins,
DiGenova,	Jones, P. N.,	Pettit,	Weingartner,
Dix,	Keenan,	Polaski,	Weiss,
Dolon,	Kenehan,	Polen,	Welsh, E. B.,
D'Ortona,	Knoble,	Powers,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Prosen,	Williams,
Early,	Komorowski,	Rank,	Winner,
Elder,	Krise,	Readinger,	Wolf,
Elliott,	Lee, T. H.,	Reagan,	Wood, L. H.,
El,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,

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. 861, as follows:

An Act to further amend the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

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

Section 1 Section nine hundred two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 902 When Court to Fill Vacancies If the council of any borough shall refuse fail or neglect or be unable for any reason whatsoever to fill any vacancy within thirty days after the vacancy happens as provided by the preceding section then the court of quarter sessions shall upon petition of the burgess or council or five citizens fill the vacancy in such office by the appointment of a qualified resident of the borough for the unexpired term of the office "Provided That if no petition be filed within ten days after the expiration of the said thirty days then council shall again have power to fill the vacancy"

Section 2 Section nine hundred five of said act as amended by the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 689) is hereby further amended to read as follows

Section 905 Right of Council to Declare Seat of Councilman Vacant for Failure to Attend Meetings If any person having qualified as a member of council shall neglect or refuse to attend two successive regular meetings unless detained by sickness or "temporarily" prevented by Inecessary absence from the borough "fortuitous circumstances of a serious nature and beyond his control" or if in attendance at any meetings shall neglect or refuse to act in his official capacity as a member of council the borough council acting without such person may declare his office as a member of council vacant and may fill such vacancy as provided in section nine hundred one of this act For such actions a majority of the remaining members of the council shall constitute a quorum

Section 3 Sections one thousand one and one thousand three of said act are hereby amended to read as follows

Section 1001 Organization of Council No Compensation Eligibility The borough council shall organize at

eight o'clock post meridian on the first Monday [after the first day] of January of each even numbered year by electing a president treasurer and secretary which shall constitute the organization of council The council may at the organization meeting elect such other officers as may be provided for by law or ordinance "and may transact any other business properly coming before a general meeting" The president shall preside over the meetings of council and when absent his place shall be filled by a president pro tempore The councilmen shall not receive any compensation for their services as councilmen A school director shall not be eligible to the office of member of council

Section 1003 When the Burgess May Preside Over Council and Vote The burgess shall preside over the organization "meeting" of the council until [it is organized as provided in section one thousand one but he shall not vote thereat unless his vote shall for any reason whatsoever be required to effect the organization of council or to elect any officer elected at the organization meeting] "the president secretary and treasurer have been elected The burgess shall continue to preside unless and until a majority of the councilmen present adjourn the organization meeting after which the president shall preside" In case of the unavoidable absence of the burgess at the organization meeting one of the members of council chosen by the members present at the meeting shall preside

[In all cases where by reason of a tie vote the council of any borough shall be unable to enact or pass any ordinance or fill a vacancy in its membership or in any other borough office and such disagreement shall continue until the next regular meeting of council it shall be the duty of the burgess of such borough to attend said meeting and cast the deciding vote]

"Whenever at any meeting and for any purpose or on any question there be a tie vote or if the vote of the burgess will facilitate the transaction of business he shall cast the deciding vote if present and if he be not present he may cast the deciding vote at the next meeting and if no meeting be held within thirty-five days he may cast his vote by notifying the secretary to that effect Provided That his vote on the matter requiring the formalities of an ordinance shall not affect his right to either approve or veto the ordinance as heretofore And provided further That he shall not vote on any matter affecting himself or his office or affecting persons suspended or dismissed by him or on any question relating to the passage of an ordinance over his own veto

Section 4 The first paragraph and clauses eleven seventeen and eighteen of section one thousand six of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 761) and by the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1608) are hereby further amended to read as follows

Section 1006 Duties "and Powers" of Council [It shall be the duty of the "The borough" council a majority of whom shall be a quorum "shall have power and unless discretion is vested it shall be its duty"

XI [To] "In its discretion to mitigate or remit fines and forfeitures in reasonable cases"

\* \* \*  
XVII [To] "In its discretion to" employ certified public accountants by a two-thirds vote of the entire number of councilmen elected

XVIII To adopt an annual budget [On or before the fifteenth day] During the month of January a proposed budget or annual estimate of revenues and expenditures shall be prepared in a manner designated by the council The budget shall be prepared on a uniform form prepared and furnished as hereafter provided

Upon the preparation of the proposed budget the council shall give public notice "in such manner as the council shall deem appropriate" of the fact that the proposed budget will be available for public inspection at the office of the borough secretary or such other place as may be designated in [a] "the public notice After the expiration of fifteen (15) days following the giving of

such public notice council shall after making such revisions therein as appear advisable adopt the budget the tax ordinance and [the necessary appropriation measures required to put the budget into effect] "an annual appropriation resolution appropriating the amount needed for the conduct of each activity of the borough and for other purposes for the fiscal year in conformity with the budget" The total amount appropriated shall not exceed the receipts of the borough estimated as available for the fiscal year

In all boroughs the council shall [within fifteen (15) days] "on or before the first day of April and" after the adoption of the budget file a copy of the same with the Department of Internal Affairs "together with a copy of the tax ordinance and annual appropriation resolution"

The council shall have power to authorize by resolution the transfer of any unencumbered balance of an appropriation or any portion thereof from one purpose to another within the same fund but transfers to cover lawful deficits and surpluses may be made between the general borough fund and special funds Such action shall not be taken during the first three months of the fiscal year

The council may during any fiscal year [adopt] by resolution "make supplementary appropriations [but any resolution] authorizing such supplementary appropriations shall provide for unencumbered receipts sufficient to cover such appropriations [for any lawful purpose from any funds on hand or estimated to be received and not appropriated to any other purpose including the proceeds of any borrowing now or hereafter authorized by law"

Payments shall not be authorized or made from the treasury except upon appropriation in the [budget] "annual appropriations resolution" or supplementary appropriation resolutions The council or other officers shall not hire any work to be done purchase any material make any contract or issue any order for the payment of moneys by any agent of the borough which will cause the sums appropriated to specific purposes to be exceeded "Provided That for the purpose of paying current operating expenses pending the final adoption of the budget and the annual appropriation resolution the council or other officers authorized by law may during the months of January February and March purchase materials and supplies hire work to be done enter into any contract and order the payment of money by any agency of the borough for the ordinary recurring operating and maintenance expenses of the borough to an amount in each case not exceeding one-fourth of the amount appropriated for each item of operating and maintenance expense during the preceding fiscal year Provided further That nothing herein contained shall be construed to prevent the payment during the months of January February and March in any fiscal year of any money due and owing by any borough for or on account of any service rendered work performed materials or supplies ordered or delivered in the prior fiscal year when at the time such service work materials or supplies were ordered there existed an unencumbered balance of an appropriation for the purpose for which such service work materials or supplies were ordered sufficient to cover the cost of such service work materials or supplies When the annual appropriation resolution has been finally adopted any expense incurred prior to the adoption of such resolution during the months of January February and March for ordinary recurring operating and maintenance expenses shall be a charge against the several items of appropriation to which such expense would have been charged had the annual appropriation resolution been adopted prior to the incurring of such expense and any payments made on account of service work materials or supplies ordered in the prior fiscal year shall be charged to an appropriation for the payment of bills of prior years which shall be included in the annual appropriation resolution as finally adopted"

Section 5 Article eleven of said act is hereby amended by adding thereto after section one thousand one hundred and three a new section to read as follows



"Section 1104 Appointments Unless there be incompatibility in fact any elective or appointive officer of the borough shall be eligible to serve on any board commission bureau authority or other agency created by or for the borough or any borough office created or authorized by statute and may accept appointments thereunder provided no burgess or councilman shall receive compensation therefor except in the case of authorities where compensation is allowed or provided for by statute Where there is no incompatibility in fact and subject to the foregoing provisions as to compensation appointees of council or appointments made by the burgess with the approval of council or by the corporate authorities or by the corporate officers may hold two or more appointive borough offices but no burgess or member of council may serve as secretary or treasurer and the offices of secretary and treasurer shall not be held by the same person Provided That nothing herein contained shall affect the eligibility of any borough official to hold any other public office or receive compensation therefor In all cases in which it is provided that an appointment is to be made by the burgess and council such appointment shall hereafter be made by the burgess with the approval of a majority of the members of council attending the meeting at which the appointment is made unless a different vote is required by statute and all appointments to be made by the council or the corporate officers or corporate authorities shall be made by a majority of the members of council attending the meeting at which the appointment is made unless a different vote is required by statute"

Section 6 The first paragraph of section one thousand two hundred and two of said act is hereby amended to read as follows

Section 1202 Specific Powers [The powers of the borough shall be vested in the corporate officers They shall have power] "The words "corporate authorities" or "corporate officers" when applied to boroughs shall mean the borough council even though the action undertaken is by ordinance and subject to the approval or veto of the burgess The legislative powers of boroughs including any capital expenditures not payable out of the current funds for the year shall be exercised by or based upon an ordinance and all other powers by vote of the majority of council present at a meeting unless otherwise prescribed Routine ministerial or administrative purchases and powers may be made and exercised by officers or committees if authority therefor is previously given or the action is subsequently ratified by council As thus defined boroughs shall have power"

Section 7 The last two paragraphs of clause LIII of section one thousand two hundred two of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 767) and the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 689) are hereby further amended to read as follows

Section 1202 Specific Powers The powers of the borough shall be vested in the corporate officers They shall have power

\* \* \* \*

#### LIII Regulation of Contracts

\* \* \* \*

"(e) Those made for any public utility service where the service is to be provided by a public utility under tariffs on file with the Pennsylvania Public Utility Commission"

It shall not be lawful for any burgess or member of council of any borough or any officer agent or employe thereof to be in any way interested either directly or indirectly in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of "or any work to be done for" such borough involving the expenditure by the borough of more than [twenty-five (\$25) in any one month or more than] three hundred dollars (\$300) in any year or to receive any reward or gratuity from any person interested in such contract or sale nor shall any burgess member of council officer agent or employe of any borough be a member

of any partnership or a stockholder or officer of any corporation or an agent or employe of any individual partnership or corporation in any way interested in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of or any work to be done for such borough involving the expenditure by the borough of more than [twenty-five dollars (\$25) in any one month or more than] three hundred dollars (\$300) in any year and any person violating these provisions or any of them shall forfeit his office or appointment in such borough and also be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine not exceeding five hundred dollars (\$500)

[(e) Those made for any public utility service where the service is to be provided by a public utility under tariffs on file with the Pennsylvania Public Utility Commission]

Section 8 Clause LVIII of section one thousand two hundred two of said act as added by the act approved the eighteenth day of July one thousand nine hundred and thirty-five (P. L. 1290) is hereby amended and renumbered to read as follows

Section 1202 Specific Powers The powers of the borough shall be vested in the corporate officers They shall have power

\* \* \* \*

LVIII "A Contracts with Adjacent Municipalities for Fire Protection To enter into contracts with the proper authorities of near or adjacent cities boroughs or townships either for mutual aid or assistance in "police and" fire protection or for the furnishing to or receiving from such cities boroughs or townships aid and assistance in "police and" fire protection" and to make appropriations therefor Provided That in connection with such contracts it shall not be necessary to advertise for bids or receive bonds as required for other contracts under existing law

Section 9 Article thirteen of said act is hereby amended by adding thereto after section one thousand three hundred and one a new section to read as follows

"Section 1301.1 Additional Levy The Council of the borough shall have power to levy and collect annually on the valuation assessed for county purposes as now is or may be provided by law an additional tax sufficient to pay interest and sinking fund charges on its indebtedness together with any taxes covenanted to be paid thereon and all property offices professions and persons made taxable by the laws of the commonwealth for county rates and levies may in the discretion of council be taxed after the same manner for this additional levy Provided That nothing herein contained shall prevent the application of monies received from taxes levied for general purposes to the purposes of this additional levy"

Section 10 Sections two thousand seven hundred three two thousand seven hundred four two thousand seven hundred seven and two thousand seven hundred twenty of said act are hereby amended to read as follows

Section 2703 Limit on Obligations No appropriation purchase or lease shall be made pursuant to the preceding sections whereby any borough shall within any period of three years obligate itself to pay in the aggregate any sum exceeding one and one-half mills on the dollar on the assessed valuation of all property offices professions and persons in the borough upon which county taxes are rated and levied without the consent of a majority of the electors obtained as hereinafter provided "Provided however That no such election shall be required in any case where the question of the increase of the indebtedness of the borough for any of the foregoing purposes shall have been submitted to and assented to by a majority of the electors of the borough voting on such question at any election held according to law"

Section 2704 Submission to Voters Whenever any borough shall by ordinance provide for the appropriation purchase or leasing of private property for the purposes aforesaid and the value of such property or the rental thereof shall alone or when added to the amount of liability incurred for any of the purposes aforesaid within the preceding three years exceed one and one-half mills on the dollar of valuation as provided in the pre-

ceding section "and the question of the increase of indebtedness of the borough for any of said purposes has not been submitted to and assented to by a majority of the electors voting on such question at an election held for the purpose of obtaining such assent according to law" the council shall cause the question of such appropriation purchase or leasing to be submitted to the electors of the borough at [the municipal or general election next occurring after the expiration of forty days from the date of such ordinance] "an election to be held at the places of holding elections in said borough on a day to be fixed by council"

Section 2707 Result of Submission to Voters The result of the vote on such question shall be ascertained and certified in the [same] manner [as the vote on the election of officers named on the same ballots] "provided by the election laws of this Commonwealth" No such question determined negatively by the voters shall be again submitted [until one municipal or general election shall intervene] "within fifty-one weeks"

Section 272J Composition of Board If the borough council shall determine that the power to equip operate and maintain playgrounds playfields gymnasiums public baths bathing places swimming pools or recreation centers shall be exercised by a recreation board they may establish in said borough such recreation board which shall possess all the powers and be subject to all the responsibilities of the respective authorities under this article Such board when established shall consist of five persons and when established in a borough "having a school board" two of the members shall be members of the school board The board shall be appointed by the burgess of such borough and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board occurring otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 11 All acts and parts of acts inconsistent herewith are hereby repealed

Section 12 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—188

Achterman,	Fletcher,	Lovett,	Rose, W. E.,
Allmond,	Foor,	Lyons,	Rosenfeld,
Auker,	French,	Malloy,	Royer,
Baker,	Gallagher,	Marks,	Rush,
Baithaser,	Gates,	Maxwell,	Sarge,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,
Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Shepard,
Bower,	Cyger,	McKinney,	Simons,
Bradley,	Habbyshaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McMillen,	Sorg,
Pretherick,	Haines,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burris,	Harmuth,	Mooney,	Taylor,
Chudoff,	Harris,	Moran,	Thompson, E. F.,
Cochran,	Heatherington,	Moul,	Thompson, R. L.,
Cohen, M. M.,	Helm,	Muir,	Trout,
Cohen, R. E.,	Herman,	Munley,	Turner,
Cook,	Hersch,	Nunemacher,	Van Allsburg,
	Hewitt,	O'Brien,	Vincent,

Cooper,	Hirsch,	O'Dare,	Vogt,
Cardier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dairymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,
D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorofski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliot,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Lelsey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finstone,	Lesko,	Rhea,	Wright,
Finnerty,	Levy,	Riley,	Yeakel,
Fisher,	Leydic,	Rooney,	Yester,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,		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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1193,

An Act to further amend section fifty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" further regulating the taking of eels

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

Section 1 Section fifty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 801) is hereby further amended to read as follows

Section 50 Devices to Catch Game-fish Bait-fish and Fish-bait No person shall use any device means or method whatsoever except as in this article otherwise provided for taking fish from waters within this Commonwealth except the following that is to say for

(a) Game-fish two rods and two lines and one hand line with not more than three hooks attached to either line

(b) Bait-fish and fish-bait two rods and two lines with not more than three hooks attached to each line a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than one opening which shall not exceed one inch in diameter. The rods hooks and lines must be under the immediate control of the person using the same.

(c) Pickerel not more than five tip-ups when fishing only through holes in the ice.

(d) It shall be unlawful to take or attempt to take fish of any kind by the methods known as snatch-fishing foul hooking or snag-fishing or the taking or fishing for fish with hook or hooks baited or otherwise attached to rod or line or other device for the taking of or fishing for fish with any device whatsoever which may be used to capture any fish by engaging such device in to or with any part of the body of a fish.

(e) Eels in rivers of this Commonwealth in addition to such rods and lines eel chutes "and outlines" from the first day of August to the last day of November in each year Sundays excepted but only from four o'clock in the after-

noon to eight o'clock in the morning on such days when a special license therefor in addition to the regular fishing license has been first secured. Eel chutes to be lawful shall not have any wings of netting of any kind or any cloth or wire netting but shall be constructed of wooden slats or lath which shall not be closer than one-half inch in the bottom. Eel chutes shall not be more than five feet long and the width of entrance of an eel chute shall not be more than ten feet. A metal tag issued at the time the special license is secured shall be securely fastened to "or near" the eel chute "or outline" in a conspicuous place. "Upon the making of an application by any person to the Department of Revenue for a special license to catch eels by the use and operation of outlines and the payment of a fee of one dollar (\$1.00) for the use of the Commonwealth such person shall be entitled to a special eel outline license and a special metal tag which shall give him the right to use and operate an eel outline in the Susquehanna River below the boundary line of the city of Pittston and the Duryea borough line on the north branch below the bridge at the Northumberland-Lycoming County line on the west branch in the Juniata River below Mount Union and in the Delaware River below Easton in accordance with the provisions of this act"

No wing walls of stone or other material shall be constructed for more than three-fourths of the distance across any river. The heads of no two wing walls when constructed side by side shall be closer together than a distance of twenty feet. "Out lines may be placed the entire distance across any river"

All eel chutes must be kept free of rubbish and all game fish found therein must be immediately returned to the water of the river uninjured.

During the hours of each day and on Sunday when the operation and use of eel chutes is not legal under this section a portion of the bottoms of such chutes shall be removed to facilitate the unobstructed passage of fishes.

(f) It shall be unlawful to take or attempt to take fish of any kind by trolling from a moving boat electrically propelled or propelled by an internal combustion motor.

Section 2 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—188

Achterman,	Fleming,	Lovett,	Royer,
Allmond,	Fletcher,	Lyons,	Rush,
Auker,	Foor,	Malloy,	Sarge,
Baker,	French,	Marks,	Sarra,
Balthaser,	Gallagher,	Maxwell,	Scanlon,
Baughner,	Gates,	McClanaghan,	Schwab,
Bentley,	Gerard,	McClester,	Serrill,
Bentzel,	Gillan,	McDowell,	Shaffer,
Boles,	Gillette,	McFall,	Shaw,
Boney,	Goodwin,	McGrath,	Shepard,
Boorse,	Gross,	McIntosh,	Simons,
Bower,	Gryskewicz,	McKinney,	Sollenberger,
Bradley,	Gyger,	McLanahan,	Sorg,
Breth,	Habbyhaw,	McMillen,	Stank,
Bretherick,	Haberlien,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
	Imbrie,	Owens,	Watkins,

Croop,	James,	Petrosky,	Weingarten,
Cullen,	Jefferson,	Pettit,	Weiss,
Dalrymple,	Jones, G. E.,	Polaski,	Welsch, E. B.,
DiGenova,	Jones, P. N.,	Polen,	Welsh, M. J.,
Dix,	Keenan,	Powers,	Williams,
Dolon,	Knoble,	Rank,	Winner,
D'Ortona,	Kolankiewicz,	Readinger,	Wolf,
Duffy,	Komorofski,	Reagan,	Wood, L. H.,
Early,	Krise,	Reese, R. E.,	Wood, N.,
Elder,	Lee, T. H.,	Regan,	Woodring,
Elliott,	Leisey,	Reynolds,	Woodside,
Ely,	Leonard,	Rhea,	Wright,
Falkenstein,	Lesko,	Riley,	Yeakel,
Finestone,	Levy,	Rooney,	Yester,
Finnerty,	Leydic,	Rose, S.,	Young,
Fisher,	Lichtenwaller,	Rose, W. E.,	Kilroy,
Floss,	Longo,	Rosenfeld,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 938, (Senate Bill No. 270), entitled:

An Act to amend section seven hundred and two 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 authorizing such townships to regulate the use of certain parks and recreational grounds; providing penalties for violation of rules prescribed therefor; and authorizing police officers to arrest violators thereof on view.

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—188

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Auker,	French,	Malloy,	Rush,
Baker,	Gallagher,	Marks,	Sarge,
Balthaser,	Gates,	Maxwell,	Scanlon,
Baughner,	Gerard,	McClanaghan,	Schwab,
Bentley,	Gillan,	McClester,	Serrill,
Bentzel,	Gillette,	McDowell,	Shaffer,
Boles,	Goodwin,	McFall,	Shaw,
Boney,	Gross,	McGrath,	Shepard,
Boorse,	Gryskewicz,	McIntosh,	Simons,
Bower,	Gyger,	McKinney,	Sollenberger,
Bradley,	Habbyshaw,	McLanahan,	Sorg,
Breth,	Haberlien,	McMillen,	Stank,
Bretherick,	Haines,	McSurdy,	Stine,
Brown,	Hall,	Melchiorre,	Stockham,
Brunner, C. H.,	Hamilton,	Mihm,	Tarr,
Brunner, P. A.,	Hare,	Modell,	Tate,
Burns,	Harkins,	Monks,	Taylor,
Burris,	Harmuth,	Mooney,	Thompson, E. F.,
Cadwalader,	Harris,	Moran,	Thompson, R. L.,
Chudoff,	Heatherington,	Moul,	Trout,
Cochran,	Helm,	Muir,	Turner,
Cohen, M. M.,	Herman,	Munley,	Van Allsburg,
Cohen, R. E.,	Hersch,	Nunemacher,	Vincent,
Cook,	Hewitt,	O'Brien,	Vogt,
Cooper,	Hirsch,	O'Dare,	Voldow,
Cordier,	Holland,	O'Mullen,	Voorhees,
Corrigan,	Huntley,	O'Neill,	Wagner,
	Imbrie,	Owens,	Watkins,
Croop,	James,	Petrosky,	Weingarten,
Cullen,	Jefferson,	Pettit,	Weiss,
Dalrymple,	Jones, G. E.,	Polaski,	Welsch, E. B.,
Dennison,	Jones, P. N.,	Polen,	Welsh, M. J.,

DiGenova,	Keenan,	Powers,	Williams,
Dix,	Knoble,	Prosen,	Winner,
Dolon,	Kolankiewicz,	Rank,	Wolf,
D'Ortona,	Komorofski,	Readinger,	Wood, L. H.,
Duffy,	Krise,	Reagan,	Wood, N.,
Early,	Lee, T. H.,	Reese, R. E.,	Woodring,
Elder,	Lelsey,	Regan,	Woodside,
Elliott,	Leonard,	Reynolds,	Wright,
Ely,	Lesko,	Rhea,	Yeakel,
Falkenstein,	Levy,	Riley,	Yester,
Finestone,	Leydic,	Rooney,	Young,
Finnerty,	Lichtenwalter,	Rose, S.,	Kilroy,
Fisher,	Longo,	Rose, W. E.,	<b>Speaker.</b>
Fiss,			
Fleming,			

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 654, as follows:

An Act authorizing counties cities except cities of the first class boroughs towns townships school districts poor districts and institution district at any sale of real property for the nonpayment of taxes or municipal claims to take title jointly in proportion to their tax claims provide for the management of such real property and for the resale and conveyance of their interests to a purchaser

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

Section 1 Whenever any real property has been heretofore or shall be hereafter sold at any public sale for the nonpayment of taxes or municipal claims due any county city except city of the first class borough town township school district poor district or institution district any two or more of such political subdivisions or the Commonwealth having tax or municipal claims against such real property may by agreement of the properly constituted authorities of such subdivisions and in the event there are no other successful bidders at such sale agree to take title to such real property jointly in proportion to their tax claims and on the bid of any one of them regardless of the amount bid at such sale

Section 2 Such agreement between said subdivisions aforesaid may provide for the appointment of a manager or agent of such real property the application of the rents or income from such real property to the payment of compensation or commission to such manager or agent to repairs fire insurance liability insurance or such other expense necessary to the maintenance of such real property as well as the payment of any balance to such political subdivisions in proportion to their interests or as such agreement may provide or make any other arrangements in connection with said real property as they deem to be best for their mutual interests

Section 3 After the period for redemption of such real property as provided by law has expired and the said real property has not been redeemed by the former owner or party in interest the political subdivisions holding title to such real property may by agreement sell the said real property at a private sale for any price agreed upon or at a public sale under terms and conditions set forth in the agreement for the best price obtainable and by deed convey their respective interests to the purchaser regardless of any law or laws imposing restrictions on the selling and conveyance of real property by such political subdivisions individually Such agreement may provide that the purchase price be applied to the payment of a commission to a real estate broker or public auctioneer to the expense of perfecting the title to be conveyed if necessary or to any other expense ordinarily incident to the grantor of real property before paying the balance

of the purchase price to such political subdivisions first in proportion to their tax claims second in proportion to their municipal claims and if said purchase price is more than sufficient to pay all the aforesaid claims any balance remaining shall be paid to said political subdivisions in proportion to their tax claims at the time said real property was acquired by them The title conveyed shall be free and clear of all claims of such political subdivisions

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

Section 5 The provisions of 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—188

Achterman,	Fletcher,	Lovett,	Rosenfeld,
Allmond,	Foor,	Lyons,	Royer,
Auker,	French,	Malloy,	Rush,
Baker,	Gallagher,	Marks,	Sarge,
Balthaser,	Gates,	Maxwell,	Sarra,
Baughner,	Gerard,	McClanaghan,	Scanlon,
Bentley,	Gillan,	McClester,	Schwab,
Bentzel,	Gillette,	McDowell,	Serrill,
Boles,	Goodwin,	McFall,	Shaffer,
Boney,	Gross,	McGrath,	Shaw,
Boorse,	Gryskewicz,	McIntosh,	Shepard,
Bower,	Gyger,	McKinney,	Simons,
Bradley,	Habbyshaw,	McLanahan,	Sollenberger,
Breth,	Haberlen,	McMillen,	Sorg,
Bretherick,	Haines,	McSurdy,	Stank,
Brown,	Hall,	Melchiorre,	Stine,
Brunner, C. H.,	Hamilton,	Mihm,	Stockham,
Brunner, P. A.,	Hare,	Modell,	Tarr,
Burns,	Harkins,	Monks,	Tate,
Burriss,	Harmuth,	Mooney,	Taylor,
Cadwalader,	Harris,	Moran,	Thompson, E. F.,
Chudoff,	Heatherington,	Moul,	Thompson, E. L.,
Cochran,	Helm,	Muir,	Trout,
Cohen, M. M.,	Herman,	Munley,	Turner,
Cohen, R. E.,	Hersch,	Nunemacher,	VanAllsburg,
Cook,	Hewitt,	O'Brien,	Vincent,
Cooper,	Hirsch,	O'Dare,	Vogt,
Cordier,	Holland,	O'Mullen,	Voldow,
Corrigan,	Huntley,	O'Neill,	Voorhees,
Croop,	Imbrie,	Owens,	Wagner,
Cullen,	James,	Petrosky,	Watkins,
Dalrymple,	Jefferson,	Pettit,	Weingartner,
DiGenova,	Jones, G. E.,	Polaski,	Weiss,
Dix,	Jones, P. N.,	Polen,	Welsh, E. B.,
Dolon,	Keenan,	Powers,	Welsh, M. J.,
D'Ortona,	Knoble,	Prosen,	Williams,
Duffy,	Kolankiewicz,	Rank,	Winner,
Early,	Komorofski,	Readinger,	Wolf,
Elder,	Krise,	Reagan,	Wood, L. H.,
Elliott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Lelsey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finestone,	Lesko,	Rhea,	Wright,
Finnerty,	Levy,	Riley,	Yeakel,
Fisher,	Leydic,	Rooney,	Yester,
Fiss,	Lichtenwalter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 529, as follows:

An Act to further amend section 57 of the act approved the first day of May one thousand nine hundred 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 providing that the tax collector shall give but one bond for the collection of township county and institution district taxes and changing the conditions of such bond

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

Section 1 That section 571 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" as last amended by the act of May twenty-fifth one thousand nine hundred and thirty-nine (P. L. 224) is hereby further amended to read as follows

Section 571 Oath and Bond The collector of taxes of townships shall before he enters upon the duties of his office take and subscribe an oath of office and file the same in the office of the court of quarter sessions and shall annually before any duplicate is delivered to him for that year enter into lawful [fidelity] bond to the Commonwealth in not more than the amount of taxes charged and assessed in the duplicates to be delivered to him that year with at least two sufficient sureties or one bonding company The bond shall be approved by the court of quarter sessions and shall be filed in the office of the clerk of said court The condition of the bond shall be that the collector as tax collector of the township county [school district poor district] and institution district shall account for and pay over all taxes penalties and interest received and collected by him The tax collector and his sureties shall be discharged from further liability on any bond as soon as all tax items contained in the duplicates delivered to him during the year for which the bond was given are either (1) collected and paid over or (2) certified to the taxing authority for entry as liens in the office of the prothonotary or (3) returned to the county for sale of real estate by the County Treasurer or Commissioners (4) in the case of occupation poll and per capita taxes [a record of those which remain uncollected is filed with the taxing authority] "accounted for by exonerations which shall be granted by the taxing authorities upon proof that a reasonable effort has been made to collect such taxes This bond does not cover the collection and payment over of school taxes" The [township treasurer] "tax collector" shall be required to give but one bond which shall include his duties as collector of township county [school district poor district] and institution district taxes Should the township county [school district institution or poor] or institution" district be of the opinion at any time that the bond given is not sufficient additional surety may be required to be given at the expense of the taxing district requiring the same The tax collector shall not in any event be required to give bond or bonds aggregating an amount in excess of the tax to be collected by him The bond or bonds given by the tax collector shall be for the use of the township the county [the school district] "and the institution district [and the poor district] Where the county treasurer is appointed as tax collector if the condition of his bond as county treasurer does not secure the payment over and accounting of moneys other than county moneys the county commissioners shall fix the amount of the special bond to be given by the county treasurer for payment over and accounting of other than county taxes

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—188

Achterman,	Foor,	Lyons,	Royer,
Allmond,	French,	Malloy,	Rush,
Auker,	Gallagher,	Marks,	Sarge,
Baker,	Gates,	Maxwell,	Sarra,
Balthaser,	Gerard,	McClanaghan,	Scanlon,
Baughner,	Gillan,	McClester,	Scwab,
Bentley,	Gillette,	McDowell,	Serrill,
Bentzel,	Goodwin,	McFall,	Shaffer,
Boies,	Gross,	McGrath,	Shaw,
Boney,	Gryskewicz,	McIntosh,	Shepard,
Boorse,	Gyger,	McKinney,	Simons,
Bower,	Habbyshaw,	McLanahan,	Sollenberger,
Bradley,	Haberlen,	McMillen,	Sorg,
Breth,	Haines,	McSurdy,	Stank,
Bretherick,	Hall,	Melchiorre,	Stine,
Brown,	Hamilton,	Milhm,	Stockham,
Brunner, C. H.,	Hare,	Modell,	Tarr,
Brunner, P. A.,	Harkins,	Monks,	Tate,
Burns,	Harmuth,	Mooney,	Taylor,
Burriss,	Harris,	Moran,	Thompson, E. F.,
Cadwalader,	Heatherington,	Moul,	Thompson, R. L.,
Chudoff,	Helm,	Muir,	Trout,
Cochran,	Herman,	Munley,	Turner,
Cohen, M. M.,	Hersch,	Nunemacher,	VanAllsburg,
Cohen, R. E.,	Hewitt,	O'Brien,	Vincent,
Cook,	Hirsch,	O'Dare,	Vogt,
Cooper,	Holland,	O'Mullen,	Voldow,
Corder,	Huntley,	O'Neill,	Voorhees,
Corrigan,	Imbrie,	Owens,	Wagner,
Croop,	Jam's,	Petrosky,	Watkins,
Cullen,	Jefferson,	Pettit,	Weingartner,
Dalrymple,	Jones, G. E.,	Polaski,	Wells,
Digenova,	Jones, P. N.,	Polen,	Welsch, E. B.,
Dix,	Keenan,	Powers,	Wells, M. J.,
Dolon,	Knoble,	Prosen,	Williams,
D'Ortona,	Kolankiewicz,	Rank,	Winner,
Duffy,	Komorowski,	Readinger,	Wolf,
Early,	Krise,	Reagan,	Wood, L. H.,
Elder,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Elliott,	Lelsey,	Regan,	Woodring,
Ely,	Leonard,	Reynolds,	Woodside,
Falkenstein,	Lesko,	Rhea,	Wright,
Finestone,	Levy,	Riley,	Yeakel,
Finnerty,	Leydic,	Rooney,	Yester,
Fisher,	Lichtenwalter,	Rose, S.,	Young,
Fiss,	Longo,	Rose, W. E.,	Kilroy,
Fleming,	Lovett,	Rosenfeld,	Speaker.
Fletcher,			

NAYS—0

The majority required by the Consitution 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. 814, Printer's No. 646, was passed over at the request of Mr. PETROSKY.

REPORT FROM COMMITTEES

Mr. READINGER, from the Committee on State Government, re-reported, as amended, House Bill No. 918, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administra-

tive departments, boards, commissions and officers fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" as amended by establishing a Dog Control Commission and defining its powers and duties repealing inconsistent acts or parts of acts and making an appropriation.

Mr. TATE from the Committee on Congressional and Judicial Apportionment reported as amended House Bill No. 1385, (Senate Bill No. 507), entitled:

An Act to apportion the State into congressional districts.

#### BILL RE-REFERRED

Mr. WEISS returned from the Committee on Municipal Corporations with the recommendation that it be referred to the Committee on State Government House Bill No. 1541 entitled:

An Act providing for uniform reports by political subdivisions to departments, boards and commissions of the State Government.

The SPEAKER. The bill is re-referred to the Committee on State Government.

#### SENATE MESSAGES

##### APPOINTMENTS OF CONFERENCE COMMITTEE ON HOUSE BILL No. 481

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring in by the House of Representatives, to House Bill No. 481, entitled:

An Act to amend sections eighteen and nineteen of the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties requiring the filing of local ordinances, rules and regulations with the Dairy Advisory Council requiring local ordinances rules and regulations in certain cases to be consistent requiring inspectors employed by municipalities to be approved inspectors eliminating the power of the Advisory Health Board to make rules and regulations establishing a Dairy Advisory Council in the Department of Health conferring powers and imposing duties thereon and providing for appeals to the Court of Common Pleas.

And has appointed Messrs. Scarlett, Kephart and Shapiro a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

##### APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 692

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring

in by the House of Representatives, to House Bill No. 692, entitled:

An act to amend the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions and officers fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" as amended by making further provision for the granting of easements or rights-of-way upon, across over, under or along lands and waters of the Commonwealth making further provision for the granting of commissions to certain air pilots authorizing the Pennsylvania Historical Commission to charge certain admission fees conferring power upon the Department of Property and Supplies to control and supervise certain buildings devised to the Commonwealth authorizing the micro filming of records in the various administrative departments, boards or commission and authorizing the leasing of Indiantown Gap Military Reservation and certain other real estate of the Commonwealth to the United States.

And has appointed Messrs. Miller, Snowden and Cox a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

##### SENATE INSISTS ON AMENDMENTS NON- CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring in by the House of Representatives, to House Bill No. 376, entitled:

An act to amend section eight hundred sixty-five 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" by prohibiting the sale exposing for sale and offering for sale of certain lubricants in a manner to deceive the purchaser and the disguising and camouflaging of equipment used for marketing liquid fuels lubricating oils and similar products.

##### MESSAGE AND BILL LAID ON TABLE

Mr. ACHTERMAN. Mr. Speaker, I move that message together with the bill be laid on the table.

The motion was agreed to.

#### RESOLUTION

##### RECALLING HOUSE BILL No. 1098 FROM THE GOVERNOR

Mr. SARRAF offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 20, 1941.

Resolved (if the Senate concur), that House Bill No. 296, entitled "An act to amend section four hundred eight of article four of the act approved the third day of June one thousand nine hundred thirty-three (Pamphlet Laws 1449) entitled 'An act establishing a court of record in the county of Allegheny for control care guidance treatment trial placement and commitment of delinquent neglected and dependent children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging delinquency neglect or dependency of children defining the jurisdiction and powers of the court and regulating procedure therein providing for the transfer thereto of certain powers functions and duties from other courts providing for the election of judges thereof the appointment of probation officers other necessary staff officials and assistants providing for housing of same and providing for detention facilities making the contributing to or encouraging of the delinquency neglect or dependency of children a misdemeanor and providing penalties' to provide for the payment of the costs of maintenance of children under care of the Juvenile Court by the city or county institution district liability to be determined on the basis of the legal settlement of such child at the time of assumption of jurisdiction by the court", be recalled from the Governor for the purpose of amendment.

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

#### HOUSE RESOLUTION NO. 94

Mr. MORAN. Mr. Speaker, I desire to call up House Resolution No. 94, Printer's No. 647.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 8, 1941.

Whereas, The Western Pennsylvania Hospital of Allegheny County is a Recipient of an appropriation from the Commonwealth of Pennsylvania; and

Whereas, Quotations of the officials of the Hospital in the local daily press indicate that services at the Hospital are being curtailed; and

Whereas, There is at present a dispute between the management and the employes of this Institution; and

Whereas, This controversy appears to be continuing without any signs of the parties involved in this dispute in reaching a settlement in the near future; therefore

Be It Resolved, That in the interest of the citizens of this Commonwealth that the Speaker of the House appoint a Committee of five members of the House of Representatives to investigate this controversy at the Western Pennsylvania Hospital and report their findings to this Session of the House of Representatives.

On the question,

Will the House adopt the resolution?

It was adopted.

#### APPOINTMENT OF COMMITTEE.

The SPEAKER. Pursant to House Resolution No. 94, just adopted by the House, the Chair appoints as a committee: Messrs. SARRAF, BAKER, MORAN, REYNOLDS and RHEA.

#### HOUSE RESOLUTION N. 89

Mr. ACHTERMAN. Mr. Speaker, I desire to call up House Resolution No. 89, Printer's No. 543.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 29, 1941.

Whereas, Newspapers have carried reports concerning the operation of certain state hospitals within the Com-

monwealth 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.

On the question,

Will the House adopt the resolution?

Mr. ACHTERMAN. Mr. Speaker, for some time I have heard the minority members of this House alleging and stating that someone has stolen their bills. Now then, Mr. Speaker, I rather find myself in the same position. Several months ago, we passed a similar resolution to this one except that it was a concurrent resolution and it was sent to the Senate. At the time it was sent to the Senate the Governor quite virtuously stated he was delighted and welcomed an investigation. The Members of the Senate also stated that they had no objection to an investigation as to the manner in which their party conducted the so called coal-hospitals in this state; they were just as pure as the driven snow. They reported that resolution out and later sent it back to committee and ever since then the resolution has been kicked around over in the Senate because, don't you know, pure people certainly would not have any objection to being investigated. That is why it was kicked around. Finally, Mr. Speaker, the Chairman of the committee that had this resolution over in the Senate, — you could scarcely believe it, — could not find the bill, it was lost. I suppose, Mr. Speaker, "Somebody stole my bill".

May I say this, Mr. Speaker? I am convinced that even though the Governor maintains that he is virtuous and pure in so far as the operation of the hospitals is concerned, apparently the Republican party is not as pure as the Governor maintains he is. Apparently the Republican party does not desire an investigation of the manner in which they conduct, manage, control and operate these particular hospitals. Apparently they do not want the public of Pennsylvania to know what they have been doing

in these particular hospitals. Apparently they can not maintain and claim the same virtue that the Governor has maintained in so far as these hospitals are concerned. Apparently, they do not desire to join with this House for the purpose of seeing that the funds of this Commonwealth are used for the purpose for which we appropriate them. Apparently they are still interested in continuing the mismanagement and diversion of funds and the improper handling of the hospitals. Apparently they know it is a subject that is best left uninvestigated insofar as their party is concerned.

Mr. Speaker, I maintain and say to the Members of the House that this subject certainly deserves and requires the immediate attention of this House, and that the chicanery practiced by the Republicans in the Senate should not be left unchallenged. If the Senate is unwilling to perform the job with us then there is but one course left, and that is for this House to investigate, and I therefore ask the members of this House to support this resolution. May I add, that I am asking not only the Members on this side of the House but I am asking those Republican Members on the other side of the House, who at least have no fear of an investigation of their activities, to support this bill.

Mr. WOODSIDE. Mr. Speaker, the gentleman made reference to the fear of investigation. Anybody that has any understanding of event the elements of politics knows that the Democrats of the House could form their own committee to make an investigation if the Senate would not join in with them. The fact that the Republicans have no fear of even permitting a committee of the House to make an investigation, I think indicates they have nothing they are afraid of in connection with the investigation.

Mr. ACHTERMAN. Mr. Speaker, just to determine the sincerity of the Members on the other side, I ask for a roll call.

Mr. HARE. Mr. Speaker, I trust after hearing the wild charges made by the very able majority leader, he won't get up next week and ask that the record be expunged from today's proceedings.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Achterman and Mr. Readinger.

YEAS—162

Achterman,	French,	Leydic,	Rose, S.,
Allmond,	Gallagher,	Longo,	Rose, W. E.,
Auker,	Gates,	Lovett,	Rosenfeld,
Baker,	Gerard,	Lyons,	Royer,
Balthaser,	Gillette,	Malloy,	Sarraff,
Baughner,	Goodwin,	Marks,	Schwab,
Bentley,	Greenwood,	Maxwell,	Shaffer,
Bentzel,	Gross,	McClanaghan,	Shaw,
Boles,	Gryskewicz,	McClester,	Shepard,
Boney,	Gyger,	McFall,	Simons,
Boorse,	Habbyshaw,	McIntosh,	Skale,
Bradley,	Haberlen,	McKinney,	Snyder,
Breth,	Haines,	McLanahan,	Sollenberger,
Brown,	Hall,	McLane,	Stank,
Brunner, P. A.,	Hamilton,	McMillen,	Stine,
Burns,	Harkins,	McSurdy,	Stockham,
Burriss,	Harmuth,	Melchiorre,	Tarr,
Chudon,	Harris,	Mihm,	Tate,
Cochran,	Heatherington,	Monks,	Taylor,
Cohen, R. E.,	Helm,	Mooney,	Thompson, E. F.,
Cooper,	Hering,	Moran,	Thompson, R. L.,
Corrigan,	Herman,	Moul,	Trout,
Cullen,	Hersch,	Muir,	Van Allsburg,
Dennison,	Hewitt,	Munley,	Vincent,
	Hirsch,	Nunemacher,	Vogt,

DiGenova,	Huntley,	O'Brien,	Voldow,
Dix,	James,	O'Connor,	Watkins.
Dolon,	Jefferson,	O'Dare,	Weingartner,
Duffy,	Jones, G. E.,	O'Mullen,	Weiss,
Early,	Jones, P. N.,	O'Neill,	Welsh, E. B.,
Eckels,	Keenan,	Owens,	Welsh, M. J.,
Elder,	Lehahan,	Petrosky,	Williams,
Elliott,	Kline,	Pettit,	Wolf,
Ely,	Knoble,	Polaski,	Wood, N.,
Finestone,	Kolankiewicz,	Polen,	Woodring,
Finnerty,	Komorowski,	Powers,	Woodside,
Fisher,	Krise,	Prosen,	Wright,
Fiss,	Lee, E. A.,	Readinger,	Yeakel,
Fleming,	Lee, T. H.,	Reese, R. E.,	Yester,
Fletcher,	Leonard,	Regan,	Young,
Flynn,	Lesko,	Reynolds,	Kilroy,
Foor,	Levy,	Rooney,	Speaker.

NAYS—3

Hare, Rank, Voorhees,

So the question was determined in the affirmative, and the resolution was adopted.

PERMISSION TO ADDRESS HOUSE

Mr. WOODSIDE asked and obtained unanimous consent to address the House.

Mr. Speaker, I might have called up this resolution and then afterwards asked to have it go over in its order, but I do not believe that anybody except the sponsors should call it up.

I would like to address my remarks to Resolution No. 91, Printer's No. 623, which is the only remaining resolution on the calendar. I think it is typical of the type of resolutions which have been introduced in this session particularly in the unfortunate type of language in the "whereas" clauses. The resolution states that:

"Whereas the Banking Board and Building and Loan Board were created by the Legislature in the Department of Banking for the purpose of having such board supervise the activities" and so forth.

The resolution also states:

"Whereas vacancies have existed in both boards for a considerable length of time".

Now, as a matter of fact, there is no vacancy on the Banking Board whatsoever, nor has there been any vacancy for a considerable length of time because the last appointment was made October 2nd of last year, and since that time there has been no vacancy on the board.

On the Building and Loan Association Board there is one vacancy which occurred in January of this year. Under the law the Building and Loan Association must make a recommendation for that Board and then the Governor must pick from the recommendations made to him a member for that Board. As a matter of fact there are no recommendations now before the Governor.

So, in spite of the fact that on the one Board there are no vacancies and there have been no vacancies for a long period of time, and in spite of the fact that on the other Board with eight members there is only one vacancy, we have introduced in the House by Democrats a resolution in which it is stated that vacancies have existed in both Boards for a considerable length of time.

The resolution was considered by the Committee and reported from that committee, containing the "whereas" clauses to which I have referred. The fact of the matter is, Mr. Speaker, there is no such situation as suggested in the resolution at all, and there is no purpose for the introducing the resolution.



The resolution goes on to say: "Whereas it is in the best interest of the Commonwealth of Pennsylvania and all of its financial institutions that these vacancies be filled as quickly as possible"—vacancies that do not exist. In spite of that situation, Mr. Speaker, the resolution was introduced, referred to committee, reported out and it is on the calendar of the House, and day after day it is printed on our calendar to be before this House. It seems to me that the majority ought to investigate their facts before they introduce these resolutions, furthermore the House calendar should not be cluttered with resolutions of this type and be printed and reprinted on the calendar.

Therefore I think, Mr. Speaker, it is incumbent on the majority of this House to remove this resolution from the calendar so that it will not continue to be there day after day.

#### BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

Senate Bill No. 232.

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Whereupon,

The SPEAKER in the presence of the House signed the same.

#### SENATE MESSAGE

##### HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1228.

An Act to amend sections three and four of the act, approved the fifth day of June, one thousand nine hundred thirty-five (P. L. 266) entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," exempting the sale of books to libraries from the provisions of said act.

HOUSE BILL No. 1373.

An Act to amend part of section two of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (Appropriation Acts of 1939, page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and thirty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and thirty-nine," by making the appropriation to the Department of Military Affairs for the use of the Pennsylvania National Guard also available for the use of the Pennsylvania Reserve Defense Corps.

With the information that the Senate has passed the same without amendment.

#### PERMISSION TO ADDRESS HOUSE

Mr. MODELL asked and obtained unanimous consent to address the House.

Mr. Speaker, in answer to the remarks made by the minority floor-leader, Mr. Woodside, I just checked, with the secretary of the Banking Committee, and it might be interesting to note that on the day Resolution No. 91 was reported out, there was a majority of Republicans present at that meeting.

#### PERMISSION TO ADDRESS THE HOUSE

Mr. WOODSIDE asked and obtained unanimous consent to address the House.

Mr. Speaker, I think what took place in committee should not be made public. I was present at that committee meeting and I certainly do take issue with the gentleman from Philadelphia.

#### COMMITTEE MEETINGS

##### EASTERN STANDARD TIME

Appropriations, Wednesday, May 21 at 11:30 a. m. in Room 327.

Counties, Wednesday, May 21 at 11 a. m. in Room 521.

Education, Wednesday, May 21 at 9:30 a. m. in Room 326.

Highways, Wednesday, May 21 at 9:30 a. m. in Room 325.

Labor, Wednesday, May 21 at 10:30 a. m. in Room 522.

Liquor Control, Wednesday May 21 at 11 a. m. in Room 325.

Military Affairs, Wednesday, May 21 at 11 a. m. in Room 330.

Motor Vehicles, Wednesday, May 21 at 10 a. m. in Room 324.

Professional Licensure, Wednesday, May 21 at 11 a. m. in Room 246.

State Government, Wednesday, May 21 at 10:30 a. m. in Room 323.

Ways and Means, Wednesday, May 21 at 11 a. m. in Room 327.

Workmen's Compensation, Wednesday, May 21 at 10 a. m. in the New House Caucus Room.

#### PUBLIC HEARING

There will be a second Public Hearing before the Committee on Judiciary Special on House Bill No. 365 on Wednesday, May 21, 1941 at 6:30 p. m., E. S. T. in the New House Caucus Room.

#### ADJOURNMENT

Mr. BALTHASER. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 21, 1941, at 12 m. The motion was agreed to, and (at 4:31 p. m.) the House adjourned.