

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 28, 1941

The House met at 12 m.

The SPEAKER (Elmer Kilroy) in the Chair.

PRAYER

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

Almighty God, we pause at the beginning of this day's session to call upon Thee to guide us as individuals, to help us as a State, and to preserve us as a Nation. Throughout the ends of the world our President of these United States has made our position as a Nation clear. May we give heed to his words lest we as a Nation go the way of many Democracies in our day. Help us first of all, O God, to keep faith with Thee. Rule our hearts and establish our will to the end that security, order, and peace may prevail. Be Thou our strength and guide in these trying days we pray, in the name of Christ. 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. O'MULLEN, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. SHEPARD. HOUSE BILL No. 1717.

An Act to further amend part of section two of the act approved the thirteenth day of June, one thousand eight hundred eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," further providing for the burial of unclaimed bodies unfit for anatomical purposes in counties of the first class.

Referred to the Committee on Public Health and Sanitation.

By Mr. MARKS. HOUSE BILL No. 1718.

An Act to repeal sections thirteen, fourteen and fifteen of the act, approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1108), entitled "An act providing for the appointment promotion, reduction, removal and reinstatement of paid officers, firemen and employees of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the second and third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties.

Referred to the Committee on Cities—Third Class.

By Mr. HEWITT. HOUSE BILL No. 1719.

An Act to add clause (k) to section two thousand one hundred two, and to repeal clause (d) of section two thousand one hundred ten of 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 Execu-

tive 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 of 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," transferring the power to determine questions of fact regarding the purity of water supplied to the public from the Sanitary Water Board to the Department of Health, to conform with the provisions of the Public Utility Law.

Referred to the Committee on State Government.

By Messrs. TAYLOR and DAVID P. REESE
HOUSE BILL No. 1720.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Harrisburg State Hospital to acquire a certain tract of land for the use of said hospital; and making an appropriation therefor.

Referred to the Committee on State Government.

By Mr. McINTOSH. HOUSE BILL No. 1721

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Department of Welfare, to acquire a certain tract of land for the use of Pennsylvania Industrial School, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. MUIR. HOUSE BILL No. 1722.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Warren State Hospital, to acquire a certain tract of land for the use of said hospital, and making an appropriation therefor.

Referred to the Committee on State Government.

By Messrs. READINGER and TURNER.
HOUSE BILL No. 1723.

An Act to amend section four of the act, approved the first day of July, one thousand nine hundred and nineteen (P. L. 717), entitled "An act fixing the number, compensation, mileage, and duties of the officers and employes of the General Assembly, and providing for their election or appointment, term of office, and manner of filling vacancies," by providing for the appointment, compensation and duties of clerks and pages to the majority and minority floor leaders, respectively, of the Senate and of the House of Representatives.

Referred to the Committee on State Government.

(For House Bill No. 1724, (Senate Bill No. 1004), see Journal of Tuesday, May 27, 1941).

By Mr. O'CONNOR. HOUSE BILL No. 1725.

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one,

(P. L. 594), entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions, limiting the obligation of the Commonwealth in the construction of certain structures located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. GILLETTE. HOUSE BILL No. 1726

An Act to further amend clause (d) of section fifty-nine of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents; rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisal of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by imposing additional powers on the orphans' court in certain cases.

Referred to the Committee on Judiciary General.

By Mr. HARKINS. HOUSE BILL No. 1727

An Act providing that proceedings, acts and bonds issued, by Authorities incorporated under the Municipality Authorities Act, as amended and supplemented, shall not be invalid by reason of certain circumstances.

Referred to the Committee on Public Utilities.

By Mr. HARKINS. HOUSE BILL No. 1728.

An Act relating to the compatibility of office of members of the Boards and officers of the Authorities incorporated under the Municipality Authorities Act, as amended and supplemented.

Referred to the Committee on Public Utilities.

By Mr. STINE HOUSE BILL No. 1729

An Act to add section fourteen and one-tenth to the

act, approved the seventh day of August, one thousand nine hundred and thirty-six (P. L. 106), entitled, as amended "An act relating to flood control; prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts, adoption of plans for flood control works and improvements, carrying into effect of such plans, assistance, aid and cooperation with public and private agencies and the Federal Government, in Federal flood control works and improvements, and entering into compacts and agreements with other states for flood control works and improvements; conferring the power of eminent domain; providing for the setting off of benefits; imposing certain charges upon the Commonwealth; providing for appeals; and conferring certain powers on municipalities, counties, and townships, and the Department of Highways," authorizing the Secretary of Highways and the various political subdivisions, with the approval of the Water and Power Resources Board, to grant easements and flowage rights to the Federal Government, over certain highways, roads, streets and bridges.

Referred to the Committee on Forestry.

By Mr. McDOWELL. HOUSE BILL No. 1730.

An Act establishing a certain road, not yet in existence, in the County of McKean as a State highway, and providing for its opening, construction and maintenance by the Department of Highways.

Referred to the Committee on Highways.

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. 599. (HOUSE BILL No. 1731).

An Act to amend section three of the act approved the twenty-third day of March one thousand eight hundred and sixty-five (P. L. 607) entitled "An act for the better management of the Allegheny county prison" by requiring all contracts involving an expenditure of one hundred dollars to be in writing and prohibiting the making of any contract involving the expenditure of over five hundred dollars unless made with the lowest and best bidder after due advertising and requiring all purchases to be made through the purchasing department of the county.

Referred to the Committee on Counties.

SENATE BILL No. 619. (HOUSE BILL No. 1732).

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

penalties" by permitting clubs to waive or reduce dues payable by members in military service.

Referred to the Committee on Liquor Control.

SENATE BILL No. 262. (HOUSE BILL No. 1733).

A Supplement to the act approved the twelfth day of June one thousand nine hundred and thirty-nine (P. L. 335) entitled "An act creating a temporary commission to examine report upon and recommend measures to improve the economic cultural health and living conditions of the urban colored population of the State and making an appropriation of the expenses of such commission" by extending the term of such commission until the next regular session of the General Assembly and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 618. (HOUSE BILL No. 1734).

An Act to further amend section two of the act approved the sixteenth day of June one thousand nine hundred thirty-three (P. L. 252 1933-34) 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" by permitting clubs to waive or reduce dues payable by members in military service.

Referred to the Committee on Liquor Control.

RESOLUTION INTRODUCED AND REFERRED

By Mr. SHAW. RESOLUTION No. 97.

In the House of Representatives, May 27, 1941.

Whereas, Charges have from time to time been made against the county boards of public assistance and against the Department of Public Assistance with reference to the administration by them of the various forms of public assistance, including allegations of discriminations and other improper and unlawful practices; and

Whereas, Charges of such serious import should not be permitted to pass unheeded, but demand an immediate and vigorous investigation as to the truth thereof, and as to the exact facts and circumstances with respect to any and all misconduct on the part of the agencies complained of; therefore be it

Resolved, That the standing Committee on Welfare of the House of Representatives conduct an investigation of all charges of inefficiency, neglect and misconduct on the part of any county board of public assistance, the Department of Public Assistance or the State Board of Public Assistance, and report its finding and recommendations to the House of Representatives at its present session; and be it further

Resolved, That 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 affirma-

tions 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.

Referred to the Committee on Rules.

SENATE MESSAGES

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 329.

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

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1588.

An Act to amend and reenact section five hundred and twenty-four 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" as amended by limiting to eleven and three-quarter mills the total annual school tax for any one year in school districts of the first class and prescribing the method of fixing the levy of school taxes in such districts

With the information that the Senate has passed the same without amendment.

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:

HOUSE BILL No. 1588.

An Act to amend and reenact section five hundred and twenty-four 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 spe-

cial or local or any parts thereof that are or may be inconsistent therewith" as amended by limiting to eleven and three-quarter mills the total annual school tax for any one year in school districts of the first class and prescribing the method of fixing the levy of school taxes in such districts

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Chudoff for SAMUEL ROSE for the remainder of the week on account of illness in the family.

Mr. BAUGHER for himself for tomorrow's session.

Mr. HIRSCH for himself for tomorrow's session.

Mr. HARRIS for himself for tomorrow's session.

Mr. GATES for himself for tomorrow's session.

Mr. IMBRIE for himself for tomorrow's session.

Mr. GEORGE E. JONES for himself for tomorrow's session.

Mr. COOK for himself for tomorrow's session.

Mr. FISHER for himself for tomorrow's session.

Mr. RAUSCH for himself for tomorrow's session.

Mr. GILLETTE for himself for tomorrow's session.

Mr. GROSS for himself for tomorrow's session.

Mr. McKinney for Mr. ECKLES for the remainder of the week.

Mr. FLEMING for himself for tomorrow's session.

Mr. MIHM for himself for tomorrow's session.

Mr. CULLEN for himself for tomorrow's session.

Mr. WEINGARTNER for himself for tomorrow's session.

Mr. SARGE for himself for tomorrow's session.

Mr. SOLLENBERGER for himself for tomorrow's session.

Mr. WALTER E. ROSE for himself for tomorrow's session.

QUESTION OF INFORMATION

Mr. O'CONNOR. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. O'CONNOR. Mr. Speaker, at this time is it permissible for me to ask for leave of absence from the session of this House to be held on Monday, June 2?

The SPEAKER. It is permissible if the gentleman so desires.

Mr. O'CONNOR. Mr. Speaker, I request a leave of absence from next Monday's session.

The SPEAKER. If there is no objection, leave of absence is granted. The Chair hears none.

LEAVE OF ABSENCE

Mr. LLOYD H. WOOD. Mr. Speaker, I desire to ask leave of absence for myself after today's session.

Mr. ACHTERMAN. Mr. Speaker, I personally feel that there are entirely too many leaves of absence. I feel that there should be some very good definite explanation why the gentleman seeks to be excused.

Mr. LLOYD H. WOOD. Mr. Speaker, I yield to my colleague, the gentleman from Montgomery, Mr. Brunner.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker and

members of the House, may I preface my remarks on behalf of my colleague, from Montgomery, Mr. Wood, with a similar request for myself for a leave of absence. To save the time of the House we thought we would join our requests together.

The SPEAKER. The gentleman from Montgomery ought to be used to a short "tale."

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, we contemplate being in the position that Major Bowes is on the radio once in a while. We intend to go to an event where they go round and round, and where they come out nobody knows. We ask the indulgence of the majority floor-leader and we ask his concurrence in our absence. I know if he had the opportunity to go with us he would be glad to enjoy this event on Decoration Day.

The SPEAKER. Will the gentleman withdraw his objection?

Mr. ACHTERMAN. Mr. Speaker, since they promise to go round and round, I will withdraw.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, if they don't land in our laps, when they go round and round, we will be with you on Monday.

Mr. HOLLAND. Mr. Speaker, I would like to advise the two members who have asked for a leave of absence to go to a merry-go-round. If they stay here they are on a merry-go-round all the time.

Mr. AUKER. Mr. Speaker, I desire to ask leave of absence for myself for the balance of the week's sessions.

The SPEAKER. I think the gentleman from Montgomery, Mr. Brunner has the gentleman from Blair "one down" now.

Mr. AUKER. Mr. Speaker, I was so busy going round and round during this session, maybe I am a bit confused. I ask leave of absence for the balance of the week after today's session on account of business.

The SPEAKER. Does the gentleman have any business left?

Mr. AUKER. Mr. Speaker, I want to go home and find out.

REPORTS FROM COMMITTEES

Mr. PROSEN, from the Committee on State Government, reported as committed, House Bill No. 1661, entitled:

An Act to amend section three of the act, approved the tenth day of May, one thousand nine hundred thirty-nine (P. L. 111), entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon, and transferring and appropriating the balance of its current appropriation to, the Department of Commerce; and repealing certain laws," providing for the promulgation or adoption and administration by the Department of Commerce of voluntary plans to control the output of mineral resource industries located preponderantly within the Commonwealth.

Mr. PAUL A. BRUNNER, from the Committee on Highways, reported as committed, House Bill No. 1441, entitled:

An Act to amend routes 52037 and 52044 as added to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203)

entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," changing certain routes in the county of Potter.

Mr. PETROSKY, from the Committee on Public Utilities, reported as committed, House Bill No. 1482, entitled:

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

Mr. FINNERTY, from the Committee on Appropriations, reported as committed, House Bill No. 611, entitled:

An Act providing for the acquisition by the Department of Forests and Waters, in the name of the Commonwealth, of certain lands in Luzerne, Sullivan, and Wyoming Counties, for use of as a State Park; making an appropriation

for said acquisition; providing for the management of said property by said department and defining the uses to which the property shall be put.

Mr. O'NEILL, from the Committee on Appropriations, reported as committed, House Bill No. 1519, entitled:

An Act making an appropriation to the trustees of the Pennsylvania State College for the construction of certain necessary buildings for use by the School of Agriculture.

Mr. GERARD, from the Committee on Appropriations, reported as committed, House Bill No. 1659, entitled:

An Act making an appropriation to the Department of Revenue for the payment of accounts settled against the Commonwealth and that department in favor of certain persons, associations and corporations.

Mr. YESTER, from the Committee on State Government, reported as committed, House Bill No. 1676, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1518), entitled, as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act." by defining and making further provision relative to the installation and use of "man lift" elevators.

Mr. EDWIN F. THOMPSON, from the Committee on Highways, reported as committed, House Bill No. 1457, entitled:

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

Mr. REUBEN E. COHEN, from the Committee on Appropriations, reported as committed, House Bill No. 1663, entitled:

An Act making an appropriation to the Special Committee of the House of Representatives which completed an investigation of the administration of W. P. A. Sewing Projects of the Commonwealth to reimburse the committee for expenses incurred by it in making such an investigation.

Mr. BAKER, from the Committee on Appropriations, reported as committed, House Bill No. 1570, entitled:

An Act authorizing the Department of Property and Supplies to have a certain number of copies printed of the Report of the Joint State Government Commission on the Organization and Administration of Pennsylvania's State Government; providing for the distribution and sale of such copies; imposing new duties on the Joint State Government Commission; and making an appropriation.

Mr. SARRAF, from the Committee on Ways and Means, reported as committed, House Bill No. 1716, entitled:

An Act to further amend sections three and ten of the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 284), entitled, as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold transported, or delivered within the Commonwealth; prescribing the method and

manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," by prescribing malt beverage tax rates for certain original containers or standard fractions thereof; fixing a minimum quantity of malt or brewed beverages which may be sold in cases, cartons or boxes; and providing for refunds of tax for malt or brewed beverages sold to commissaries, ship's stores and voluntary unincorporated organizations of the Army or of the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy.

Mr. HARMUTH, from the Committee on Highways, reported as committed, House Bill No. 1631, entitled:

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.

Mr. HOLLAND, from the Committee on Appropriations, reported as committed, House Bill No. 605, entitled:

An Act making an appropriation to the Pennsylvania State College for expenditure by the School of Mineral Industries thereof, under the supervision of the Department of Mines, for the purpose of developing new uses and markets for anthracite and bituminous coal.

Mr. O'BRIEN, from the Committee on Appropriations, reported as committed, House Bill No. 502, entitled:

An Act authorizing the Department of Property and Supplies with advice and approval of the Pennsylvania Historical Commission to acquire on behalf of the Commonwealth of Pennsylvania, certain land which is the site of an old fortress known as Old Garrison in the City of Franklin, Venango County, or so much thereof as may be necessary as a historical memorial; providing for the control, management, supervision and improvement thereof; authorizing the Pennsylvania Historical Commission in cooperation with other agencies to make and enforce rules and regulations for the preservation and visitation thereof; authorizing the Pennsylvania Historical Commission to cooperate with the Daughters of the American Revolution and interested patriotic societies in providing funds for a restoration of Old Garrison; and making an appropriation.

Mr. HERSCH, from the Committee on Military Affairs, reported as committed, House Bill No. 1686, entitled:

An Act relating to certain civil rights and liabilities of persons in the armed service of the United States; providing for the suspension of the enforcement of certain civil liabilities; providing for the re-employment of such persons upon completion of such service; and imposing penalties.

Mr. BOIES, from the Committee on Appropriations, reported as committed, House Bill No. 1487, entitled:

An Act providing for the construction and maintenance by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission, of a Bushy Run Museum Building on land owned by the Commonwealth in Westmoreland County; and making an appropriation.

Mr. BOIES, from the Committee on Ways and Means, reported as committed, House Bill No. 970, entitled:

An Act to further amend section six of the act approved the twenty-first day of May, one thousand nine hundred

thirty-one (P. L. 149) as amended by the act approved the fifth day of June, one thousand nine hundred thirty-seven (P. L. 1703), and to further amend section ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), as last amended by the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 634), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation", to provide for the making of separate reports on liquid fuels sold for aviation purposes, and to further provide for the establishment of an Aviation Liquid Fuels Tax Fund and the return of said taxes to counties of the second class.

Mr. READINGER, from the Committee on Appropriations, reported as committed, House Bill No. 941, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission for the purpose of completing restoration and preparing for public use as a museum the property at Ambridge, Beaver County, Pennsylvania, formerly owned and occupied by the Harmony Society and known as "Old Economy".

Mr. READINGER, from the Committee on Appropriations, reported as committed, House Bill No. 1337, entitled:

An Act making an appropriation to the Department of Property and Supplies, for the payment of claims against the Commonwealth arising from failure to lease premises after owners thereof had been induced to expend money thereon.

Mr. STINE, from the Committee on State Government, reported as committed, House Bill No. 1541, entitled:

An Act providing for uniform reports by political subdivisions to departments, boards and commissions of the State Government.

Mr. MALLOY, from the Committee on Appropriations, reported as committed, House Bill No. 223, entitled:

An Act authorizing the Department of Property and Supplies to acquire on behalf of the Commonwealth of Pennsylvania certain land upon which is still standing the birthplace of Robert Fulton in Fulton Township, Lancaster County; or so much thereof as may be necessary, as a memorial; providing for the control, management, supervision, improvement, restoration 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.

Mr. MALLOY, from the Committee on Professional Licensure, reported as committed, House Bill No. 1558, entitled:

An Act to further amend section two of the act, approved the twenty-ninth day of March, one thousand eight hundred ninety-nine (P. L. 21), entitled "An act to establish a board for the examination of accountants, and to provide for the granting of certificates to accountants, and to provide a punishment for the violation of this act," by

further regulating examination of applicants for certificates as accountants, and making said section conform to the Administrative Code of 1929.

Mr. MALLOY, from the Committee on State Government, reported as committed, House Bill No. 1660, entitled:

An Act to amend section seven hundred and thirty of 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 authorizing the furnishing of certain confidential information to other states and the United States.

Mr. BONEY, from the Committee on Appropriations, reported as committed, House Bill No. 1496, entitled:

An Act authorizing the Department of Property and Supplies to construct, erect, and dedicate on the Capitol grounds at Harrisburg, Pennsylvania, a memorial to the memory of James Buchanan; and making an appropriation.

Mr. BONEY, from the Committee on Ways and Means, reported as committed, House Bill No. 566, entitled:

An Act to provide revenue by imposing a license tax on the owners of all lawful coin or token operated vending machines, devices or equipment, as herein defined, kept, possessed, used, exhibited or operated for profit; providing for the collection of said tax; imposing certain duties upon the Department of Revenue; prescribing penalties and dedicating the proceeds from such tax to the payment of appropriations for general relief.

Mr. KEENAN, from the Committee on Appropriations, reported as committed, House Bill No. 353, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of soldiers, sailors, marines, female field clerks, yeomen (female) and nurses who were killed in action or died during the World War; and conferring certain duties upon the State Veterans' Commission.

Mr. HEATHERINGTON, from the Committee on Highways, reported as committed, House Bill No. 486, entitled:

An Act to facilitate vehicular traffic between the western and eastern sections of the Commonwealth, and afford transportation for defense purposes by providing for the construction, operation, and maintenance of a turnpike, from a point at Middlesex in Cumberland County to a point

on the boundary line between the Commonwealth of Pennsylvania and the State of New Jersey; and conferring powers, and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing, that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, and for the cost of maintenance, operation, and repair of the turnpike, making such turnpike bonds exempt from taxation, constituting such bonds legal investments in certain instances, requiring suits against the commission to be brought in Dauphin County, prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes and relocation, and restoration of public roads and state highways affected by the turnpike; providing for condemnation, granting certain powers and authority to municipal subdivisions, and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds.

Mr. BRETHERICK, from the Committee on Ways and Means, reported as committed, House Bill No. 1513, entitled:

An Act to further amend section three of the act approved the twenty-second day of June, one thousand nine hundred thirty-five (P. L. 414), entitled, as amended, "An act to provide revenue for State purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries, and court clerks, and on persons, co-partnerships, associations, banks, national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships, conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation;" by exempting assets held by liquidating trustees.

Mr. HARRIS, from the Committee on Highways, reported as committed, House Bill No. 220, entitled:

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions, and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths 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 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 or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets 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 purpose of this act," requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

Mr. HARRIS, from the Committee on Forestry, reported as committed, House Bill No. 1650, entitled:

An Act providing for the cooperation of the Commonwealth and certain political subdivisions thereof with the United States in respect to flood control projects; author-

izing 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.

Mr. McFALL, from the Committee on Agriculture, reported as committed, House Bill No. 1182, entitled:

An Act to increase the usefulness of the Farm Show Building and Arena; providing for holding of various exhibitions and shows; creating State show commissions as departmental administrative commissions in various departments and agencies of the State government; and making appropriations.

Mr. McFALL, from the Committee on State Government, reported as committed, House Bill No. 1662, entitled:

An Act to amend the title and further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 844), entitled "An act authorizing the Commonwealth of Pennsylvania; or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school districts and poor districts to make contracts of life, health, and accident policies for the benefit of employes thereof, and contracts for pensions for such employes; and providing for the payment of the cost thereof," authorizing the making of contracts for hospitalization, and extending the provisions of the act to vocational school districts and institution districts.

Mr. LEYDIC, from the Committee on Education, reported as committed, House Bill No. 1678, entitled:

An Act to further amend section one thousand one hundred thirty-three 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," by removing certain limitations of the appointment of district superintendents.

Mr. SOLLENBERGER, from the Committee on Education, reported as committed, House Bill No. 1525, entitled:

An Act to amend section seven hundred one and to further amend section seven 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," authorizing the various boards of school directors to purchase and furnish, free of charge, uniforms for the members of school bands and orchestras.

Mr. BENTZEL, from the Committee on Highways, reported as committed, House Bill No. 1692, (Senate Bill No. 465) entitled:

An Act authorizing the Secretary of Highways to lengthen or shorten State highway routes under certain conditions and providing for the payment of damages.

Mr. GRYSKEWICZ, from the Committee on Highways,

reported as committed, House Bill No. 1691, (Senate Bill No. 419), entitled:

An Act providing for the reconnaissance survey of a State highway between the city of Harrisburg, in the county of Dauphin, and the borough of New Hope, in the county of Bucks.

Mr. HIRSCH, from the Committee on Ways and Means, reported as committed, House Bill No. 1382, (Senate Bill No. 448), entitled:

An Act to amend sections three hundred and eight and four hundred and one of the act, approved the twenty-first day of June, one thousand nine hundred and thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation, and prescribing penalties," by changing the method of handling the funds made available from time to time to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases; clarifying the procedure for establishing such liability of the Commonwealth; and providing for the transfer and lapsing of certain moneys into the General Fund.

Mr. TROUT, from the Committee on Education, reported as committed, House Bill No. 1445, (Senate Bill No. 302), entitled:

An Act to further amend section one thousand four hundred sixteen of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," changing the qualifications of certain children for exemption from compulsory attendance provisions.

Mr. HERING, from the Committee on Ways and Means, reported as amended, House Bill No. 722, entitled:

An Act to further amend section twenty-one of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received from monument and memorial purposes; and prescribing penalties," by imposing a tax on the privilege of attending such spectacles; and repealing former tax.

Mr. CHERVENAK, from the Committee on Education, reported as amended, House Bill No. 723, entitled:

An Act to further amend section fourteen 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 payment

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," extending the retirement provisions relating to former teachers to additional cases who separated from school service because of physical or mental disability prior to the first day of July, one thousand nine hundred and nineteen.

Mr. CULLEN, from the Committee on State Government, reported as amended, House Bill No. 1477, (Senate Bill No. 418), entitled:

An Act requiring the Governor of the Commonwealth to issue annual proclamations setting apart September thirteenth of this year as Commodore John Barry Day.

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

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

Mr. McDERMOTT, from the Committee on Appropriations re-reported as committed House Bill No. 909, entitled:

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

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. LEVY asked and obtained permission for the Committee on Workmen's Compensation to meet during the session of the House.

MR. STANK IN THE CHAIR BILL ON FIRST READING BILL PASSED OVER

There being no objection House Bill No. 1505, Printer's No. 679 was passed over at the request of the Speaker pro tempore.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1197, entitled:

An Act to amend Sections 201, 202, 204, 205, 211 and 805 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," changing certain provisions relating to the incorporation of new boroughs, and providing for the incorporation of borough from townships of the first class having a population of eight thousand or more, and for the organization of the government therein.

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. 1653, (Senate Bill No. 587), entitled:

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 in-

igent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare, and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," authorizing the county commissioners to appoint and fix the compensation of a solicitor for county institution districts in counties of the third class.

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. 1672, (Senate Bill No. 572), entitled:

An Act extending the time for taking appeals to the Supreme and Superior Courts in actions or proceedings at law or in equity in the courts of common pleas, orphans' courts, municipal court of Philadelphia and county court of Allegheny County where petitions for rehearing or reargument are filed.

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. 1474, (Senate Bill No. 365), entitled:

An Act to provide that notices to delinquent taxpayers or statements of such delinquents and the publication of municipal liens or notices thereof shall not be required of the receiver of taxes or of the city solicitor, and repealing inconsistent legislation.

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. 790, (Senate Bill No. 151), entitled:

An Act authorizing and directing county treasurers to execute deeds for unseated and seated lands sold by their predecessors in office, and validating deeds heretofore so executed.

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. 1619, (Senate Bill No. 346), entitled:

An Act to amend section two hundred one and to further amend sections two and four hundred four of the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which

levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," making the levying of a tax on trades, occupations, professions and persons who follow no occupation or calling optional in counties.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1424, entitled:

An Act prescribing the degree of care to be exercised by the driver of any vehicle at the crossing of a highway and a railroad or railway grade, providing that the failure to stop shall not in itself constitute negligence or contributory negligence; and providing that the issue of negligence or contributory negligence in such case shall be a question of fact for the jury.

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. 1475, (Senate Bill No. 364), entitled:

An Act requiring receivers of taxes in and for cities of the first class to furnish certificates of taxes water rents and claims which are liens on real estate without charge to owners of said real estate or other parties having an interest therein and limiting the liability of the Receiver for errors in said certificates and retaining the liens of all unpaid taxes water rents and claims against such property though the same are not set forth in said certificate and repealing inconsistent legislation.

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. 1581, (Senate Bill No. 224), entitled:

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

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. 687, entitled:

An Act to further amend the title and section one of the act approved the third day of May, one thousand nine hundred and nine (P. L. 424), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspapers, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, extending the provisions of the said act to counties of the sixth class.

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. 664, entitled:

An Act to amend section seventy-six of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by providing for the filing of a transcript of the judgment with testatum writs of execution and permitting defenses to be interposed in counties to which such writs are directed in certain cases.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1328, entitled:

An Act to reenact and amend the title and the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 526), entitled "An act providing for and regulating joint purchases by counties (other than counties of the first and second classes), cities of the third class, boroughs, towns, township, school districts, and poor districts," by including second class counties, cities of the second class and institution districts within the provisions of the act.

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. 1248, entitled:

An Act providing for proceedings by petition in non-support and desertion cases.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1256, entitled:

An Act requiring all police officers in cities of the first class to slate for hearing all persons arrested by such officers without warrant in the station house of the district in which the arrest was made, providing for the confinement of such persons; imposing certain duties on magistrates, and imposing penalties.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1626, entitled:

An Act to protect public health, safety and morals and to promote 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 appeals to the Zoning Board from refusals of the Department of Health to issue certificates, 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.

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 Northumberland, Mr. Stank, for presiding.

SENATE MESSAGES

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows.

In the Senate, May 27, 1941.

Resolved, (if the House of Representatives concur),
That Senate Bill No. 66, Printer's No. 51, 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

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 27, 1941.

Resolved, (if the House of Representatives concur),
That Senate Bill No. 270, Printer's 55, 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

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
It was concurred in.
Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET
DURING SESSION

Mr. BAKER asked and obtained permission for the Committee on Insurance to meet during the session of the House.

BILL ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1485, entitled:

A Joint Resolution proposing an amendment to section four of article two of the Constitution of the Commonwealth of Pennsylvania, prescribing procedure to be followed at regular sessions of the General Assembly and the publication of legislative histories thereat.

The first section was read.

On the question,

Will the House agree to the section?

Mr. NAGEL. Mr. Speaker, it was the understanding when this bill came out of Committee, it would be sent back to the committee on Constitutional Amendments after two readings. I am here to say at this time I intend reluctantly to comply with this agreement. I have observed the procedure in this House for a number of years and for a number of sessions and I have felt there are certain defects that might be cured in our legislative procedure, and I, together with my good colleague, the gentleman from Armstrong, Mr. Gates, conceived an idea which we have embodied in House Bill 1485. I think this bill has great merit. I believe it will be productive of very much good in the great Commonwealth of Pennsylvania. Since this bill happens to appear on the floor of the House at a time when our desks are cluttered with so many bills, I am quite sure that many of the Members of the House had no time to give this bill any thought much less to read this particular bill, and because of that fact I ask the indulgence of this body for just a few minutes in order that I may call to their attention just what this bill is.

House Bill 1485 is a bill providing for an amendment to the Constitution. It would continue the legislative procedure as theretofore, meeting on the first Tuesday of January, and after meeting and organizing work, would as usual recess for a week, giving time to appoint committees and giving time for the officers who are elected to outline a program.

After the first week's recess, the Members of the House will again assemble here and then would devote the five weeks following the first week of recess to the matter of introducing bills. Bills would be introduced. This Constitutional amendment would require that every week there would be printed a joint House and Senate history, giving the titles of these bills as we have done heretofore, and in addition to that it would require that there be printed after the title just what change this particular bill as introduced, would make in the laws of our Commonwealth or what provisions it would make if it were a new act.

After this period of five weeks this new procedure would require that we adjourn for a month, four legislative weeks, and go back to our homes if necessary, and this

Joint House and Senate history would be distributed. Let me call your attention to the fact that the Constitutional Amendment requires that the Senate and House joint history will be printed each week and it will be made available for distribution over the state. The description of these bills which have been introduced would give to the people of our state some knowledge of the bills introduced and give them an opportunity to study them so that they could in turn contact their representatives and urge the passage of certain bills that may seem good, and also on the other hand urge the defeat of other bills which they might deem not for the best interests of this state.

During the five week period in which bills were being introduced this House would not be barred from certain action. These bills could be considered in Committee but not reported out; public hearings, if necessary, could be held on these different bills which have been introduced, and party caucuses could be held to determine the stand the parties might want to take on certain bills. There is nothing partisan about it. After five weeks we could come back here with a knowledge of these bills, and then print an accumulated history jointly with the Senate, and there would appear in that history nothing but the bills that have been released from committee.

I contend that the Chairmen of the Committees having these bills before them, and having an opportunity to study them, would be able to know in a very short time what bills have merit, what bills they would like to report to the House and what bills they would like to have buried. I believe this would result in better legislation. I understand there are other Members of this House who would like to talk on this bill and I do not want to monopolize the privilege that was so kindly extended to me, so I will now comply with the request of this Committee on Constitutional Amendments.

MOTION TO RECOMMIT

Mr. NAGEL. Mr. Speaker, I move that this bill be re-committed to the Committee on Constitutional Amendment.

On the question,

Will the House agree to the motion?

Mr. JAMES. Mr. Speaker, I intended to oppose the motion to recommit this bill, but since one of the co-sponsors of the bill, Mr. Nagel, has indicated he is under agreement to recommit it, I do not intend to press that point. I do want to say I hope that the recommission of this bill will not mean its burial. I believe the Committee on Constitutional Amendments could do no greater piece of work in this session than to do the few things they want to do with this bill and then bring it before the House for action.

Mr. Speaker, it will take the vote of this General Assembly and the vote of the next General Assembly to put this resolution into effect. I am going to very seriously recommend that every Member of this House get a copy of House Bill 1485 and read it thoughtfully and carefully. It is a piece of legislation that seems, I think, in the minds of men who have had more than one session's experience here, to be sorely needed.

There is one phase of the situation concerning which I think I am particularly qualified to speak. At the last session of the legislature it was my privilege to serve as vice chairman of the Printing Committee. I had occasion at that time to note what a great waste took place

in printing bills for the information of members. I noted also at the same time how very little information the members succeeded in getting out of perhaps seventy-five percent of all the bills.

MOTION WITHDRAWN

Mr. NAGEL. Mr. Speaker, may I temporarily withdraw my motion to recommit this bill so as to give the gentleman an opportunity to speak on the bill.

The SPEAKER. The gentleman may withdraw the motion.

On the question recurring,

Will the House agree to the section?

Mr. JAMES. Mr. Speaker, if this resolution in this session or in the next session were put in line for a constitutional amendment, it is my opinion that not only would the General Assembly be furnished with information concerning bills that are going to be brought before them for action, but information that would really be information and not simply perfunctory styling of words.

It is also my settled conviction if this legislation should become law that the state of Pennsylvania would save not less than one hundred and fifty thousand dollars in printing alone in any normal session. Since the sponsor of this bill has withdrawn his motion or his acquiescence in recommitting it, I am going to ask the Members, in order that this matter may be brought seriously before the attention of each and every one of us, that this bill be not recommitted.

Mr. GATES. Mr. Speaker, I realized when this resolution providing for a constitutional amendment was submitted to the Members of this House that it was not a perfect piece of legislation, but we were hoping the men who had served in this House would study it, sit down together and in some manner try to make a perfect bill that would expedite the work of the General Assembly.

Every member of this House knows it is humanly impossible for us to read and to understand from two or three thousand bills that are presented in this House. We know when we meet in the various committees, and since I have been a member of the legislature, I have deemed it one of my obligations to attend committee meetings, that much discussion takes place pro and con, whereas if this particular piece of legislation is enacted into law, each Member of that committee would be thoroughly conversant with everything that a new bill tries to do.

I believe at this time I would like to read a statement which I cut out of a Philadelphia paper this morning, which is headed "Legislative Doggling," by the Committee of Seventy of Philadelphia. The article reads as follows:

"Four and one half months of wrangling by the Pennsylvania Legislature already has cost the State's taxpayers more than one million dollars in expenses. The Philadelphia Committee of Seventy charged today, demanding the end of the legislation session. The committee yesterday said that on the twenty-one hundred bills introduced as of May 10 only 28 were passed and sent to the Governor."

Mr. Speaker, I believe under this particular resolution no complaints would be forthcoming from citizens of the state of Pennsylvania. It will not only expedite the work of this Assembly, but it will also economize in the amount of money that is paid by the taxpayers of our State, and undoubtedly with every Member of this House being familiar with every bill, it certainly would give to the

state of Pennsylvania better legislation.

Therefore, Mr. Speaker, for that reason I would ask that the membership of this House pass this bill, send it over to the Senate, and then if anyone has any amendments we certainly would be glad to listen to them.

However, Mr. Speaker, I do feel morally responsible to agree with my co-sponsor, Mr. Nagel, that it was a distinct understanding with the Committee on Constitutional Amendments, if they would report the bill out for two readings that we would recommit the bill, and to keep our word with that Committee I simply cannot ask that anything be done but that this bill be recommitted, with the sincere hope that the committee again will re-report the bill for the consideration of the House.

Mr. NAGEL. Mr. Speaker, I want the Committee on Constitutional Amendments to know I always endeavor to keep my word. As I said, I am making this motion reluctantly because I feel that this bill has some merit. I hope if and when this bill is sent back to Committee it will not go back there and be buried. I know this Committee has sufficient intelligence to give it further study. I think the matter has been brought to their attention sufficiently and I am satisfied they will give the matter study.

BILL RECOMMITTED

Mr. NAGEL. Mr. Speaker, I move that this bill be recommitted to the Committee on Constitutional Amendments.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1537, (Senate Bill No. 381), entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising amending and consolidating the laws relating thereto" by authorizing the acquisition and operation of aviation landing fields and airdromes, by counties of the second, third, fourth, fifth and sixth classes.

The first section was read.

On the question,

Will the House agree to the section?

Mr. NAGEL. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend Sec. 1 (Sec. 496), page 2, line 4, by striking out the word "or".

Amend Sec. 1 (Sec. 496), page 2, line 4, by inserting after the word "sixth" the following: "seventh or eighth."

Amend sec. 1 (sec. 496) page 2, line 9, by striking out the words "and/or" and inserting in lieu thereof: "or".

Amend sec. 1 (sec. 496) page 2, line 12, by inserting after the word "thereof" the following: "Any such county may also appropriate for such purposes any lands heretofore or hereafter purchased by it at any tax sale and which have not been redeemed within the period provided by law: Provided, however, That nothing herein contained shall be construed to authorize the condemnation of any property owned by a railroad company subject to the provisions of the Pennsylvania Public Utility Law."

Amend sec. 1, page 3, by inserting between lines 12, and 13, the following: "Section 496.4. Any such county acquiring any land for such purpose may by resolution of

the board of commissioners, appropriate such funds as are necessary for the engineering, design, surveys and construction of such an airport, either wholly, by themselves or in cooperation with State, Federal or other public agencies supplying a portion of the necessary funds for said work."

The amendments were agreed to.

The section was agreed to as amended.

The second and third sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. NAGEL. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 8 of title, by striking out the word "and"

Amend title, page 1, line 9, of title, by inserting after the word "sixth" the following: "seventh and eighth".

The amendments were agreed to.

The title was agreed to as amended.

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

Ordered, To be transcribed for a third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. STANK, asked and obtained permission for the Committee on Highways to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1630, entitled:

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.

The first section was read.

On the question,

Will the House agree to the section?

MR. O'BRIEN. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend Sec. 1 (Sec. 201), page 3, line 23, by striking out the following "thirty-nine" and inserting in lieu thereof: "forty-one"

Amend Sec. 1 (Sec. 201), page 3, line 28, by striking

out the following "thirty-nine" and inserting in lieu thereof: "forty-one".

The amendments were agreed to.

The section was agreed to as amended.

The title was 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. 1293, entitled:

An Act to carry into effect section one of article fifteen of the Constitution giving cities of the third class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts of common pleas and the Secretary of the Commonwealth and providing for the payment of certain expenses by cities of the third class.

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

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. RUSH. Mr. Speaker, I move that this bill be re-committed to the Committee on Cities Third Class for the purpose of further study and possible amendment.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2, entitled:

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

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

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1724, (Senate Bill No. 1004), entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-one and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-one.

The first section was read.

On the question,

Will the House agree to the section?

Mr. ACHTERMAN. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 1, lines 1 and 2, by striking out the following: "eleven million dollars (\$11,000,000)" and inserting in lieu thereof: "six million two hundred fifty three thousand six hundred dollars (\$6,253,600)".

Amend Sec. 1, page 2, lines 5 to 9, by striking out the following: "and for the payment of assistance admin-" in line 5, and all of lines 6 to 9, both inclusive.

Amend bill, page 2, by inserting after line 20, the following: "Section 3. Out of the moneys appropriated by section one of this act, the Governor, the Auditor General, and the State Treasurer, or the majority thereof, shall, from time to time, allocate to the Department of the Auditor General and the Treasury Department, respectively, such sums as may be deemed necessary to pay the administrative expenses of the Department of the Auditor General and the Treasury Department in auditing and disbursing appropriations for, or relating to, public assistance, including any Federal funds supplementing such appropriations."

On the question,

Will the House agree to the amendments?

Mr. WOODSIDE. Mr. Speaker, this is a stop gap bill. We are appropriating for general assistance beginning with the new biennium on June 1st of this year. The Senate passed the bill providing for the appropriation of eleven million dollars. It is understood, of course, whatever appropriation will be made, will be made with the idea of its lasting as long as the money lasts, and thereafter the appropriation bill for the entire biennium which was passed by the House yesterday would take up the appropriations and continue on.

Mr. Speaker, it seems to me that the amount set forth by the Senate of eleven million dollars was not unreasonable or unjust, and there is no reason to make any change by this amendment. The gentleman on the other side has seen fit to reduce the amount to \$6,253,600, which of course is a very odd figure, but represents the amount estimated to be sufficient to see relief through during the month of June.

Mr. Speaker, I think the amendment is unwise because it is going to force the Governor to give complete attention to the entire budget program within a very short time after the session adjourns. He should not be forced to do it. As a matter of fact, it is well known by everybody who knows anything about the budget and the signing by the Governor of the appropriation bills, that the relief appropriation bill has been used, not only during this administration, but in the last administration as the item which to a large degree balances the budget one way or the other. As a result of that the relief appropriation bill really should not be signed until after the general appropriation bill is either signed or the amount of the bill has been decided upon. The general appropriation bill cannot be definitely decided upon until all the other bills, or many of the other bills, which are on the Governor's desk have been signed or vetoed, because the amount which is inserted in the general appropriation bill will vary up and down in many instances, depending upon the signing or the vetoing of the other bills. If the session continues into the middle of June, which it certainly must, the Governor has thirty days after that time, or until the middle of July to act upon the legislation. We all know from experience of the past that it is not too much time. He should not be forced to pass upon this merely because

you are trying to force him. It seems to me there is no possible reason for putting in this amendment except to force the Governor to do that which he should not be forced to do. There can be no legitimate reason for that situation at all, and if the session should continue until the end of June, we might find ourselves in a very embarrassing situation. For example, you might very eagerly be about to adjourn, say, on the twenty-sixth day of June, or in that neighborhood, then something would happen to delay the session for a week or ten days more. Each day you would think that at least in three or four days away, you are going to be able to adjourn, and then you would have to pass another stop-gap appropriation. Then you would come up to the end of June and be ready to adjourn, and have no appropriation bill except the general appropriation bill available. If you should happen to go over in to the month of July, it would be necessary to pass another stop-gap appropriation. In that instance, it might very likely be necessary to keep the Legislature in session a couple days more in order to meet that situation.

If there be any reason or logic in cutting down the amount of the appropriation at the present time, I would say go ahead and do it, but as I see it, there cannot be a single reason advanced for the reducing of this amount at this time, because what is the difference if we make it ten million dollars or twenty million dollars or thirty million dollars? It wouldn't make any difference because we are going to supplement it with another appropriation bill. We well know that six million dollars is not going to last the biennium. We well know eleven million dollars is not going to last the biennium. Therefore, it seems to me the only reason for putting this amendment in is to try to annoy and harass the Governor and the Department of Public Assistance, making it more difficult to obtain money from the Federal Government. Not that they finally will not do it, but it is a complicated procedure in obtaining the money and it complicates the procedure of the Governor in passing upon the legislation which he has before him, forcing the matter without any reason or logic whatsoever. It seems to me it is unfair to offer this amendment and it should be voted down.

Mr. ACHTERMAN. Mr. Speaker, I was rather interested in the remarks of the gentleman with reference to the reduction in the bill from eleven million dollars to six million dollars, to the effect what difference would it make whether the amount be twenty million or thirty million dollars or any other figure. Possibly it should be the one hundred and thirty million dollars he complained so seriously about in the bill yesterday which we passed and sent to the Senate. Then, of course, it was wrong; to-day it could be more.

Mr. Speaker, may I give the gentleman a reason why I feel action should be taken to reduce the amount. The Senate has had the same opportunity to study the subject as has this House. Apparently they have proceeded in a rather lackadaisical manner in their studies. Now apparently they are asking for about two months more study. We are serving a notice on the Senate that we are expecting action by that body in this coming month. We are keeping figures down to that particular figure.

As to the Governor being inconvenienced, I am assuming that he and his department are following legislation in this House and I also assume they are following the action in the Senate. I assume they know just as we know, the

present conditions and what may be anticipated. I assume that the Governor has had full notice and full information as to the legislation that has been passed in both Houses, so that the Governor will be able to act immediately if necessary. It would not be the first time a Governor has been asked to devote his time to a particular subject. Therefore, I say to the gentleman from Dauphin the reason he gave why it should be left at eleven million dollars is in order to give the Senate two months more time to waste, when their study should be completed now, and they should be prepared to act.

Mr. Speaker, I might say this is perhaps the only method we can use to force the Senate to give consideration to this vital problem.

Mr. WOODSIDE. Mr. Speaker, what I have been saying on the Floor of this House time and time again is now being demonstrated. The gentleman from Monroe has no concern for the people on relief, except for one purpose and that is to use it politically. And what do they do? They reduce the amount to the people on relief. For what purpose? For the single purpose of trying to force the Senate to act upon their budget program within three or four or five days, or at the most one or two weeks after it has been submitted to them by the Members on the other side. They are not interested in the people on relief. Why do they put this amendment in? They put it in for one reason and one reason only, and that was for the sake of playing politics and attempting to work a squeeze play on the Senate. That is the answer from the other side as given to me as to why this amendment was put in this bill and for only that reason. They are not interested in the welfare of the State, nor are they interested in the welfare of the people on relief, nor are they interested in orderly government, nor are they interested in what is right. They are interested in only one thing, they are interested in playing politics and trying to force the Republican Senate to take action on this bill before they have time to consider it.

Mr. Speaker, they speak about the length of time they have had to consider this matter. Certainly they had a length of time to consider the whole matter. The Governor in his budget message said this, and I quoted it exactly on the floor of this House. The Governor said he welcomed any suggestions, that this was not a "must" program and if we have any suggestions, come in and make them. Have they come in from February 2 until yesterday and made any suggestions? There was not one word suggested until yesterday or the day before. Nobody came to the Governor's office with any suggestions. Only yesterday or the day before, they come in here with an alternative plan. They say, "here it is, you must swallow our alternative plan; you must take it right away or else." Or else what? Or else we are going to force you to do it by cutting down the appropriation for relief. The gentleman is not fair in stating the Senate had two months to consider this. That is not true and the gentleman well knows it. He knows the law provides that the Governor has thirty days after the Legislature adjourns in order to pass on bills. He knows that there is always on the desk of the Governor after the Legislature adjourns a vast amount of legislation which it is impossible for him to consider in a few minutes, or in a few hours, or a few days time. He knows, or ought to know, that the general appropriation bill or the items in it depends in

many instances upon other bills which are passed by this legislature which are on the Governor's desk for signature, and that the general appropriation bill should not under normal procedure be signed by the Governor until these other matters have received consideration. Yet, despite that knowledge which the gentleman has, or should have, he comes before this House and suggests we are asking too much time for the Senate to consider that legislation. We are not asking for any time, nobody is asking for any time for the Senate to consider this legislation.

I assure you, Mr. Speaker and Members of the House, that the Senate is going to give much more time and consideration to this program than was given by this House of Representatives, particularly by the Committee on Appropriations and the Committee on Ways and Means.

The gentleman has since stated that the only purpose of these amendments is to work a squeeze play upon the Senate. Mr. Speaker, if that is the only purpose for the amendment, I think my request to vote down the amendment has certainly been borne out.

Mr. ACHTERMAN. Mr. Speaker, the gentleman from Dauphin would have you infer what we are proposing is to reduce the amount of relief in Pennsylvania. That, however, Mr. Speaker, is not the true situation. We are not endeavoring to take away one cent from those who are on relief. We have complained, not once but many times, on the floor of this House that relief as it is administered in Pennsylvania today is keeping the individuals that are unfortunate enough to be on the relief rolls in virtual starvation. Sufficient sums are not allotted to properly take care of the families now on relief. Our party has always been prepared and is now prepared to adequately take care of those individuals. We suggest as a matter of fact that the Department of Public Assistance make an effort to furnish at least a sufficient allowance for shelter for these families on relief. The power to do it is within that department. I am saying, Mr. Speaker—

POINT OF ORDER

Mr. TURNER. Mr. Speaker, I rise to a point of order. The Speaker. The gentleman from Delaware will state his point of order.

Mr. TURNER. The gentleman is not speaking on the amendment.

The SPEAKER. The Chair has given both speakers wide latitude. The question before the House is on the amendment offered by the gentleman from Monroe, Mr. Achterman. The gentleman will proceed.

Mr. ACHTERMAN. Mr. Speaker, the question raised by the gentleman from Dauphin was whether or not we were playing politics with relief, whether we were endeavoring to cut off relief or to reduce relief. I am stating to the Members on the other side we are not, we are willing to meet with them and go further on the subject. I am answering directly the question raised by the gentleman from Dauphin.

May I add also in relation to the question of study. I am at a loss to understand, Mr. Speaker why the Senate should need two more months to study. Who is playing politics with relief? Why, the Senate. The Senate is desirous of having an extension of two months for the playing of politics. The Members of the House on this side are saying to the Senate, "You have a relief bill

that you can pass, which will take care of the problem for the coming biennium. We will give you this stop gap of a month, but we are expecting now that you do give it attention."

The subject is not new. They heard the Governor's message the same as we did, they received the same recommendations, they know the problem, and the problem, as we have changed it, is on the same subject matter. All they need do, and all that we have heretofore done, is verify the figures and verify the accuracy of the Governor's statement.

May I add in closing relative to the statement that we should go to the Governor instead of this House with our program, that the gentleman from Dauphin, the same as I, heard the Governor on more than one occasion say, "The problem of legislation, the problem of solving those things that face the Commonwealth are not his but are exclusively those of the Legislature." I am surprised and shocked, Mr. Speaker, that the minority leader should now say instead of laying our program before this House we should have taken it to the office of the Governor. I am saying, Mr. Speaker, we have laid our program, according to the Governor's own words, before the proper body.

Mr. TURNER. Mr. Speaker, in the first place let me correct the gentleman from Monroe, Mr. Achterman. The gentleman from Dauphin, Mr. Woodside did not say the Democratic Party was cutting relief nor playing politics with the relief bill. What he said was this, that they are using relief and the relief appropriation to play politics.

In the second place the gentleman from Dauphin did not say that we should go to the Governor and that the Governor should work out our program. The gentleman from Monroe said the Governor ought to know all about it and be able to act on it promptly, and therefore there was no reason why he could not dispatch the fiscal program immediately. What the gentleman from Dauphin, Mr. Woodside, said was if the gentleman from Monroe wanted to have his program considered very promptly by the Governor and wanted to work things out with the Governor, he should have gone in the days that have passed and mapped out and discussed it in order that the Governor might have a chance to know the things which the gentleman from Monroe has just revealed to the House in the last few days.

Now, Mr. Speaker, if this House follow the gentleman from Monroe, Mr. Achterman, you cannot create anything but chaos and confusion. The gentleman from Monroe knows it has been the custom ever since I have been in the House that the general appropriation bill and most of the appropriation bills, the ones for hospitals and homes and other bills of that character reach the Legislature finally in the very closing days or moments of the session of the Legislature. There is a very sound reason why that is so, as the gentleman from Dauphin pointed out. Because there are many bills which the Members of the Legislature have, which if they finally are passed by the Legislature and are signed by the Governor, may impose further requirements for expenditures upon the Commonwealth of Pennsylvania. Therefore, if you cannot determine what your appropriations are going to be until the last moment, you cannot determine exactly what your taxes are going to be and what taxes will be required until the closing moments. Therefore, Mr. Speaker, if

you follow the gentleman from Monroe in his insistence that there must be immediate action by the Senate upon the program which he has just given to them, even if he were correct in his statement that the Senate had ample time to study that program, nevertheless, the practical result of that would be that the Senate and the House would then move to adjourn within the next few days. What would that mean? What would be the result? There are about 300 bills in the Senate that have been passed by this House which are the acts that you are interested in. They are bills which have already passed through the House and which have been sent to the Senate for action. There are about 200 more bills in this House which have come from the Senate, which the Senators want to have acted upon, and which we must have time to act upon in the committees of this House before we can determine upon the adjournment. How could you then possibly follow the line which the gentleman from Monroe has placed before us? How can you follow that course of procedure? We might as well say, "We will appoint a committee on conference between the two Houses now on that program and we might as well quit." If you quit, than all of these bills are going to be lost and all of the bills of the Senate are going to be lost. If we follow the usual course in the next couple weeks, and you want to pass those bills that you feel you should pass, which have come from the Senate, and if you want the Senate to pass those bills which have come from the House, if you follow that course, there will be undoubtedly placed upon the Governor's desk at last a couple hundred bills. Then you would ask the Governor within the short space of time that is allowed, within a couple of weeks, to pass upon a couple hundred bills. You know the course they take, they have got to go to the Attorney General's office. The Attorney General must scan them. You know many times there are errors in the bills when they get there. The Attorney General must write a message to the Governor. They must go to the Governor's desk for consideration, and not until those bills have been cleared from his desk has he an opportunity to determine whether there is any effect in any of those bills upon fiscal program.

Not until the Governor has determined how much money is required by the other appropriation acts can he start work on the general appropriation bill and the other appropriation bills which are sent to his desk. The suggestion of the gentleman from Monroe is preposterous; it is absolutely absurd. It is just another indication of the kind of chaos and confusion which is now the program of the Democratic leadership in this House. I think in the next few days the people of the Commonwealth are going to awaken to the situation. I think you men on the other side are going to awaken to the situation with which you are faced and you are going to repudiate that kind of a program.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. WOODSIDE, TURNER and SNYDER and were as follows:

YEAS—113

| | | | |
|------------|-------------|------------|------------|
| Achterman, | French, | McDermott, | Rooney, |
| Baker, | Gallagher, | McFall, | Rose, S., |
| Balthaser, | Gerard, | McIntosh, | Rosenfeld, |
| Baughner, | Gryskewicz, | McLane, | Rush, |

| | | | |
|--------------|----------------|---------------|------------------|
| Bentley | Haberlen, | Melchiorre, | Sarraf, |
| Bentzel | Hamilton, | Mihm, | Scanlon, |
| Boles, | Harkins, | Modell, | Schwab, |
| Boney, | Harmuth, | Monks, | Shaffer, |
| Bradley, | Harris, | Mooney, | Shaw, |
| Breth, | Heatherington. | Moran, | Skale, |
| Brunner, P A | Hering, | Moul, | Stank, |
| Burns, | Herman, | Nagel, | Stine, |
| Burris, | Hersch, | Nunemacher, | Tate, |
| CherVELak, | Hirsch, | O'Brien, | Thompson, E. F., |
| Chudoff, | Holland, | O'Connor, | Verona, |
| Cohen, M. M. | Jefferson, | O'Mullen, | Vincent, |
| Cohen, R. E. | Jones, P. N., | Owens, | Vogt, |
| Corrigaa, | Keenan, | Petrosky, | Voldow, |
| Croop, | Kenehan, | Pettit, | Wels, |
| Cullen, | Kolankiewicz, | Polaski, | Welsh, E. B., |
| DiGenova, | Komorofski, | Polen, | Williams, |
| Dolon, | Leonard, | Powers, | Wolf, |
| D'Ortona, | Lesko, | Prosen, | Woodring, |
| Duffy, | Levy, | Rausch, | Wright, |
| Early, | Longo, | Readinger, | Yester, |
| Falkenstein, | Malloy, | Reese, R. E., | Young, |
| Finestone, | Marks, | Regan, | Kilroy, |
| Flynn, | Maxwell | Reynolds, | Speaker. |
| | McClanaghan, | | |

NAYS—66

| | | | |
|---------------|-------------|----------------|------------------|
| Auker, | Gates, | Lichtenwalter, | Sorg, |
| Bower, | Gillan, | Lyons, | Stambaugh, |
| Brethelck | Greenwood, | McClester, | Stockham |
| Brunner C. H. | Gross, | McKinney, | Thompson, R. L., |
| Cadwagner, | Gyger, | McMillen, | Trout, |
| Cook, | Haines, | McSurdy, | Turner, |
| Cordier, | Hall, | Muir, | Van Allsburg, |
| Dalrymple, | Hare, | O'Dare, | Voorhees, |
| Dennison, | Helm, | Reagan, | Wagner, |
| Dix, | Hewitt, | Reese, D. P., | Watkins, |
| Elder, | Imbrie, | Rhea, | Weingartner, |
| Ely, | James, | Riley, | Wilkinson, |
| Fisher, | Kline, | Rose, W. E., | Wood, L. H., |
| Fliss, | Knoble, | Royer, | Wood, N., |
| Fleming, | Krise, | Serrill, | Woodside, |
| Fletcher, | Lee, E. A., | Snyder, | Yeakel, |
| Foot, | Lee, T. H., | Sollenberger, | |

So the question was determined in the affirmative and the amendments were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. ACHTERMAN. Mr. Speaker, I desire to offer the following amendments.

The amendments were read by the Clerk as follows:

Amend title, page 1, lines 2 and 3 of title, by striking out the words "and providing for certain allocations therefrom"

Amend title, page 1, lines 6 to 8, both inclusive, by striking out all of said lines, and inserting in lieu thereof: "providing for certain allocations from such appropriation by the Department of Public Assistance, and also by the Governor, the Auditor General, and the State Treasurer, or the majority thereof".

The amendments were agreed to.

The title was agreed to as amended.

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

Ordered, To be transcribed for a third reading.

PARLIAMENTARY INQUIRY

Mr. AUKER. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman from Blair will state his question of parliamentary inquiry.

Mr. AUKER. Mr. Speaker, I had a desire to put in a motion after the finish of the first reading calendar, but

due to the fact that I was absent at a committee meeting I was not able to get it in, and I now ask whether it would be permissible at this time to make a motion.

The SPEAKER. If there is no objection the Chair will receive the motion of the gentleman under the circumstances as explained. The Chair hears no objection, The gentleman sent his motion to the desk?

RECONSIDERATION OF SENATE BILL NO. 284

Mr. AUKER. Mr. Speaker, I move that the vote by which House Bill No. 1578 (Senate Bill No. 284), Printer's No. 146, entitled:

An Act to amend section 901 of, and to add sections 901.1, 901.2, 901.3, 901.4, 901.5, 901.6, 901.7 and 901.8 to, the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto." by regulating the dismissal of employes and subordinate officers of the city.

was recommitted to the Committee on Judiciary Special on Monday, May 26 be reconsidered.

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

The SPEAKER. How did the gentleman from Blair, Mr. Auker, vote on the motion to recommit?

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

The SPEAKER. How did the gentleman from Cambria, Mr. Gross, vote on the motion to recommit?

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

On the question,

Will the House agree to the motion?

Mr. AUKER. Mr. Speaker, the bill had been originally passed over on first reading, and while my attention was diverted for a few minutes, the motion was made and passed very quickly.

This bill came out of the Committee on Third-class Cities. It is essentially a third-class cities bill, and while we are not permitted to state what takes place in committees, I feel sure if the membership of the House knew of the action that was taken, or the nature of the action that was taken, by the Committee on Third Class Cities they would feel the House should back up the Third Class Cities Committee and give all the Members of the House a chance to vote "aye" or "no" on this particular measure when it comes up for final passage. It is our desire to have the bill remain on the calendar and either be voted through or voted down upon the floor of the House.

Therefore Mr. Speaker, I ask all of my colleagues and the Members of this House to vote "aye" on this motion.

Mr. ACHTERMAN. Mr. Speaker, I oppose this particular motion. I know of nothing to make me feel that the House did not recommit the bill after due and mature consideration. The effect of the motion, if it were to be sustained, would be tantamount to that of discharging the Committee which now has received the bill for its consideration. Under those conditions I ask the Members of the House to oppose the motion.

Mr. AUKER. Mr. Speaker, I feel that the gentleman from Monroe, Mr. Achterman, is somewhat in error. The membership of this House did not have a chance to give mature deliberation to the motion by which this particular bill was taken out of the hands of the Committee on Third Class Cities and put in the hands of the Com-

mittee on Judiciary Special, which by no stretch of the imagination would have any jurisdiction over the matters contained in this bill. It was a motion made simply to pickle the bill. I did not want to ask for a roll call on this matter but if there is going to be opposition I am going to ask for a roll call, and Mr. Speaker, I so ask for a roll call on this motion.

The yeas and nays were required by Mr. AUKER and Mr. GROSS and were as follows:

YEAS—65

| | | | |
|-----------------|----------------|--------------|------------------|
| Auker, | Habbyshaw, | Malloy, | Sarge. |
| Bower, | Haines, | Marks, | Serrill, |
| Bretherick, | Hall, | McClester, | Simons, |
| Brunner, C. H., | Hare, | McDermott, | Sorg, |
| Cadwalader, | Helm, | McKinney, | Stambaugh, |
| Cordier, | Hewitt, | McMillen, | Thompson, R. L., |
| Dalrymple, | Huntley, | Mulr, | Trout, |
| Dennison, | James, | Nunemacher, | Turner, |
| Dix, | Jones, G. E., | O'Dare, | Voorhees, |
| Elder, | Kilne, | Petrosky, | Wagner, |
| Ely, | Krise, | Rank, | Welingartner, |
| Fiss, | Lee, E. A., | Rausch, | Weiss, |
| Fleming, | Lelsey, | Readinger, | Wilkinson, |
| Foor, | Leydic, | Rhea, | Wood, L. H., |
| Gates, | Lichtenwalter, | Rose, W. E., | Woodside, |
| Greenwood, | Lyons, | Royer, | Yeakel, |
| Gyger, | | | |

NAYS—91

| | | | |
|-----------------|----------------|---------------|------------------|
| Achterman, | French, | Longo, | Regan. |
| Baker, | Gallagher, | Maxwell, | Reynolds, |
| Balthaser, | Gerard, | McClanaghan, | Rooney, |
| Baughner, | Gryskewicz, | McFall, | Rose, S., |
| Bentley, | Heberlein, | McGrath, | Rosenfeld, |
| Boles, | Hamilton, | McIntosh, | Sarraf, |
| Brunner, P. A., | Harkins, | McLane, | Scanlon, |
| Burns, | Harmuth, | Melchiorre, | Shaffer, |
| Burris, | Harris, | Mihm, | Shaw, |
| Chudoff, | Heatherington, | Modell, | Skale, |
| Cochran, | Hering, | Monks, | Stank, |
| Cohen, M. M., | Herman, | Mooney, | Tarr, |
| Cohen, R. E., | Hersch, | Moran, | Thompson, E. F., |
| Croop, | Hirsch, | Moul, | Verona, |
| Cullen, | Holland, | Nagel, | Vincent, |
| Dolon, | Jefferson, | O'Brien, | Vogt, |
| D'Ortona, | Jones, P. N., | O'Mullen, | Voldow, |
| Duffy, | Keenan, | Owens, | Welsh, E. B., |
| Early, | Kenehan, | Pettit, | Williams, |
| Falkenstein, | Kolankiewicz, | Polen, | Wolf, |
| Finestone, | Komorofski, | Powers, | Young, |
| Finnerty, | Leonard, | Prosen, | Kilroy. |
| Flynn, | Lesko, | Reese, R. E., | Speaker. |

So the question was determined in the negative and the motion was not agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to 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. ELLWOOD B. WELSH. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

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

The SPEAKER. How did the gentleman from Philadelphia, Mr. Welsh, vote on the third reading of this bill? Mr. ELLWOOD B. WELSH. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Prosen, vote on the third reading of this bill? Mr. PROSEN. 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. 4, page 4, line 19, by striking out the word "the" and inserting in lieu thereof: "a".

Amend Sec. 4, page 4, lines 19 and 20, by striking out the words "prescribed by the Department of Public Instruction" and inserting in lieu thereof: "of five dollars (\$5.00)".

Amend Sec. 7, page 7, line 7, by striking out the word "Ninth" and inserting in lieu thereof: "eighth".

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

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

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

It was agreed to.

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

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage 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, 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,

Shall the bill pass finally?

BILL POSTPONED

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

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1545, as follows:

An Act to amend section one of the act approved the twenty-seventh day of May one thousand nine hundred and thirty-seven (P. L. 901) entitled "An act for the

protection of producers of farm produce providing for the licensing 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.

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

Section 1 Section one of the act approved the twenty-seventh day of May one thousand nine hundred and 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" is hereby amended to read as follows:

Section 1 Be it enacted et cetera That the following words or phrases unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section.

(a) "Dealer in farm produce" means any person association copartnership or corporation engaged in the business of buying receiving selling exchanging negotiating or soliciting the sale resale exchange or transfer of any farm produce and includes every person association copartnership or corporation receiving or purchasing farm produce on consignment or on a net return basis but shall not include persons associations copartnerships or corporations owning or operating retail grocery stores or those owning or operating retail grocery stores and maintaining warehouses or farm product assembly stations in conjunction therewith in this Commonwealth.

(b) "Department" means the Department of Agricultural vegetable fruit and floriculture products of all soil poultry eggs nuts flowers and honey but shall not include timber products tea coffee or livestock.

(c) "Farm produce" includes all agricultural horticulture of this Commonwealth.

(d) "Net return basis" means a purchase for sale of farm produce from a producer or shipper at an unfixed or unstated price at the time the produce is shipped from the point of origin and it shall include all purchases made "at the market price" "at net worth" and on similar terms which indicate that the buyer is the final arbiter of the price to be paid.

(e) "On consignment" means any receiving or sale of farm produce for the account of a person other than the seller wherein the seller acts as the agent for the owner.

(f) "Producer" means any producer of farm produce in this Commonwealth.

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

Or the question,

Shall the bill pass finally?

Mr. ELY. Mr. Speaker, the act which this bill before us seeks to amend was passed in 1937 for the purpose of protecting farmers from unscrupulous commission merchants who come through the country buying up produce and then when the farmers seek their money for this produce the commission merchants cannot be found, and no residence or place of business of such commission merchants can be found.

In the operation of this act it was discovered that it also covered grocery stores. The amendments which are before us seek to remove the grocery stores from the definition "dealer" in the act, which is all right, but in so doing it opens the most beautiful loop hole that could possibly be conceived for an unscrupulous dealer. The

amendment provides that "anyone owning or operating a grocery store shall not be covered by the act."

If the unscrupulous dealer desires to be relieved from his responsibility of providing a bond and having a license, all he has to do is to rent or buy a grocery store and hire someone to operate it for him and he will be scot free under the act and can continue his illegitimate dealings as he pleases, while the honest dealer would still be required to furnish his bond and secure his license. There is a very satisfactory way of removing the grocery store from the provisions of this act but the amendment does not do it. It is very dangerous and should not be adopted in its present form.

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—28

| | | | |
|-----------------|--------------|---------------|-----------------|
| Achterman, | Hirsch, | Moran, | Sarraf, |
| Bentzel, | Komorofski, | Moul, | Shaffer. |
| Brunner, P. A., | Lesko, | Nagel, | Stine, |
| Cadwalader, | Longo, | Petrosky, | Weiss, |
| Cohen, M. M., | Maxwell, | Polaski, | Wolf, |
| Gallagher, | McClanaghan, | Readinger, | Woodring, |
| Hamilton, | McIntosh, | Reese, R. E., | Kilroy, Speaker |

NAYS—110

| | | | |
|-----------------|----------------|--------------|------------------|
| Auker, | French, | Lyons, | Serrill, |
| Baker, | Gates, | Marks, | Shaw, |
| Bentley, | Gerard, | McClester, | Simons. |
| Boies, | Gillan, | McDermott, | Sollenberger, |
| Boney, | Greenwood, | McFall, | Sorg, |
| Bradley, | Gyger, | McKinney, | Stambaugh, |
| Breth, | Habbyshaw, | McLane, | Stank, |
| Bretherick, | Haines, | McMillen, | Tarr |
| Brunner, C. H., | Hare, | McSurdy, | Tate, |
| Burns, | Harkins, | Melchiorre, | Thompson, R. L., |
| Burris, | Harmuth, | Milhm, | Trout, |
| Chervenak, | Heatherington, | Monks, | Turner, |
| Chudoff, | Helm, | Mooney, | Verona, |
| Cordier, | Hersch, | Muir, | Vincent, |
| Corrigan, | Hewitt, | O'Brien, | Vogt, |
| Croop, | Holland, | O'Connor, | Voldow, |
| Cullen, | Imbrie, | O'Dare, | Voorhees, |
| Dennison, | James, | O'Mullen, | Wagner, |
| DiGenova, | Jefferson, | Owens, | Watkins, |
| D'Ortona, | Kenehan, | Pettit, | Welngartner, |
| Duffy, | Kline, | Powers, | Welsh, E. B., |
| Early, | Knoble, | Regan, | Welsh, M. J., |
| Elder, | Kolankiewicz, | Rhea, | Williams, |
| Finestone, | Krise, | Rose, W. E., | Wood, N., |
| Finnerty, | Lee T. H., | Rosenfeld, | Woodside, |
| Fisher, | Leonard, | Royer, | Wright, |
| Fiss, | Levdic, | Rush, | Yeakel, |
| Flynn, | Lichtenwalter, | Scanlon, | Young, |

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

BILL PASSED OVER

There being no objection House Bill No. 1166, Printer's No. 736, was passed over the request of Mr. SCANLON.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill 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 condi-

tions upon which the appropriation will be available to the school.

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

Section 1 An appropriation is hereby made to the Elwyn Training School of Elwyn in the County of Delaware Commonwealth of Pennsylvania for the maintenance and clothing of six hundred (600) wards of the State at three hundred and ninety dollars (\$390) per capita per annum and the sum of four hundred and sixty-eight thousand dollars (\$468,000) or so much thereof as may be necessary is hereby specifically appropriated to the said institution for the purpose stated to cover the two fiscal years beginning June first one thousand nine hundred and forty-one.

Section 2 The appropriation made by section one of this act is made on the condition that each and every mental defective admitted to the Elwyn Training School after the effective date of this act as a ward of the Commonwealth.

1 Shall be selected by the Department of Welfare from a list submitted from time to time to the department by the board of directors of the school.

2 Shall have been previously investigated by the Department of Revenue for the purpose of determining the extent if any such mental defective or those legally liable for his or her support may be financially able to pay the cost of the maintenance of such person in the school.

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—201

- | | | | |
|----------------|----------------|---------------|------------------|
| Achterman, | French, | Lyons, | Rosenfeld, |
| Auker, | Gallagher, | Malloy, | Royer, |
| Baker, | Gates, | Marks, | Rush, |
| Balthaser, | Gerard, | Maxwell, | Sarge, |
| Baughner, | Gillan, | McClanaghan, | Sarraf, |
| Bentley, | Gillette, | McClester, | Scanlon, |
| Bentzel, | Goodwin, | McDermott, | Schwab, |
| Boles, | Greenwood, | McDowell, | Serrill, |
| Boney, | Gross, | McFall, | Shaffer, |
| Bower, | Gryskewicz, | McGrath, | Shaw, |
| Bradley, | Cyger, | McIntosh, | Shepard, |
| Breth, | Hobbsshaw, | McKinney, | Simons, |
| Bretherick, | Haberlen, | McLanahan, | Skale, |
| Brown, | Haines, | McLane, | Snyder, |
| Brunner C. H., | Hall, | McMillen, | Sollenberger, |
| Brunner P. A., | Hamilton, | McSurdy, | Sorg, |
| Burns, | Hare, | Meichlorre, | Stambaugh, |
| Burriss, | Harkins, | Mihm, | Stank, |
| Cadwalader, | Harmuth, | Modell, | Stine, |
| Chervenak, | Harris, | Monks., | Stockham, |
| Chudoff, | Heatherington, | Mooney, | Tarr, |
| Cochran, | Helm, | Moran, | Tate, |
| Cohen, M. M., | Hering, | Moul, | Taylor, |
| Cohen, R. E., | Herman, | Muir, | Thompson, E. F., |
| Cook, | Hersch, | Munley, | Thompson, R. L., |
| Cordier, | Hewitt, | Nagel, | Trout, |
| Corrigan, | Hirsch, | Nunemacher, | Turner, |
| Croop, | Holland, | O'Brien, | Van Allsburg, |
| Cullen, | Huntley, | O'Connor, | Verona, |
| Dalrymple, | Imbrie, | O'Dare, | Vincent, |
| Dennison, | James, | O'Mullen, | Vogt, |
| DiGenova, | Jefferson, | O'Neill, | Voldow, |
| Dix, | Jones G. F., | Owens, | Voorhees, |
| Dolon, | Jones, P. N., | Petrofsky, | Wagner, |
| D'Ortona, | Keenan, | Pettit, | Watkins, |
| Duffy, | Keenan, | Polaski, | Weingartner, |
| Early, | Kline, | Polen, | Wells, |
| Elder, | Knoble, | Powers, | Welsh, E. B., |
| Elliot, | Kolankiewicz, | Prosen, | Wilkinson, |
| Ely, | Komorofski, | Rank, | Williams, |
| Falkenstein, | Krise, | Rausch, | Winner, |
| Finestone, | Lee, E. A., | Readinger, | Wolf, |
| Finnerty, | Lee, T. H., | Reagan, | Wood, L. H., |
| Fisher, | Leisey, | Reese, D. P., | Wood, N., |
| Fis, | Leonard, | Reese, R. E., | Woodring, |
| Fleming, | Lesko, | Regan, | Woodside, |
| Fletcher, | Levy, | Reynolds, | Wright, |
| | Levitic, | Rhea, | Yeakel, |

- | | | | |
|--------|----------------|--------------|------------------|
| Flynn, | Lichtenwaiter, | Riley, | Yester, |
| Foot, | Longo, | Rooney, | Young, |
| | | 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.

BILL PASSED OVER

There being no objection House Bill No. 891, Printer's No. 744, was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 849, as follows:

An Act to further amend the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointments of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the issuing to and revocation and suspension of licenses of weighmasters requiring the use of suitable scales relating the issuing use and keeping of weighmasters' certificates conferring powers and imposing duties upon state city and county inspectors of weights and measures and the Department of Internal Affairs declaring certain proofs to constitute prima facie evidence of a violation of the act extending the provisions of said act to cases heretofore exempted and prescribing additional and increased penalties

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

Section 1 That the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointments of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" sections one and six of which were amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 865) are 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 "solid fuel" when used in this act shall mean anthracite semi-anthracite bituminous semi-bituminous or lignite coal briquettes boulets coke gas-house coke petroleum coke [petroleum] carbon charcoal or any other natural manufactured or patented fuel not sold by liquid or metered measure

The term "person" when used in this act shall be construed to include any individual partnership unincorporated association or corporation

The term "licensed weighmaster" when used in this act shall include a person licensed to weigh solid fuel by this Commonwealth or by a bordering state issuing such licenses and recognizing licenses and weight certificate issued by such licensees in this Commonwealth

The word "department" when used in this act shall mean the Department of Internal Affairs of the Commonwealth

The word "weighmaster" when used in this act shall mean a weighmaster licensed under this act by the Department of Internal Affairs

Section 2 It shall be unlawful to sell solid fuels ex-

cepting by avoirdupois weight No person shall sell or deliver or start out for delivery less than two thousand (2000) pounds avoirdupois of weight to the ton of any solid fuel or a proper proportion thereof in quantities less than a ton and such solid fuel shall be duly weighed by a licensed weighmaster of the Commonwealth of Pennsylvania on accurate scales and suitable for weighing a tare and the gross weight of the vehicle or vehicle and trailer transporting solid fuel located in this state and which has been tested and approved by an official empowered by law to test such scales A tolerance at the rate of thirty (30) pounds to [the ton] two thousand pounds shall be allowed for [unavoidable] wastage and [unavoidable] variation in scales

Section 3 (1) No person upon the sale or purchase of solid fuel shall deliver or cause to be delivered or to be started out for delivery any solid fuel in a lot or lots in amounts of exceeding one hundred (100) pounds without each lot in each separate compartment of any vehicle or vehicle and trailer being weighed separately and accompanied by a [weight] weighmaster's certificate for each lot issued by a licensed weighmaster [on which shall be distinctly expressed] of the Commonwealth of Pennsylvania

(2) Weighmaster's Certificates shall be issued only on forms prescribed and furnished by the department or on forms approved by the department and procured by weighmasters or their employers under the supervision and control of the department and shall be in triplicate All weighmaster certificates shall be serially numbered and the copies thereof shall bear the same serial number as the original Forms of official weighmaster certificates furnished by the department shall be issued to weighmasters or their employers except that in cities of the first class such forms shall be issued to the Bureau of Weights and Measures which shall in turn furnish such forms to weighmasters Such forms shall be furnished by the Department at approximately cost and cities of the first class shall furnish such forms to weighmasters at the price paid to the department In case forms are procured by weighmasters or their employers with the approval and under the supervision and control of the department such forms shall bear the serial number assigned by the department The department shall keep a record of the serial number of all certificates issued to weighmasters and their employers and to cities of the first class and the Bureau of Weights and Measures of said cities shall keep a record of the serial numbers of all certificates issued to weighmasters located within the city

(3) The original copy of a weighmaster's certificate shall be made out in ink typewritten or indelible pencil and the original and each copy thereof shall show

(a) [In pounds] The [weight] kind and size of the solid fuel

(b) The name and address of the seller of the solid fuel

(c) The name and address of the purchaser

(d) The license number of the vehicle [and]

(e) The signature and license number of the licensed weighmaster by whom weighed and who issued the weighmaster's certificate

(f) The date and hour when weighed

(g) The gross weight in avoirdupois pounds of vehicle and load the tare weight and the net weight of the solid fuel and where the load is divided into lots the net weight of each such lot all of which must be determined by the same weighmaster on the same scales and without said vehicle having left the premises where said weights are determined except where reweighing is required by ordinance within the limits of a city borough town or township of the first class in which delivery is made in which case the gross weight of the vehicle and load shall first be determined without dumping and after the delivery of the entire load of solid fuel the vehicle shall immediately return to the same scale for the determination of the tare weight

[In all cases the weight certificate shall be delivered to the purchaser]

(4) The original copy of a weighmaster's certificate shall be delivered to the purchaser of the solid fuel specified in the certificate one copy thereof shall be retained

at the place of weighing and one copy shall be retained by the person delivering the solid fuel Copies of weighmaster's certificates in possession of licensed weighmasters and persons delivering solid fuel shall be retained for a period of two years and shall be subject to inspection by any state county or city inspector of weights and measures during business hours

(5) When solid fuel is sold in lots [of less than] not exceeding one hundred (100) pounds the provisions of this section shall not apply if the solid fuel is delivered in closed containers or closed bags and the net contents of such bag or container expressed in avoirdupois pounds is plainly stamped or printed thereon or upon a tag securely attached thereto

(6) This section shall not apply to the sale of a boatload or railroad carload of solid fuel delivered direct from the boat or car to one purchaser and accepted as to weight by the purchaser on the bill of lading or other voucher issued by the carrier

Section 4 Where any person shall for practical reasons be unable to deliver solid fuel to the purchaser originally designated in the [weight] weighmaster's certificate he may [under specific authority of any licensed weighmaster] substitute the name and address of another purchaser Provided That report of such substitution is made to the licensed weighmaster within twenty-four hours

Section 5 Any state county or city inspector of weights and measures [official] of this State or of any local government of this State who finds any quantity of solid fuel ready for on in process of delivery may inspect the same as to its weight and may direct the person in charge of the delivery of the solid fuel to convey the same to the nearest available [accurate] scales operated by a weighmaster designated by said [official] inspector Such [official] inspector shall thereupon determine the gross weight of the solid fuel and the vehicle on which it is carried and shall direct such person in charge to return to such scales forthwith upon unloading the solid fuel and upon such return the [official] inspector shall determine the weight of the vehicle without load and determine the net weight of the solid fuel delivered No person in charge of a vehicle containing such solid fuel or from which such solid fuel has been unloaded shall fail to take the vehicle upon the direction of the inspector of weights and measures [official] to scales as aforesaid or refuse to permit the solid fuel or vehicle to be weighed by such official

Section 6 (1) No person shall make or issue a [weight] weighmaster's certificate of solid fuel unless licensed by the [Secretary of the] department [of Internal Affairs] [of this Commonwealth] except as otherwise provided in this act Application for such license shall be made upon a form prescribed by [the secretary of] [said] the department and shall [indicate] show the place where the weighmaster shall perform this function and the type and capacity of the scale to be used by the applicant The applicant shall furnish satisfactory evidence that he owns or leases a scale suitable for weighing the tare and gross weight of a vehicle or vehicle and trailer transporting solid fuel or that he is regularly employed by the owner or lessee of such a scale and that he is of good moral character and of ability to weigh accurately and to make correct weight certificates The department may refer any application for a license as a weighmaster to any city or county inspector of weights and measures or report as to the accuracy of the statements made therein the suitability of the scale the moral character of the applicant and such other information as the department may require The applicant shall pay a license fee of five dollars (\$5) to the [secretary of the said] department for remittance to the State Treasurer through the Department of Revenue and the State Treasurer shall return annually two dollars and fifty cents (\$2.50) of such fee to the county treasurer of the county wherein such scale is located The license shall be for a period [not exceeding three years] of one year from the date of issue A license may be renewed in the discretion of the [secretary] department for successive periods of not exceeding [three years] one year each upon payment of a license fee

of five dollars (\$5) to the [Secretary of the] department [of Internal Affairs] for remittance to the State Treasurer through the Department of Revenue and the State Treasurer shall return annually two dollars and fifty cents (\$2.50) of each such fee to the county treasurer of the county wherein such scale is located. Each license shall be kept conspicuously displayed at the place where the weighmaster is engaged in weighing [and shall be open to inspection]. In the event of the change of any name or address appearing on any application the licensed weighmaster shall notify the department of such change within forty-eight hours.

A license may be suspended or revoked by [the Secretary of] the department [of Internal Affairs] after hearing upon due notice to the licensee for dishonesty incompetency inaccuracy or [for] failure to notify the department of any change of name or address stated in his application and may be revoked by the department without hearing if the licensed weighmaster has been found guilty of any violation of the provisions of this act [and must be revoked by the secretary when] or where the licensed weighmaster has [lost his employment] ceased to be employed at the place of weighing for which the license has been issued.

Upon the revocation of a weighmaster's license the forms of weighmaster's certificates in his possession shall immediately be surrendered to the department.

[Provided however That in any case] (2) Where a license has been suspended or revoked [any person] another licensed weighmaster shall be authorized to substitute at the place for which said suspension or revocation was made [another weighmaster in his employ and duly certified as such under the provisions of this act] for five successive days pending disposition by the [Secretary of Internal Affairs] department of a new application for license of a new applicant as weighmaster at the place for which the license has been suspended or revoked [And provided further That the said new application must be forwarded to the Secretary of Internal Affairs within five days of the substitution of another weighmaster].

(3) In case of the decease absence or inability to act of a licensed weighmaster any [person] the owner of the scales may substitute for such deceased or absent weighmaster another weighmaster in his employ and duly certified as such under the provisions of this act. Provided That immediate notice of such substitution be reported by said [person] owner to the [Secretary of Internal Affairs] department and further provided That any such substituted weighmaster shall not be authorized to continue as weighmaster at the place of substitution for a period in excess of thirty days [unless] without the written consent of the [Secretary of Internal Affairs] department.

Whenever any bordering state requiring licenses and weight certificates for solid fuel recognizes licenses and accepts weight certificates issued by licensees of this Commonwealth such licenses and weight certificates of such state shall be recognized and accepted in this Commonwealth.

Section 7 It shall be unlawful for any weighmaster to issue a false or incorrect [weight] weighmaster's certificate or for any person to solicit him to do so [It shall be unlawful for any person knowingly] or for any person to use or issue any weighmaster's certificate except one prepared on a form issued or approved by the department or for any person to print or distribute any forms of weighmaster's certificates unless authorized so to do by the department or to use a false or incorrect [weight] weighmaster's certificate or [to use a weight] a weighmaster's certificate not bearing the signature and license number of a licensed weighmaster and the license number of the vehicle [It shall be unlawful] or for any weighmaster knowingly to permit any [weight] weighmaster's certificate to be issued or used which purports to bear his signature and which was not in fact signed by him at the time of weighing or which expresses a gross tare and net weight not ascertained by him [It shall be unlawful] or for any person to deliver solid fuel without

[a weight] an official weighmaster's certificate or to permit any diminution of the load of solid fuel before its delivery to the purchaser or purchasers thereof or except as otherwise provided in this act to fail neglect or refuse to deliver a correct and lawful [weight] weighmaster's certificate to the purchaser of solid fuel whose name and address appears on said weighmaster's certificate or to otherwise directly or indirectly violate any of the provisions of this act.

Whenever the gross weight of a vehicle and load the tare weight and the net weight of solid fuel has been determined in accordance with the provisions of this act and the net weight of the solid fuel shall be determined to be less than that stated in a weighmaster's certificate proof of such determination shall constitute prima facie evidence of the diminution of the load of solid fuel before delivery to the purchaser.

Section 8 Any person violating any of the provisions of this act shall upon summary conviction before a magistrate be sentenced for the first offense to pay a fine of not less than twenty-five (\$25) or more than fifty dollars (\$50) and costs of prosecution and in default of payment thereof shall undergo imprisonment for [not more than] ten days and for the second offense be sentenced to pay a fine of not less than fifty dollars (\$50) or more than one hundred dollars (\$100) and costs of prosecution and in default of payment thereof shall undergo imprisonment for [not more than thirty] twenty days and for the third [and each succeeding] offense shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than two hundred dollars (\$200) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for thirty days.

Any person violating any of the provisions of this act for a fourth or subsequent offense shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than three hundred dollars (\$300) or suffer imprisonment for not more than sixty days or both.

In cities of the first class all hearings shall be held before a magistrate who shall hear such purported violations for one month only and thereafter another magistrate shall be assigned to hear such cases until all magistrates of such city have been assigned to such hearings. It is hereby declared to be the legislative intent that there be a rotation of magistrates assigned to such hearings in the same manner as that provided by section eleven of the "Magistrates' Court Act of 1937" approved the fifteenth day of June (P. L. 1743).

Section 8.1 Any state county or city inspector of weights and measures in whose presence a violation of this act has or is being committed shall have power without warrant to arrest the offender and conduct him before an alderman magistrate or justice of the peace of the city or county where the offense was committed and there make information before such officer which shall be disposed of according to law.

Section 8.2 Every city borough town or township of the first class shall have power to require by ordinance that the tare and gross weight of a vehicle or vehicle and trailer transporting solid fuel for delivery within its limits shall be weighed therein and the net weight of the solid fuel determined notwithstanding that such weighing was theretofore done in some other political subdivision and shall have power to impose reasonable fees in connection with such weighing and the keeping of records thereof.

Section 9 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of the act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included herein.

Section 10 In any case where under the provisions of any contract it is provided that solid fuel shall be sold at costs by an employer producers to his employes for their own use and consumption such solid fuel may be sold by cubic contents instead of weight but no solid fuel so sold

shall be transported over the highways of the Commonwealth from the place of production to the residence of the employe unless the operator of the vehicle has in his possession a certificate of origin furnished or approved by the department Such certificates of origin shall contain such information as may be prescribed by the department and shall be signed by the producer or his agent and a copy of each certificate issued shall be kept at the place of production for at least two years

On the question,
Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. STANK. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for further study and possible amendment, and I ask for a roll call.

On the question,
Will the House agree to the motion?

Mr. TURNER. Mr. Speaker, I rise to oppose this motion. This bill has been carefully considered over a long period of time. There was a very large hearing held in the auditorium in the Educational building at which both sides had a chance to appear and express their opinions. Following that there were a number of caucuses held by the parties concerning this bill.

The bill is a very simple bill. The provisions in it are very just. The amendments to the act are not very great. It does not seem to me when the bill has been on the calendar for quite some time, that the bill should be recommitted. I can conceive of no other purpose in recommitting the bill than to kill it by having it held in committee. If that be done a great injustice will be done to the people of Pennsylvania.

Mr. Speaker, I would not generally ask the indulgence of the House. If I cannot be interesting enough for you men to listen to me I think it is my fault and not the fault of the Members of the House. On the other hand, the measure before us is of tremendous importance. The bill, as I have said, has been on the calendar for some time and has been given careful consideration. Amendments have been made meeting the objections of many people and many conferences have been held. The Speaker and myself have sponsored this bill. It is rather unusual for the Speaker to sponsor a bill, but we sponsored this bill because we felt it was of tremendous importance to protect the people of Pennsylvania. If the bill is returned to Committee and pickled an injustice will not only be done, but it seems to me that we are saying to the people in this industry that they can cheat the people of Pennsylvania and that the Legislature of Pennsylvania will do nothing about it. I cannot therefore believe that the Members of the House will recommit this bill and I ask you to vote down the motion.

On the question recurring,
Will the House agree to the motion?

The yeas and nays were required by Mr. STANK and Mr. HARMUTH and were as follows:

YEAS—54

- | | | | |
|---------------|----------------|------------|-----------------|
| Baker. | Gryskewicz, | Longo, | Reynolds, |
| Bentley. | Haberlen, | Malloy. | Rush. |
| Benzel | Harkins. | Maxwell. | Sarraf. |
| Boies. | Harmuth. | McDermott. | Stank. |
| Boney. | Harris. | McFall. | Tarr. |
| Boorse. | Heatherington. | McLanahan. | Thompson, R. L. |
| Bradley. | Hirsch. | McLane. | Vincent. |
| Burns. | Holland. | McSurdy. | Vogt. |
| Cohen, M. M., | Jones, P. N., | Mihm, | Watkins, |

- Croop.
- Cullen.
- Dennison.
- Flynn.
- Gallagher.

- Keenan.
- Kenehan,
- Kilne.
- Leonard,
- Lesko.

- Mooney.
- Petrosky,
- Polaski.
- Rausch,
- Reese, R. E.

- Weiss.
- Woodring.
- Wright,
- Yester.

NAYS—116

- Achterman.
- Auker.
- Balthaser.
- Boles.
- Bretherick.
- Brown.
- Brunner, C. H.,
- Brunner, P. A.,
- Cadwalader.
- Chervenak.
- Chudoff.
- Cohen, R. E.,
- Cook.
- Cordier.
- Corrigan.
- Dalrymple.
- DiGenova.
- Dix.
- Dolon.
- D'Ortona.
- Duffy.
- Early.
- Elder.
- Ely.
- Falkenstein.
- Finestone.
- Finnerty.
- Fisher.
- Fiss.
- Fleming.

- Foor.
- Gates.
- Gillan.
- Greenwood.
- Gyger.
- Habbyshaw.
- Haines.
- Hall.
- Hamilton.
- Hare.
- Helm.
- Hering.
- Herman.
- Hersch.
- Hewitt.
- Huntley.
- Imbrie.
- James.
- Jefferson.
- Kolankiewicz.
- Komorowski.
- Krise.
- Lee, T. H.,
- Lelsey.
- Levy.
- Leydic.
- Lichtenwalter.
- Lyons.
- Marks.

- McClanaghan.
- McClester.
- McKinney.
- McMillen.
- Melchiorre.
- Modell.
- Monks.
- Moran.
- Muir.
- Nagel.
- Nunemacher.
- O'Brien.
- O'Connor.
- O'Dare.
- O'Mullen.
- Owens.
- Polen.
- Powers.
- Prosen.
- Readinger.
- Reagan.
- Reese, D. P.,
- Rhea.
- Riley.
- Rooney.
- Rose, W. E.,
- Rosenfeld.
- Royer.
- Sarge.

- Scanlon.
- Shaffer.
- Shaw.
- Simons.
- Snyder.
- Sorg.
- Stambaugh.
- Stine.
- Stockham.
- Tate.
- Thompson, E. F.,
- Trout.
- Turner.
- Van Allsburg.
- Verona.
- Voldow.
- Voorhees.
- Wagner.
- Welsh, E. B.,
- Wilkinson.
- Williams.
- Wolf.
- Wood, L. H.
- Wood, N.,
- Woodside.
- Yeakel.
- Young.
- Kilroy. Speaker.

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,
Shall the bill pass finally?

Mr. LEVY. Mr. Speaker, I hesitate to rise on this measure and I am not going to speak on the merits or demerits of the bill. I only want in passing to remind the Members of a certain editorial that appeared in a Philadelphia newspaper, specifically, the Evening Public Ledger, two days ago. I, as a Member of the House, one Member who is going to vote for this particular bill, wish to protest the actions of a newspaper that advocates the freedom of the press. I do not think it is fitting and I do not think it is proper for a newspaper of this Commonwealth to publish the trash and the unwarranted attacks upon the Legislature that the Evening Public Ledger in Philadelphia published in its editorial a few days ago. I refer specifically to an editorial which was headed, "Honesty or Dishonesty."

This bill has been on the Calendar for many days and I understand this bill has been studied by many of the men in this Chamber and I feel, in fact I know, and I think the sponsors of this measure know, that if there is any opposition to this bill, it comes from men who conscientiously believe the bill does not have any merit.

Mr. Speaker, I am going to vote for House Bill 849, because I feel it is a meritorious measure, but I also believe, especially in this day and age when the very fundamentals of our democracy are being threatened, that at least newspapers of the Commonwealth of Pennsylvania should attempt to keep the bulwark of democracy safe and not publish editorials which threatens democracy within our own gates of Pennsylvania. I say to the Evening Public Ledger without fear of contradiction, that their editorial a few days ago, when they remarked that this bill is not going to be measured by Democrats or Republicans, with which I agree, but they say that we should

draw two columns, one marked "Honest Members" and the other marked "Dishonest Members," and those voting against this bill will be stamped as dishonest Members. I say they are open to condemnation and I say to you, Mr. Speaker, today that I am voting for this bill but I want the newspapers to understand that I am not voting for it because the Evening Public Ledger has threatened to call me dishonest. I am voting for it, because I believe it is a meritorious bill, but I warn the Press of the Commonwealth, if editorials such as these are repeated to the people of Pennsylvania, misleading, vicious and unwarranted attacks on the Members of the Assembly who conscientiously have studied this bill, I say they are performing something which they will regret at a later date.

I say to you, Mr. Speaker, I hesitated to speak on this bill but I want the people in Pennsylvania to know the men who vote "aye" on this bill are voting that way because they feel it is just and good, but the men who do not vote "aye" are neither dishonest nor treacherous to the people they represent; they are voting so because they conscientiously believe the bill is not as meritorious as they would like to have it.

Mr. TURNER. Mr. Speaker, I very rarely during the time I have been in the House have had much quarrel with any Member as to why he votes for or against any legislation. I realize full well each of us has many problems to meet and each of us must meet those problems as we see them from our own district. I am always very sorry and have deep regret for those Members who are subject to the pressure of minority groups. I am always sorry for the Members who are subjected to pressure from any group, which in any way deters or changes or alters the course which he might follow in this House. It seems to me that the Member of the Legislature who is most happy in his job and the Member of the Legislature who gets the most out of his experience in the House is the one who charts his course. First, a study of the legislation, secondly, the information that he has, and thirdly, what he thinks his particular district wants, and then perhaps if there are no other issues in the matter, he may think of some group in his own community who desire some particular piece of legislation. The bill before us today seems to me to rise beyond the question of partisanship, as is evidenced by the sponsorship of this bill; it rises beyond the question as to whether some particular group in our district brings pressure to bear upon us and urge or argue with us to change our opinions on the bill.

I am certain every Member in this House in the first place is in favor of honest dealing; I am certain in the second place every Member in this House wants to protect those people in his district who may in any way be affected by crooked, or other abuses which disadvantageously affect the people, and in many instances affect their pocketbooks when in many cases they can not stand such a charge upon their pocketbook as is made.

I agreed to sponsor this bill because I think the lowest form of thievery there is in the world is the merchant that cheats his customer. The merchant who buys false scales, or the merchant who buys false containers, the merchant who puts out some kind of product and puts something in it or leaves something out of it that should be there and which the public expects to find there when they buy that product.

Mr. Speaker, it seems to me as I studied this question in

the last six months, the question involved is not only the question of weights and measures, but also the question of the commodities that are sold to the public, which are a direct fraud on the public, in that the merchants do not have the kind of substance or the sort of substance the merchant is saying to the public is contained in that package.

Just to disgress for a moment, may I say that I was in the Department of Agriculture and I saw there a sort of transparent paper-like cellophane, the contents of which were colored yellow, and which supposed to be cheese popcorn. There wasn't any cheese in it. There was some kind of a chemical sprayed over the popcorn in order to give it a similar sort of taste. I am convinced that the shelves of our merchants are filled with many false products of that kind. I am convinced that the people are being gyped in many instances by false scales, false containers and by false weights and measures.

This bill is a very simple bill as it has been amended. In the original form it had several features with which it did not seem to me the merchant who sold coal could possibly get by. There were some features in it, and I was amazed to find that some of the coal dealers who talked to me about it, thought it was a proper measure, but as the bill now stands, it seems to me it makes very little change and it simply says that you must have a licensed weighmaster weigh the coal. It says you must have a form approved by the Department, which form must be numbered.

On that subject, Mr. Speaker, let me pause for a second. I have in my possession a little book used by some of the coal dealers which can be purchased I am told for ten or fifteen cents. Every page of this, although they are blank pages and have not been used as yet,—I am wrong, not every page, but a large majority of the pages, at the beginning have on them a form of seal which has already been stamped in this book. How can you expect the person who is going to receive coal can be sure the amount he receives is the amount that the seller is saying is contained in the truck if you are going to have loose booklets like this which can be purchased any place, and upon which a seal so faintly imprinted that you can only recognize the word "seal," on it.

This act provides these slips shall be numbered; they shall be put out by the Department on forms which have been approved by the Department. Then it goes on to say what these slips shall have upon them.

In addition to that it provides for the licensing of the weighmaster, and how they shall be licensed. It likewise provides for the penalties that shall be imposed if the person does not carry out the provisions of the act. Those are the three principal things.

The gentleman from Philadelphia yesterday asked me to make some amendments to which I agreed. Those are the only changes in the bill from the present law in Pennsylvania. It is simply an act for the protection of the people. I might say that a great part of this protection is for the people who are not able to stand any cheating on their coal slip. They are the people who, to escape the prices which they must pay to the ordinary dealer in their district, are buying coal from the truck because they are told they can buy it for a dollar or two dollars a ton cheaper. They are the people that cannot stand to be

soaked by a shortage of two or three or five hundred pounds on a truck. I cannot see how any dealer, I cannot see how anyone in the coal business, can object to this bill.

If I go to a gasoline station I do not expect the gasoline dealer to just pump out gasoline. I expect it to be measured by a measuring device. If I go to a butcher shop to get a ten pound roast, I want to be able to look at the scales and see what the scales show and be sure I am getting a ten pound roast. But if I go to buy coal, I know it has not been weighed, it is a guess at some mine or some breaker or some coal pile. It is a guess there is a ton on there and that is going to be broken into several parts, it is going to be taken out over the state and hawked around the state and sold to people who are told they are buying it cheaper and then they find it is hundreds of pounds short in weight.

I say to the Members of the House that I did not think it was necessary to speak upon this bill today. I thought it was so obvious that it was unnecessary to speak upon it. In the interest of fair and square dealing, in interest of the people of the Commonwealth, to see that they get correct weight when coal is delivered to them, I felt it would not be necessary to say anything. Therefore I did not expect to make any remarks, but I did not want the very expressive remarks of the gentleman from Philadelphia, Mr. Levy, on an editorial to which he took exception to pass without comment.

Mr Speaker, I want the Members to know these are very slight amendments to which the Members of the House certainly can agree, and to which no dealer who is willing to give to the public honest weight can take exception.

Mr. CULLEN. Mr. Speaker, in line with Mr. Levy's remarks I would like to take exception to the article which was printed in today's paper by Huston McCollough. Mr. McCollough says that, "Cullen ran out on the Speaker, his leader". For the benefit of Mr. McCollough, my leader happens to be over 200,000 people in the twenty-second legislative district in Philadelphia and for his information I wish to state I ran out on nobody.

The Speaker knew my stand all through on this entire question. So, therefore, I would like Mr. McCollough to get his story straight. In fact, the gentleman came to me yesterday and I told the gentleman to go where it was good and warm. Maybe that is why he printed that. That goes double for Mr. McCollough since that is his article. If that is not it, I want the Philadelphia Public Ledger and Mr. McCollough to know I am not particularly interested in what they think; I am representing a district. My district is against this bill. That is all in regard to that.

Mr. Speaker, I would like to interrogate the sponsor of the bill, the gentleman from Delaware, Mr. Turner.

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

Mr. TURNER. I shall, Mr. Speaker.

Mr. CULLEN. Mr. Speaker, on page 6, line 16, it is provided, "when solid fuel is sold in lots not exceeding one hundred pounds" does that section put out of business the coal dealer who goes out and picks up a load of coal and sells it by the bucket to these poor unfortunate people who can only afford to buy that much at a time?

Mr. TURNER. I don't think so because there is very little amendment to the present law in that section.

Mr. CULLEN. Mr. Speaker, I am voting on this bill, I am not voting on any other bill.

Mr. TURNER. Mr. Speaker, this bill is an amendment to the present law.

Mr. CULLEN. Mr. Speaker, if the other law is wrong, why should I vote for this one?

Mr. TURNER. Mr. Speaker, I cannot tell the gentleman any other reason.

Mr. CULLEN. Mr. Speaker, what I ask of the gentleman from Delaware is this, does it put this fellow out of business?

The SPEAKER. The gentleman asked permission to interrogate the gentleman from Delaware, and the gentleman from Delaware should be permitted to answer the questions.

Mr. CULLEN. Mr. Speaker, the gentleman referred to another law. I am not interested in another law.

The SPEAKER. Then the gentleman should have waited until the gentleman finished his answer no matter what his answer is. Does the gentleman desire to interrogate the gentleman further?

Mr. CULLEN. I do, Mr. Speaker.

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

Mr. TURNER. Mr. Speaker, if the gentleman will give me the courtesy to answer his questions, I will permit myself to be interrogated. If he does not do that, I do not intend to be interrogated.

Mr. CULLEN. Mr. Speaker, my question refers to House Bill 849, page 6, line 16. Does that particular section prevent the small dealers who in a coal wagon sell coal by the bucket, — does that prevent him from selling coal

Mr. TURNER. I would say no, Mr. Speaker. That question was raised with me about the words "not exceeding one hundred pounds." If I may point out to the gentleman, the act which has been the Weights and Measures Act pertaining to coal is the act which we are amending. Section 5 says this, and this is the amendment: "When solid fuel is sold in lots of less than" which is what the Baldi Act says, "of less than." The amendment says "not exceeding one hundred pounds." The provisions of this section do not apply if the solid fuel is delivered in closed containers or closed bags. The only change that appears in the bill is the change in the words "of less than" to the words "not exceeding".

The other change is in line twenty. The old act said "expressed in pounds" the amendments say "expressed in avoirdupois pounds". I do not think there is any change as far as the small dealer is concerned. That question was raised with me and I went and looked up the bill. I cannot see that that makes any change as far as the small dealer is concerned. Looking it as a matter of construction I like the words "not exceeding" better than "of less than". I cannot see much difference between "of less than" and "not exceeding". If it is of "less than" one hundred pounds, it is less than one hundred pounds. If it is "not exceeding" one hundred pounds, then it does not exceed the amount of one hundred pounds.

Mr. CULLEN. Mr. Speaker, where it says "if the solid fuel is delivered in closed containers or closed bags" I might say that a bucket is not closed.

Mr. TURNER. That is right, Mr. Speaker, but your fault there must be found with the present law. This does not change it and if you kill this bill, that will not change it.

Mr. CULLEN. Mr. Speaker, Mr. Turner admitted the fault is in the present law. It is my conviction that I am not voting on the Baldi Act. I am voting on this bill. It is my conviction if the Baldi Act is faulty, why should I by my vote say it is all right? If that particular section of the act is not enforced then the Bureau of Weights and Measures is to blame. Is the Bureau of Weights and Measures to interpret the law to suit themselves or are they to enforce it as written? As I understand it this section is carried over from another act. It is my conviction the provision in the other act is wrong and for that particular reason I am going to vote against the bill.

Mr. MODELL. Mr. Speaker, I had no intention of arising on this bill, but when my colleague from Philadelphia, representing the same district as I do, the twenty-second legislative district, makes a statement in regard to the desires of the people in that district, I feel in all fairness to myself and the people in that district, that I should also say a word.

I have no objection to the statement Mr. Cullen made with regard to the Evening Public Ledger. I have not been influenced nor impressed by what they have said, but at the same time I have made an effort in the past few days and in the past few weeks, to find out from the people of my district what they think about this bill. I have received perhaps six or seven postal cards, all typed the same, with merely the names and addresses of certain people who were opposed to this bill. However, I have spoken to very many people in the same district who have told me that they were definitely in favor of the bill. I believe that every Member should vote as his conscience dictates, and as the people of his district wish him to vote. I believe the people of my district want me to vote in favor of this bill and I am so voting.

Mr. O'CONNOR. Mr. Speaker, I desire to interrogate the gentleman from Delaware, Mr. Turner.

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

Mr. TURNER. I shall, Mr. Speaker.

Mr. O'CONNOR. Mr. Speaker, I desire to ask the gentleman from Delaware if this bill carries a repeal clause?

Mr. TURNER. It does not, Mr. Speaker.

Mr. O'CONNOR. Mr. Speaker, I desire to ask the gentleman if the law as it exists today does not remain the same then.

Mr. TURNER. No, Mr. Speaker, because this is an amendment to the act, it does not have to carry a repeal clause.

Mr. O'CONNOR. Mr. Speaker, does the law as it exists today, continue in existence if there is no repeal clause in the act?

Mr. TURNER. No, Mr. Speaker, not in the construction of the act. The only change that is made in the law is the change made by the amendments in this present bill before you.

Mr. O'CONNOR. Mr. Speaker, I desire to ask the gentleman what happens in our situation in the bituminous coal fields where there are no scales, but where the coal is weighed on the car as it comes out of the mine and goes across the tipple and then is dumped into the truck and delivered to the recipients. Will this law prohibit the business of selling or delivering of coal in that mine?

Mr. TURNER. Mr. Speaker, the gentleman asked these

questions some time ago and my answer to the gentleman is in section 6 on page 6 which says,

"This section shall not apply to the sale of a boat-load or railroad carload of solid fuel delivered direct from the boat or car to one purchaser and accepted as to weight by the purchaser of the bill of lading or other vouchers issued by the carrier".

Mr. O'CONNOR. Mr. Speaker, I agree with that, but that does not cover my situation as I view it. Here the coal comes out of the mine and across the tipple, and a string of cars is weighed, then the coal is dumped from that tipple into the truck which delivers it to my home. As I understand the bill, if it becomes a law, we will be prohibited from continuing that practice back in our mines.

Mr. TURNER. Mr. Speaker, I cannot conceive that the gentleman is correct. In the first place it runs in my mind that I have been advised that there were scales for the purpose of weighing when it became necessary to deliver a truck load or less than a truck load of coal. How else could you ever measure the coal? You say they dump it from a car into a pile and then you buy a ton or so out of that pile.

Mr. O'CONNOR. Out of the truck, Mr. Speaker.

Mr. TURNER. Mr. Speaker, how does the gentleman know whether he has a ton of coal or not?

Mr. O'CONNOR. I know it by the weighmaster's report. Mr. Speaker, the gentleman from Delaware evidently does not understand my question, we are not speaking of a railroad car or of a boat. I am speaking of a little open car that comes out of the mine, goes across the platform and scales on to the tipple and tilts. The coal is dumped into the truck and is delivered to my home without any weighing of the motor truck that carries the coal or without any weighing of the car which was carrying the coal.

Mr. TURNER. Mr. Speaker, under those circumstances, I would say you would have to have your coal weighed; you would have to have a weighmaster's certificate.

Mr. O'CONNOR. Mr. Speaker, that is my understanding of the bill, and I am glad the sponsor of the bill agrees with me. I want to go on record as being heartily in favor of honest weight, but I cannot vote for this bill when he and I agree that the majority of mines in my district can no longer sell coal.

Mr. TURNER. Mr. Speaker, I thought the gentleman was mistaken but some of my colleagues from the soft coal region have called my attention to something which was perfectly obvious. The gentleman says the coal as it comes out of the mines is weighed. All he needs to get is a certificate from the person who weighs the coal as it comes out of the mine. The certificate is given to the truck driver who delivers the coal. There isn't any difficulty about that. It seems to me to be a perfectly proper regulation. It is weighed as it comes out of the mine. The weighmaster at that point weighs the coal and all he needs to do is make out a certificate which he hands to the truck driver. The truck driver at your home gives you a copy of the certificate. I do not think that is placing an unreasonable burden on the people who buy soft coal. I think that is a protection for the people.

Mr. O'CONNOR. Mr. Speaker, I desire to again interrogate the gentleman from Delaware, Mr. Turner.

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

Mr. TURNER. I shall, Mr. Speaker.

Mr. O'CONNOR. Mr. Speaker, I would like to ask the gentleman from Delaware if he now agrees that the matter which he has just described of delivering and weighing coal is the way we do out in Cambria County. I cannot find anything in the bill. If what the gentleman suggests is true that this bill repeals the present law, that would permit us to continue that practice. We want to continue doing as we are doing now.

Mr. TURNER. Mr. Speaker, I did not say it repeals the present law. I said it repealed the present law insofar as the amendments are amendments to that act. They would repeal anything that is amended in that act. There is no change in the law except the change which is set forth here.

Mr. O'CONNOR. Mr. Speaker, I desire to ask the gentleman from Delaware if this law does not specifically state that the vehicle in which the coal is delivered must be weighed.

Mr. TURNER. Yes, Mr. Speaker.

Mr. O'CONNOR. Mr. Speaker, will that not change our practice, because the coal is not delivered to us in the cars in which it comes out of the mine. I would not be opposed to the bill if it would not change the situation which exists in our county.

Mr. TURNER. Mr. Speaker, cannot the trucks be weighed?

Mr. O'CONNOR. Mr. Speaker, we do not do that; we do not have the facilities.

Mr. TURNER. Well, Mr. Speaker, you have to weigh the coal in your car?

Mr. O'CONNOR. Correct, Mr. Speaker.

Mr. TURNER. Well, Mr. Speaker, can't you weigh the trucks?

Mr. O'CONNOR. No, Mr. Speaker, the coal is weighed up in the air before it comes down into the trucks. If this bill does not repeal that provision of the present law then I am for the bill of the gentleman from Delaware, Mr. Turner. If it does, I am against the bill.

Mr. TURNER. Mr. Speaker, if the Baldi Act were to be enforced, you would have to weigh your truck and you would have to weigh your coal. Under the circumstances which you have given to me now you are violating the law under the present act.

Mr. O'CONNOR. That may be, Mr. Speaker, but you are getting honest weight.

Mr. TURNER. Mr. Speaker, how does the gentleman know?

Mr. O'CONNOR. Mr. Speaker, the coal is weighed on the tippie and we get our waybills from the man who weighs it.

Mr. HOLLAND. Mr. Speaker, I desire to interrogate the gentleman from Delaware, Mr. Turner.

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

Mr. TURNER. I shall, Mr. Speaker.

Mr. HOLLAND. Mr. Speaker, will the gentleman from Delaware advise the House whether or not if the Baldi Act were enforced it will be necessary to have this bill.

Mr. TURNER. Mr. Speaker, my information is that those who are in charge of the enforcement of this law and who have the responsibility for enforcing it, and I am speaking now of the Department of Internal Affairs

and of the Sealers of Weights and Measures in some of our counties, this act will enable them to better enforce the law.

Mr. HOLLAND. Mr. Speaker, is not the power to enforce honest weight now in the Baldi Act?

Mr. TURNER. Yes, Mr. Speaker.

Mr. HOLLAND. Mr. Speaker, is not the difference between the Baldi Act and Bill 849 merely in the copies of slips and in the increased fine?

Mr. TURNER. Mr. Speaker, I would not say merely. I would say as I said in the beginning, there are only three real changes. One of the most vital changes in the Baldi Act which is put in this act is that "slip" question, as I tried to point out here.

There have been many instances where truck drivers have two sets of slips. One of them has the real weight that was in the truck and the other one had another weight. The driver carried them so if he was picked up he would have a slip to give. If he was not picked up then he could deliver to the other slip. The reason this question of slips is in here,—and that is the pinch on the fellows who want to cheat,—is the fact that they have numbers on them and they are on forms which are prescribed. The slips must be made out in triplicate and the numbers must concur. Therefore when he uses a slip that is numbered there cannot be any change in the slip.

Mr. HOLLAND. Mr. Speaker, does the gentleman from Delaware feel it is possible to pass laws to make a dishonest man honest?

Mr. TURNER. No, Mr. Speaker, I have had too much experience for that.

Mr. HOLLAND. Mr. Speaker, I would like to point out to the Members of the House that the failure, especially in the city of Philadelphia to receive honest weights in coal, is the failure of its present administration to administer and enforce the law that is on the statute books.

Mr. TARR. Mr. Speaker, I desire to interrogate the gentleman from Delaware, Mr. Turner.

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

Mr. TURNER. I shall, Mr. Speaker.

Mr. TARR. Mr. Speaker, I have been trying for quite some time to get up enough nerve to interrogate the gentleman from Delaware, and now that I have the opportunity, I hope I do not fail—

Mr. TURNER. Mr. Speaker, I must be slipping.

Mr. TARR. Mr. Speaker, I am not interested in the hard coal situation, but I would like to know from the gentleman whether he is familiar with the method of the delivery of house coal in the soft coal region, that is, direct to the homes.

Mr. TURNER. No, Mr. Speaker, I would not say that I am familiar with it.

Mr. TARR. Mr. Speaker, does the gentleman know in the soft coal districts it is difficult to buy coal direct from the mines, and does he realize that the enforcement of the Baldi Act or the new act would mean that those persons who start out from a custom mine would be subject to arrest before they get to a scales?

Mr. TURNER. Mr. Speaker, I do not see it that way. I do not so interpret the law.

Mr. TARR. Mr. Speaker, does the gentleman from Dei-

aware understand that there is a scale at every soft coal mine?

Mr. TURNER. No, Mr. Speaker, I understand from the gentleman from Cambria that there is a railroad track scale, but I did not understand that there is a scale at every mine.

Mr. TARR. Mr. Speaker, for the information of the gentlemen from the hard coal regions and the cities, I desire to say we do not have scales at all of our custom mines. We have no scales whatsoever. A great deal of our coal is hauled from the mine to the closest available scale. The scale can be one mile away or it can be ten miles away or there need not be any. I see no reason why a man starting out with a load of coal could not tell the first policeman that stops him that he was going to a scale, or if no one stopped him he could dump his coal. Furthermore I do not think the enforcement of the Baldi Act or the new act would solve the question, because we cannot weigh our coal after it is once in the cellar. All we are asking for is honest weight. I realize and I appreciate what I am saying is not going to change the minds of those persons in whose districts the problem is different, but it is not going to help the soft coal districts in the matter of soft coal for custom use, and I am going to vote against the bill.

Mr. TURNER. Mr. Speaker, I would just like to clear up in the mind of the gentleman from Fayette, Mr. Tarr, the question he raised. He says that a man starts out from the mine and his scale may be ten miles away and therefore he would not have any slip, and then he could deliver that coal. Of course, if he does not have a slip he cannot deliver the coal because the person will not accept it without a slip. When he gets to the scale he will get a slip and then he can deliver it. If he delivers coal without a slip he is violating the law. If he is going to the scale he can get his slip at the scale and then he starts out to make his deliveries. Mr. Speaker, I think this is a tempest in a teapot in a way. I realize that the gentleman from Cambria, Mr. O'Connor, has a situation in reference to weighing on the truck, but it seems to me that a merchant who is selling a commodity ought to have a scale upon which it could be weighed. Certainly it ought not to be by guess-weight. People ought not to be compelled to buy it by guess, they ought to be able to know when they buy a ton of coal they are getting a ton of coal. I would not go into a butcher shop and buy meats without a scale. I would not go into a grocery store and buy sugar except in a container, or potatoes unless I knew it weighed so much. You would not go to your store unless they had a scale or unless the commodity is in a container. The same thing is true with cement or anything else. You would not purchase anything unless you had a chance to see the weight of it. It is a simple problem where those conditions exist to get the weight of the truck, and it is a simple problem to weigh the coal. If these other problems arise it seems to me they could go to the weigh-master and get their slips and make their deliveries.

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—156

Achterman, Gerard, Maxwell, Sarge,

| | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gillan, | McClanaghan, | Sarrafi. |
| Baker, | Greenwood, | McDermott, | Scanlon, |
| Balthaser, | Gryskewicz, | McFall, | Serrill, |
| Bentzel, | Gyger, | McIntosh, | Shaffer, |
| Boles, | Habbyshaw, | McKinney, | Shaw, |
| Boney, | Haberlen, | McLanahan, | Simons, |
| Bretherick, | Haines, | McLane, | Skale, |
| Brunner, C. H., | Hall, | McMillen, | Snyder, |
| Brunner, P. A., | Hamilton, | Melchiorre, | Soilenberger, |
| Burriss, | Hare, | Mihm, | Sorg, |
| Cadwalader, | Harkins, | Modell, | Stambaugh, |
| Chudoff, | Harris, | Monks, | Stine, |
| Cohen, M. M., | Heatherington, | Mooney, | Stockham, |
| Cohen, R. E., | Helm, | Moran, | Tate, |
| Cook, | Hering, | Moul, | Thompson, E. F., |
| Cordier, | Herman, | Muir, | Thompson, R. L., |
| Corrigan, | Hersch, | Nunemacher, | Trout, |
| Dalrymple, | Hewitt, | O'Brien, | Turner, |
| Dennison, | Holland, | O'Dare, | Van Allsburg, |
| DiGenova, | Imbrie, | O'Mullen, | Verona, |
| Dix, | James, | O'Neill, | Vincent, |
| Dolon, | Jefferson, | Petrosky, | Voldow, |
| D'Ortona, | Jones, G. E., | Pettit, | Voorhees, |
| Duffy, | Jones, P. N., | Polaski, | Wagner, |
| Early, | Keenan, | Polen, | Weiss, |
| Elder, | Knoble, | Powers, | Welsh, E. E., |
| Ely, | Kolankiewicz, | Prosen, | Wilkinson, |
| Falkenstein, | Komorofski, | Rank, | Williams, |
| Finestone, | Krlse, | Readinger, | Wolf, |
| Finnerty, | Lee, T. H., | Reese, D. P., | Wood, L. H., |
| Fisher, | Lelsey, | Reese, R. E., | Wood, N., |
| Fiss, | Leonard, | Regan, | Woodring, |
| Fleming, | Lesko, | Reynolds, | Woodside, |
| Flynn, | Levy, | Rhea, | Yeakel, |
| Foor, | Leydic, | Riley, | Yester, |
| French, | Lichtenwalter, | Rooney, | Young, |
| Gallagher, | Longo, | Rose, W. E., | Kilroy, |
| Gates, | Lyons, | Rosenfeld, | Speaker. |
| | Malloy, | Royer, | |

NAYS—21

| | | | |
|----------|----------|-----------|----------|
| Bentley, | Harmuth, | Munley, | Stank, |
| Bower, | Hirsch, | O'Connor, | Tarr, |
| Bradley, | Kenehan, | Owens, | Vogt, |
| Burns, | Kline, | Reagan, | Watkins, |
| Cullen, | McSurdy, | Rush, | Wright, |
| Elliott, | | | |

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. BENTLEY filed the following reason for his vote: My vote in opposition to House Bill No. 849 is not to be construed as in opposition to the principle of the Bill which, as I understand it to be, is "honest weight," particularly of coal sold to household consumers.

With this principle of "honest weight" I am, as I believe are all of my brethren in the House, in full accord.

However, as drawn, House Bill No. 849 provides for a license fee of \$5.00 per annum to be paid to the Commonwealth, \$2.50 of which is to be returned to the County Treasurer from the County where paid.

No provision is made for any portion of this license fee to be returned to the several cities of the Commonwealth, although many of these cities maintain Bureaus of Weights and Measures, at considerable expense to their taxpayers. These city operated inspection bureaus render weight inspection services in this field, which are at least comparable to those rendered by the County Bureaus of Weights.

No legitimate reason has been offered as to why counties should receive a part of this license fee in aid of their weight inspection service, but none be given to cities providing such weight inspection.

For this reason I oppose the bill.

Mr RUSH filed the following reason for his vote:

I am voting "no" on House Bill No. 849, Printer's No. 760 because this bill does not correct the situation on short weight on coal. If the Baldi Act was enforced we would not need this legislation.

MEMBERS CONGRATULATED

The SPEAKER. The Chair has just learned that the gentleman from Berks, Mr. Wolf, was awarded his Master of Arts degree at the University of Pennsylvania yesterday. The Chair congratulates the gentleman.

The Chair recognizes the gentleman from Berks, Mr. Wolf.

Mr. WOLF. I wish to thank you, Mr. Speaker, for your very kind congratulations. I, of course, feel very proud in receiving that degree from a great University which celebrated its two hundredth anniversary last summer.

Some member of the House this morning asked me this question, "Now that you have a master's degree and a master's technique, does that help you to soothe the feminine charms?" In answer to that question I might say all of the things I learned about feminine charms on the campus of the University of Pennsylvania would come under the heading of "extra-curricular activities."

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of 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.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

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

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1385, (Senate Bill No. 507), as follows:

An Act to apportion the State into congressional districts
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States this State shall be divided into thirty-three districts as follows

The first district shall consist of the first second third fourth fifth sixth twenty-sixth thirty-ninth and forty-eighth wards of the city of Philadelphia and will have one Congressman

The second district shall consist of the seventh eighth ninth tenth twenty-fourth twenty-seventh thirtieth thirty-

sixth and forty-fourth wards of the city of Philadelphia and will have one Congressman

The third district shall consist of the eleventh twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth twentieth twenty-fifth thirty-first thirty-seventh and forty-fifth wards of the city of Philadelphia and will have one Congressman

The fourth district shall consist of the fifteenth twenty-eighth twenty-ninth thirty-second thirty-eighth and forty-seventh wards of the city of Philadelphia and will have one Congressman

The fifth district shall consist of the twenty-third thirty-third thirty-fifth forty-first and forty-third wards of the city of Philadelphia and will have one Congressman

The sixth district shall consist of the thirty-fourth fortieth forty-sixth and fifty-first wards of the city of Philadelphia and will have one Congressman

The seventh district shall consist of the twenty-first twenty-second forty-second forty-ninth and fiftieth wards of the city of Philadelphia and will have one Congressman

The eighth district shall consist of the county of Delaware

The ninth district shall consist of the counties of Bucks and Montgomery

The tenth district shall consist of the counties of Lancaster and Chester

The eleventh district shall consist of the county of Lackawanna

The twelfth district shall consist of the county of Luzerne

The thirteenth district shall consist of the counties of Schuylkill and Northumberland

The fourteenth district shall consist of the counties of Berks and Lehigh

The fifteenth district shall consist of the counties of Bradford Pike Susquehanna Wayne Columbia Montour Sullivan and Wyoming

The sixteenth district shall consist of the counties of Clinton Lycoming Potter Tioga McKean and Cameron

The seventeenth district shall consist of the counties of Fulton Huntingdon Juniata Mifflin Perry Snyder Bedford and Union

The eighteenth district shall consist of the counties of Cumberland Dauphin and Lebanon

The nineteenth district shall consist of the counties of Warren Mercer Venango Forest Clarion and Elk

The twentieth district shall consist of the counties of Northampton Carbon and Monroe

The twenty-first district shall consist of the counties of Adams York and Franklin

The twenty-second district shall consist of the counties of Clearfield Centre and Blair

The twenty-third district shall consist of the counties of Fayette and Somerset

The twenty-fourth district shall consist of the counties of Greene and Washington

The twenty-fifth district shall consist of the counties of Beaver Butler and Lawrence

The twenty-sixth district shall consist of the counties of Armstrong Indiana Jefferson and Cambria

The twenty-seventh district shall consist of the county of Westmoreland

The twenty-eighth district shall consist of the counties of Crawford and Erie

The twenty-ninth district shall consist of the twenty-first twenty-second twenty-third twenty-fourth twenty-fifth twenty-sixth and twenty-seventh wards of the city of Pittsburgh and all the boroughs and townships lying north of the Ohio and Allegheny Rivers not included in the thirtieth district in the county of Allegheny

The thirtieth district shall consist of all the boroughs and townships lying between the Allegheny and Monongahela Rivers and the boroughs of Springdale Cheswick Brackenridge Tarentum the townships of Harrison Fawn East Deer Frazer and Springdale and the city of McKeesport in the county of Allegheny

The thirty-first district shall consist of the first second third fourth fifth sixth ninth tenth eleventh and fifteenth wards of the city of Pittsburgh in the county of Allegheny

The thirty-second district shall consist of the seventh eighth twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth twentieth and twenty-eighth wards of the city of Pittsburgh in the county of Allegheny

The thirty-third district shall consist of the twenty-ninth thirtieth thirty-first and thirty-second wards of the city of Pittsburgh the cities of Clairton and Duquesne and all the boroughs and townships lying south of the Ohio and Monongahela Rivers in the county of Allegheny

Section 2 The nomination and election of members of the House of Representatives of the United States which the qualified electors of any county or of any part of a county are entitled to elect of themselves unconnected with any other county or district shall be made held and conducted and the return of votes cast at primary and general elections for the nomination and election of such members shall be made computed canvassed and certified as now or hereafter may be provided by law

Section 3 The first election under this act shall be held at the general election in the year one thousand nine hundred and forty-two

The members of Congress now in office shall continue in such office until the expiration of their respective terms

Vacancies now existing or happening after the passage of this act and before the commencement of the terms of the members elected at the election of one thousand nine hundred and forty-two shall be filled for the unexpired terms in the manner now provided by law in the particular district or at large as the case may be

Section 4 The act approved the twenty-seventh day of June one thousand nine hundred and thirty-one (P. L. 1416) entitled "An act to apportion the State into Congressional districts" is hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

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—115

- | | | | |
|---------------|----------------|---------------|------------------|
| Achterman, | Finnerty, | Malloy, | Reynolds, |
| Allmond, | Fleming, | Maxwell, | Rhea, |
| Baker, | Flynn, | McClanaghan, | Rooney, |
| Baughner, | French, | McFall, | Rose, S., |
| Bentley, | Gallagher, | McGrath, | Rose, W. E., |
| Bentzel, | Gerard, | McIntosh, | Rosenfeld, |
| Boles, | Goodwin, | McLanahan, | Rush, |
| Boney, | Gryskewicz, | McLane, | Sarraff, |
| Bower, | Haberien, | Melchiorre, | Scanlon, |
| Bradley, | Hamilton, | Mihm, | Schwab, |
| Breth, | Harkins, | Modell, | Shaffer, |
| Bretherick, | Harmuth, | Monks, | Shaw, |
| Brown, | Harris, | Mooney, | Skale, |
| Burns, | Heatherington, | Moran, | Stank, |
| Burriss, | Hering, | Moul, | Stine, |
| Chudoff, | Herman, | Munley, | Tarr, |
| Cochran, | Hersch, | Nagel, | Tate, |
| Cohen, M. M., | Hirsch, | Nunemacher, | Thompson, R. L., |
| Cohen, R. E., | Holland, | O'Brien, | Verona, |
| Cook, | Jefferson, | O'Connor, | Vincent, |
| Corrigan, | Jones, P. N., | O'Mullen, | Vogt, |
| Croop, | Keenan, | O'Neill, | Voidow, |
| Cullen, | Kenehan, | Petrosky, | Weiss, |
| DiGenova, | Kolaniewicz, | Pettit, | Welsh, E. B., |
| Dolon, | Komorofski, | Polaski, | Williams, |
| D'Ortona, | Leonard, | Polen, | Woodring, |
| Duffy, | Lesko, | Powers, | Wright, |
| Early, | Levy, | Prosen, | Yester, |
| Finestone, | Leydic, | Reese, R. E., | Young, |
| | Longo, | Regan, | Kilroy, |

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|-----------------|------------|------------|------------|
| Auker, | Gates, | McClester, | Stambaugh, |
| Balthaser, | Greenwood, | McKinney, | Stockham, |
| Boorse, | Gross, | McSurdy, | Trout, |
| Brunner, C. H., | Gyger, | Muir, | Turner, |
| Brunner, P. A., | Habbyshaw, | Owens, | Voorhees, |

- | | | | |
|-------------|----------------|---------------|--------------|
| Cadwalader, | Hall, | Rausch, | Wagner, |
| Chervenak, | Hare, | Readinger, | Watkins, |
| Cordier, | Hewitt, | Reagan, | Wilkinson, |
| Dalrymple, | Imbric, | Reese, D. P., | Winner, |
| Dennison, | James, | Royer, | Wolf, |
| Dix, | Krise, | Serrill, | Wood, L. H., |
| Ely, | Lee, T. H., | Simons, | Wood, N., |
| Fisher, | Leisey, | Snyder, | Woodside, |
| Fiss, | Lichtenwalter, | Sorg, | Yeakel, |
| Foor, | Lyons, | | |

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 with amendments in which the concurrence of the Senate is requested.

REASON FOR VOTE

Mr. BRETHERICK filed the following reason for his vote:

While I have voted "Aye" for House Bill No. 1385 (Senate Bill No. 507) known as the Wade Congressional Reapportionment Bill, I most certainly do not approve of the amendments introduced by Representative Achterman and adopted by this House, and especially as such amendments affect Montgomery County.

I have voted "Aye" for the bill because of the great importance of the bill and the realization that it will be referred to a conference committee composed of members of the Senate and the House at which it is hoped the inequities contained in the bill as amended will be remedied.

HOUSE BILL NO. 573 MADE SPECIAL ORDER

Mr. ACHTERMAN. Mr. Speaker, I move that House Bill No. 573, Printer's No. 708, on page 26 of today's calendar, bills on third reading, be made a special order of business immediately.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 573, as follows:

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 forty-one 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 forty-one

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

Section 1 This act shall be known and may be cited as The General Appropriation Act of one thousand nine hundred forty-one

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purposes hereinafter set forth for the two years beginning June first one thousand nine hundred and forty-one and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-one

I Executive Department

To the Governor

For the payment of the salary of the Governor the sum of thirty-six thousand dollars (\$36,000)

For the payment of salaries wages or other compensation of the Secretary to the Governor the Budget Secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Governor his Secretary to Budget Secretary and the Executive Board for the expenses incurred in the conduct of the Executive Mansion and the entertainment of official guests and for the expense incident to the participation of the Governor in the Governor's Conference the sum of three hundred twenty-five thousand five hundred dollars (\$325,500)

To the Lieutenant Governor

For the payment of the salary of the Lieutenant Governor the sum of sixteen thousand dollars (\$16,000)

For all necessary expenses including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile and mileage charges for the Department of Property and Supplies for the use of automobiles for the Lieutenant Governor the sum of ten thousand dollars (\$10,000)

To the Department of the Auditor General

For the payment of the salary of the Auditor General the sum of twenty-four thousand dollars (\$24,000)

For the payment of salaries wages and other compensation of a deputy Auditor General and other employes for the payment of general expenses for the payment of rentals of patented leased office devices for the purchase of automobiles furniture furnishings and equipment and for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of one million six hundred twenty-nine thousand seven hundred fifty-nine dollars (\$1,629,759)

For the payment to the State's Fiscal Agent for the custody and safekeeping of the books and records pertaining to loans of the Commonwealth as provided by law the sum of one thousand dollars (\$1,000)

For the payment of the cost of painting a portrait of Auditor General Warren R. Roberts to be placed in the Auditor General's office in the State Capitol the sum of seven hundred fifty dollars (\$750)

For the payment of fees to county officers for furnishing information to the officers of the Commonwealth as provided by law the sum of four thousand dollars (\$4,000)

To the Treasury Department

For the payment of the salary of the State Treasurer the sum of twenty-four thousand dollars (\$24,000)

For the payment of salaries wages or other compensation of a deputy State Treasurer and other employes for the payment of general expenses for the purchase of insurance covering the loss of any or all cash and securities of which the Treasury Department or State Treasurer is custodian and covering forgeries of all kinds on checks drafts warrants and requisitions for the payment of rentals of patented leased office devices and for the purchase of automobiles furniture furnishings and equipment for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of nine hundred fourteen thousand dollars (\$914,000)

For the payment of salaries wages or other compensation to employes and for the payment of general expenses necessary for the proper conduct of the Treasury Department's functions relating to payments from the Unemployment Compensation Fund and the Administration Fund the amounts charged against the Administration Fund by the Treasury Department and paid into the General Fund are hereby specifically appropriated to the Treasury Department out of the General Fund

For the payment of the cost of painting a portrait of

State Treasurer F. Clair Ross to be placed in the Treasury Department at the State Capitol the sum of seven hundred fifty dollars (\$750)

For the payment of salaries or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the Board of Finance and Revenue the sum of eighty thousand dollars (\$80,000)

For the payment of the difference between the interest earned by the moneys in the Agricultural College Land Scrip Fund and in the State College Experimental Farm Fund and the interest guaranteed by the Commonwealth of Pennsylvania to Pennsylvania State College the sum of fifty-three thousand dollars (\$53,000)

For the payment of legal fees publication of advertisements cost of engraving and other expenses incurred in the issuing of tax anticipation notes the sum of thirty thousand dollars (\$30,000)

For the payment of the compensation of the Commonwealth's Loan and Transfer Agent for service rendered in connection with the registration transfer and payment of interest on general expense bonds and Veterans' Compensation Bonds and for other services required to be performed by the said Loan and Transfer Agent the sum of twenty-two thousand five hundred dollars (\$22,500)

For the payment of the expenses of publishing statements of the General Fund and other funds of the Commonwealth the sum of twenty thousand dollars (\$20,000)

For refunding the balance due or to become due retired county officers on account of overpayment of any taxes licenses fees or other moneys collected for and paid to the Commonwealth the sum of one thousand dollars (\$1,000)

For refunding to purchasers of stock transfer tax stamps any sums that may be due them upon the surrender and return of such stamps as may be spoiled canceled mutilated or defaced unintentionally by accident or error the sum of two thousand five hundred dollars (\$2,500)

For refunding transfer inheritance taxes on estates of resident decedents paid in error or overpaid the sum of three hundred thousand dollars (\$300,000)

For refunding transfer inheritance taxes on estates of nonresident decedents paid in error or overpaid the sum of one thousand five hundred dollars (\$1,500)

For refunding moneys paid by any person to any professional examining board or advisory committee or to the Department of Public Instruction on behalf of any such board or advisory committee the sum of two thousand five hundred dollars (\$2,500)

For refunding fees paid for notary public commissions when such commissions have not been issued or if issued have not been received and have been canceled the sum of one thousand five hundred dollars (\$1,500)

For refunding moneys subject to escheat which were paid into the State Treasury either voluntarily or by order of the court to any persons making proof of their ownership or right of possession thereto in the manner provided by law the sum of one hundred thousand dollars (\$100,000)

For the purpose of refunding moneys other than taxes paid into the State Treasury to the credit of the General Fund which refunds are not specifically authorized by any other appropriation the sum of five thousand dollars (\$5,000)

For the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue for the maintenance support care treatment housing fees or other fees or costs of any inmate pupil patient or student in any State-owned institution and for the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue to reimburse the Commonwealth for the share which it was supposed to have paid towards the support care and treatment of any pupil or patient in any mental hospital institution for the feeble-minded in part supported by the Commonwealth the sum of twenty-five thousand dollars (\$25,000)

For the purpose of refunding fees paid in connection with renewal applications for registration under The Securities Act which have been canceled before January first of the year for which the fees were paid the sum of five hundred dollars (\$500)

For the payment of approved claims for refunds of liquor taxes including moneys paid for spirituous and vinous liquor tax stamps the sum of five thousand dollars (\$5,000)

For the purpose of refunding collections by the Department of Public Assistance the sum of two thousand dollars (\$2,000)

For the payment of approval claims for refund of cigarette tax permit fees and cigarette tax stamps the sum of five hundred dollars (\$500)

For refunding liquid fuels tax erroneously paid or overpaid into the General Fund the sum of ten thousand dollars (\$10,000)

For the payment of approved claims for refund of fines collected under the provisions of the Motor Vehicle Code the sum of seven thousand dollars (\$7,000)

For the payment of approved claims for refund of moneys paid into the State Treasury under the provisions of section three hundred twenty-one of the act of June second one thousand nine hundred fifteen (P. L. 736) as reenacted and amended by the act of June fourth one thousand nine hundred thirty-seven (P. L. 1552) which section was held unconstitutional by the Supreme Court the sum of two thousand seven hundred twenty-five dollars (\$2,725)

For the payment into the Sinking Fund to meet the interest and sinking fund requirements of the general expense bonds issued under authority of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 211) the sum of five million three hundred seventy-five thousand dollars (\$5,375,000) according to the following schedule

| Dates | Requirements | | Total |
|-----------------|----------------|--------------|----------------|
| | Principal | Interest | |
| December 1 1941 | \$2,500,000.00 | \$140,625.00 | \$2,640,625.00 |
| December 1 1942 | 2,500,000.00 | 93,750.00 | 2,593,750.00 |
| June 1 1942 | | 93,750.00 | 93,750.00 |
| June 1 1943 | | 46,875.00 | 46,875.00 |
| Total | \$5,000,000.00 | \$375,000.00 | \$5,375,000.00 |

For the payment into the Sinking Fund to meet the interest and sinking fund requirements of the Veterans' Compensation Bonds issued under authority of the act approved the fifth day of January one thousand nine hundred and thirty-four (One thousand nine hundred and thirty-three and one thousand nine hundred and thirty-four P. L. page 219) the sum of seven million four hundred fifty thousand one hundred ninety-two dollars and fifty cents (\$7,450,192.50) according to the following schedule

| Date of Payment | Requirements | | Total |
|------------------|----------------|----------------|----------------|
| | Principal | Interest | |
| September 2 1941 | \$ | \$ 487,500.00 | \$ 487,500.00 |
| November 1 1941 | | 300,000.00 | 300,000.00 |
| March 2 1942 | 1,237,253.21 | 487,500.00 | 1,724,753.21 |
| May 1 1942 | 912,843.04 | 300,000.00 | 1,212,843.04 |
| September 1 1942 | | 487,500.00 | 487,500.00 |
| November 2 1942 | | 300,000.00 | 300,000.00 |
| March 1, 1943 | 1,237,253.21 | 487,500.00 | 1,724,753.21 |
| May 1 1943 | 912,843.04 | 300,000.00 | 1,212,843.04 |
| Total | \$4,300,192.50 | \$3,150,000.00 | \$7,450,192.50 |

To the Department of Agriculture

For the payment of the salary of the Secretary of Agriculture the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the purchase of insecticides for gypsy moth work for testing of animals to prevent spreading of dangerous contagious and infectious diseases for the payment of any loss or damage by dogs to live stock domestic game birds and poultry as provided by law and

for the purpose of compensating land owners according to existing law for the loss of cedar trees destroyed by order of the Department of Agriculture to prevent damage to apple orchards by cedar apple rust the sum of one million six hundred sixty thousand dollars (\$1,660,000)

For the payment of the salaries wages or other compensation of employes and for the payment of all other expenses necessary for the proper conduct of the Pennsylvania Official Egg Laying Contest as provided by the act of May twentieth nineteen hundred thirty-one (P. L. 136) the sum of twenty-three thousand dollars (\$23,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the State Farm Products Show Commission for the payment of premium awards for exhibits at the State Farm Products Show and for the maintenance of the State Farm Show Building and the grounds surrounding it the sum of fifty thousand dollars (\$50,000)

For the purpose of reimbursing incorporated agricultural associations for premiums paid for exhibits of live stock live stock products horticultural products handwork cereals bees and bee products as provided by law Provided That such associations file such reports as may be required by the Secretary of Agriculture the sum of one hundred thousand dollars (\$100,000)

For the payment of indemnities for and payment of expenses of testing animals appraised and destroyed to prevent the spread of dangerous contagious and infectious diseases as provided by law the sum of three million dollars (\$3,000,000)

For the payment of salaries wages or other compensation of employes and for the payment of all other expenses necessary for carrying out the provisions of the "Soil Conservation Districts Law" the sum of fifty-seven thousand five hundred dollars (\$57,500)

To the Department of Banking

For the payment of salaries wages or other compensation of the members and employes and for the payment of general expenses supplies printing and equipment necessary for the administration and enforcement of the Securities Act the sum of one hundred fifteen thousand dollars (\$115,000)

To the Department of Commerce

For the payment of the salary of the secretary of Commerce the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses advertising supplies printing and equipment necessary for the proper conduct of the work of the department including the work of the department with respect to collecting press information and distributing it to the several administrative departments boards and commissions and to legislative offices and legislative agencies the sum of two hundred thirty thousand dollars (\$230,000) and in addition thereto any amount appropriated to the department out of the Motor License Fund which shall be credited to the appropriation made by this paragraph and shall be available for the purposes herein enumerated

For the payment of salaries wages or other compensation of a secretary and employes for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Planning Board the sum of one hundred twelve thousand dollars (\$112,000)

To the Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters the sum of twenty thousand dollars (\$20,000)

For the payment of the salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to forests parks and waters and the Pymatuning Dam the Water and Power Resources Board the Geographic Board the State Forest Commission State Parks Commission and Regional State Park Boards

and Flood Prevention and maintenance of dikes along Darby Creek and the Delaware River in Tinicum Township Delaware County for maintenance of Emergency Conservation Work Projects for the purchase of telephone equipment and the cost of telephone rentals at towers district offices ranger stations and other necessary locations for the erection and repairs of buildings the sum of one million fifty thousand dollars (\$1,050,000)

For the payment of expenses incurred for the extinction and control of forest fires the sum of one hundred fifty thousand dollars (\$150,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Washington Crossing Park commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of thirty-four thousand eight hundred forty dollars (\$34,840)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Valley Forge Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of eighty-three thousand eighty-five dollars (\$83,085)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Park and Harbor Commission of Erie for the repair and construction of roads dams parking spaces camp sites and buildings for the repair and construction of jetties and other necessary work to protect Presque Isle Peninsula from erosion for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of seventy-one thousand five hundred fifty-four dollars (\$71,554)

For the supervision maintenance improvement regulation and preservation of State parks the sum of eighty thousand dollars (\$80,000)

For the payment of maintenance and improvement of Fort Washington Park the sum of one thousand eight hundred dollars (\$1,800)

For the payment of annual fixed charges as provided by law for county school township and road purposes on lands owned or classified by either the Commonwealth of Pennsylvania or the Federal Government and held or administered as forest reserves auxiliary forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks the sum of two hundred eighteen thousand five hundred dollars (\$218,500)

For the payment of annual fixed charges on lands acquired for the purpose of conservation of water or the prevention of flood conditions as provided by law the sum of fourteen thousand dollars (\$14,000)

For the payment of the salaries or other compensation of a secretary and such employes including among others captains pilots engineers harbor masters firemen deckhands and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the pay-

ment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services subscription to Maritime Exchange books charts and general expenses of the commission the sum of sixty thousand dollars (\$60,000)

For the maintenance of a nautical school located at the Port of Philadelphia by the Navigation Commission for the Delaware River and its navigable tributaries as provided by law the sum of ninety thousand dollars (\$90,000) and in addition to said amount all moneys received by the Commonwealth from the Federal Government in accordance with any act of Congress for this purpose shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Health

For the payment of the salary of the Secretary of Health the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Sanitary Water Board the Advisory Health Board and other boards the sum of two million nine hundred forty-seven thousand dollars (\$2,947,000) and in addition to said amount all contributions received by the department from private sources for the express use of the department in public health work shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages or other compensation of members and employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Board of Housing the sum of fifteen thousand four hundred dollars (\$15,400)

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and live stock for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Tuberculosis Sanatoria the Bureau of Tuberculosis Control and Clinics and the State Hospital for Crippled Children including the incidental expenses necessary for the proper conduct of the orthopaedic work of the department and for the purchase of braces jackets artificial limbs and crutches the sum of four million seven hundred fifty thousand dollars (\$4,750,000)

To the Insurance Department

For the payment of the salary of the Insurance Commissioner the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the payment of costs in court proceedings to forfeit charters of extinct companies the sum of five hundred twenty-five thousand dollars (\$525,000) and in addition to said amount all income and all monies collected by the Insurance Department from foreign insurance companies for examinations made by the Insurance Department and paid into the General Fund of the State Treasury are hereby appropriated out of the General Fund to the Insurance Department and shall be credited to the appropriation made by this paragraph

For the payment of liquidating and dissolution expenses of companies taken in charge by the Insurance Commissioner when the cash assets are insufficient to pay such expenses the sum of fifteen thousand dollars (\$15,000) and in addition there is hereby appropriated for the same purposes the full amount of all sums received from such liquidated assets by way of reimbursement for

expenditures previously made from this appropriation which sums so received shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Internal Affairs

For the payment of the salary of the Secretary of Internal Affairs the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the Board of Property and the Topographic and Geologic Survey and for the payment of fees to the county commissioners of the several counties of the Commonwealth for data and statistics furnished relative to local taxes the sum of six hundred thousand dollars (\$600,000)

For the payment of the cost of repairing restoring and preserving old records in the custody of the department the sum of twenty thousand dollars (\$20,000)

To the Department of Justice

For the payment of the salary of the Attorney General the sum of twenty-four thousand dollars (\$24,000)

For the payment of salaries wages or other compensation of deputy attorneys general special deputy attorneys general assistant deputy attorneys general special attorneys law clerks and other employes for the payment of compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General for handling litigation or making collections or appointed to represent the Commonwealth or any department board or commission thereof in special work or in particular cases for the payment of costs and witness fees for the purchase of law books for the law library of the department and for payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested the sum of three hundred two thousand five hundred dollars (\$302,500)

For the payment of the salaries wages or other compensation of such special deputy attorneys general assistant deputy attorneys general and attorneys as may be assigned by the Attorney General to other departments boards or commissions except the counsel and assistant counsel of the Pennsylvania Public Utility Commission and except departments boards or commissions the work of which is supported mainly out of moneys in funds other than the General Fund for the payment of the salaries wages or other compensation of special deputy attorneys general assistant deputy attorneys general and attorneys appointed to represent the Commonwealth and the several departments boards and commissions thereof in legal matters arising or to be handled in cities counties or districts outside the State Capital or appointed to represent the Commonwealth or any department board or commission thereof in special work or in particular cases for traveling and other incidental expenses incurred by the special deputy attorneys general assistant deputy attorneys general or attorneys whose compensation is payable out of this appropriation for the payment of mileage charges to the Department of Property and Supplies for the use of automobiles for any such special deputy attorneys general assistant deputy attorneys general or attorneys and for any contingent expenses incident to their work the sum of two hundred seventy-five thousand dollars (\$275,000)

For the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Board of Pardons the sum of twenty-nine thousand five hundred dollars (\$29,500)

For the payment of expenses necessary for the proper conduct of the work of the Board of Commissioners on Uniform State Laws the sum of two thousand five hundred dollars (\$2,500)

To the Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation Referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of two million four hundred twenty-five thousand dollars (\$2,425,000)

For the payment from time to time into the Administration Fund in order to provide funds for the payment of salaries wages or other compensation of employes engaged in the administration of the State-Federal Employment Service and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of this service the sum of four hundred sixty-six thousand six hundred dollars (\$466,600) and in addition thereto and subject to the approval of the Federal government contributions under the Wagner-Peyser Act or any other Federal law toward the expense of conducting this service may be paid into the General Fund and credited to this appropriation for transfer and use as aforesaid

For the payment of salaries wages or other compensation of employes engaged in administration of the laws relating to rehabilitation of persons injured in industry and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to rehabilitation and for the purchase of artificial appliances for and the payment of maintenance cost of physically handicapped persons in training and all other expenses necessary to carry out the provisions of the Rehabilitation Acts the sum of four hundred ninety-six thousand seven hundred fifty dollars (\$496,750) and in addition thereto any contributions from the Federal Government or from any other source for rehabilitation shall be paid into the General Fund and credited to this appropriation

For the payment of the statutory amounts of workmen's compensation and medical hospital surgical and burial expenses to injured employes and dependents of deceased employes of the various departments of the State government upon claims arising prior to June first one thousand nine hundred and twenty-nine under the Workmen's Compensation Act of one thousand nine hundred and fifteen its amendments and supplements the sum of five hundred dollars (\$500)

To the Department of Military Affairs

For the payment of the salary of the Adjutant General the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputies adjutant general the Division Commander and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including Division Headquarters the United States Property and Disbursing Office State Arsenal State Military Reservation and advisory commissions connected with the department for the making of improvements additions or repairs to existing building roads and utilities on the State Military Reservation and State Arsenal and for the acquisition by purchase or condemnation of additional lands to be used for or in connection with the Military Reservation at Indiantown Gap for the purpose

of placing at the disposal of the Governor and making the same available for replacement or repair such military stores and supplies issued to the Commonwealth of Pennsylvania by the Federal Government as may be destroyed or damaged in whole or in part by fire flood storm or any other unavoidable cause for the payment of transportation pay of officers and enlisted men horse hire subsistence quartermaster stores and other proper and necessary expenses incident to field service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasion subduing insurrection riot tumult or disorder or the prevention of the same and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States and for the equipment and maintenance of a Pennsylvania Reserve Defense Corps in the event of the Pennsylvania National Guard being called into active service of the United States and for the payment of mileage and lawful expenses of commissioners to take the vote of Pennsylvania soldiers in Federal or State service when in the field on active duty for the payment of any and all expenses incident to furnishing men material and equipment to relieve unemployment or drought conditions throughout the State or when a disaster occurs for payment of claims against the Commonwealth of Pennsylvania for damages incurred by the operation or training of the Pennsylvania National Guard or the Pennsylvania Reserve Defense Corps as provided by law for the payment of all necessary expenses supplies printing and equipment including annual allowances for maintenance and armory rent individual pay officers' annual allowances passenger and freight transportation telegrams telephone toll charges subscriptions to The Pennsylvania National Guardsman for distribution to officers and men of the Pennsylvania National Guard in either State or Federal service and the Pennsylvania Reserve Defense Corps the expenses of operating and maintaining automobiles and other motor equipment the payment of mileage charges to the Department of Property and Supplies for the use of automobiles and other expenses necessary for the maintenance training government discipline and equipment of the Pennsylvania National Guard or the Pennsylvania Reserve Defense Corps for the payment of claims made by the War Department based upon approved reports of survey covering loss damages or destruction of Federal property for the payment of salaries of members and inspectors of the Armory Board of the State of Pennsylvania for the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Armory Board of the State of Pennsylvania for the maintenance and repair of armories and for the expenses of inspection of armories the sum of one million eight hundred eighty-eight thousand dollars (\$1,888,000) Provided however That there is hereby appropriated for the same purposes the full amount of all rentals and all other moneys paid into the State Treasury in connection therewith of armories and receipts from public or private sources in payment of costs and material expenses by the Pennsylvania National Guard and the Pennsylvania Reserve Defense Corps in furnishing relief from disaster and all receipts from the Federal Government or other public or private sources for or in connection with services performed by employes of the Department of Military Affairs or for or in connection with the use of property under the control of said department which shall be collected as heretofore and paid into the General Fund and credited to the appropriation made by this paragraph The expenditure of such rentals of armories and other moneys received in

connection therewith is hereby authorized for the purchase of furniture furnishings and recreational equipment which may at the discretion of the Armory Board of the State of Pennsylvania be considered essential for the benefit betterment and welfare of the Pennsylvania National Guard or the Pennsylvania Reserve Defense Corps

Provided further that the Department of Military Affairs shall upon the direction of the Governor allocate from this appropriation from time to time such amounts as he shall deem necessary to defray the expenses of the State Council of Defense and this appropriation is hereby appropriated for such purposes

For the payment of salaries wages or other compensation of the superintendent and other employes for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and live stock for expenses of the Board of Trustees and incidental expenses for burial expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldiers' and Sailors' Home at Erie as may be authorized and approved by the Adjutant General the sum of two hundred two thousand dollars (\$202,000) Provided That all moneys received from the United States Government by the Governor of Pennsylvania on account of maintenance of the honorably discharged soldiers and sailors or marines in the Pennsylvania Soldiers' and Sailors' Home at Erie shall be paid into the State Treasury through the Department of Revenue

To the Department of Mines

For the payment of the salary of the Secretary of Mines the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of ninety thousand dollars (\$90,000)

For the payment of salaries postage supplies printing and equipment traveling expenses telephone toll charges telegrams freight express cartage and incidental expenses of the anthracite and bituminous mine inspectors the sum of five hundred fifty-seven thousand dollars (\$557,000)

For the payment of expenses of conducting the examination of applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses as provided by law the sum of twelve thousand eight hundred thirty-five dollars (\$12,835)

To the Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and Capitol Police the Board of Commissioners of Public Grounds and Buildings and other boards attached to the department for the care maintenance and preservation of public grounds and buildings including the Executive Mansion for the payment of the advertising schedules of supplies the sale of unserviceable property proposals for executing the State printing and binding proposals for any contract work readvertising any schedules or proposals when necessary and all other advertising necessary for the proper conduct of the work of the department the sum of one million eight hundred eighty thousand dollars (\$1,880,000) Provided however That the department shall not use any part of this appropriation for the payment of the salaries wages or other compensation of employes necessary for the cleaning and care of officers or other quarters either in the Capitol Building or elsewhere used by the Department of Bank-

ing the Department of Highways and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds or used by the General Assembly the Judicial Department the Department of the Auditor General the Treasury Department the Pennsylvania Game Commission the Board of Fish Commissioners the Pennsylvania Liquor Control Board the Milk Control Commission or the State Workmen's Insurance Board or for the cleaning and care of offices or other quarters outside the city of Harrisburg used by any other department board or commission or for the cleaning and care of the State Arsenal or any barracks used by the Pennsylvania Motor Police

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 seven thousand six hundred dollars (\$7,600)

For the cost of printing and distributing the Capitol News clip sheet and the Pennsylvania State Manual the sum of thirty-five thousand dollars (\$35,000)

For the purchase of fuel water gas steam and electric current and necessary devices for the reception and use of same and for alterations materials supplies repairs equipment renovations and improvements to for or on the State Capitol buildings the public grounds and buildings connected with the State Capitol the Publications Building the Executive Mansion any buildings lands or structures within the City of Harrisburg donated or devised to the Commonwealth and any buildings or monuments of historical interest located anywhere in the Commonwealth except the Liquor Control Board Office Building in Harrisburg for the payment of rents fuel water gas steam electric current and any necessary alterations for any buildings offices or storage space in the city of Harrisburg required for the accommodation of departments supported from the General Fund which had heretofore been provided entirely with space in the Capitol Buildings the sum of five hundred eighty thousand dollars (\$580,000)

For the purchase of automotive equipment aeroplanes and accessories thereto as may be required for use by the several administrative departments boards commissions and officers of the State government except those required for permanent use by the Department of Banking the Department of Highways and the Department of Revenue and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds the Department of the Auditor General the Treasury Department the Pennsylvania Motor Police the Board of Fish Commissioners the Pennsylvania Game Commission the State Farm Products Show Commission the Pennsylvania Liquor Control Board the Milk Control Commission and the State Workmen's Insurance Board for the payment of the cost of minor repairs to automotive equipment permanently assigned to departments boards and commissions except the Department of Highways and stored at the garage maintained by the Department of Property and Supplies in the city of Harrisburg and for the payment of the cost of oil gasoline tires repairs parts for and repairs to automotive equipment which is not permanently assigned to any department board commission or officer of the State government the sum of four hundred thousand dollars (\$400,000)

For the purchase of office supplies and equipment stationery printing 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 fur-

nished 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 the law the sum of two hundred fifty thousand dollars (\$250,000)

To the Department of Public Assistance

For the payment of the salary of the Secretary of Public Assistance the sum of twenty thousand dollars (\$20,000)

For the payment of the salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of nine hundred thousand dollars (\$900,000)

For the payment of the salaries wages or other compensation of members and employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Employment Board the sum of one hundred thousand dollars (\$100,000)

To the Department of Public Instruction

For the payment of the salary of the Superintendent of Public Instruction the sum of twenty-four thousand dollars (\$24,000)

For the payment of salaries wages or other compensation of a deputy superintendent and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the State Council of Education the sum of six hundred thousand dollars (\$600,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment and for the purchase of books maps charts manuscripts records exchanges pamphlets illustrations lantern slides periodicals parliamentary papers legal books and periodicals subscriptions to newspapers necessary for the proper conduct of the work of the department with respect to the State Library and Museum the sum of two hundred twenty-three thousand dollars (\$223,000)

For the payment of salaries wages or other compensation of a deputy members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Department of Public Instruction with respect to professional education and licensure and the professional examining boards and advisory committees within the department the sum of five hundred thousand dollars (\$500,000) Provided That no part of this appropriation shall be expended for any purpose other than the work of the department with respect to the certification of teachers professional education and licensure and the professional examining boards and advisory committees within the department

For the payment of salaries wages or other compensation of members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Board of Censors the sum of one hundred eighteen thousand dollars (\$118,000)

For the payment of salaries wages or other compensation of a secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania Historical Commission and for the purchase of archaeological collections and maintenance of historical monuments sites buildings and markers as provided by law and as authorized and approved by the Superintendent of Public Instruction the sum of one hundred fifty thousand dollars (\$150,000)

For the payment of salaries wages or other compensation of the presidents or principals and other employes for the expenses of maintaining and operating automobiles and other motor equipment for the payment to the Department of Property and Supplies of mileage charges

for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Teachers Colleges and the Cheyney Training School for Teachers as may be authorized and approved by the Superintendent of Public Instruction the sum of four million dollars (\$4,000,000) and in addition to said amount all income and all moneys collected at the various State Teachers Colleges and the Cheyney Training School and paid into the General Fund of the State Treasury under existing law are hereby appropriated out of the General Fund to the several State Teachers Colleges and Training Schools for the same purpose each college and school to receive from such appropriation the exact amount which was collected at said school or college during the said fiscal years

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the hereinafter designated institutions as may be authorized and approved by the Superintendent of Public Instruction in the amounts hereinafter specified

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|--|-------------|
| Pennsylvania State Oral School for the Deaf at Scranton Pennsylvania | (\$180,000) |
| Pennsylvania Soldiers' Orphan School at Scotland Pennsylvania | (\$380,000) |
| Thaddeus Stevens Industrial School at Lancaster Pennsylvania | (\$ 95,000) |

For the payment of salaries of the county superintendents of public schools as required by law the sum of five hundred eleven thousand one hundred fifty-five dollars (\$511,155)

For the payment of the expenses of county superintendents of public schools as required by law the sum of fifty thousand dollars (\$50,000)

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 seven hundred ten thousand four hundred ten dollars (\$710,410)

For the payment of the expenses of assistant county superintendents of public schools and supervisors of special education as required by law the sum of sixty-seven thousand dollars (\$67,000)

For the payment of salaries of members of county boards of school directors the sum of fifty-two thousand eight hundred dollars (\$52,800)

For reimbursement to school districts for transportation of school children as required by law the sum of six million two hundred twenty-nine thousand five hundred dollars (\$6,229,500)

For aid to school districts that now maintain or shall cause to be established and maintained as part of the public school system vocational schools or departments schools for agricultural education industrial training home economics distributive occupations public service occupations and other vocational and practical education for the salaries wages and expenses of employes for general expenses of vocational divisions and the payment to the Department of Property and Supplies of mileage charges for the use of automobiles by traveling vocational education supervisors and for the cost of training vocational teachers in such institutions as the State Council of Education may designate and under such regulations as the State Council of Education may prescribe as provided by law the sum of one million five hundred thousand dollars (\$1,500,000)

For the cost of transportation investigation and necessary expenses involved in the education of blind children

as required by law for the education of children placed in homes by the courts or other agencies as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians as required by law for the expense of blind students in attendance at institutions of higher learning as provided by law and for the payment to school districts of annual fixed charges in lieu of taxes on State lands as required by law the sum of three hundred twenty-six thousand dollars (\$326,000)

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 sixty-five million three hundred eighty-eight thousand two hundred eighty dollars (\$65,388,280) Provided That the Superintendent of Public Instruction with the approval of the Governor may make payments from this appropriation in advance of the due dates prescribed by law to school districts which are financially handicapped whenever he shall deem it necessary to make such advanced payments to enable school districts to keep their public schools open

For reimbursing fourth class school districts upon the increase in the salaries of teachers of elementary schools of such districts in accordance with law the sum of three million two hundred thousand dollars (\$3,200,000)

For special education including the payment of the Commonwealth's share in the case of children between the ages of six (6) and twenty-one (21) and the payment of all in the case of pupils under the age of six (6) or over twenty-one (21) of the cost of tuition and maintenance (as determined by the Superintendent of Public Instruction of Pennsylvania pupils enrolled with the approval of the Department of Public Instruction in schools or institutions for the blind or for the deaf under the supervision of and approved by the Department in accordance with law the sum of one million one hundred fifty thousand dollars (\$1,150,000)

For the payment into the School Employes' Retirement Fund to the credit of the Contingent Reserve Account of the School Employes' Retirement Fund as required by law the sum of two million four hundred fifty thousand dollars (\$2,450,000)

For the payment into the School Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two of the School Employes' Retirement Fund as required by law the sum of three million five hundred thousand dollars (\$3,500,000)

For the payment of compensation to former teachers principals supervising principals or superintendents who agree in writing to hold themselves ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teachers when able to examine and report on public school work to visit pupils' homes in the interest of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interest as provided by law the sum of two hundred fifty thousand dollars (\$250,000)

To the Pennsylvania Public Utility Commission

For the payment of the salary of the chairman and members of the commission the sum of one hundred one thousand dollars (\$101,000)

For the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission the sum of one million seven hundred fifty thousand dollars (\$1,750,000)

For the payment of such proportion of the cost of installing warning signals for the protection of the public where tracks of railroad corporations or street railway corporations cross public highways other than those State highways designated as primary routes as shall be determined by the commission to be paid by the Commonwealth the sum of fifteen thousand dollars (\$15,000)

To the Department of Revenue

For the payment of the salary of the Secretary of Revenue the sum of twenty-four thousand dollars (\$24,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses rentals equipment and other expenses incidental to the collection of inheritance and estate taxes and mercantile license taxes supplies printing and equipment necessary for the proper conduct of the work of the department for the payment of cost of filing liens for the purchase of tax stamps and for the payment of costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys into the State Treasury without escheat the sum of three million forty-five thousand dollars (\$3,045,000) Provided however That to the extent to which appropriations have been made to the department out of special funds for any of the foregoing purposes this appropriation shall not be used for such purposes

For the payment of salaries of the members of the State Athletic Commission for the payment of salaries wages or other compensation of a secretary and deputies and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Athletic Commission as approved by the Secretary of Revenue the sum of ninety thousand dollars (\$90,000)

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 five thousand dollars (\$5,000)

For the payment of mileage of appraisers of mercantile and other license taxes the sum of thirty thousand dollars (\$30,000)

For the payment of costs in suits against delinquent dealers for mercantile and other license taxes the sum of five thousand dollars (\$5,000)

To the Department of State

For the payment of the salary of the Secretary of the Commonwealth the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for proof-reading the Pamphlet Laws the sum of one hundred sixty-two thousand dollars (\$162,000)

For the payment of salaries wages or other compensation of commissioners and other employes and for the payment of printing and other expenses of the department in taking the vote of citizens of the Commonwealth who are in the active Military Service of the United States the sum of one hundred thousand dollars (\$100,000)

For the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the State Employees' Retirement Board the sum of eighty thousand dollars (\$80,000) and in addition to the said amount any monies collected from a public corporation or similar agency in payment of the proportionate share of administering the State Employees' Retirement Fund on behalf of the employes of such public corporation or similar agency whose employes are entitled by law to be members of the State Employees' Retirement System shall be paid into the General Fund and credited to this appropriation

For the payment into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of eight hundred fifty-three thousand seven hundred dollars (\$853,700)

For the payment into the State Employees' Retirement Fund to the credit of the Contingent Reserve Account the sum of six hundred eighty thousand nine hundred dollars (\$680,900)

For the payment into the State Employees' Retirement Fund to cover the additional liability for reserve required by reason of the creation of the Pennsylvania Motor Police Retirement System the sum of fifty thousand dollars (\$50,000)

For the payment of State employes who have retired in accordance with the provisions of the Act of Assembly approved June fourteenth one thousand nine hundred fifteen (P. L. 973) as amended the sum of twenty thousand eight hundred thirty-six dollars (\$20,836)

For the payment of pensions and gratuities that have been granted by law or that may hereafter be granted by law the sum of one thousand eight hundred fifty dollars (\$1,850)

For the payment of the cost of publishing in various newspapers throughout the State the several proposed amendments to the Constitution of the Commonwealth of Pennsylvania the sum of thirty thousand dollars (\$30,000)

To the Pennsylvania Motor Police

For the payment of the salaries wages or other compensation and necessary traveling expenses of the Commissioner and Deputy Commissioner of the Pennsylvania Motor Police the members of the Motor Police force and the other employes of the Pennsylvania Motor Police for the purchase of motor equipment for the payment of general expenses necessary for the proper conduct of the work of the Pennsylvania Motor Police for the payment of the board lodging uniforms arms and equipment of the Pennsylvania Motor Police force and for medical attendance and hospital charges not covered by insurance for members of such force injured in the line of duty for the payment of premiums on policies insuring the Commonwealth against workmen's compensation liability to all employes or dependents of employes of the Pennsylvania Motor Police for the payment of premiums on policies of insurance covering motor vehicles operated by the Pennsylvania Motor Police and surety bonds for employes of the Pennsylvania Motor Police required to furnish such bonds for the operation and maintenance of the Pennsylvania Motor Police Training School including any branches thereof for the payment of traveling expenses and witness fees in the amount of two dollars (\$2) per capita per diem to witnesses testifying for the Commonwealth at hearings in connection with the work of the Pennsylvania Motor Police and for the payment of fees charged by physicians for examining persons suspected of operating motor vehicles while intoxicated whenever such persons are found as a result of such examination not to be intoxicated except that no sum in excess of five dollars (\$5) shall be paid to any physician for any such examination for the maintenance and operation of a radio broadcasting station or stations and for the purpose of installing operating and maintaining a teletype or other inter-communication system linking the central office of the Pennsylvania Motor Police and the offices of the various organized police forces of the political subdivisions of the Commonwealth maintaining night offices and linking such central office with other states using similar systems which cooperate with Pennsylvania in broadcasting police information the sum of one million dollars (\$1,000,000) and any additional sums from time to time transferred from the Motor License Fund and credited to this appropriation in the manner provided by law

To the Department of Welfare

For the payment of the salary of the Secretary of Welfare the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the cost of a central accounting system for State-owned institutions subject to the supervision of the department the sum of three hundred ninety-two thousand dollars (\$392,000)

For the payment of salaries wages or other compensation of employes and for the payment of general expenses supplies printing and equipment necessary for the

proper conduct of the work of the State Council for the Blind the sum of fifty-one thousand dollars (\$51,000)

For the payment of salaries wages or other compensation of the superintendents or wardens and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses for the payment of gratuities clothing and parole expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Pennsylvania Industrial School at Huntingdon the Pennsylvania Training School at Morgantown the State Industrial Home for Women at Muncy the Eastern State Penitentiary at Philadelphia and Graterford the Western State Penitentiary at Pittsburgh the State Penitentiary at Rockview and any other institution hereafter established for the custody of prisoners as may be authorized and approved by the Secretary of Welfare the sum of seven million five hundred thousand dollars (\$7,500,000)

For the payment of salaries wages or other compensation of the Superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Allentown State Hospital at Allentown the Danville State Hospital at Danville the Farview State Hospital at Farview the Harrisburg State Hospital at Harrisburg the Norristown State Hospital at Norristown the Torrance State Hospital at Torrance the Warren State Hospital at Warren the Philadelphia State Hospital at Philadelphia the Wernersville State Hospital at Wernersville and any other institution established for the care and treatment of the insane as may be authorized and approved by the Secretary of Welfare the sum of twenty-two million eight hundred fifty thousand dollars (\$22,850,000)

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to lands for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Laurelton State Village at Laurelton the Pennhurst State School at Pennhurst the Polk State School at Polk the Selinsgrove State Colony for Epileptics at Selinsgrove and any other institution established for the care and treatment of mental defectives and epileptics as authorized and approved by the Secretary of Welfare the sum of three million eight hundred fifty thousand dollars (\$3,850,000)

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs for the purchase of equipment furniture and furnishings for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Ashland State Hospital at Ashland the Blossburg State Hospital at Blossburg the Coaldale State Hospital at Coaldale the Connellsville State Hospital at Connellsville the Hazleton State Hospital at Hazleton the Locust Mountain State Hospital at Shenandoah the Nanticoke State Hospital at Nanticoke the Philipsburg State Hospital at Philipsburg the Scranton State Hospital at Scranton and the Shamokin State Hospital at Shamokin as may be authorized and approved by the Secretary of Welfare the sum of two million nine hundred thousand dollars (\$2,900,000)

To the Milk Control Commission

For payment into the Milk Control Fund in the State

Treasury for the purposes for which such fund is appropriated by law the sum of two hundred forty thousand dollars (\$240,000)

II Legislative Department

For the payment of the expenses of the Legislative Department for two years beginning June one one thousand nine hundred and forty-one and also for the expenses of the session and recess of one thousand nine hundred and forty-one not previously provided for the following sums or as much thereof as may be necessary to be paid in the manner prescribed by law Provided That the salaries stationery and mileage of the Members of the Senate and House of Representatives and all the salaries and mileage of the session officers and employes of the legislative session of one thousand nine hundred and forty-three shall only be paid after statement of the amount due the several Senators Members officers and employes shall have been certified to the Auditor General by the President pro tempore of the Senate and the Speaker of the House of Representatives respectively and that the Senators and Members also the officers receiving fixed salaries for said session shall each be paid one-fifth of his total salary each month for the first four months of the session if the Legislature shall be in session that long and the balance on the day fixed for the final adjournment of the Legislature or during the two days previous thereto and that the session officers and employes receiving per diem salaries shall be paid amounts due them at the end of each month during the session except the last month when payment shall be made on the date fixed for final adjournment of the Legislature or during the two days previous thereto

To the Senate

For the payment of the salaries of fifty Senators and extra compensation allowed by law to the President pro tempore of the Senate session of one thousand nine hundred and forty-three the sum of one hundred fifty-one thousand dollars (\$151,000)

For the payment of the mileage of fifty Senators session of one thousand nine hundred and forty-three the sum of eighteen thousand dollars (\$18,000)

For the payment of postage session of one thousand nine hundred and forty-three allowed by law to fifty Senators the sum of seven thousand five hundred dollars (\$7,500)

For the payment of postage session of one thousand nine hundred and forty-three for the chief clerk and assistants the sum of one hundred fifty dollars (\$150)

For the payment of postage session of one thousand nine hundred and forty-three for the Lieutenant Governor the sum of one hundred fifty dollars (\$150)

To the chief clerk of the Senate for the payment of the postage on the Legislative Journal bills and calendars session of one thousand nine hundred and forty-three the sum of four thousand five hundred dollars (\$4,500)

For the payment of the salaries of the officers and employes of the Senate session of one thousand nine hundred and forty-three also for the payment of the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the Senate whose present salaries are provided for in this section the sum of ninety-six thousand dollars (\$96,000) for the two years beginning June first one thousand nine hundred and forty-one

For the payment of the mileage of the officers and employes of the Senate session of one thousand nine hundred and forty-three the sum of two thousand seven hundred dollars (\$2,700)

For the payment of the salaries of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and forty-three the sum of eight thousand dollars (\$8,000)

For the payment of the mileage of the returning officers

of the Senate at the beginning of the session of one thousand nine hundred and forty-three the sum of two thousand dollars (\$2,000)

For the payment of the salary of the clerk to the President of the Senate for two years beginning June first one thousand nine hundred and forty-one the sum of four thousand eight hundred dollars (\$4,800)

For the payment of the salary of the secretary of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of fifteen thousand dollars (\$15,000)

For the payment of the salary of the chief clerk of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the assistant clerk of the Senate for the session of one thousand nine hundred and forty-three the sum of two thousand dollars (\$2,000)

For the payment of the salary of the assistant clerk of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-one the sum of three thousand eight hundred dollars (\$3,800)

For the payment of the salary of the librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of nine thousand dollars (\$9,000)

For the payment of the salary of the assistant librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the assistant to the secretary of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salary of the stenographer to the President of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of three thousand two hundred forty dollars (\$3,240)

For the payment of the salary of the clerk to the President pro tempore of the Senate for two years beginning June first one thousand nine hundred and forty-one the sum of four thousand eight hundred dollars (\$4,800)

For the payment of the salaries of the stenographers to the Senate Librarian for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of six thousand three hundred dollars (\$6,300)

For the payment of the salaries of two watchmen of the Senate for the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the superintendent of the storeroom of the Senate for the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of six thousand dollars (\$6,000)

For the payment of the salaries of the custodian of the washroom and of the custodian of the basement of the Senate for the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salaries of one custodian of the Senate Chamber and three assistant custodians of the Senate Chamber for the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of nine thousand two hundred fifty-five dollars (\$9,255)

For the payment of the salary of the messenger in the Senate Library for the two years beginning June first one thousand nine hundred and forty-one as provided by law the sum of two thousand four hundred dollars (\$2,400)

For the payment of the salary of the clerks to the majority and minority floor leaders respectively of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of nine thousand six hundred dollars (\$9,600)

For the payment of the salary of the pages for the ma-

jority and minority floor leaders respectively of the Senate for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand eight hundred eighty dollars (\$2,880)

For the payment of contingent expenses of the majority floor leader of the Senate including clerical stenographic traveling and discretionary charges for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of contingent expenses of the minority floor leader of the Senate including clerical stenographic traveling and discretionary charges for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand five hundred dollars (\$2,500)

To the Secretary of the Senate for the payment of extra services in connection with the compilation of the history of legislation in the Senate session of one thousand nine hundred and forty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of the expenses of the Committee on Appropriations of the Senate during the biennium beginning June first one thousand nine hundred and forty-one and ending May thirty-first one thousand nine hundred and forty-three in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals home and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing reports of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the Senate during legislative sessions and during the interim between legislative sessions the sum of ten thousand dollars (\$10,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same Of the sum herein appropriated not more than five thousand dollars (\$5,000) shall be expended prior to the beginning of the regular session of the General Assembly of one thousand nine hundred and forty-three If the term of office of the chairman of Committee on Appropriations shall terminate prior to the regular session of 1943 he shall not later than thirty days after such termination and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of expenses incident to issuing certificates of election of Senators for the session of one thousand nine hundred and forty-three the sum of seventy-five dollars (\$75) (Act of June fourteenth one thousand nine hundred and eleven)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President pro tempore of the Senate during the recess ending the first Tuesday of January one thousand nine hundred and forty-three the sum of three thousand dollars (\$3,000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-three the sum of three thousand dollars (\$3,000)

For the payment of the necessary expenses including extra labor in the office of the chief clerk for the year ending May thirty-first one thousand nine hundred and forty-two the sum of five thousand dollars (\$5,000) and for six months ending November thirtieth one thousand nine hundred and forty-two the sum of two thousand five hundred dollars (\$2,500)

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred and forty-two and for the entire period of the session of one thousand nine hundred and forty-three should the same extend beyond May thirty-first such sum as may be necessary to be expended by the chief clerk of the Senate who shall render to the Auditor General

accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said chief clerk shall at no time have in his hands more than two thousand dollars (\$2,000) for which accounts have not been rendered and settled and the whole amount expended by said chief clerk shall not exceed the sum of eight thousand dollars (\$8,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and the chief clerk

For the payment of the postage labor and incidental expenses in the office of the secretary of the Senate for the year beginning June first one thousand nine hundred and forty-one the sum of three thousand dollars (\$3,000) and for the year beginning June first one thousand nine hundred and forty-two the sum of three thousand dollars (\$3,000)

For the payment of postage labor express charges and all other expenses in the office of the librarian of the Senate for the year beginning June first one thousand nine hundred and forty-one the sum of two thousand eight hundred dollars (\$2,800) and for the year beginning June first one thousand nine hundred forty-two the sum of two thousand eight hundred dollars (\$2,800)

To the Secretary of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of Senators officers of the Senate or State officials during the two years beginning June first one thousand nine hundred and forty-one the sum of one thousand dollars (\$1,000)

To the House of Representatives

For the payment of the salaries of two hundred and eight members of the House of Representatives and extra compensation allowed by law to the Speaker of the House session of one thousand nine hundred and forty-three the sum of six hundred and twenty-five thousand dollars (\$625,000)

For the payment of the mileage of two hundred and eight members of the House session of one thousand nine hundred and forty-three the sum of eighty-five thousand dollars (\$85,000)

For the payment of postage session of one thousand nine hundred and forty-three allowed by law to two hundred and eight members one hundred fifty dollars (\$150) each the sum of thirty-one thousand two hundred dollars (\$31,200)

For the payment of postage session of one thousand nine hundred and forty-three to the chief clerk and assistants the sum of one hundred fifty dollars (\$150)

To the chief clerk of the House of Representatives for the payment of postage on the Legislative Journal bills and calendar session of one thousand nine hundred and forty-three the sum of ten thousand dollars (\$10,000)

For the payment of salaries of the officers and employes of the House of Representatives session of one thousand nine hundred and forty-three also for the payment of the session and recess salaries of all officers and employes whose positions are now or may be hereafter created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the House of Representatives whose present salaries are provided for in this section the sum of one hundred twenty thousand dollars (\$120,000) for the two years beginning June first one thousand nine hundred and forty-one

For the payment of the mileage of the officers and employes of the House of Representatives session of one thousand nine hundred and forty-three the sum of four thousand dollars (\$4,000)

For the payment of the salaries of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and forty-three the sum of thirteen thousand dollars (\$13,000)

For the payment of the mileage of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and forty-three the sum of three thousand dollars (\$3,000)

For the payment of the salary of the chief clerk of the House of Representatives for the two years beginning

June first one thousand nine hundred and forty-one the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of ten thousand dollars (\$10,000)

For the payment of the salary of the assistant to the chief clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the chief stenographer to the chief clerk for the time employed during the recess periods in the two years beginning June first one thousand nine hundred forty-one the sum of three thousand seventy-five dollars (\$3,075)

For the payment of the salary of the assistant clerk of the House of Representatives for the session of one thousand nine hundred and forty-three the sum of two thousand dollars (\$2,000)

For the payment of the salary of the assistant clerk of the House of Representatives for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-one the sum of three thousand six hundred dollars (\$3,600)

For the payment of the salary of the superintendent of storerooms of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-one as provided by law the sum of six thousand dollars (\$6,000)

For the payment of salaries of one day watchman and one night watchman of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the custodian of the basement of the House of Representatives for the time employed in the period beginning June first one thousand nine hundred and forty-one as provided by law the sum of three thousand six hundred dollars (\$3,600)

For the payment of the salary of the custodian of the Hall of the House of Representatives for the time employed in the period beginning June first one thousand nine hundred and forty-one as provided by law the sum of three thousand six hundred dollars (\$3,600)

For the payment of salaries of the four assistant custodians of the Hall of the House of Representatives for the time employed in the recess period beginning June first one thousand nine hundred and forty-one as provided by law the sum of seven thousand nine hundred eighty dollars (\$7,908)

For the payment of the salary of the messenger in the House Library for the time employed in the period beginning June first one thousand nine hundred and forty-one as provided by law the sum of two thousand four hundred dollars (\$2,400)

For the payment of contingent expenses including clerical stenographic traveling and discretionary charges of the Speaker of the House of Representatives during the recess ending December first one thousand nine hundred and forty-two the sum of three thousand dollars (\$3,000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-three the sum of three thousand dollars (\$3,000)

For the payment of the salary of the stenographer to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of three thousand six hundred dollars (\$3,600) or as much thereof as may be necessary

For the payment of the salary of the parliamentarian of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of seven thousand two hundred dollars (\$7,200) or as much thereof as may be necessary

For the payment of the salary of the secretary to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of four thousand eight hundred dollars (\$4,800)

For the payment of the salary of the clerks to the ma-

majority and minority floor leaders respectively of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of nine thousand six hundred dollars (\$9,600)

For the payment of the salary of the pages for the majority and minority floor leaders respectively of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand eight hundred eighty dollars (\$2,880)

For the payment of contingent expenses of the majority floor leader of the House of Representatives including clerical stenographic traveling and discretionary charges for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of contingent expenses of the minority floor leader of the House of Representatives including clerical stenographic traveling and discretionary charges for the two years beginning June first one thousand nine hundred and forty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of necessary expenses including extra labor in the office of the chief clerk and library for the year beginning June first one thousand nine hundred and forty-one the sum of twenty-two thousand six hundred dollars (\$22,600) and for the six months beginning June first one thousand nine hundred and forty-two the sum of ten thousand nine hundred dollars (\$10,900)

For the payment of the incidental expenses of the House of Representatives for the six months commencing December first one thousand nine hundred and forty-two and for the entire period of the session of one thousand nine hundred and forty-three should the same extend beyond May thirty-first to be expended by the chief clerk who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts The whole amount thus expended by the chief clerk shall not exceed the sum of twenty thousand dollars (\$20,000)

To the chief clerk of the House for the payment of extra services in connection with the compilation of the history of legislation in the House session of one thousand nine hundred and forty-three the sum of two thousand five hundred dollars (\$2,500)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives during the biennium beginning June first one thousand nine hundred and forty-one and ending May thirty-first one thousand nine hundred and forty-three in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and others institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing reports of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the House of Representatives during legislative sessions and during the interim between legislative sessions the sum of twelve thousand dollars (\$12,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same of the sum herein appropriated not more than seven thousand five hundred dollars (\$7,500) shall be expended prior to the beginning of the regular session of the General Assembly of nineteen hundred and forty-three The chairman of the Committee on Appropriations shall not later than thirty days after the termination of his term of office and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of the postage labor and express charges and all other expenses in the office of the secretary of the House for the year beginning June first one thousand nine hundred and forty-one the sum of three

thousand five hundred dollars (\$3,500) and for the year beginning June first one thousand nine hundred and forty-two the sum of three thousand five hundred dollars (\$3,500)

For the payment of the expenses incident to issuing certificates of election to Members of the House of Representatives for the session of one thousand nine hundred and forty-three (Act of June fourteenth one thousand nine hundred and eleven) the sum of seven hundred fifty dollars (\$750) to be paid by the State Treasurer on warrants of the Auditor General upon presentation of vouchers approved by the Speaker of the House of Representatives

To the chief clerk of the House of Representatives for the payment of the expenses of the House of Representatives or committee of the House of Representatives in attending funerals or expenses incident thereto of Members of the House of Representatives officers of the House of Representatives or State Officials during the two years beginning June first one thousand nine hundred and forty-one the sum of three thousand dollars (\$3,000)

Legislative Journals

The expenses for paper and printing of the Legislative Journals shall be paid out of the appropriation for paper and printing made to the Department of Property and Supplies contained in this act

For the payment of the chief clerk of the Senate and the chief clerk of the House of Representatives the sum of seven hundred fifty dollars (\$750) each for making indices for the journals of each House for the session of one thousand nine hundred and forty-one the sum of one thousand five hundred dollars (\$1,500)

For the work of the Legislative Journal officials after the close of the session of one thousand nine hundred and forty-one of the Legislative Journals also the proof-reading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars (\$4,500)

For the payment of the person or persons appointed to index the Legislative Journals session of one thousand nine hundred and forty-three the sum of one thousand five hundred dollars (\$1,500) in accordance with the act establishing said journals

Legislative Miscellaneous

For the payment of wages and other compensation of employes for the payment of expenses of members in attending conferences when designated by the Governor the President pro tempore of the Senate or the Speaker of the House of Representatives and for the payment of the general expenses necessary for the proper conduct of the work of the Commission on Interstate Cooperation the sum of five thousand dollars (\$5,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

For the payment of wages and other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the Interstate Commission on the Delaware River Basin created by the Commission on Interstate Cooperation the sum of twenty-five thousand dollars (\$25,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman of said commission shall file an accounting of said expenses with the Auditor General

For the payment of traveling and other expenses of the members of the General Assembly of Pennsylvania appointed by the President pro tempore of the Senate and the Speaker of the House in attending the meetings of the American Legislators' Association and the Council of State Governments the sum of two thousand five hundred dollars (\$2,500) to be paid on warrants of the Auditor General in favor of the President pro tempore of the Senate or the Speaker of the House of Representatives on presentation of his requisition for the same The Presi-

cent pro tempore or the speaker shall file an accounting of said expenses with the Auditor General

For the support of the Council of State Governments and the Interstate Legislative Reference Bureau established by it to co-ordinate the work of the various State Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of ten thousand dollars (\$10,000) One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Executive Director of the Council of State Governments who shall file an accounting of said expenses with the Auditor General

For the payment of premiums on surety bonds for Chairmen and officers of the Senate and House of Representatives to be paid by Chief Clerks of each House for the two years beginning June first one thousand nine hundred forty-one the sum of six hundred dollars (\$600)

For the support of the Interstate Commission on Crime the sum of three thousand dollars (\$3,000) One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General

To the Joint State Government Commission

For the payment of wages and other compensation of the employes and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission the sum of one hundred and fifty thousand dollars (\$50,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Legislative Reference Bureau

For the payment of the salaries of the director assistant director chief compiler compiler and bill drafter compiler and bill reading clerk search clerk messenger and file clerk chief clerk reference librarian stenographers charwomen regularly employed and bill book clerks and stenographers for the two fiscal years beginning June first one thousand nine hundred and forty-one and for the session of the General Assembly of one thousand nine hundred and forty-three and for maintenance law books incidental expenses traveling expenses and emergency clerical help and emergency assistants if needed for two years for the Legislative Reference Bureau the sum of ninety-four thousand dollars (\$94,000)

III Judicial Department

For the payment of the salaries of the judges of the Supreme Court and Superior Court the salaries and mileage of the president and other law judges of the several courts of common pleas in the Commonwealth and the judges of the several orphans' courts and for the compensation of common pleas judges holding court in other districts and for the payment of salaries and mileage of associate judges the following sums or as much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred and forty-one payments to be made monthly by warrant drawn by the Auditor General on the State Treasurer except in the case of associate judges who shall be paid quarterly on August thirty-first November thirtieth February twenty-eighth and May thirty-first of each year but when by reason of death or resignation salary for a fraction of a quarter is due any judge it shall be computed according to the ratio it bears to the whole quarter so as not however to increase or diminish the salary he is entitled to receive under the several acts of Assembly fixing the compensation of judges Provided That at the beginning of the term the interval from the first Monday of January to the first Monday of March shall be reckoned as two-thirds of a quarter and at the close of the term the interval from the first day of December to the first Monday of January shall be reckoned as one-third of a quarter

Supreme Court

For the payment of the salaries of the Supreme Court Judges the sum of two hundred seventy-four thousand dollars (\$274,000)

For the payment of the salaries or compensation of the briefers investigators stenographers typewriters and clerks and to reimburse the judges of said court for expenses incurred in the discharge of their duties or attendant upon execution of the duties of the office the sum of fifty-six thousand dollars (\$56,000)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the eastern district and employes in the library of the Supreme Court at Philadelphia for the purchase of stationery supplies and the payment of the necessary expenses of the Supreme Court for the eastern district thereof for the purchase of books and necessary expenses of the library of the Supreme Court at Philadelphia the sum of sixty-five thousand two hundred dollars (\$65,200)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the western district thereof for the purchase of stationery supplies books for the library and other necessary expenses of the Supreme Court western district the sum of thirty thousand seven hundred dollars (\$30,700)

For the payment of salaries wages and other compensation of the Prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the middle district and for the payment of expenses for the Supreme Court in the middle district and the Superior Court of Harrisburg the sum of eleven thousand one hundred dollars (\$11,100)

For the payment of the salary and expenses of the crier tipstaves official stenographers court officers and law secretary of the Chief Justice of the eastern middle and western districts and for premiums for workmen's compensation insurance covering all employes of the Supreme Court the sum of seventy-one thousand four hundred and ninety-six dollars (\$71,496) Provided That the crier for the middle district shall receive no other compensation from the State

For the payment of the fees of the prothonotaries of the Supreme Court of the eastern middle and western districts on assignment of judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred and nineteen the sum of four thousand five hundred dollars (\$4,500) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

For the payment of expenses of Board of Governance of the Pennsylvania Bar the sum of ten thousand dollars (\$10,000)

For the payment of the expenses of the Procedural Rules Committee appointed by the Supreme Court to assist it in the preparation revision promulgation publication and administration of general rules of practice for the courts of this Commonwealth the sum of twenty-five dollars (\$25,000)

For the payment of the cost of painting a portrait of Chief Justice William I Schaffer the sum of seven hundred and fifty dollars (\$750)

In the case of necessary expenses stationery supplies and books for the eastern western and middle districts herein provided for the same shall be paid on warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the Prothonotary of the said Supreme Court for the particular district thereof

Superior Court

For the payment of the salaries of the judges of the Superior Court the sum of two hundred fifty-three thousand dollars (\$253,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typewriters of the Superior Court and to reimburse the judge of said court for expenses incurred in the discharge of

their duties the sum of forty-nine thousand dollars (\$49,000)

For the payment of the salaries and expenses of the crier and necessary tipstaves of the Superior and for premiums for workmen's compensation insurance covering all employes of the Superior Court the sum of sixty thousand dollars (\$60,000)

For the purchase of dockets stationery supplies books for the library and other necessary expenses of the said Superior Court of its officers the sum of twelve thousand dollars (\$12,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Courts

For the payment of the salaries of the judges of the courts of common pleas learned in the law in the several judicial districts of the Commonwealth the sum of three million forty-four thousand dollars (\$3,044,000)

For the payment of the compensation carfare and expenses of Judges for holding court outside of their own judicial districts in accordance with law the sum of one hundred thousand dollars (\$100,000)

For the payment of mileage allowed common pleas judges in judicial districts containing more than one county as provided by law the sum of five thousand dollars (\$5,000)

For the payment of the judges of the courts of common pleas of Dauphin County for clerk hire in accordance with the law and for premiums for workmen's compensation insurance covering such clerks the sum of nineteen thousand two hundred dollars (\$19,200)

Orphans' Courts

For the payment of the salaries of the orphans' court judges in the several judicial districts in which separate orphans' court have been established by law the sum of six hundred eighteen thousand dollars (\$618,000)

Municipal Court of Philadelphia

For the payment of the salaries of the judges of the Municipal Court of Philadelphia in accordance with law the sum of two hundred twenty-one thousand dollars (\$221,000)

County Court of Allegheny County

For the payment of the salaries of the judges of the County Court for County of Allegheny the sum of one hundred twenty-one thousand dollars (\$121,000)

To the Juvenile Court of Allegheny County

For the payment of the salary of the judge of the Juvenile Court of the County of Allegheny the sum of twenty thousand dollars (\$20,000)

Retired Judges

For the payment of the salaries of the judges of the Supreme Superior common pleas and orphans courts who may resign or retire in accordance with the provision of the act of Assembly approved June twelfth Anno Domini one thousand nine hundred and nineteen (P. L. 461) the sum of one hundred thousand dollars (\$100,000)

Associate Judges

For the payment of the salaries of the associate judges the sum of fifty thousand dollars (\$50,000)

For the payment to the associate judges of mileage for the two fiscal years beginning June first one thousand nine hundred and forty-one the sum of seven thousand dollars (\$7,000)

State Reporter

For the payment of the salary of the State Reporter the sum of ten thousand dollars (\$10,000)

For the payment of the salary of the Assistant State Reporter the sum of six thousand dollars (\$6,000)

For the payment of stationery clerk hire and assistants the sum of fourteen thousand dollars (\$14,000)

Section 3 This act is not intended to be inconsistent with or to repeal any provision of any act enacted at

this or any prior session of the General Assembly regulating the purchase of supplies the ordering of printing and binding the purchase maintenance and use of automobiles the method of making payments from the State Treasury for any purpose or the functioning of any administrative department board or commission

Section 4 No appropriation made by this act to any department board commission or agency of the Executive Department shall be available unless and until such department board commission or agency shall have complied with sections 604 605 and 606 of The Administrative Code

Section 5 The term "employes" as used in this act shall include all directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineer surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants in any department board and commission

Section 6 The term "general expenses" shall include all printing binding and stationery food and forage materials and supplies traveling expenses motor vehicles supplies and repairs freight express and cartage postage telephone and telegraph rentals and toll charges newspapers advertising and notices fuel light heat power and water contracted repairs rent of real estate and equipment premiums on workmen's compensation insurance premium on policies of liability insurance covering the operation of permanently assigned automobiles premiums on surety bonds the purchase of equipment and machinery other than passenger motor vehicles and all other incidental costs and expenses including payment to the Department of Property and Supplies of mileage charges for the use of automobiles and of expenses or costs of services incurred through the Purchasing Fund

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. WOODSIDE. Mr. Speaker, this is the general appropriation bill which was introduced by me on behalf of the administration. It carries out the items as they were contained in the budget. Since that time there have been amendments made by the Committee on Appropriations. With some of those amendments we on this side are in accord, with other amendments I think we on this side are not in full accord. However, since the general appropriations bill must be passed and since it has almost without exception in the past been put in the hands of a Conference Committee, we propose to vote for the bill in its present form, although there are some changes in the bill with which we are not full accord.

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—201

| | | | |
|-----------------|-------------|--------------|---------------|
| Achterman, | Gallagher, | Marks, | Royer, |
| Auker, | Gates, | Maxwell, | Rush, |
| Baker, | Gerard, | McClanaghan, | Sarge, |
| Balthaser, | Gillan, | McClester, | Sarraf, |
| Baughner, | Gillette, | McDermott, | Scanlon, |
| Bentley, | Goodwin, | McDowell, | Schwab, |
| Bentzel, | Greenwood, | McFall, | Serrill, |
| Boles, | Gross, | McGrath, | Shaffer, |
| Boney, | Gryskewicz, | McIntosh, | Shaw, |
| Bower, | Gyger, | McKinney, | Shepard, |
| Bradley, | Habbyshaw, | McLanahan, | Simons, |
| Breth, | Haberlen, | McLane, | Skale, |
| Bretherick, | Haines, | McMillen, | Snyder, |
| Brown, | Hall, | McSurdy, | Sollenberger, |
| Brunner, C. H., | Hamilton, | Melchiorre, | Sorg, |

| | | | |
|-----------------|----------------|---------------|------------------|
| Bruaner, P. A., | Hare, | Mihm, | Stambaugh, |
| Burns, | Harkins, | Modell, | Stank, |
| Burris, | Harmuth, | Monks, | Stine, |
| Cadwalader, | Harris, | Mooney, | Stockham. |
| Chervenak, | Heatherington, | Moran, | Tarr, |
| Chudoff, | Heim, | Moul, | Tate. |
| Cochran, | Hering, | Muir, | Taylor, |
| Cohan, M. M., | Herman, | Munley, | Thompson, E. F., |
| Cohen, R. E., | Hersch, | Nagel, | Thompson, R. L., |
| Cook, | Hewitt, | Nunemacher. | Trout, |
| Cordier, | Hirsch, | O'Brien, | Turner, |
| Corrigan, | Holland, | O'Connor, | Van Allsburg. |
| Croop, | Huntley, | O'Dare, | Verona, |
| Cullen, | Imbrie, | O'Mullen, | Vincent, |
| Dalrymple, | James, | O'Neill, | Vogt, |
| Der nison, | Jefferson, | Owens, | Voldow, |
| DiGenova, | Jones, G. E., | Petrosky, | Voorhees, |
| Dix, | Jones, P. N., | Pettit, | Wagner, |
| Doln, | Keenan, | Polaski, | Watkins, |
| D'Ortona, | Kenehan, | Polen, | Weingartner. |
| Duffy, | Kline, | Powers, | Weiss, |
| Ear y, | Knoble, | Prosen, | Welsh, E. B., |
| Elder, | Kolankiewicz, | Rank, | Wilkinson, |
| Elliott, | Komorofski, | Rausch, | Williams, |
| Ely, | Krise, | Readinger, | Winner, |
| Falkenstein, | Lee, E. A., | Reagan, | Wolf, |
| Finestone, | Lee, T. H., | Reese, D. P., | Wood, L. H., |
| Finnerty, | Leisey, | Reese, R. E., | Wood, N., |
| Fisher, | Leonard, | Regan, | Woodring, |
| Fiss, | Lesko, | Reynolds, | Woodside, |
| Fleming, | Levy, | Rhea, | Wright, |
| Fletcher, | Leydic, | Riley, | Yeakel, |
| Flynn, | Lichtenwatter, | Rooney, | Yester, |
| Foor, | Longo, | Rose, W. E., | Young, |
| French, | Lyons, | Rosenfeld, | Kilroy, |
| | Malloy, | | 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.

SENATE MESSAGES

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 107.

An Act to amend section eleven of the act, approved the twenty-seventh day of April 1927 (P. L. 395), entitled "An act empowering the Department of Highways to acquire certain toll bridges within the Commonwealth; providing the procedure therefor; providing for the reimbursement of the Commonwealth from tolls and charges; and making an appropriation," as amended, by providing that such toll bridges heretofore or hereafter acquired by the Department of Highways shall be free bridges from the effective date of this act or from the date they are so acquired

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives, is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend title, page 1, line 9, by inserting after the word "that" the words "certain of"; also in line 10, by striking out at the end of said line the word "shall" and inserting in lieu thereof the word "may."

Amend Section 1, page 4, line 3, by striking out after the word "Highways" the word "shall" and inserting in lieu thereof the word "may."

On the question,

Will the House concur in the amendments made by the Senate?

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

YEAS—201

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

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 897.

An Act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the police force in boroughs, incorporated towns, and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town, and townships of the first class, defining the duties of such civil service commission; imposing certain duties and expense on boroughs; incorporated towns, and townships of the first class; imposing penalties; and repealing inconsistent laws.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 9, page 6, line 5, by inserting after the word "commission" the following: "If any person shall refuse or neglect to obey any subpoena issued by the Commission he shall be guilty of a violation of this act and upon conviction thereof shall be subject to a fine not to exceed one hundred dollars (\$100.00) or imprisonment not to exceed thirty days." A

Amend Section 14, page 9, line 6, by inserting after the word "employment" the words "except that of Chief of Police or equivalent official"; also in line 28, by inserting after the word "follows" the following: "In the case of a vacancy in the office of Chief of Police or equivalent official the appointive power may nominate a person to the Commission It shall thereupon become the duty of the Commission to subject such person to a noncompetitive examination and if such person shall be certified by the Commission as qualified he may then be appointed to such position and thereafter shall be subject to all of the provisions of this act."

On the question,

Will the House concur in the amendments made by the Senate?

Amend Section 17, page 10, line 27, by striking out after the word "vacancy" the words "until a selection and appointment can be made after competitive examination in the manner prescribed in this act No such provisional appointment shall continue for a longer period than three months nor shall a successive provisional appointment be made to the same position," and inserting in lieu thereof as follows: "It shall thereupon become the duty of the Commission within three weeks to hold a competitive examination and certify a list of eligibles and a regular appointment shall then be made from the name or names submitted by the Commission."

Amend Section 21, page 14, line 15, by striking out after the word "and" the word "no" and inserting in lieu thereof the word "such"; also by inserting after the word "testimony" the words "as the person sought to be suspended removed or reduced in rank may desire to offer in evidence."

Amend Section 22, page 14, line 26, by inserting after the word "municipalities" the following: "including the Chief of Police or equivalent official."

On the question,

Will the House concur in the amendments made by the Senate?

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

YEAS—201

| | | | |
|-----------------|----------------|--------------|------------------|
| Achterman, | Gallagher, | Marks, | Rush, |
| Auker, | Gates, | Maxwell, | Sarge, |
| Baker, | Gerard, | McClanaghan, | Sarra, |
| Balthaser, | Gillan, | McClester, | Scanlon, |
| Baughner, | Gillette, | McDermott, | Schwab, |
| Bentley, | Goodwin, | McDowell, | Serrill, |
| Bentzel, | Greenwood, | McFall, | Shaffer, |
| Boles, | Gross, | McGrath, | Shaw, |
| Boney, | Gryskewicz, | McIntosh, | Shepard, |
| Bower, | Gyger, | McKinney, | Simons, |
| Bradley, | Habbyshaw, | McLanahan, | Skale, |
| Breth, | Hershen, | McLane, | Snyder, |
| Bretherick, | Haines, | McMillen, | Sollenberger, |
| Brown, | Hall, | McSurdy, | Sorg, |
| Brunner, C. H., | Hamilton, | Melchiorre, | Stambaugh, |
| Brunner, P. A., | Hare, | Mihm, | Stank, |
| Burns, | Harkins, | Modell, | Stine, |
| Burris, | Larmuth, | Monks, | Stockham, |
| Cadwalader, | Harris, | Mooney, | Tarr, |
| Chervenak, | Heatherington, | Moran, | Tate, |
| Chudoff, | Helm, | Moul, | Taylor, |
| Cochran, | Hering, | Muir, | Thompson, E. F., |

| | | | |
|---------------|----------------|---------------|------------------|
| Cohen, M. M., | Herman, | Munley, | Thompson, R. L., |
| Cohen, R. E., | Hersch, | Nagel, | Trouv, |
| Cook, | Hewitt, | Nunemacher, | Turner, |
| Cordier, | Hirsch, | O'Brien, | Van Allsburg, |
| Corrigan, | Holland, | O'Connor, | Verona, |
| C. oop, | Huntley, | O'Dare, | Vincent, |
| Cullen, | Imbrie, | O'Mullen, | Vogt, |
| Dalrymple, | James, | O'Neill, | Voldow, |
| Dennison, | Jefferson, | Owens, | Voorhees, |
| Di Genova, | Jones, G. E., | Petrosky, | Wagner, |
| Dix, | Jones, P. N., | Pettit, | Watkins, |
| Dolon, | Keenan, | Polaski, | Weingartner, |
| D'Ortona, | Kenehan, | Polen, | Weiss, |
| Duffy, | Kline, | Powers, | Welsh, E. B., |
| Early, | Knoble, | Prosen, | Wilkinson, |
| Elder, | Kolankiewicz, | Rank, | Williams, |
| Elliott, | Komorowski, | Rausch, | Winner, |
| Ely, | Krise, | Readinger, | Wolf, |
| Falkenstein, | Lee, E. A., | Reagan, | Wood, L. H., |
| Finestone, | Lee, T. H., | Reese, D. P., | Wood, N., |
| Finnerty, | Leisey, | Reese, R. E., | Woodring, |
| Fisher, | Leonard, | Regan, | Woodside, |
| Fiss, | Lesko, | Reynolds, | Wright, |
| Fleming, | Levy, | Rhea, | Yeakel, |
| Fletcher, | Leydic, | Riley, | Yester, |
| Flynn, | Lichtenwaller, | Rooney, | Young, |
| Foot, | Longo, | Rose, W. E., | Kilroy, |
| French, | Lyons, | Rosenfeld, | Speaker. |
| | Maitoy, | Royer, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in. Ordered, That the Clerk inform the Senate accordingly.

HOUSE RESOLUTION NO. 87 COMMITTEE APPOINTED

The SPEAKER. In accordance with the provisions of House Resolution No. 87, Printer's No. 442, adopted by the House May 14th, the Chair appoints the following Select Committee: Messrs. McIntosh, Chairman, Regan, Tate, Sarge and Stambaugh.

CONGRATULATORY RESOLUTION

Messrs. BAKER, HOLLAND AND FINESTONE offered a privileged resolution which was read, considered and adopted as follows:

In the House of Representatives, May 28, 1941.

Whereas, The passage of the years leaves with us many happy memories, and, among such treasured thoughts, are those of the good friends we have made and the experiences we have enjoyed in common; and

Whereas, The most happy memory allotted to any single individual, is the love, honor and respect of a devoted wife; and

Whereas, May 22, 1941 marked the 41st wedding anniversary of the Honorable Louis Leonard, a member of this House, whose life stands as a model to those of the younger members of this august body to follow; be it therefore

Resolved, That the House of Representatives congratulates the Honorable Louis Leonard and his wife on the successful completion of forty-one years of martial happiness; and be it further

Resolved, That the Chief Clerk of the House of Representatives mail a copy of this resolution to the happy couple, conveying thereby the best wishes of the House for many more prosperous and happy anniversaries.

The SPEAKER. The Chair congratulates the gentleman from Allegheny, Mr. Leonard.

The Chair recognizes the gentleman from Allegheny, Mr. Leonard.

Mr. LEONARD. Mr. Speaker and members of the House, I want especially to thank the gentleman from Philadelphia Mr. Finestone and the two gentleman from Allegheny, Mr. Baker, and Mr. Holland, for extending this recognition to me and my family. I want on behalf of Mrs. Leonard, our nine children our eleven grand-children, four sons-in-law, and three daughters-in-law, to extend our sincere thanks to the entire Assembly, the Republicans and Democrats alike. It has been a wonderful union.

RESOLUTIONS

NATIONAL DEFENSE

Messrs. MALLOY and SCHWAB offered the following resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted:

In the House of Representatives, May 28, 1941.

Whereas, President Franklin Delano Roosevelt in his epoch making speech last evening presented a complete factual report of the imminent danger to our American democracy; and

Whereas, At the conclusion of his speech he stated he was proclaiming an unlimited emergency; and

Whereas, In his emergency proclamation he states "I call upon loyal State and local leaders and officials to cooperate with the civilian defense agencies of the United States to assure our internal security against foreign directed subversion and to put every community in order for maximum productive effort and minimum of waste and unnecessary frictions"; and

Whereas, The General Assembly of the Commonwealth of Pennsylvania is dedicated to the proposition that democracies shall not perish from the face of this earth; and

Whereas, The General Assembly of the Commonwealth of Pennsylvania has by its legislative action taken steps to carry out the national defense program of the President of the United States; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania calls also upon all State and local leaders and officials to cooperate with the President's civilian defense agencies so that this Nation may present a united front against all subversive forces and utilize to the last ounce the great resources of this Commonwealth in order to make our Nation thoroughly secure from attacks both within and without.

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

RECALLING HOUSE BILL NO. 401 FROM THE GOVERNOR

Mr. O'NEILL offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 28, 1941.

Resolved (if the Senate concur), that House Bill No. 401, Printer's No. 564, entitled "An act to further amend section five hundred eleven of 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 Lieu-

tenant 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' appropriating to the Department of Military Affairs the proceeds of the sale of certain products to be expended for the Indiantown Gap Military Reservation," be recalled from the Governor for further consideration.

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

REPORTS FROM COMMITTEES

Mr. PETROSKY, from the Committee on Workmens Compensation, reported as committed, House Bill No. 997, entitled:

An Act to amend subsection (e) of section three hundred and one of the act, approved the twenty-first day of June, one thousand nine hundred and thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by allowing common law actions in certain cases.

Mr. MARKS, from the Committee on Highways, reported as committed House Bill No. 1529, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one, (P. L. 594), entitled "An act establishing certain township roads as state highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions, limiting the obligation of the Commonwealth in the construction of certain structures located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing additional routes to be used as a part of the national defense program in the County of Cambria.

Mr. HARKINS, from the Committee on Education, reported as committed, House Bill No. 1509, entitled:

An Act providing for increase in salaries of all teachers, school secretaries, nurses, attendance officers and all other regular employes of school districts of the first class.

Mr. HARKINS, from the Committee on Ways and Means, reported as committed, House Bill No. 1709, entitled:

An Act to further amend the definition of "Liquid Fuels" contained in section two of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien

of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by excluding certain gasoline not used in internal combustion engines to propel vehicles on the public highways in the Commonwealth.

Mr. GRYSKEWICZ from the Committee on Highways, reported as committed, House Bill No. 1530, entitled:

An Act authorizing and directing the Department of Highways to erect and construct a bridge over the Lackawanna between a point in or near the borough of Blakely, Lackawanna County, and a point in or near the borough of Olyphant in Lackawanna County to provide the necessary approaches thereto; and making an appropriation.

Mr. HERING, from the Committee on Workmen's Compensation, reported as committed, House Bill No. 991, entitled:

An Act to add section 435 to the act approved June second, one thousand nine hundred fifteen (P. L. 736), entitled, "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," providing that hospitals, institutions, physicians, surgeons and others furnishing medical, dental or nursing services, hospital treatment, artificial appliances, medicines and supplies for which the employer is liable, shall be deemed parties in interest to present claims and to enforce awards in Workmen's Compensation proceedings.

Mr. LEONARD, from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1638, entitled:

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.

Mr. FISS, from the Committee on Highways, reported as committed, House Bill No. 1542, entitled:

An Act to amend route 55121, as added to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," changing a route in the County of Somerset.

Mr. BOWER, from the Committee on Insurance, reported as committed, House Bill No. 898, entitled:

An Act to amend section four hundred and eighteen 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, 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," by allowing certain exemptions to be waived in favor of labor unions.

Mr. RUSH, from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1640, entitled:

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.

Mr. MARSHALL M. COHEN, from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1639, entitled:

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.

Mr. MELCHIORRE, from the Committee on Appropriations, reported as committed, House Bill No. 1203, entitled:

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

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 510.

An Act to amend section five of the act approved the second day of July one thousand nine hundred thirty-five (P. L. 599) entitled "An act relating to motion picture exhibitions and sound motion picture exhibitions together with orchestral or other instrumental musical or mechanical musical accompaniment prelude playing or

selection in connection with or incidental thereto on Sunday prohibiting motion picture exhibitions and sound motion picture exhibitions and orchestral or other instrumental musical or mechanical musical accompaniment prelude playing or selection incidental thereto on Sunday during certain hours and also during other hours unless the electors of a municipality approve thereof regulating the employment of persons in conducting such exhibitions on Sunday providing for referendums to ascertain the will of the electors and providing penalties and repealing inconsistent laws" by changing the method and time whereby future referendums be initiated and held

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested:

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 23, by striking out after the word "in" the word "five" and inserting in lieu thereof the word "four"; also on page 3, line 8, by inserting a light faced bracket after the word "or" and striking out the light faced bracket after the word "municipal" and inserting in lieu thereof the word "primary".

On the question,

Will the House concur in the amendments made by the Senate?

BILL AND MESSAGE LAID ON TABLE

Mr. ACHTERMAN. Mr. Speaker, I move that the bill together with the message from the Senate be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR NOW CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 616.

An Act to amend section seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" providing for the fixing of bail and the admission to bail by magistrates committing magistrates justices of the peace or aldermen and the fixing of bail by coroners in certain cases involving involuntary manslaughter.

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the House of Representatives and the bill amended, in which amendments the Senate has non-concurred.

MESSAGE AND BILL LAID ON TABLE

Mr. ACHTERMAN. Mr. Speaker, I move that the bill together with the message from the Senate be laid on the table.

The motion was agreed to.

BILLS ON THIRD READING

Mr. READINGER asked and obtained unanimous con-

sent to call up out of order for the purpose of amendment the following bills: House Bill No. 1493, Printer's No. 670; House Bill No. 1494, Printer's No. 695, on page 28 of today's calendar and House Bill No. 1495, Printer's No. 671, on page 29 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1493, entitled:

An Act to amend the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 600) entitled "An act providing that appointive officers and employes employed by the Commonwealth of Pennsylvania in its civil service or by any department bureau commission or office thereof or by any county municipality township or school district shall not be deemed or held to have resigned or abandoned their offices or employments by reason of enlistment enrollment or draft in the military or naval service of the United States or any branch or unit thereof in time of war or contemplated war prohibiting the removal from their offices or employments of such officers and employes during the period of their service in the Army or Navy directing that one-half of the salaries or wages of such officers or employes as have dependent wives children or parents and not exceeding two thousand dollars per annum be paid during the term of their service in the Army or Navy to such dependents authorizing the employment during said term of substitutes to perform the duties theretofore performed by such officers or employes respectively and providing for the compensation of such substitutes" by providing for the payment into the State Employes' Retirement Fund of certain amounts of the salaries or wages of such officers or employes under certain circumstances

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. 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 (Sec. 2), page 3, line 23, by striking out the following: "\$2,000" and inserting in lieu thereof: "\$2,000.00"; amend Sec. 1 (Sec. 2), page 3, line 24, by striking out the word "of" and inserting in lieu thereof: "or"; amend Sec. 1 (Sec. 2), page 4, line 14, by striking out the following: "\$2,000" and inserting in lieu thereof: "\$2,000.00".

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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1494, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) as amended entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State 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 the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties"

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

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

The Clerk read the amendment as follows:

Amend Sec. 4, page 5, line 28, by inserting after the word "which" the following: "this".

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

On the question,

Will the House agree to the amendment?

It was 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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1495, entitled:

A Supplement to the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2433) as amended entitled "An act establishing a Pennsylvania Motor Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employes Retirement Fund under the Administration of the State Employes' Retirement Board providing for contributions by members of the Pennsylvania Motor Police and the Commonwealth providing for the guarantee by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties"

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. 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, line 6, by striking out the figures "2433" and inserting in lieu thereof: "2423"; amend Sec. 2, page 4, line 18, by striking out the word "employment" and inserting in lieu thereof: "employments"; amend Sec. 2, page 4, line 25, by striking out the word "to" and inserting in lieu thereof: "or".

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

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

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

It was agreed to.

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

BILL 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:

HOUSE BILL No. 897.

An Act providing for and regulating the appointment promotion and reduction in rank suspension and removal of paid members of the police force in boroughs incorporated towns and townships of the first class maintaining a police force of not less than three members creating a civil service commission in each borough incorporated town and townships of the first class defining the duties of such civil service commission imposing certain duties and expense on boroughs incorporated towns and townships of the first class imposing penalties and repealing inconsistent laws.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMITTEE MEETINGS

EASTERN STANDARD TIME

Printing, Thursday, May 29, at 9:30 a. m. in Room 325.
State Government, Thursday, May 29, at 9:30 a. m. in Room 323.

Townships, Thursday, May 29, at 9 a. m. in Room 329.

PUBLIC HEARING

A Joint Public Hearing with the Senate on House Bill No. 942 will be held Tuesday, June 3, 1941, at 10 a. m., E. S. T. Place to be announced later.

ANNOUNCEMENT

The Pennsylvania Legislature Kiwanis Club is sponsoring a trip to the Hunttsdale Fish Hatchery on Tuesday morning, June 3, at 9 a. m., Daylight Saving Time. The trip will take about three hours, and the group will be in charge of Charles French, Fish Commissioner. All members of the House are invited to take this trip. If you can go along please notify either the Honorable Samuel Dennison of Jefferson County or the Honorable Roy Haberlen of Westmoreland County.

This is the newest and largest fish hatchery in the State, and it will be well worth the time which it takes to make the trip.

ADJOURNMENT

Mr. MODELL. Mr. Speaker, I move that this House do now adjourn until Thursday, May 29, 1941, at 10 a. m. The motion was agreed to, and (at 4:17 p. m.) the House adjourned.