

the line immediately preceding the signature of the conferees says: "Respectfully submit the following bill as our report." The point of order is well taken.

ADJOURNMENT

Mr. GELTZ. Mr. President, I move that the Senate do now adjourn until Wednesday, June 18, 1941, at 12:30 o'clock, p. m. Eastern Standard Time.

Mr. MILLER. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 4:25 o'clock, p. m., Eastern Standard Time until Wednesday, June 18, 1941, at 12:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, June 17, 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, Thou who hast made us of many kinds and hast given to every man his task with his skill, grant that each may trust the special endowment which is his, seeking his portion of that one Spirit which sustains the diversity of Thy gifts and operations.

Because Thou hast willed that we should be strong and not weak, we ask Thee to give each of us patience to endure the provings of our faith, and grant that we issue from them with deepest trust in Thee. Hear our prayer, O Lord. 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. GROSS, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. HERING and EDWIN A. LEE.

HOUSE BILL No. 1878.

An Act to further amend 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 providing for the appointment of a deputy school treasurer, a deputy school controller and clerks to the school controller.

Referred to the Committee on Education.

By Mr. LEVY.

HOUSE BILL No. 1879.

An Act relating to the sale, transfer, assignment and pledge of choses in action and requiring the assignor of accounts receivable and choses in action to make appropriate record of the fact of such assignment and prescribing penalties for failure to do so.

Referred to the Committee on Banking.

By Messrs. COOPER and RONALD L. THOMPSON.

HOUSE BILL No. 1880.

An Act to add section three hundred twenty-eight to article three of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," defining the pension of rights and obligations of certain employes of second class counties when by operation of law such employes become State employes.

Referred to the Committee on Counties.

By Messrs. YESTER and MUNLEY.

HOUSE BILL No. 1881.

An Act to amend subsection (b) of section seventeen of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," further prescribing the days during which registrars must sit for registration purposes in such cities.

Referred to the Committee on Elections.

By Messrs. SKALE and VOORHEES.

HOUSE BILL No. 1882.

An Act to amend section seven of the act, approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by increasing salaries of certain judges.

Referred to the Committee on Judiciary Special.

By Messrs. YESTER and STOCKHAM.

HOUSE BILL No. 1883.

An Act directing the Governor to issue an annual proclamation calling for the observance of the twenty-first day of June, Daniel Carter Beard's Birthday, as "Youth's Day."

Referred to the Committee on Banking.

By Mr. SOLLENBERGER. HOUSE BILL No. 1884.

An Act to further amend subsection (c) of section seven of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," by providing for the granting of a real estate broker's license to certain persons without examination.

Referred to the Committee on Professional Licensure.

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. 710. (HOUSE BILL No. 1885)

An Act to amend section six hundred twenty-nine of the act, approved the third day of June, one thousand nine hundred and thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections; the nomination of candidates, primary and election expenses and election contests, creating and defining membership of county boards of elections, imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto, and repealing certain acts and parts of acts relating to elections," by changing the time for filing nomination certificates and nomination papers nominating candidates at special elections.

Referred to the Committee on Elections.

SENATE BILL No. 1114. (HOUSE BILL No. 1886)

An Act authorizing the Department of Public Instruction with the approval of the Board of Trustees of the Indiana State Teachers' College to contract with the Borough of Indiana for the erection of a sewage disposal plant and the connection therewith and use thereof by the Indiana State Teachers' College and the payment of part of the cost of maintenance thereafter and making an appropriation.

Referred to the Committee on State Government.

SENATE BILL No. 1172. (HOUSE BILL No. 1887)

An Act making an appropriation to the Department of Health for the purpose of equipping and operating a sanatorium for the treatment of cancer and for cancer research.

Referred to the Committee on Appropriations.

SENATE BILL No. 1186. (HOUSE BILL No. 1888)

An Act authorizing the Department of Military Affairs of the Commonwealth of Pennsylvania to arrange for the design and permanent display in the County of Philadelphia of a plaque or monument in memory of the Honorable Theodore Rosen and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 715. (HOUSE BILL No. 1889)

An Act to repeal certain obsolete acts relating to paupers and the management, control and operation of poor districts.

Referred to the Committee on Welfare.

SENATE BILL No. 823. (HOUSE BILL No. 1890)

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations, providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers of private bankers, and of the officers, directors, trustees, shareholders, attorneys and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments commissions and officers; imposing penalties; and repealing certain acts and parts of acts," as amended, by further providing for the powers liabilities and immunities and limitations upon the powers and liabilities of corporations or persons authorized to engage in a banking or fiduciary business or both and of affiliates of such corporations or persons; and of officers, directors, trustees and employees of such corporations and persons.

Referred to the Committee on Banking.

SENATE BILL No. 1019. (HOUSE BILL No. 1891)

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Pennsylvania Soldiers' Orphan School to acquire a certain tract of land for the use of said school and making an appropriation therefor.

Referred to the Committee on State Government.

SENATE BILL No. 1054. (HOUSE BILL No. 1892)

An Act to amend sections four, five, twenty-six, thirty, thirty-one and thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," extending the powers and duties of the registration commission and further regulating the check-up of electors and the cancellation of their registrations by the commission.

Referred to the Committee on Elections.

SENATE BILL No. 908. (HOUSE BILL No. 1893).

An Act to amend section seventeen of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers,

and the costs thereof, the effects of their acts, and appeals, therefrom," further regulating proceedings before the register of wills and in the orphans' court.

Referred to the Committee on Judiciary General.

SENATE BILL No. 935. (HOUSE BILL No. 1894).

An Act to amend sections six hundred four, six hundred five, and six hundred seven and to further amend section two thousand four hundred seven 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 board of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further defining the duties of the Department of Internal Affairs.

Referred to the Committee on State Government.

RESOLUTION INTRODUCED AND REFERRED

By Mr. WOODRING.

(Concurrent) RESOLUTION No. 103

In the House of Representatives, June 16, 1941.

Whereas, It is the profound belief and conviction of the General Assembly of the Commonwealth of Pennsylvania:

That a decent and civilized society must be founded upon certain truths held in our Declaration of Independence to be self-evident, that all men are created equal, that they are endowed by their Creator with certain inalienable rights, that among these are life, liberty, and the pursuit of happiness;

That, to secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed; that, whenever any form of government becomes destructive of these ends, it is the right of the people to alter or abolish it, and to institute a new government, laying its foundation on such principles, and organizing its powers in such form, as to them shall seem most likely to effect their safety and happiness;

That government is a fundamental condition of civilized society, and that the development of civilization has been inseparably and necessarily interrelated with the development of political sovereignty into larger and larger units, from tribes into cities, from cities into states, and from states into federations;

That the absence of government is anarchy and chaos, which are the antithesis of civilization, and that under a condition of anarchy and chaos the inalienable rights of mankind, enumerated in the Declaration of Independence, cannot survive;

That within the sphere of international society there is no government, but a condition of anarchy and chaos, and that incessant warfare is the inevitable handmaiden of anarchy among sovereign nations;

And that the rapid development of modern science has brought into being new weapons of warfare and new machines of destruction with powers of devastation

so extensive and so frightful that unless there ensues a corresponding political development, establishing international government in place of international anarchy, and properly restraining and directing the uses of scientific knowledge, human liberty and the inalienable rights of mankind, the democratic way of life, and civilization itself must soon be reduced to the dimensions of an episode in history; and

Whereas, by a concurrent resolution the Legislature of our sister State of North Carolina has lately memorialized the President of the United States and the Congress of the United States to undertake to establish an International Federal Union for the preservation of peace and freedom, and in so doing has earned the distinction of being the first legislative body in the world formally to endorse the growing movement for International Federal Union; and

Whereas, It is fitting and proper that the Legislature of Pennsylvania, upon whose soil was born the first and greatest Federal Union in history, a Union that has brought internal peace and security to a continent, should be numbered early among those legislative bodies sanctioning the principle of a Federal Union of the worldwide community of free peoples, with its reasoned promise of the rewards of a world peace and a world prosperity commensurate with our own; now therefore be it

Resolved, (if the Senate concur), That it is the intention and desire of the General Assembly of the Commonwealth of Pennsylvania:

That the President of the United States and the Congress of the United States be memorialized, and they are so memorialized, to commit the United States in principle to the creation of a Federal Union of Nations, to be known as the United Nations of the World, and to be based upon a written constitution as similar as may be to the Constitution of the United States;

That the United Nations shall be a sovereign state of delegated powers, deriving its authority directly from its people and exercising its authority directly upon individuals;

That the jurisdiction of the United Nations shall be limited to maintaining the peace and security of its members and citizens, to regulating trade and commerce among the nations, and to governing within the sphere of what has heretofore been known as international law; and that to these ends the United Nations shall maintain its own armies and navies and shall be endowed with the necessary incidents of sovereign power;

That the Government of the United Nations shall be organized into three coordinate branches, the legislative powers to be vested in a representative Parliament of two houses, the executive powers to be vested in an elected President, and the judicial powers to be vested in a Supreme Court, the whole to be surrounded by such safeguards of human liberty as are basic to American constitutional institutions;

That membership in the International Union shall embrace in the first instance the United States, Great Britain, Canada, Australia, New Zealand, and the Union of South Africa; and that in all cases where the standards of public enlightenment, the degree of civil and religious liberty, the capacity for representative government, and the tradition in support thereof, are substantially the same as those prevailing in the foregoing nations, additional nations shall be admitted into the Union as rapidly as circumstances shall permit;

That the United States shall be admitted into the United Nations under a procedure scrupulously in accord with the requirements of the American Constitution, a ratifying amendment to which shall be submitted by the Congress to the American people for their approval after fullest debate;

That the Senators and Representatives of Pennsylvania in the Congress of the United States be requested, and they are so requested, to introduce and labor in behalf of such measures in the Congress as shall further the

purpose to which this concurrent resolution is addressed; and

That the Chief Clerk of the House be instructed, and he is so instructed, to send copies of this concurrent resolution to the President of the United States, to the President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, to the Senators and Representatives of Pennsylvania in the Congress of the United States, to the Secretary of State of the United States, to the Governor of the Commonwealth, to the Governor of each of the other States of the Union, and to the Prime Minister of the United Kingdom of Great Britain and Northern Ireland, the Dominion of Canada, the Commonwealth of Australia, the Dominion of New Zealand, and the Union of South Africa.

Referred to the Committee on Rules.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

EDUCATIONAL SURVEY COMMISSION

Communications, telegrams and postal cards from citizens of Pennsylvania opposing passage of Senate Bill No. 559, creating a joint legislative commission to be known as the Educational Survey Commission.

Referred to the Committee on Appropriations.

SALARIES OF PUBLIC ASSISTANCE EMPLOYEES

Communications, telegrams and postal cards from citizens of Pennsylvania urging passage of House Bill No. 777, providing for increases of salaries of certain employees of the Department of Public Assistance.

Referred to the Committee on Appropriations.

RICKETTS GLEN

A communication from the Pennsylvania Parks Association, Philadelphia, favoring passage of House Bill No. 611, providing for acquisition of Ricketts Glen as a State Park.

Referred to the Committee on Appropriations.

PROFESSIONAL LICENSING

A communication from Lee P. Hynes and Howard S. Hipwell, Philadelphia, opposing reduction in professional licensing appropriation.

Referred to the Committee on Appropriations.

MOTOR LICENSE FUNDS

A communication from The Automobile Club of Philadelphia, favoring passage of House Bill No. 733, prohibiting diversion of motor license funds.

Referred to the Committee on Constitutional Amendments.

SCHOOL CODE

Communications, telegrams, resolutions and postal cards from citizens and organizations of Pennsylvania opposing passage of House Bills Nos. 1357, 1445 and 1746.

Referred to the Committee on Education.

COPY OF SENATE BILL No. 782.

Mr. FALKENSTEIN. I move that the Chief Clerk be directed to request the Senate to furnish the House with

a duplicate copy of Senate Bill 782, Printer's No. 273, (House Bill No. 1690) which was referred to the Committee on Public Utilities in the House on Monday, May 26, 1941; the original bill having been lost and that the Committee on Public Utilities be authorized to consider the duplicate copy of said bill in lieu of the original.

The motion was agreed to.

The SPEAKER. The Chair directs that the Chief Clerk deliver to the Chairman of the Committee of Public Utilities, when received, the certified copy of the bill.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 869.

An Act to amend the act approved the fifteenth day of July one thousand nine hundred thirty-six (P. L. First Extraordinary Session 47) entitled "An act to enable persons associations partnerships and corporations to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on any chattels of any kind or description providing for bonds with confessions of judgments regulating the assignment and release of such mortgages and designating the operation and effect of the lien of such mortgages" by extending enlarging and removing the limitations from the class of those who may become chattel mortgagees by making further provision respecting fees of recorders of deeds in connection with chattel mortgages extension of the lien of said mortgages and defaults of said mortgages and by defining violations and prescribing penalties

HOUSE BILL No. 251.

An Act to amend section eleven of the act approved the first day of July, one thousand nine hundred and thirty-seven (P. L. 2532), entitled "An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this Commonwealth; and to provide for the administration thereof," by providing that payment of an award from the funds established by said act shall not provide any right of recovery against the employer; and that the employer may pay the award in advance of payment from the fund and shall thereupon be subrogated to the rights of the employe or any other party in interest against the fund.

HOUSE BILL No. 179.

An Act validating the title to real estate purchased at judicial sales for unpaid taxes or municipal assessments, where there is a defect in the names of the parties in certain cases; and providing certain exceptions.

HOUSE BILL No. 739.

An Act to further amend paragraph six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) 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." by further defining State employe.

HOUSE BILL No. 834.

An Act requiring persons selling "merchandise" as herein defined, to place weighing and measuring devices in full view of the purchasers; imposing certain duties on the Department of Internal Affairs and the several county and city inspectors of weights and measures; and providing penalties.

HOUSE BILL No. 322.

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

HOUSE BILL No. 333.

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

HOUSE BILL No. 347.

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

HOUSE BILL No. 378.

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

HOUSE BILL No. 1230.

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

HOUSE BILL No. 1330.

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

HOUSE BILL No. 1332.

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

HOUSE BILL No. 1343.

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

HOUSE BILL No. 1344.

An Act making an appropriation of moneys in the Motor

License Fund to the Board of Finance and Revenue to meet interest and sinking fund requirements on the State debt.

HOUSE BILL No. 1345.

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

HOUSE BILL No. 1463.

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

HOUSE BILL No. 1331.

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

HOUSE BILL No. 1470.

An Act providing for practical arts and vocational agriculture home economics industrial and commercial schools and classes through public school districts and in cooperation with employment offices for the training retraining instruction and adjustment of out-of-school unadjusted individuals in order to enable them to enter re-enter or continue employment under changing conditions conferring powers and imposing duties upon the Superintendent of Public Instruction and making an appropriation.

HOUSE BILL No. 1493.

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 substitute by providing for the payment into the State Employees' Retirement Fund of certain amounts of the salaries or wages of such officers or employes under certain circumstances.

HOUSE BILL No. 1636.

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

HOUSE BILL No. 1670.

An Act validating the action of cities of the third-class in constructing sections of their sewer systems outside of their territorial limits and making such sections lawful sewers of such cities

HOUSE BILL No. 525.

An Act amending, revising, consolidating and changing the law relating to the borrowing of money by certain political subdivisions, the authorization, issuance and sale of general obligation bonds, as herein defined, of bonds imposing no general obligation of debt, and of bonds not deemed to constitute a debt for certain purposes, and to the funding of debt and the refunding of bonds, regulating the keeping and use of sinking funds; imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and the officers of political subdivisions; imposing penalties; and repealing existing laws.

HOUSE BILL No. 717.

An Act relating to criminal procedure providing for the securing of attendance of witnesses from within or without the State in criminal cases and making uniform the law in reference thereto

HOUSE BILL No. 960.

An Act to amend sections one and two and to further amend sections three and five of the act approved the sixth day of April one thousand nine hundred and eleven (P. L. 51), entitled "An act providing for the protection of the public health and the prevention of fraud and deception by prohibiting the sale the offering for sale or exposing for sale or having in possession with intent to sell of adulterated or deleterious sausage defining sausage and prescribing the penalty for the violation thereof" by further defining sausage making possession of adulterated sausage prima facie evidence of intent to sell further defining and regulating the adulteration of sausage and conferring powers and duties on the Department of Agriculture

HOUSE BILL No. 1676.

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.

Whereupon,

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

REPORTS FROM COMMITTEES

Mr. YESTER, from the Committee on State Government, reported as committed, House Bill No. 1720, entitled:

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.

Mr. McDERMOTT, from the Committee on State Government, reported as committed, House Bill No. 1336, entitled:

An Act authorizing and directing the Department of Property and Supplies to reprint the Report of the Commission to Locate the Sites of the Frontier Forts of Pennsylvania; and providing for the distribution thereof.

Mr. ROSENFELD, from the Committee on Judiciary Special, reported as committed, House Bill No. 1703, entitled:

An Act limiting the amount of costs of prosecution payable by persons, when appeals from the payment of fines for summary convictions, are not substained.

Mr. McFALL, from the Committee on State Government, reported as committed, House Bill No. 1501, entitled:

An Act authorizing the Secretary of the Department of Forests and Waters to lease a tract of land in Jackson Township, Dauphin County to the Susquehannock Indian Tribe.

Mr. O'MULLEN, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1747, (Senate Bill No. 788), entitled:

An Act to amend sections one and two of the act, approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1647), entitled "An act relating to the registration of motor vehicles, and the licensing of certain operators thereof; and providing for the suspension of the registration of any motor vehicle, or of the operator's license of any operator of a motor vehicle, by the Secretary of Revenue, for violation of the provisions of the public service utility company law; authorizing the rescission of such suspension; and providing for the disposition of fees," by extending the provisions thereof to contract carriers by motor vehicle.

Mr. WILLIAMS, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1804, (Senate Bill No. 1023), entitled:

An Act to further amend Section 1033 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of motor vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," extending the provisions of such section for a further period of two years.

Mr. PROSEN, from the Committee on State Government, re-reported as amended, 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. FINESTONE, from the Committee on Public Utilities, reported as committed, House Bill No. 1690, (Senate Bill No. 782), entitled:

An Act to further amend subsections (a), (b) and (c), of section one thousand two hundred and one of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor 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." further providing for assessment of regulatory expenses upon public utilities.

Mr. MUNLEY, from the Committee on Motor Vehicles, reported as amended, House Bill No. 924, entitled:

An Act to amend section four hundred two of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles

and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," further regulating the registration of motor vehicles.

Mr. READINGER, from the Committee on Rules, reported as committed, Senate Concurrent Resolution Serial No. 131.

Mr. PRESLEY N. JONES, from the Committee on Cities—Third Class, reported as committed, House Bill No. 1161, entitled:

An Act requiring cities of the third class to allot the sum of sixty dollars to all uniformed officers and men employed in the police department, fire department and health department for the purchase of their prescribed uniforms.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. BRETH for himself for the remainder of the week after tomorrow's session.

Mr. FINNERTY for himself for the remainder of the week after tomorrow's session.

Mr. MARKS for himself for the remainder of the week after tomorrow's session.

Mr. LEONARD for himself for the remainder of the week after tomorrow's session.

Mr. COCHRAN for himself for the remainder of the week after tomorrow's session.

Mr. BAUGHER for himself for the remainder of the week after tomorrow's session.

Mr. RANK for himself for the remainder of the week after tomorrow's session.

Mr. HOLLAND for himself for tomorrow's session.

DICKSON CITY JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon the Dickson City Junior High School, Lackawanna County.

CONDOLENCE RESOLUTION

Messrs. YESTER, McMILLEN, HELM, BENTZEL and McCLESTER 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, June 17, 1941.

Last week, on June 11th, there passed away, at the age of ninety years, a man who was dear to the hearts of innumerable men and boys throughout the world. This man was Daniel Carter Beard, internationally recognized as a leader in the far flung Boy Scout organization, and one of the early pioneers in the outdoor movement for boys.

Daniel Beard, along with Lord Baden-Powell and Earnest Thompson Seton, recognized that an appeal had to be made to the adventurous spirit and imagination of young boys—so Scouting was developed.

Known affectionately to thousands of Scouts, Scout leaders and former Scouts as "Uncle Dan" because he typified the Scout spirit, he at one time declared "I would rather be a Boy Scout than a dictator, king or even the President of the U. S. A."

Born in Cincinnati, Ohio, June 21, 1850; he spent his early life in that city and in Covington, Kentucky. Much of his boyhood was passed in a country where the memory of Daniel Boone's exploits was common to every household.

He became a surveyor and traveled extensively. When he came to New York he discovered his ability as an artist and illustrator of animal life and for a number of years made sketches of animals and wild life while studying art in the evening. Later he started writing stories and articles to accompany his sketches and for a number of years was a constant contributor of both illustrations and manuscripts to various magazines.

He became interested in the boyhood of the city and when he became editor of "Recreation" was able to put into effect some of his ideas and founded the Sons of Daniel Boone.

Thereafter he devoted himself and his talents to the service of boys, becoming identified with the Boy Scouts of America as National Scout Commissioner. He was also Honorary Vice President of the Boy Scouts of America, and Chairman of the National Court of Honor. He was the author of some twenty books for boys, was an associate editor of "Boy's Life" magazine published for all boys by the Boy Scouts of America.

He was a member of several zoological societies and president of the Illustrators and Camp Fire Club of America. He received the Roosevelt gold medal for distinguished service awarded in 1927; also the Silver Buffalo of the Boy Scouts of America; and the Silver Wolf, the highest of the British Boy Scouts Association decorations. He was proudest of all of his gold Eagle Badge, the only one ever presented by the Boy Scouts of America. He was vice president of the American Forestry Association, associate member of the American Museum of Natural History, Chief Scout of the Department of Woodcraft of Culver Military Academy and a member of many clubs and organizations; be it therefore

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania pay fitting tribute to the memory of a great benefactor of youth and a man whose years of leadership and activity in the Boy Scout movement has served to enrich and improve the character of thousands of boys; and that this commemorative resolution be spread upon the journal of this House; and be it further

Resolved, That a duly certified copy of this resolution be forwarded to his family, to the Honorary President of the Boy Scouts of America, Franklin D. Roosevelt and to each of the twelve Regional offices of the Boy Scouts of America in the Commonwealth of Pennsylvania.

PERMISSION TO ADDRESS HOUSE

Mr. McFALL asked and obtained unanimous consent to address the House.

Mr. Speaker, in this day and age when all over the United States strikes have taken place in many industrial plants because of low and inadequate wages being paid, particularly to common labor, I am calling, Mr. Speaker, the attention of the good people of the state of Pennsylvania to the fact that there is an army of faithful laborers whose work is looking to the welfare and safety of the millions of users of our public highways of the State. These men through rain or sunshine—through the hot days of summer and the cold of winter—are called out at all hours of the night to make roads pass-

able during blizzards or to clear obstructions caused by summer storms, and these men receive the magnificent wage of forty-five cents per hour. Now there is no question that this wage is far below the wages received by laborers in public works, or other employment. I am, therefore, Mr. Speaker, offering the following resolution asking for an increase of five cents per hour for all laborers who work on our State Highways . . .

The SPEAKER. The gentleman asked consent to address the House and not to offer a resolution.

Mr. McFALL. Mr. Speaker, I wish the remarks to be spread on the Legislative Journal.

The SPEAKER. The remarks will be spread upon the Journal. The gentleman has the floor. He may proceed with his remarks.

Mr. McFALL. Mr. Speaker, I am sorry if I have in any way transgressed on the rules of the House.

The SPEAKER. The Chair was simply trying to guide the gentleman.

Mr. McFALL. Mr. Speaker, I ask unanimous consent to offer the resolution.

The SPEAKER. The resolution will be filed with the Clerk under the rules.

PERMISSION TO ADDRESS HOUSE

Mr. HARKINS asked and obtained unanimous consent to address the House.

Mr. Speaker, I rise at this time to express my opinion upon certain measures concerning which there has been much debate and much newspaper publicity in the last few days. Prior to entering upon this discussion let me say, Mr. Speaker, that so far in this discussion in this session of the so-called subversive teachings, there has been no question raised as to the patriotic intent of any Member of this assembly, and I feel that it is well that we men here in our deliberations and in our discussions are still able to preserve that American custom and that heritage which we have of considering such problems in all of their aspects.

Mr. Speaker, much has been said in the last few weeks and last night concerning the question of amending the Teachers Tenure Act to provide for the dismissal of teachers who are charged with subversive or un-American teachings. Many people have spoken to me concerning the various bills which, it is supposed, would, if passed, eliminate from the schools those people who would betray the children entrusted to their care by teaching that the principles upon which this country was founded, and for the continuation of which we are today engaged in the task of conscripting a huge army, are not worthy of preservation for future generations. There have been none, however, who have been able to define what subversive teaching is or what it means, despite their opposition to it. From these conversations I have learned that most of the proponents of these bills would not hesitate to dismiss any teacher who was suspected of teaching anything not acceptable to the personal judgment of the individual critic. It is interesting to note that many people state that no one knows whether subversive teachers can be dismissed under the terms of the Teachers Tenure Act. In my opinion, there is no doubt that subversive teachers can be removed under the Teachers Tenure Act. The crux of the matter is that no one knows just what subversive teaching is. The difficulty, there-

fore, does not lie in whether or not subversive teachers may be dismissed, but in determining what subversive teaching is and what it is not. In my opinion, there is definitely no doubt that teachers are not hired to teach subversive or un-American doctrines and, therefore, if any teacher teaches anything which is subversive, she can be dismissed as an incompetent person—one who does what she is not supposed to do. Incompetency may be the failure to do something which should properly be done, or the failure to do properly something which should be done or the doing of something which should not be done. I would classify a teacher who teaches subversive doctrines as one who is doing something that should not be done; therefore, as an incompetent teacher.

It may be argued that in the teaching of the social science courses or history courses or civics or problems of democracy, that it is hard to distinguish, from the printed word alone, just what is meant as the teacher may enunciate or change the meaning of certain words by different inflections or intonations of her voice or by individual mannerisms. This is not a valid objection and any superintendent or supervising principal worthy of the position which he fills would, if he properly supervised his classes, soon eliminate any misunderstandings which might arise through oversight or slight carelessness on the part of an honest teacher; likewise any superintendent or supervising principal could quickly determine if a teacher was actually guilty of subversive teaching.

I note with interest the statement of Dr. Alexander J. Stoddard, superintendent of public schools of the city of Philadelphia, who on June 10, 1941 was quoted in the Philadelphia Inquirer as saying,

"Somehow, the United States must get the last Communist and Fascist school teacher out of its school systems. I favor legislation on this subject, provided it will help rid the schools of Communists and Fascists, but at the same time will not open the door to possible persecution of other people who are merely exercising their American right to differ with one another. I have not studied the (school) Bills pending in Harrisburg, but with their spirit and objectives I am in full accord."

Dr. Stoddard is not alone in his desire to see that subversive teachers do not influence the lives of the young. However, there are many who believe it is wise to study these bills and others of the same type before placing them on the statute books.

I am likewise interested in another statement of the same gentleman, Dr. Alexander J. Stoddard, superintendent of Philadelphia schools who in a dispatch of the Philadelphia Inquirer, dated Atlantic City, February 26, 1941, speaking as Chairman of the Educational Policies Commission of the National Education Association, stated:

"The teachers and school administrators of America will not be the last to surrender to the attack on freedom—they will never surrender to it. We intend to continue to teach that our American democracy is an infinitely precious heritage that we must preserve at all costs. We intend to continue to teach that the national heroes of our country were red-blooded men and women and not little 'tin gods' who could never under any circumstances make a wrong decision. We intend to continue to express the faith that men and women can govern themselves and can maintain a great system of schools. We intend to continue to deal with important controversial questions in our schools, in order that children may know something about the problems of our country, remembering that they are the children of a free people, children who are them-

selves destined to inherit the great tradition of human dignity and human liberty. Subversive means 'to overthrow from the foundation', and what is the foundation of our democracy? It is not in the last analysis the intelligence, judgment, information and education of all the people? This is not just a question of one textbook or another. The challenge that faces us is one of keeping faith with the American people and the ideals which they cherish. The American people, if given access to the facts, and if they are not stampeded by false propaganda, want their schools to be free institutions. We extend cooperation to every honest and well informed effort to improve the schools, but we are prepared to repel any attempt to divide the American people and shake their confidence in their schools."

It is a well known fact that the Committee of Seventy a Civic Organization, which functions in the City of Philadelphia, has expressed an opinion during an exhaustive investigation which in effect says that the textbooks of Harold O. Rugg, whose use is contended by some people, are not un-American and are proper books for use in schools where it is the desire and wish of the school boards to adopt them. I want to make clear that I have no interest in whether the Rugg books are used in the school or not, so I have no desire to defend them. However, if you remove the Rugg books, you will then be called upon to remove some other set of textbooks and then another set of textbooks, as there will always be some person ready to campaign against anyone whose ideas in any way offend his. Some time ago, I received a letter from a person out in Colorado who in speaking of an act designed to ban Rugg books said, "I feel that the act is excellent but that it also might have been more general to cover the whole social science field or any books written by Harold O. Rugg, George S. Counts, Charles A. Beard, John Dewey and any books written by or in part by the Progressive Education Association or the National Education Association." I read this quotation to indicate the extensiveness of what this man wishes to ban; he wishes to ban anything written by or in part by the National Education Association and I suppose he would also include, therefore, anything written by or in part by any member of the National Education Association. This is utterly ridiculous. In the Evening Bulletin of Wednesday, June 11, 1940, we see an editorial, "The House at Harrisburg has in consideration, a Bill passed by the Senate which would definitely give the authority to dismiss teachers who engage in 'un-American or subversive activity.' The phrase is a broad one. It might be construed to allow persecution of teachers who merely hold opinions not popular with superintendents and school boards."

I stated a few weeks ago on the floor of the House that the following statement if made today in the classroom would certainly be sufficient to cause a teacher to be suspected of subversive or un-American activity. However, when we look into the record we find that these remarks were made by Abraham Lincoln in his first inaugural address on March 4, 1861. "If by the mere force of numbers a majority should deprive a minority of any clearly written constitutional right, it might, in a moral point of view, justify revolution—certainly would if such a right were a vital one." And likewise when Abraham Lincoln, as a member of Congress, speaking in the United States House of Representatives, January 12, 1848, made the following statement, "Any people any-

where being inclined and having the power have the right to rise up and shake off the existing government, and form a new one that suits them better. This is a most valuable, a most sacred right—a right which we hope and believe is to liberate the world. Nor is this right confined to cases in which the whole people of an existing government may choose to exercise it. Any portion of such people that can may revolutionize and make their own of so much of the territory as they inhabit. More than this, a majority of any portion of such people may revolutionize, putting down a minority, intermingled with or near about them, who may oppose this movement. Such minority was precisely the case of the Tories of our own revolution. It is a quality of revolutions not to go by old lines or old laws; but to break up both, and make new ones." Would either one of these quotations today sound patriotic if we believed them to be those of a teacher not too popular? There are many today who would say those words are definitely subversive and anyone uttering them would be dismissed from the school system.

The Constitution of the Commonwealth of Pennsylvania provides that the General Assembly shall provide for the maintenance and support of a thorough and efficient system of public schools. Ladies and gentlemen, we will not maintain an efficient system of public schools by making the conditions under which our teachers teach, so restrictive that people of ability will not take part therein. People whose fidelity and loyalty to the Constitution and the Government of the United States are unquestioned will not willingly place themselves in a position where some irresponsible person or some inefficient superintendent can, because of personal dislike, subject the teacher to humiliation and, if possible, disgrace and dismissal. The children of our Commonwealth will discuss these problems in their homes, they will hear them discussed on the radio, they will discuss them among themselves on the street corners and in their own groups and clubs and in my opinion, it is much better if these controversial questions would be discussed in the schools under the leadership and intelligent direction of teachers whose treatment of the subject will not only be fair and impartial but will be free from repression, evasiveness or fear of the possibility of persecution and inquisitorial fishing investigations.

In conclusion, it is hard for me to understand how a teacher could be guilty of subversive teaching without violating the Sedition Laws on the statute books of our Commonwealth. The provisions of the Sedition Act are so broad and comprehensive that in my opinion a teacher guilty of subversive teaching would be guilty of sedition and could, therefore, be dismissed upon conviction thereof under the present Teachers Tenure Act.

Whatever action is taken by this legislature should apply not to teachers only, not to the Revenue Department only, not to the Insurance Department only, not to the Department of Public Instruction only, but should apply to all State employes and perhaps to all Municipal and City employes as well. Whatever is good enough for all state employes is good enough for the teachers of Pennsylvania who ask no special indulgence, but demand the same equal protection before the law as all other state employes.

Mr. Speaker, there has been much discussion lately concerning these bills due to the fact that in the community

known as Wilmerding in the County of Allegheny there recently was a teacher dismissed because of the signing of a nomination paper of a person who was a candidate for office on the Communist ticket. From the newspaper reports which I have read concerning this case, I understand that this was not a primary petition but was a nomination paper which placed the name of this Communist candidate upon the general election ballot. There was much delay in the appeal being considered by the Department of Public Instruction so that several months have elapsed from the time that the appeal was taken until the past week when the decision was handed down, in which this teacher was reinstated. It appears that the Department of Public Instruction, acting through the Superintendent, decided that this particular teacher had done something which was his legal right to do. Without taking any position of defending a man with whom I am not acquainted, I wish to state that it seems in the interest of good legislation we should not here legislate by passing any act which would make a cause for dismissal an act which in its legal sense is a perfectly legal thing to do. If we are going to take any position we should first take the position of definitely making up our minds whether or not the party should be entitled to the privilege of the ballot. We should not go off on a tangent and indirectly punish an individual for doing an act which he has a perfect right to do.

Sometime ago, on March 17, I received from a group of people known as The Philadelphia Committee on Public Affairs, a letter relative to House Bill 205 which I think has some conclusions in it pertinent to the issue at hand. On this committee was a sub-committee composed of Dr. Edwin C. Broome, formerly Philadelphia Superintendent of Schools, Mr. Bruce M. Watson, former Secretary of Public Education and Child Welfare Association, and Dr. William Dodge Lewis, formerly Deputy State Superintendent of Public Instruction, and this sub-committee reported on the question of Dr. Rugg's books through the Philadelphia Committee on Public Affairs.

I wish to quote some excerpts from that particular letter or from that report. Speaking of those text books this sub-committee said:

"Our examination of the books has not discovered any statements, which, taken with the complete context, can be regarded as subversive of American ideals and principles.

"We have not found any statements which criticize our government, its policies, or its distinguished representative, which are not truthful statements of facts. Facts, both uncomplimentary and complimentary, are frankly stated, and the uncomplimentary statements are not unduly stressed.

"We have not found any statements, which taken in their entirety, advocate an overthrow of our government, or any revision of present principles and practices except by constitutional and democratic methods.

"We have not found any statements which could influence pupils to prefer any foreign form of government to ours or to wish to substitute for ours any foreign system."

The conclusion reached by this famous sub-committee is as follows, and I think this statement is a challenge to our democratic form of government:

"There are two ways whereby the principles of democracy can be subverted. First, by the subversive action of communists, fascists, or other groups directed towards the overthrow or the discreditment of

our government, or the destruction of the principles upon which it is established, by violence, treason or other unconstitutional methods. Second, by the usurpation by self-appointed minority organizations of the functions that have been delegated by the people to duly and legally constituted officers and boards.

"We are not prepared to say which is the more threatening to the preservation of American democracy as we understand it.

"Both should be vigorously combatted by all right-minded and patriotic citizens."

Mr. Speaker, I am making this statement because in the judgment of the Committee on Education of the House we have passed a bill which now is in the hands of the Senate Committee on Education, which would I believe, if passed by the Senate and placed upon the statute books, give all proper and necessary authority to the local school boards in handling the problem that presents itself to them.

House Bill No. 1156 which I sponsored in the House and which passed this House unanimously, I believe, is a bill which definitely places with the State Department of Public Instruction the duty of formulating a course of study which would inculcate in the children of Pennsylvania the truth of our democracy which we desire to preserve and to continue. If a teacher violated the course of study there would be ample reason for the school board to dismiss the teacher.

Retracing my steps for a moment to the situation at Wilmerding, I want to state that there is no bill in the Committee on Education today which as drafted would in any way have permitted the State Superintendent of Public Instruction to have dismissed that teacher for those imprudent acts which he had performed outside of the school system. Those particular acts were in no way connected with his teaching duties or with his activities in the classroom in any way, shape or form.

Mr. Speaker, there has been much mention made of telegrams which we received last evening which emanated from some officials of the American Legion. For the record I wish to state that I have on many occasions cooperated with the local branch of the American Legion, the local Post in my community, and I know that those gentlemen do not desire us to pass any bill here which would break down or tear down the fundamental guarantees which our Constitution gives to any citizen in the State.

I believe I made a proper statement a few weeks ago on the floor when I recommended that we consider as the bill most likely to accomplish the desires of all of us and to preserve the free right which we now have, that we consider House Bill 413. I understand that that bill was to be considered by the Committee on State Government this morning. I am not informed as to whether the bill has been reported out or whether it has not been reported out, but I can state for the newspapers and for the benefit of the groups interested that that particular bill so far is the only one introduced to this House which most likely will meet the objectives and the fair objectives of all the groups interested in the problem.

PERMISSION TO ADDRESS HOUSE

Mr. TURNER asked and obtained unanimous consent to address the House.

Mr. Speaker, so much has been said upon the floor of

this House in the last week or ten days in reference to these subversive bills in general that I hesitate to arise at this time to take the time of the House to say anything further. However, it seems to me that it is very pleasing in one respect that the gentleman from Allegheny appears now to have seen the light, and that at last he is getting busy about the question of these subversive bills.

I do not have any pride of authorship in the bill which I introduced in January of this year at the request of the School Director's Association of Pennsylvania, to amend the Teacher's Tenure Act in order that teachers might be dismissed from the public schools who are guilty of subversive or un-American teachings. It is rather interesting to me and conclusive of the psychology of the gentleman from Allegheny that although he has had these bills now for almost five months in his committee, and although they have been lodged there he now says that the bills as they are, he feels, do not accomplish that which we desire.

The gentleman from Allegheny is astute enough to know if he believed in this amendment to the Teacher's Tenure Act, if he believed that it were necessary to protect our school children from subversive teaching, that he could have well prepared or he could have sought some of the rest of us in the matter, and in consultation we might have agreed upon the language of what the requirements were. I do not think we are so much concerned with language at this time. What the people of this state and country are concerned with is that they find that now there has been, as many of us have suspected for a long time, a festering sore in our public school system, a system of teaching, a course of education on the part of certain teachers in our schools and colleges to bend the wills and to bend the minds of our youth and of our children in these schools, to the way of thinking of these teachers. It isn't so much the question of the open declaration that they desire to overthrow this government with which we are concerned, because we know that that can be taken care of. It isn't that way that these people work; it isn't that way that the communists work; it is by incessant digging and digging and digging, spreading out the tentacles by which they inculcate in the minds of our children their subversive doctrines, in order that they might distrust our form of government, in order that they may distrust the economic system under which we live.

We know from the history of what has happened all over the world that they do not openly attack the system or the government or the form of government, but attack their ideals and then by slimy methods they inculcate in the minds of youth a dissatisfaction first, and a distrust next, until they have filled up their minds with the idea that the kind of government under which they live is an improper government, until they have sown the seed of revolution that they hope to reap in the future.

I think the gentleman on the other side of this House, and particularly the Education Committee and others now are harkening to the voice of people. They should have heard it in January and February; it was certainly audible to many among us that they the people wouldn't long stand, and in the crisis with which we are faced at this time we cannot stand for any group of people in this country who are tearing down our system of government,

who are trying to sow the seeds of distrust and dissatisfaction among our people.

Why this sudden tenderness for these teachers? For five or six years a group in Philadelphia has been trying to get rid of a subversive teaching group in the Philadelphia schools, and yet they couldn't get any action until this year. During this time these gentlemen have completely ignored the American Legion and various other organizations who have often said that they should be investigated, but from time to time they have said "We cannot get at it; we cannot get proof; there is no law that will let us get at it; there is no law that will permit us to banish these books." In these books they do not say that you should overthrow this government. I have read some of these books, not at great length unfortunately, but I have been able to pick out passages that to children ten or twelve or fourteen years of age cannot help but create doubt in their minds, because I think children of that age cannot help but be influenced by some phrase or some radical statement appearing in the text books.

Now, all of a sudden, after all this time, all this tenderness. For whom? Not for the great masses of the teachers of Pennsylvania who are trying to teach the children in the proper way, but for the benefit of a small group. That is who you are trying to protect. And now you come in here and say a bill should authorize the Department of Public Education to lay out a course for the teaching of patriotism and American ideals! Sure, that's all right but if that is true, why not amend the Teacher's Tenure Act? Why be so tender to this group, unless there is in the minds of the gentlemen on the other side a sympathy, with the ideals and teachings and things that they are teaching, a sympathy with the very "progressive mind," as they call it, of education, which is not in my mind progressive, but is in my mind teaching bent upon a particular end and a desire to achieve that particular end in order that they may remake and remold this form of government of ours.

You know that the Dies Committee and other organizations have found in our very departments in Washington men who have those ideals. There is no question in any man's mind that there is a group of leftists, as you call them, who would change this government for one similar to those on the other side under the Communistic banner.

Mr. Speaker, it seems to me that if we are going to go into this war, and I think we are going to go in to protect American ideals; if we are going to go in and save the democratic form of government in this world, we cannot stand to have any subversive group anywhere in our ranks, we cannot afford to have anyone at the present time teaching unpatriotic ways in our schools and in our colleges, nor to be in office in any of our institutions.

I was in New York on Friday with a group of men who were discussing Civilian Defense. They talked about what they were doing in the different states; they talked about plans for the future and what not, and if you have any idea that we are not going to be mobilized to the last degree as citizens, if you have any idea that we are not going to be mobilized just like an army of citizens here in this country for national defense, you are mistaking the times and what is coming in the very near future. At the conclusion of that meeting I said to the group, because I had not heard anything said about it, that if there was any other program that was needed for

civilian defense, it was the immediate need for patriotism. The hour for criticism is past, the time is here when what the country needs is for every one of us to lay aside our particular ideas even if we think they ought to be changed. Now is not the time to express those things. This is the time we must all bend every effort, when we must mobilize every bit of our energy to the idea that we must get together shoulder to shoulder to defend America. We cannot have striking at the roots of our government in our public schools teachers who have ideas different from those which we hold and different from those which the great majority of the people hold.

The gentleman is talking about statements made by Abraham Lincoln. Certainly many of the statements made in our textbooks about similar subjects would be proper; there is no question about the facts as they were given by the gentleman from Allegheny, but on the other hand, Mr. Speaker, this is a time when I feel that we who believe in this American system of government, when we who believe in the ideals that were laid down by our forefathers, who believe in the Constitution that says we are guaranteed certain inalienable rights,—this is the time when we ought to make up our minds that those of us who believe in those ideals as handed down to us, those of us who believe that we have certain inalienable rights, that those of us who believe in the Constitution of the United States and the system of government that has been given to us, have a right to fight this little subversive group, this small minority,—because it is a small minority, who are trying to work from underneath to undermine us.

I was down in Indiantown Gap with a group of members of this House last week. I thought as I saw those 14,000 men housed there, how could we as legislators go home at the end of this session and leave those men there believing that we are willing to let exist in this country organizations and groups that are bent upon tearing down the system of government that they are giving up their time and may give up their very lives to defend. Is it fair to say to them "You go out on the military front, you go out on the defense front of this country of ours, go out for the defense of these institutions of ours while we sit supinely at home and say 'Oh you might hurt some teacher because some imaginary supernitendent who has a grudge will try to embarrass that teacher'."

I know that we have in our system of government a saying that it is better that one hundred guilty men go free than one innocent man be punished, but in times like these you must give up some of your rights, you must surrender some of your rights to the President of the United States, many of the rights that you would not give up at any other time. In times like these we are willing to give up some of our liberties, we are willing to give up some of our freedom, and surrender some of our rights in order to benefit the whole of this nation, so that we may hand down to our posterity that which was given to us.

So I think in these times we have a right to defend against these groups and that we should defend by every legislative device that it is possible to use. I do not like witch hunting, I do not like to curtail freedom of speech, I do not like to enforce upon teachers a certain restriction of their freedom, but the gentleman from Allegheny says concerning teachers that you have in the schools,

suppose you just take a notion that they are Communistic and that they are teaching subversion in the schools, he says in the event that happens you may dismiss them under this bill. Well, I went to public school in the city of Chester and I had a group of teachers, and there couldn't be any doubt as to the kind of teaching they were doing in the schools; there was no hint of subversive teaching among those teachers, no unpatriotic teaching. They were a very fine, sturdy type of American manhood and womanhood who stood before their classes and taught them. I believe we have many similar teachers, but unfortunately, in the last twenty years we have developed in this country through our colleges and through many of our teaching institutions a group of radical people, people of the left wing, as I call it, people of sentiment who go off into the stratosphere and try to bring into this country of ours that sort of teaching. I think it is time to put an end to it, and I know this House is ready to put an end to it, in fact I know that this Legislature is ready to put an end to it, and going to pass the kind of legislation that will enable the schools to dismiss a man like Gilles, who could not be dismissed by the Superintendent of Public Instruction under the present law.

An editorial in the "Pittsburgh Press" which I have read within the last few days says that if he can not be dismissed under the Teacher's Tenure Act, then we ought to amend the Teacher's Tenure Act.

The gentleman from Allegheny has sat five months on these bills, but before that he had no great desire to see legislation passed of this nature. He has never before said that the bill did not have the proper language; he has not sought to amend it in any way. The gentleman from Allegheny is now seeing the light in view of the things that have been said, and knowing the sentiment of the people that is being expressed in no uncertain terms. The gentleman from Allegheny should now get busy and see that these bills are passed.

RESOLUTIONS

DEFENSE EMPLOYMENT

Messrs. BROWN, EDWIN F. THOMPSON, SHEPARD, JEFFERSON, ALLMOND and YOUNG 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, June 17, 1941.

Whereas, At this session of the General Assembly, an act was passed and signed by the Governor, creating a State Council of Defense; which is to coordinate the defense activities of this Commonwealth with those of the entire Nation; and

Whereas, President Franklin D. Roosevelt, in order to make available our complete defense facilities, has publicly demanded that all discrimination against the employment of Negroes in defense industries cease immediately; and

Whereas, Any such discrimination against Negroes carried on in this Commonwealth, would tend to defeat the President in his effort for a complete national defense program; and

Whereas, It is in keeping with the great traditions of our Commonwealth that any such discrimination against Negroes be immediately eliminated; therefore be it

Resolved, That the House of Representatives requests the Governor and the State Council of Defense to im-

mediately issue an order removing any ban against the employment of Negroes in defense industries; and be it further

Resolved, That the Chief Clerk of the House mail a copy of this resolution to the Governor of the Commonwealth and to the Chairman of the State Council of Defense, so that this action may be immediately taken.

PRESIDENT COMMENDED

Messrs. BROWN, EDWIN F. THOMPSON, SHEPARD, JEFFERSON, ALLMOND and YOUNG 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, June 17, 1941.

Whereas, President Franklin D. Roosevelt, on Monday, June 16, 1941, called upon the Office of Production Management to see to it that all defense industries remove any ban against the employment of Negroes in such industries; and

Whereas, In his statement, the Chief Executive stated "I place the full support of my office to the effect that all holders of defense contracts are urged to examine their employment and training policies at once to determine whether or not these policies make ample provision for the full utilization of available and competent Negro workers;" and

Whereas, President Roosevelt, by such a statement has continued the great tradition of our Country, and again restated one of the fundamental principles on which our Democracy is based; be it therefore

Resolved, That the House of Representatives commends the President of the United States for his restatement of one of the great humanitarian principles for which he stands; and be it further

Resolved, That the Chief Clerk of the House forward a copy of this resolution to the President of the United States upon its final adoption.

RECALLING HOUSE BILL No. 752 FROM THE GOVERNOR

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

In the House of Representatives, June 17, 1941.

Resolved (if the Senate concur), that House Bill No. 752, Printer's No. 333, entitled "An act authorizing cities of the second class A with the consent of the owners thereof to improve and beautify property adjoining or adjacent to State-owned hospitals within such cities," be recalled from the Governor for further consideration.

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

STATEMENT BY SPEAKER

The SPEAKER. For the information of the House the Chair desires to clear the table and get started on today's calendar which is very heavy. The Chair would ask the Members to withhold resolutions or requests to address the House until the business of the house has been completed.

SENATE MESSAGES

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. 1323.

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the approval of the Governor, to sell and convey the property of the Pennsylvania State Arsenal at Harrisburg to the City of Harrisburg, in exchange for the conveyance by said city of Wildwood Park to the Commonwealth providing for the transfer of said park to the Department of Forests and Waters and the use thereof by the department as a State park

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, at the end of line 11, by inserting after the word "park" the words "and by other departments boards and commissions for their respective purposes."

Amend Section 3, page 2, line 26, by inserting after the word "park" the words "and shall have power by inter-departmental agreements to permit the use of any portions thereof by any other department board of commission of the State government for use in connection with the activities administered by such departments boards or commissions."

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—202

- | | | | |
|-----------------|----------------|---------------|------------------|
| Achterman, | French, | Malloy, | Rosenfeld, |
| Allmond, | Gallagher, | Marks, | Royer, |
| Auker, | Gates, | Maxwell, | Rush, |
| Baker, | Gerard, | McClanaghan, | Sarge, |
| Baithaser, | Gillan, | McClester, | Sarrax, |
| Baugher, | Gillette, | McDermott, | Scanlon, |
| Bentley, | Goodwin, | McDowell, | Schwab, |
| Boles, | Greenwood, | McFall, | Serrill, |
| Boney, | Gross, | McGrath, | Shaffer, |
| Boorse, | 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, |
| Brunner, P. A., | Hare, | Mihm, | Stambaugh, |
| Burns, | Harkins, | Modell, | Stank, |
| Cadwalader, | Harmuth, | Monks, | Stine, |
| Chervenak, | Harris, | Mooney, | Stockham, |
| Chudoa, | Heatherington, | Moran, | Tarr, |
| Cochran, | Helm, | Moul, | Tate, |
| Cohen, M. M., | Hering, | Muir, | Taylor, |
| Cohen, R. E., | Herman, | Munley, | Thompson, E. F., |
| Cook, | Hersch, | Nagel, | Thompson R. L., |
| Cooper, | Hewitt, | Nunemacher, | Trot, |
| Cordier, | Hirsch, | O'Brien, | Turner, |
| Corrigan, | Holland, | O'Connor, | Van Alisburg, |
| Croop, | Huntley, | O'Dare, | Verona, |
| Cullen, | Imbrie, | O'Mullen, | Vincent, |
| Dairymple, | James, | O'Neill, | Vogt, |
| Dennison, | Jefferson, | Owens, | Voidow, |
| DiGenova, | Jones, G. E., | Petrosky, | Voorhees, |
| Dix, | Jones, P. N., | Pettit, | Watkins, |
| Dolon, | Keenan, | Polaski, | Weingartner, |
| D'Ortona, | Lehenan, | Polen, | Weiss, |
| Duffy, | Kline, | Powers, | Welsh, E. E., |
| Early, | Knoble, | Prosen, | Welsh, M. J., |
| Eckels, | Kolankewicz, | Rank, | Williams, |
| Elder, | Komorowski, | Rausch, | Winnor, |
| Elliott, | Lee, E. A., | Readinger, | Wolf, |
| Ely, | Lee, T. H., | Reagan, | Wood, L. H., |
| Falkenstein, | Lelsey, | Reese, D. P., | Wood, N., |
| Finestone, | Leonard, | Reese, R. E., | Woodring, |
| Finnerty, | Lesko, | Regan, | Woodside, |
| | Levv, | Reynolds, | Wright, |

- | | | | |
|-----------|----------------|--------------|----------|
| Fiss, | Leydic, | Rhea, | Yeakel, |
| Fleming, | Lichtenwalter, | Riley, | Yester, |
| Fletcher, | Longo, | Kooney, | Young, |
| Flynn, | Lovett, | Rose, S., | Kilroy, |
| Foor, | Lyons, | Rose, W. E., | Speaker. |

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 SENATE BILLS NONCONCURRED IN BY SENATE

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

SENATE BILL No. 80.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (P. L. 2897—1937), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties" by further defining "contributions" to be paid by certain employers changing the procedure and administrative details for the determination and payment of compensation further regulating the appointment promotion dismissal suspension and furlough of civil service employes further defining the powers of and procedure before the board making payments out of the Unemployment Compensation Fund subject to agreement between the State Treasurer and the Social Security Board and making the Administration Fund subject to certain charges.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILLS NON-CONCURRED IN BY SENATE

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

SENATE BILL No. 381.

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 operation and leasing of aviation landing fields and airdromes by counties of the second third fourth fifth sixth seventh and eighth classes conferring certain powers of eminent domain upon such counties for the acquisition of lands for aviation

landing fields and airdromes authorizing such counties to appropriate for such purposes unredeemed lands purchased at tax sales providing for the jurisdiction of condemnation proceedings where lands are situated in more than one county authorizing such counties to act jointly with certain political subdivisions in the operation and maintenance of aviation landing fields and airdromes and providing for the expenditure of funds for such purposes in cooperation with certain State Federal or other public agencies

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

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

HOUSE BILL No. 358 TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 358, together with the message from the Senate which was laid on the table June 12, 1941, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

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. 358.

An Act to further amend clauses three and four of subsection (b) of section 913 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to "elections" by further fixing the fee for filing nomination petitions in certain cases

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 3, at the beginning of line 16, by striking out "14"; also in same line by inserting a light-faced bracket before the word "the"; also at the end of same line by inserting a light-faced bracket after the word "for" where it appears the second time in said line; also same page, line 20, by striking out the light-faced bracket after the word "no"; also same line by striking out before the word "filing" the word "No".

On the question,

Will the House agree to 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—200

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

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 BILL No. 803 TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 803, together with the message from the Senate which was laid on the table June 12, 1941, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

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. 803.

An Act to amend section six hundred and forty-three of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" prohibiting the selling giving away or permitting or employing minors under fifteen years of age to sing dance act or exhibit in dance houses concert saloons theaters places of entertainment prohibiting the selling giving away or permitting or employing minors under eighteen years of age to sing dance act or exhibit in tap rooms clubs cafes restaurants and eating houses where or connected with which wines or spirituous or malt liquors are sold or given away prohibiting the misrepresentation of age by the aforesaid minors and providing penalties for the violation of the provisions of this act

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 7, by striking out the word "fifteen" and inserting in lieu thereof the word "eighteen"; also same page, line 8, by inserting after the word "houses" the words "or in"; also at the end of the same line by inserting after the word "theaters" the word "or"; also same page, line 9, by inserting after the word "entertainment" the words "where or connected with which wines or spirituous or malt liquors are sold or given away."

Amend Section 1, page 2, line 7, by inserting after the figures "643" the word "Certain"; also at the end of said line by inserting light-faced brackets before and after the words "in Dance Houses"; also same page, line 10, by inserting light-faced brackets before and after the word and figures "fifteen (15)"; also same line by inserting after the figures "(15)" the words and figures "eighteen (18)"; also same page, line 12, by striking out "[or in any]" and inserting in lieu thereof the words "or in any"; also same page, line 14, by striking out the light-faced bracket before the word "where"; also same page, line 18, by striking out the light-faced bracket after the word "entrance"; also same page, line 19, by striking out "[or any]" and inserting in lieu thereof the words "or any such"; also at the end of same line by striking out "[or]" and inserting in lieu thereof the word "or".

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—200

Auker,	Gates,	Marks,	Rosenfeld,
Baker,	Gerard,	Maxwell,	Royer,
Balthaser,	Gillan,	McClanaghan,	Rush,
Baughner,	Gillette,	McClester	Sarge,
Bentley,	Goodwin,	McDermott,	Sarraf,
Boles,	Greenwood,	McDowell,	Scanlon,
Boney,	Gross,	McFall,	Schwab,
Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Gyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherick,	Haines,	McLane,	Simons,
Brown,	Fall,	McMillen,	Skale,
Brunner, C. H.,	Hamilton,	McSurdv,	Snyder,
Brunner, P. A.,	Hare,	Melchiorre,	Sollenberger,
Burns,	Harkins,	Mihm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,
Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Helm,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muir,	Tate,

Cooper,	Hersch,	Munley,	Taylor,
Cordier,	Hewitt,	Nagel,	Thompson, E. F.,
Corrigan,	Hirsch,	Nunemacher,	Thompson, R. L.,
Croop,	Holland,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turner,
Dalrymple,	Imbrle,	O'Dare,	Van Allsburg,
Dennison,	James,	O'Mullen,	Verona,
DiGenova,	Jefferson,	O'Neill,	Vincent,
Dix,	Jones, G. E.,	Owens,	Vogt,
Dolon,	Jones, P. N.,	Petrosky,	Voldow,
D'Ortona,	Keenan,	Pettitt,	Voorhees,
Duffy,	Kenehan,	Polaski,	Watkins,
Early,	Kline,	Polen,	Weingartner,
Eckels,	Knoble,	Powers,	Weiss,
Elder,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elliott,	Komorofski,	Rank,	Welsh, M. J.,
Ely,	Lee, E. A.,	Rausch,	Williams,
Falkenstein,	Lee, T. H.,	Readinger,	Winner,
Finestone,	Lelsey,	Reagan,	Wolf,
Finnerty,	Leonard,	Reese, D. P.,	Wood, L. H.,
Fiss,	Lesko,	Reese, R. E.,	Wood, N.,
Fleming,	Levy,	Regan,	Woodring,
Fletcher,	Leydic,	Reynolds,	Woodside,
Flynn,	Lichtenwalter,	Rhea,	Wright,
Foor,	Longo,	Riley,	Yeakel,
French,	Lovett,	Rooney,	Yester,
Gallagher,	Lyons,	Rose, S.,	Young,
	Malloy,	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, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILL No. 811 TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 811, together with the message from the Senate which was laid on the table June 12, 1941, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 811, entitled:

An Act to further amend section three of the act approved the nineteenth day of February one thousand nine hundred and twenty-six (P. L. 16) entitled as amended "An act regulating under permit through the Pennsylvania Liquor Control Board the manufacture production distillation development use in manufacture denaturization redistillation rectification blending recovery re-use holding in bond holding in storage by bailees for hire and transportation for hire of any alcohol alcoholic liquid or alcoholic beverage by certain persons requiring the registration of Federal permits also providing for fees and the disposition thereof and for appeals to the courts also authorizing the inspection of the records of permittees and purchasers of said alcohol alcoholic liquid and alcoholic beverages also declaring certain places nuisances and providing for their abatement also providing penalties and also repealing all acts or parts of acts inconsistent with this act" further providing for the rights of manufacturers of wine

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 811

Mr. READINGER. Mr. Speaker, I move that the House

insist on its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. POLASKI, LOVETT and VANALLSBURG.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILL No. 588 TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 588, together with the message from the Senate which was laid on the table June 12, 1941, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

AMENDED SENATE BILLS NON-CONCURRED IN BY SENATE

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

SENATE BILL No. 588.

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

Mr. READINGER. Mr. Speaker, I move that the House insist on its amendments non-concurred in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

MR. O'BRIEN IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1217, entitled:

An Act regulating and establishing prevailing wage rates to be used by contractors employed by the Department of Highways in the construction of highways and street paving; and imposing certain duties on the Department of Highways.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1613, entitled:

An Act authorizing counties, cities, boroughs, towns, townships, school districts and county institution districts to install a system for the collection and payment of current taxes by the purchase at any time during the fiscal year of tax payment certificates by the taxpayers.

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. 1825, entitled:

An Act establishing a certain section of public road as a State highway; and providing for its construction and maintenance at the expense of the Commonwealth.

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. 1178, entitled:

An Act providing that the compensation of tax collectors shall be fixed by the taxing authorities at least ninety days prior to their election.

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. 1629, entitled:

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

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. 1503, entitled:

An Act to amend section six of the act approved the day of _____, one thousand nine hundred forty-one, (Act No. _____), entitled "An act abating certain tax penalties and interest on unpaid delinquent city taxes in cities of the first and second class, on unpaid delinquent school taxes in school districts of the first class, and on unpaid delinquent poll, poor district, institution district and county taxes in counties of the second class; prohibiting the sale of real property for the nonpayment of any such taxes for a certain period; preserving certain tax liens, and providing for the extension thereof," authorizing the sale of real property within the prohibited time for such sales, upon the consent of the owner thereof.

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. 1700, (Senate Bill No. 789), entitled:

An Act to amend section eleven of the act, approved the thirty-first day of March, one thousand nine hundred and thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Com-

mission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property and equipment of The Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by expressly providing for administration of the Public Utility Law of June first, one thousand nine hundred and thirty-seven (P. L. 1053), by the Public Utility Commission; and directing said commission to certify certain questions of fact as to the purity of water to the Department of Health.

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

BILL ON FIRST READING NOT ON FILE

The SPEAKER pro tempore. House Bill No. 1577, (Senate Bill No. 561), Printer's No. 473, on page 3, of today's calendar, bill on first reading, is not on file and will be passed over.

THE SPEAKER (Elmer Kilroy) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. O'Brien, for presiding.

QUESTION OF INFORMATION

Mr. TURNER. Mr. Speaker, I arise to a question of information.

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

Mr. TURNER. Mr. Speaker, on page one of today's calendar House Bill Nos. 1613, 1825 and 1629 and on page two House Bill No. 1503, were the bills passed on first reading? None of these bills are on file.

The SPEAKER. The Chair is informed that all of the bills on pages one and two are in print.

Mr. TURNER. They are not on file, Mr. Speaker.

The SPEAKER. On page three Senate Bill No. 561 is not printed and has not been read.

Mr. TURNER. Mr. Speaker, the last Printer's No. we have on file is 990.

The SPEAKER. For the information of the gentleman from Delaware in order to constitutionally read a bill it is not required to be on file.

Mr. TURNER. Mr. Speaker, the gentleman from Delaware is cognizant of that fact.

The SPEAKER. Does the gentleman from Delaware object to the bills having been read for the first time?

Mr. TURNER. Yes, the gentleman does, Mr. Speaker.

The SPEAKER. The objection of the gentleman comes too late. Objection should have been made before the bill was read. The Chair has been informed that all of the bills have been printed except Senate Bill 561, which will not be considered as read.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 364

Mr. HEATHERINGTON. Mr. Speaker, I desire to call

up the report of the Committee of Conference on House Bill No. 364.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 364, entitled:

An Act to amend the act approved the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 566) entitled "A supplement to 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' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" amplifying the provisions thereof as to persons entitled to such payments."

Respectfully submit the following bill as our report:

HENRY I. WILSON
WELDON B. HEYBURN
JOHN H. DENT

(Committee on the part of the Senate)

THOMAS J. HEATHERINGTON

J. P. MORAN

DAVID P. REESE, JR.

(Committee on the part of the
House of Representatives)

An Act to amend the act approved the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 566) entitled "A supplement to 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' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" amplifying the provisions thereof as to persons entitled to such payments

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

Section 1. The act approved the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 566) entitled "A supplement to 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 termination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" is hereby amended to read as follows

Section 1. In addition to those persons included within the definition of the word "employe" as defined in section one hundred and four of 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" as last reenacted and amended at the regular legislative session of one thousand nine hundred and thirty-nine there shall be included all members of volunteer fire companies or volunteer fire departments of the various cities boroughs incorporated towns and townships who shall be and are hereby declared to be "employes" of such cities boroughs incor-

porated towns townships for all the purposes of said act and shall be entitled to receive compensation in case of injuries received while actually engaged as firemen or while going to or returning from any fire which the fire companies or fire department of which they are members shall have attended or while performing any other duties of such companies or fire department authorized by such cities boroughs incorporated towns and townships

Section 2 This act shall become effective ten days after final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

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,
Balthaser,	Gerard,	McClanaghan,	Sarge.
Baker,	Gillan,	McClester,	Sarraff,
Baughner,	Gillette,	McDowell,	Scanlon.
Bentley,	Goodwin,	McDermott,	Schwab,
Boles,	Greenwood,	McFall,	Serrill.
Boney,	Gross,	McGrath,	Shaffer,
Boorse,	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,
Brunner, P. A.,	Hare,	Mihm,	Stambaugh,
Burns,	Harkins,	Modell,	Stank.
Cadwalader,	Harmuth,	Monks,	Stine,
Chervenak,	Harris,	Mooney,	Stockham.
Chudoff,	Heatherington,	Moran,	Tarr,
Cochran,	Heim,	Moul,	Tate.
Cohen, M. M.,	Hering,	Muir,	Taylor.
Cohen, R. E.,	Herman,	Munley,	Thompson, E. F.,
Cook,	Hersch,	Nagel,	Thompson, R. L.,
Cooper,	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.
Dennison,	Jefferson,	Owens,	Voldow.
DiGenova,	Jones, G. E.,	Petrosky,	Voorhees.
Dix,	Jones, P. N.,	Pettit,	Watkins.
Dolon,	Keenan,	Polaski,	Weingartner,
D'Ortona,	Kenehan,	Polen,	Welss.
Duffy,	Kline,	Powers,	Welsh, E. B.,
Early,	Knacble,	Prosen,	Welsh, M. J.,
Eckels,	Kolankiewicz,	Rank,	Williams,
Elder,	Komorofski,	Rausch,	Winner.
Elliott,	Lee E. A.,	Readinger,	Wolf.
Ely,	Lee, T. H.,	Reagan,	Wood L. H.,
Falkenstein,	Lelsey,	Reese, D. P.,	Wood, N.,
Finestone,	Leonard,	Reese, R. E.,	Woodring,
Finnerty,	Lesko,	Regan,	Woodside,
Fiss,	Levy,	Reynolds,	Wright,
Fleming,	Leydic,	Rhea,	Yeakel,
Fletcher,	Lichtenwalter,	Riley,	Yester,
Flynn,	Longo,	Rooney,	Young,
Poor,	Lovett,	Rose, S.,	Kilroy.
French,	Lyons,	Rose, W. E.,	Speaker.
	Malloy,	Rosenfeld,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1465, entitled:

An Act to amend the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as amended by requiring and providing for the registration of persons in military service before they shall be entitled to vote at any election

The first section was read:

On the question,

Will the House agree to the section?

Mr. LESKO. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 1 (Sec. 2), page 6, lines 3 to 6, both inclusive, by striking out all of said lines, and inserting in lieu thereof: (t) "Persons in military service" shall mean qualified electors of this Commonwealth who are or may be, by enlistment, enrollment or draft, in actual military or naval service of the United States or any branch or unit thereof, or in the military service of the Commonwealth."

The amendment was agreed to.

The section was agreed to as amended.

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

The fifth section was read:

On the question,

Will the House agree to the section?

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

The amendments were read by the Clerk as follows:

Amend Sec. 5, page 12, lines 27 to 29, both inclusive, by striking out all of said lines.

Amend Sec. 5, page 13, lines 1 and 2, by striking out all of said lines.

Amend Sec. 5 (Sec. 28), page 13, lines 3 to 29, both inclusive, by striking out all of said lines.

Amend Sec. 5 (Sec. 28), page 14, lines 1 to 8, both inclusive, by striking out all of said lines.

The amendments were agreed to.

The section was agreed to as amended.

The sixth section was read:

On the question,

Will the House agree to the section?

Mr. LESKO. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 6, page 14, line 9, by striking out the figure "6" and inserting in lieu thereof: "5".

The amendment was agreed to.
The section was agreed to as amended.
The seventh section was read:

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

Mr. LESKO. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 7, page 15, line 25, by striking out the figure "7" and inserting in lieu thereof: "6".

The amendment was agreed to.
The section was agreed to as amended.
The eighth section was read:

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

Mr. LESKO. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 8, page 16, line 7, by striking out the figure "8" and inserting in lieu thereof: "7".

The amendment was 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. 1727, entitled:

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.

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. 1728, entitled:

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.

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. 753, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Welfare to acquire certain land adjacent to and for the use of the Scranton State Hospital providing for the improvement and use thereof and making an appropriation.

The first section was read and agreed to.

The second section was read.

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

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

The amendments were read by the Clerk as follows:

Amend Sec. 2, page 2, lines 13 and 14, by striking out the words "under general powers applicable to cities of the second class A" and inserting in lieu thereof: "and the municipal authorities of said city are hereby authorized to appropriate and expend such sums as they deem necessary for the improvement of such land in cooperation with or in conjunction with any Federal or State agency"

Amend Sec. 2, page 2, line 17, by inserting after the word "Federal" the following: "or State"

The amendments were agreed to.

The section was agreed to as amended.

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

The title was read:

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

Mr. CORDIER. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 5 of title, by inserting after the word "thereof" the following: "authorizing the City of Scranton to pay the costs of such improvements in whole or in part"

The amendment was 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.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1805, (Senate Bill No. 697), entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania.

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

Ordered, To be transcribed for a third reading.

BILL PASSED OVER

There being no objection House Bill No. 871, Senate Bill No. 9, Printer's No. 452, was passed over at the request of Mr. READINGER.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1573, (Senate Bill No. 30), entitled:

An Act providing for the establishment, construction, operation and maintenance of a mountain ridge road or parkway in the Pocono Mountains through, bordering or accessible to the counties of Monroe, Northampton, Carbon, Luzerne, Lackawanna, Wayne and Pike to be known as the "Rim Parkway," providing for the creation of the Pennsylvania Parkway Commission, and conferring powers and imposing duties on said commission; authorizing the issuance of parkway revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such parkway, 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 parkway; making such bonds exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such parkway shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and other agencies of the Commonwealth to cooperate with the commission; conferring powers and imposing duties on the Department of Highways; authorizing the issuance of parkway revenue refunding bonds and making an appropriation

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. 1828, (Senate Bill No. 787), entitled:

An Act to further amend 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 violation 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 exempting certain transportation from the terms "common carrier by motor vehicle" and "contract carrier by motor vehicles"; further regulating the right to render service as a contract carrier by motor vehicle; prohibiting the imposition of costs upon the commission in certain appeals to the Superior Court; subjecting persons and corporations to certain civil penalties for

violating the act; prohibiting motor carriers, common carriers by airplane and any operator or employe of such carriers, and brokers from exceeding the authority of the certificate of public convenience granted such carriers and brokers; and changing the penalty with respect thereto; and eliminating the requirement that certain attempts to evade or defeat regulation for carriers or brokers must be fraudulent in order to be punishable.

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. 1603, (Senate Bill No. 169), entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," abolishing the existing registration commission for cities of the second class and providing that the county commissioners of each county in which any such city is located shall act as a registration commission therefor providing for the consolidation of the second class city general register with the general register of cities of the third class and boroughs towns and townships of the county providing for the transfer of the registration of electors upon change of residence from a third class city borough town or township in the same county changing the period during which changes of enrollment of political party may be made preparation and distribution of street lists and permitting the destruction of certain records

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. 1484, entitled:

An Act to amend section one of the act approved the seventh day of June one thousand nine hundred and 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 extending provisions to include certain provisional employes of the Commonwealth of Pennsylvania in its civil service.

The first section was read:

On the question,

Will the House agree to the section?

Mr. MARKS. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend Sec. 1, (Sec. 1) page 3, line 16, by inserting after the word "or" where it appears for the second time in said line, the following: "who is regularly employed"

The amendment was 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. 846, entitled:

An Act requiring school boards in all school districts to grant leaves of absence to all school employes who shall volunteer or be called for military naval or similar service under the Selective Service Law of 1940 or subsequent laws of the United States of America and to all school employes in the National Guard land or naval reserve forces who shall be called for active duty preserving certain contracts salaries increments retirements rights seniority State contributions and grants to local school boards eligibility lists re-employment requiring school boards to employ substitutes in place of such employes reserving all rights and privileges of employes granted leaves of absence under the provisions herein superseding or repealing all contrary laws

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. 539, entitled:

An Act to further amend section four of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by exempting certain property from execution in certain cases

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. 1675, (Senate Bill No. 566), entitled:

An Act to amend clause (b) of section twenty-seven of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act

relating to the administration and distribution of the estates of decedents and of minors, and of 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, and suits 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 non-resident 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 proceedings of the orphans court in all matters relating to fiduciaries concerned with the estates of decedents," by further regulating the discharge of charges on real estate.

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. 1216, entitled:

An Act to amend sections two and six of the act approved the twenty-seventh day of June one thousand nine hundred and thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by further defining the work to be done and rate of pay to be received by employables

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

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1195, as follows:

An Act to amend three 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" by authorizing the formation except in counties of the second class of State and county associations of assessors or other assessing and taxing officers providing for the organization operation and meetings thereof and imposing the duty of paying certain expenses connected therewith upon counties

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

Section 1 The heading of division (b) of article three 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" is hereby amended to read as follows

(b) State and County Associations

Section 2 Division (b) of article three of said act is hereby amended by adding thereto immediately after section ninety-six a new subdivision containing four new sections to read as follows

7 Assessors Except in Counties of the Second Class

Section 97 County Associations of Assessors A county association of assessors and other persons officially charged with the assessing and taxation of real and personal properties may be formed within each county except counties of the second class Such association when formed shall hold annual or semi-annual meetings at the county seat of the county or some other suitable place within the county for the purpose of considering and discussing questions and subjects pertaining to the best methods for the assessing and taxation of real and personal properties

Section 98 Officers of County Associations The officers of the county association shall consist of a president vice-president a secretary and a treasurer who shall hold office for one year or until their successors are chosen If desirable the secretary may be a person not a regular member of the association and may be paid for his services such compensation not exceeding ten dollars per annum as the other officers may determine Every assessor attending such meeting may vote in the election of officers

Section 99 State Association Meeting Delegates The formation of a State Association of Assessors not including counties of the second class is hereby authorized The association shall hold annual meetings at such time and place within the Commonwealth as it may designate for the purpose of discussing various questions and subjects pertaining to the duties of assessors and for the purpose of devising uniform economical and efficient methods of administering the affairs of assessing districts

Each county association of assessors shall elect two assessors within said county as delegates to each annual meeting of the State Association

Section 100 Expenses and Mileage Reimbursement The expenses of the delegates attending the annual meeting of the State Association shall not exceed six dollars per day for each delegate for not more than three days together with the actual mileage at the prevailing rate of railroad fare and shall be paid by the respective county associations

The expenses of the annual meeting including expenses of committees printing and stenographers shall be paid pro-rata by the respective county associations and shall not exceed fifteen dollars for any county association

Within thirty days after each annual meeting of the State Association the treasurers of the respective county associations shall file with the county commissioners an itemized statement under oath setting forth where and when the annual meeting of the State Association was held the number of delegates from the respective associations in attendance and the expenditures due from the county associations for such annual meeting The county commissioners shall thereupon draw their warrant on the county treasurer and pay to the treasurer of the county association out of the county funds the amount expended by the county association under the provisions of this subdivision Provided however That in all counties having controllers said accounts shall be audited by the controller

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Mr. AUKER. Mr. Speaker, the bill before us, Section 100 provides that the County Commissions shall pay the expenses of assessors at the State Convention at the rate of six dollars per day and the usual prevailing railroad mileage. I am very heartily in favor of assessors having an organization and having a state-wide organization, but I believe and I so state that I think it is bad legislation to make the County Commissioners of the individual counties pay the expenses of the county assessors attending a State Convention. They receive their pay the same as anybody else does, and if they wish to have a state-wide organization, which I think is commendable, then I most certainly think they should be willing to pay their own expenses and not make the taxpayers of the counties who already pay them their salaries for doing their work, pay the extra expense of attending a State-wide convention.

For that reason I am opposing the bill. I believe it is bad and I am asking my colleagues in the House to vote against the measure for that reason. It is imposing an additional burden on the taxpayers which should not be imposed.

Mr. McFALL. Mr. Speaker, I had no intention of speaking on this bill but since the gentleman from Blair calls attention to the fact and used the word "shall", I wish to correct that. This is not a "shall" bill, it is a "may" bill. To me this is one bill that has been presented to the House that has a heart. These men who make up the assessors throughout the State of Pennsylvania, particularly in the third, fourth, fifth, sixth, seventh and eighth class districts, are men who are poorly paid. They have for a long time desired an organization in which they could better qualify and better conduct themselves in assessing the properties. Therefore, this bill after all is a home rule taxing bill, which takes care of those units that form the first taxing system of our government, the taxing of real estate and the taxing of our homes and our farms. It is true that this bill carries with it the expenditures of \$6 a day. It also carries with it a desire that these men should meet the same as other organizations in the counties are meeting and having their expenses paid. If I am not mistaken, and I stand to be corrected, you passed measures here at the beginning of this session in which the sealers of weights and measures had this granted to them. So I am only asking the Members of this body to consider this bill because it has many merits and I am going to ask the Members of the House on both sides to vote "Yes".

Mr. AUKER. Mr. Speaker, I do not like to dispute the gentleman's statement, but I just want to read for the benefit of the members of the House this provision in section 100, which is as follows:

"Expenses and mileage reimbursement. The expenses of the delegates attending the annual meeting of the State Association shall not exceed six dollars per day for each delegate for not more than three days together with the actual mileage at the prevailing rate of railroad fare and shall be paid by the respective county associations".

There is no "may" about this bill. It must be paid by the County Commissioners and the County Commissioners must use the taxpayers' money to do it. You may offer as an excuse that the County Commissioners get

their expenses paid, as well as other bodies. The remedy is not to extend this kind of bad legislation to them, but to take this kind of special privilege away from other bodies. These men get paid the same as anybody else does and they do not have any right to ask the taxpayers to pay their expenses for attending a State Convention. I ask my colleagues to vote this bill down.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Messrs. McFALL, SKALE and LONGO asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—110

Baker,	Gallagher,	Melchiorre,	Shaw,
Balthaser,	Gerard,	Mihm,	Skale,
Baughner,	Gryskewicz,	Monks,	Sollenberger,
Bentley,	Haberlen,	Mooney,	Stank,
Boles,	Haines,	Moran,	Stine,
Bradley,	Hamilton,	Muir,	Stockham,
Breth,	Heatherington,	Munley,	Tarr,
Bretherick,	Hersch,	Nunemacher,	Tate,
Brown,	Hirsch,	O'Brien,	Turner,
Brunner, C. H.,	James,	O'Connor,	Van Allsburg,
Brunner, P. A.,	Jones, G. E.,	O'Mullen,	Verona,
Burns,	Jones, P. N.,	Owens,	Vogt,
Chervenak,	Keenan,	Pettit,	Voldow,
Chudoff,	Kenehan,	Polaski,	Weiss,
Cochran,	Komorofski,	Polen,	Welsh, E. B.,
Cohen, R. E.,	Lee, E. A.,	Powers,	Welsh, M. J.,
Corrigan,	Leonard,	Prosen,	Williams,
Croop,	Lesko,	Rausch,	Winner,
Dalrymple,	Lichtenwaiter,	Readinger,	Wolf,
DiGenova,	Longo,	Reese, R. E.,	Wood, L. H.,
Dolon,	Malloy,	Reynolds,	Woodring,
D'Ortona,	Marks,	Rooney,	Wright,
Early,	Maxwell,	Rose, S.,	Yeakel,
Eckels,	McDermott,	Sarraf,	Yester,
Falkenstein,	McFall,	Scanlon,	Young,
Finestone,	McKinney,	Schwab,	Kilroy,
Finnerty,	McLanahan,	Serrill,	
Fiss,	McLane,	Shaffer,	Speaker.

NAYS—53

Auker,	Gillette,	Knoble,	Rhea,
Boorse,	Greenwood,	Lee, T. H.,	Rose, W. E.,
Cordier,	Gross,	Levdc,	Royer,
Cullen,	Gyger,	Lyons,	Rush,
Dennison,	Habbyshaw,	McClanaghan,	Simons,
Dix,	Hall,	McClester,	Snyder,
Duffy,	Hare,	McIntosh,	Sorg,
Elder,	Harmuth,	McMillen,	Taylor,
Elliott,	Harris,	McSurdy,	Thompson, R. L.,
Ely,	Helm,	Modell,	Trout,
Fleming,	Hewitt,	Nagel,	Watkins,
Foor,	Imbrie,	Reagan,	Weingartner,
Gates,	Kilne,	Reese, D. P.,	Wood, N.,
Gillan,			

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

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

BILL ON FINAL PASSAGE NOT ON FILE

The SPEAKER. House Bill No. 814, Printer's No. 1007, on page 10 of today's calendar, bill on final passage is not on file and will be passed over.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. D'ORTONA asked and obtained permission for the

Committee on Philadelphia Gas Explosion to meet during the session of the House.

HOUSE BILLS ON THIRD READING MADE SPECIAL ORDER

Mr. READINGER. Mr. Speaker, I move that all House bills on third reading, in their numerical order be made a special order of business immediately.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1558, as follows:

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 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

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

Section 1 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 to provide for the granting of certificates to accountants and to provide a punishment for the violation of this act" as last amended by the act approved the twenty-fourth day of May one thousand nine hundred twenty-one (P. L. 1073) is hereby further amended to read as follows

Section 2 [The Governor of the State of Pennsylvania shall appoint a board of five examiners for the examination of persons applying for certification under this act Two shall be appointed from the eastern part of the State two from the western part and one from the central part of the State Three of said examiners shall be certified public accountants each holding a degree of same from the Commonwealth of Pennsylvania one of whom shall be appointed for the term of one year one for two years and one for three years and upon the expiration of each of said terms an examiner shall be appointed for the term of three years The other two examiners shall be practicing attorneys in good standing in any of the courts of the State of Pennsylvania One of them shall be appointed for the term of one year and the other for two years and upon the expiration of each of said terms a successor shall be appointed for the term of three years] The State Board of Examiners of Public Accountants shall examine all persons applying for certification under this act The examination for certificates shall be based upon [an examination] examinations in commercial law and general accounting said [examination] examinations shall take in Philadelphia and Pittsburgh [once] twice a year [in the month of November] [of each year] during the months of May and November except that during the year one thousand nine hundred forty-one such examinations shall be held during the months of July and November under such rules and regulations as may be adopted by the board In no event however shall a special examination be given or a degree granted to any person except by passing a regular examination as herein provided for but certified public accountants of other States of the United States who have been certified for a least one year may be recommended for certification at the discretion of the said board for certificates without any examination The fees provided by this act shall be twenty-five dollars for each applicant from which shall be paid the actual traveling expenses of the

members of the board and expenses incident to such examination for office rent stationery printing and clerk hire a sum not exceeding three hundred dollars per annum and if any surplus above said expenses shall remain at the end of the year it shall be paid into the treasury of the Commonwealth The results of such examination shall be certified to the Governor within sixty days after said examination and filed in the office of the Secretary of Internal Affairs and kept for reference and inspection for a period not less than five years the Governor to issue the certificates

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—198

- | | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gates, | Maxwell, | Royer, |
| Balthaser, | Gillan, | McClanaghan, | Rush, |
| Baugher, | Gillette, | McClester, | Sarge, |
| Bentley, | Goodwin, | McDermott, | Sarraf, |
| Boles, | Greenwood, | McDowell, | Scanlon, |
| Boney, | Gross, | McFall, | Schwab, |
| Boorse, | Gryskewicz, | McGrath, | Serrill, |
| Bower, | Gyger, | McIntosh, | Shaffer, |
| Bradley, | Habbyshaw, | McKinney, | Shaw, |
| Breth, | Haberlen, | McLanahan, | Shepard, |
| Bretherick, | Haines, | McLane, | Simons, |
| Brown, | Hall, | McMillen, | Skale, |
| Brunner, C. H., | Hamilton, | McSurdy, | Snyder, |
| Brunner, P. A., | Hare, | Melchiorre, | Sollenberger, |
| Burns, | Harkins, | Mihm, | Sorg, |
| Cadwalader, | Harmuth, | Modell, | Stambaugh, |
| Chervenak, | Harris, | Monks, | Stank, |
| Chudoff, | Heatherington, | Mooney, | Stine, |
| Cochran, | Helm, | Moran, | Stockham, |
| Cohen, M. M., | Hering, | Moul, | Tarr, |
| Cohen, R. E., | Herman, | Muir, | Tate, |
| Cook, | Hersch, | Munley, | Taylor, |
| Cooper, | Hewitt, | Nagel, | Thompson, E. F., |
| Cordler, | Hirsch, | Nunemacher, | Thompson, R. L., |
| Corrigan, | Holland, | O'Brien, | Trout, |
| Croop, | Huntley, | O'Connor, | Turner, |
| Cullen, | In.brie, | O'Dare, | Van Allsburg, |
| Dakrymple, | James, | O'Mullen, | Verona, |
| Dennison, | Jefferson, | O'Neill, | Vincent, |
| DiGenova, | Jones, G. E., | Owens, | Vogt, |
| Dix, | Jones, P. N., | Petrosky, | Voldow, |
| Doion, | Keenan, | Pettit, | Voorhees, |
| D'Ortona, | Kenehan, | Polaski, | Watkins, |
| Duffy, | Kilne, | Polen, | Weingartner, |
| Early, | Knoble, | Fowers, | Weiss, |
| Eckels, | Kolankiewicz, | Prosen, | Welsh, E. B., |
| Elder, | Komorowski, | Rank, | Welsh, M. J., |
| Elliot, | Lee, E. A., | Rausch, | Williams, |
| Ely, | Lee, T. H., | Readinger, | Winner, |
| Falkenstein, | Lelsey, | Reagan, | Wolf, |
| Finestone, | Leonard, | Reese, D. P., | Wood, L. H., |
| Finnerty, | Lesko, | Reese, R. E., | Wood, N., |
| Fliss, | Levy, | Regan, | Woodring, |
| Fleming, | Leydic, | Reynolds, | Woodside, |
| Fletcher, | Lichtenwaller, | Rhea, | Wright, |
| Flynn, | Longo, | Riley, | Yeakel, |
| Foor, | Lovett, | Rooney, | Yester, |
| French, | Lyons, | Rose, S., | Young, |
| Gallagher, | Malloy, | Rose, W. E., | Kilroy, |
| | Marks, | Rosenfeld, | Speaker. |

NAYS—2

- Baker, Gerard,

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.

BILLS PASSED OVER

There being no objection House Bill No. 1002, Printer's

No. 341, and House Bill No. 990, Printer's No. 275 were passed over at the request of Mr. READINGER.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1648, as follows:

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

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

Section 1 The definition of the term "tractor" appearing in section one hundred two section two hundred three and subsection (e) of section two hundred eight of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that the records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws 815) are hereby further amended to read as follows

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning.

* * * * *

"Tractor" Every vehicle of the tractor type which is self-propelled excepting power shovels road rollers concrete mixers ditch diggers or vehicles used exclusively upon stationary rails or tracks In the case of motor vehicles as defined in the Vehicle Code upon which machinery has been permanently mounted the secretary may determine in each case whether or not such motor vehicle

is of the tractor type and in making such determination the secretary shall consider the purpose for which such motor vehicle shall be used

* * * * *

Section 203 Classification Tractors for the purposes of this act shall be divided into two classes

(a) First Class Tractors used exclusively for agricultural purposes road grading well drilling and transportation of supplementary machinery and appliances and also any motor vehicle as defined in the Vehicle Code upon which machinery has been permanently mounted and used exclusively for agricultural purposes road grading well drilling and transportation of supplementary machinery and appliances and determined by the secretary to be of the tractor type

(b) Second class Tractors used for industrial purposes and for all hauling on any highway except such hauling as is specified in subsection (a) of this section and also any motor vehicle as defined in the Vehicle Code upon which machinery has been permanently mounted and used for industrial purposes and for all hauling on any highway except such hauling as is specified in subsection (a) of this section and determined by the secretary to be of tractor type

Section 208 Transfer of Registration

* * * * *

(e) When a transfer of registration is made after a vehicle has been registered for the succeeding year and the transfer application has been received and completed by the department prior to [January] April first of such succeeding year the transfer fee provided in this act shall not be required

* * * * *

Section 2 Sections two hundred nine three hundred nine four hundred ten and five hundred five of said act are hereby amended to read as follows

Section 209 Expiration of Registration All registration for the year one thousand nine hundred and forty-one shall expire [December thirty-first of the year for which they are issued unless sooner] March thirty-first one thousand nine hundred and forty-two Commencing with the year one thousand nine hundred and forty-two and thereafter registrations shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following Registrations shall also expire when suspended for cause by the secretary [but registration cards] Registrations for the succeeding year may at the option of their holders be used on and after [December] March fifteenth of the current year

Section 309 Expiration of Registration Plates (a) All registration plates shall expire [December thirty-first of the year for which they are issued unless sooner] March thirty-first one thousand nine hundred and forty-two Commencing with the year one thousand nine hundred and forty-two and thereafter registration plates shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following Registration plates shall also expire when suspended for cause by the secretary [but the registration] Registration plate for the succeeding year may at the option of the owner be used on and after [December] March fifteen of the current year

(b) No tractor or trailer shall be operated on any highway [after December thirty-first] with registration plates [for the previous year] which have expired nor without registration plate on claim by the owner or operator that registration plate for the current year has been applied for but not received

Penalty Any person violating any of the provisions of subsection (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 410 Expiration of Operator's License All operators' licenses issued for the year one thousand nine hundred and forty-one shall expire on the last day of [February of each year unless sooner] January one thousand nine hundred and forty-two Commencing with the

year one thousand nine hundred and forty-two and thereafter operators' licenses shall be issued for a license year commencing on February first of one year and expiring January thirty-first of the year following Operators' licenses shall also expire when suspended for cause by the secretary [but operators'] Operators' licenses for the succeeding year may at the option of their owners be used on and after [February] January fifteenth of the current year

Section 505 Reduction of Registration Fees in Certain Cases The fee for registration of a tractor or trailer when registration is issued on or after [August first] the beginning of the seventh month of the registration year but prior to the beginning of the tenth month of the registration year shall be one-half (½) of the fee for annual registration [Provided That the] The fee for registration of any tractor or trailer when registration is issued on or after [November first] the beginning of the tenth month of the registration year shall be one-fourth (¼) of the fee for annual registration herein specified

Section 3 Section five hundred six of said act as amended by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws 815) is hereby further amended to read as follows

Section 506 Operator's Licenses Duplicate Registration or Operator's License Card (a) The fee for issuing an operator's license shall be [two (\$2.00) dollars] one (\$1.00) dollar

(b) The fee for a duplicate operator's license card or duplicate registration card shall be fifty (50) cents

Section 4 Subsection (f) of section five hundred twelve of said act as re-lettered subsection (e) by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws 815) is hereby amended to read as follows

Section 512 Exemptions from fees

* * * * *

(e) No fee shall be required for transfer of registration for the succeeding year when such transfer has been received and completed by the department prior to [January] April first of such succeeding year

Section 5 One of the purposes and intentions of this act is to change the registration year from the calendar year to a registration year commencing April first of one year and ending March thirty-first of the year following and to accomplish that end registrations issued for the year one thousand nine hundred and forty-one shall be valid for that entire calendar year and the months of January February and March of the year one thousand nine hundred and forty-two and also to change the commencement of the operator's license year from March first to February first and to accomplish that end operator's license issued for the year one thousand nine hundred and forty-one shall be valid only from March first one thousand nine hundred and forty-one to January thirty-first one thousand nine hundred and forty-two

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gates,	Marks,	Rosenfeld,
Baker,	Gerard,	Maxwell,	Royer,
Balthaser,	Gillan,	McClanaghan,	Rush,
Baughner,	Gillette,	McClester,	Sarge,
Bentley,	Goodwin,	McDermott,	Sarrat,
Botes,	Greenwood,	McDowell,	Scanlon,
Boorse,	Gross,	McFall,	Schwab,
Bower,	Gryskewicz,	McGrath,	Serrill,
Bradley,	Gyger,	McIntosh,	Shaffer,
Breth,	Habbyshaw,	McKinney,	Shaw,
Bretherick,	Haberien,	McLanahan,	Shepard,
Brown,	Haines,	McLane,	Simons,
Brunner, C. H.,	Hall,	McMillen,	Skale,

Brunner, P. A.	Hamlton,	McSurdy,	Snyder,
Burns,	Hare,	Melchiorre.	Sollenberger,
Cadwalader,	Harkins,	Mihm,	Sorg,
Chervenak,	Harmuth,	Modell,	Stambaugh,
Chudoff,	Harris,	Monks,	Stank,
Cochran,	Heatherington.	Mooney,	Stine,
Cohen, M. M.	Helm,	Moran,	Stockham,
Cohen, R. E.,	Hering,	Moul,	Tarr,
Cook,	Herman,	Muir,	Tate,
Cooper,	Hersch,	Munley,	Taylor,
Cordier,	Hewitt,	Nagel,	Thompson, E. F.
Corrigan,	Hirsch,	Nunemacher.	Thompson, R. L.,
Croop,	Holland,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turner,
Dalrymple.	Imbric,	O'Dare,	Van Allsburg,
Dennison,	James,	O'Mullen,	Verona,
DiGenova,	Jefferson,	O'Neill,	Vincent,
Dix,	Jones, G. E.,	Owens,	Vogt,
Dolon,	Jones, P. N.,	Petrosky,	Voldow,
D'Ortona,	Keenan,	Pettit,	Voorhees,
Duffy,	Kenehan.	Polaski,	Watkins,
Early,	Kilne,	Polen,	Weingartner,
Eckels,	Knoble,	Powers,	Weiss,
Elder,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elliot,	Komorowski,	Rank,	Welsh, M. J.,
Ely,	Lee, E. A.,	Rausch,	Wilkinson,
Falkenstein,	Lee, T. H.,	Readinger,	Williams,
Finestone,	Leisey,	Reagan,	Winner,
Finnerty,	Leonard,	Reese, D. P.,	Wolf,
Fiss,	Lesko,	Reese, R. E.,	Wood, L. H.
Fleming,	Levy,	Regan,	Wood, N.,
Fletcher,	Leydic,	Reynolds,	Woodring,
Flynn,	Lichtenwalter.	Rhea,	Wright,
Foor,	Longo,	Riley,	Yeakel,
French,	Lovett,	Rooney,	Yester,
Gallagher,	Lyons,	Rose, S.,	Young,
	Malloy,	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.

BILLS PASSED OVER

There being no objection House Bill No. 566, Printer's No. 898, was passed over the the request of Mr. READINGER.

There being no objection House Bill No. 1638, Printer's No. 816, House Bill No. 1640, Printer's No. 818, and House Bill No. 1639, Printer's No. 819, were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1641, follows:

An Act providing that city taxes in all cities of the third class accepting the provisions of this act shall be assessed levied and collected upon the basis of the county assessments imposing duties upon county assessing and county taxing authorities abolishing the office of city assessor in such cities of the third class and transferring certain property to county taxing authorities

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

Section 1 All city taxes in cities of the third class accepting the provisions of this act to be assessed and levied for the year one thousand nine hundred forty-three and subsequent years shall be assessed and levied on the real estate and personal property as contained in the assessments made for county tax purposes for said year It shall be the duty of the proper county assessing authorities to assess all property in cities of the third class accepting the provisions of this act whether real or personal taxable under any general local or special law

for city purposes to designate real property or parts thereof not taxable for city purposes It shall be the further duty of the proper county taxing authorities to furnish annually on or before the fifteenth day of February to the director of accounts and finance of said cities and to the board of school directors of the school districts coterminous therewith a properly certified duplicate of the last adjusted valuation of all property taxable for county purposes and for city purposes within the territorial limits of said cities excepting only such assessments of intangible personal property as shall not be subject to the payment of city or school taxes

Section 2 The office of city assessor in cities of the third class accepting the provisions of this act is hereby abolished as of the first day of January one thousand nine hundred forty-two and all books records maps and plans in his possession shall be turned over and delivered to the county taxing authorities for their use

Section 3 Any city of the third class wishing to accept the provisions of this act may do so by ordinance of council any time on or before the first day of December one thousand nine hundred forty-one a copy of which shall be given to the county commissioners of the county wherein such city is located Upon the adoption of such ordinance and the filing of a copy thereof with the county commissioners as aforesaid the provisions of this act shall become effective as to such city

Section 4 Sections 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 and 2521 of 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" and the amendments thereto are hereby repealed in so far as they apply to cities of the third class accepting the provisions of this act

All acts and parts of acts inconsistent with this act are hereby repealed

Section 5 The provisions of this act except as herein otherwise specifically provided shall become effective the first day of January one thousand nine hundred forty-two

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—36

Baker,	Harkins,	McClanaghan,	Rosenfeld,
Bentley,	Harmuth,	McDermott,	Schwab,
Boies,	Hersch,	Mihm,	Shaw,
Breth,	Hewitt,	Monks,	Sorg,
Duffy,	Hirsch,	Mooney,	Tate,
Flynn,	Jones, P. N.,	Polen,	Verona,
Gallagher,	Keenan,	Rausch,	Vincent,
Gerard,	Komorowski,	Reese, R. E.,	Welsh, E. B.,
Gryskewicz,	Malloy,	Reynolds,	Kilroy,

Speaker.

NAYS—90

Auker,	Habbyshaw,	McFall,	Serrill,
Balthaser,	Haberlen,	McKinney,	Snyder,
Bower,	Haines,	McSurdy,	Sollenberger,
Bretherick.	Hall,	Modell,	Stambaugh,
Brunner, C. H.,	Hamilton,	Muir,	Stank,
Brunner, P. A.,	Hare,	Munley,	Stine,
Cohen, M. M.,	Harris,	Nagel,	Stockham,
Cook,	Helm,	Nunemacher	Tarr,
Cordier,	James,	O'Connor,	Trout,
Dalrymple,	Jones, G. E.,	Owens,	Turner,
Dennison,	Kenehan,	Pettit,	Van Allsburg,
Early,	Lee, E. A.,	Polaski,	Watkins,
Eckels,	Leisey,	Prosen,	Weiss,
Elder,	Levy,	Readinger,	Welsh, M. J.,
Elliot,	Leydic,	Reese, D. P.,	Williams,
Ely,	Lichtenwalter,	Regan,	Wood, L. H.,
Fiss,	Longo,	Rhea,	Wood, N.,
Fleming,	Lovett,	Riley,	Woodring,

Gates,	Lyons,	Rooney,	Woodside,
Gillette,	Marks,	Rose, W. E.,	Yeakel,
Gross,	Maxwell,	Royer,	Yester,
Gyger,	McClester,	Rush,	

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1286, as follows:

An Act relative to the employment of females in hotels taverns saloons and eating houses for the mixing or sale of alcoholic drinks and the penalty for violation thereof

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

Section 1 It shall not be lawful for any owner proprietor keeper or agent of any hotel tavern saloon eating house or other place where alcoholic liquors are legally sold to employ or permit the employment of any female at any such hotel tavern saloon or eating house to mix or serve alcoholic liquor behind the bar or to employ any female for the purpose of enticing customers or to encourage them to drink liquor or make assignations for improper purposes Provided That nothing in this act shall be construed to prevent the employment of any female waitress who regularly takes orders for food from serving food and liquor at tables also that nothing shall prevent any employer from employing any female stenographer hotel secretary clerk or other employe for their respective positions Provided further That nothing in this act shall be so construed as to prevent the wife of any such owner proprietor keeper or agent from mixing or serving alcoholic liquor behind the bar of any such place where alcoholic liquors are legally sold

Section 2 Any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction of the same shall be sentenced to pay a fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) for each and every female so employed or undergo an imprisonment of not less than three (3) months nor more than one (1) year or either or both at the discretion of the court having jurisdiction of the case The Liquor Control Board shall have the power to revoke or refuse licenses for violation of this act

Section 3 The act approved the ninth day of June one thousand nine hundred and thirty-nine (P. L. 307) entitled "An act prohibiting in any city of the first second and second A class the employment of or the acceptance of employment by any female for the purpose of tending bar over which bar alcoholic, malt or vinous beverages are sold and providing penalties" is hereby repealed

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

Section 4 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—192

Auker,	Gates,	Marks,	Rosenfeld,
Baker,	Gerard,	Maxwell,	Royer,
Balthaser,	Gillan,	McClanaghan,	Rush,
Baughner,	Gillette,	McClester,	Sarge,
Bentley,	Goodwin,	McDermott,	Sarraf,
Boies,	Greenwood,	McDowell,	Scanlon,
Boorse,	Gross,	McFall,	Schwab,
Bower,	Gryskewicz,	McGrath,	Serrill,

Bradley,	Cyger,	McIntosh,	Shaffer,
Breth,	Haberlen,	Shaw,	Shaw,
Bretherick,	Haines,	McKinney,	Shepard,
Brown,	Hamilton,	McLanahan,	Simons,
Brunner, C. H.,	Hare,	McLane,	Skale,
Brunner, P. A.,	Harkins,	McMillen,	Snyder,
Burns,	Harmuth,	McSurdy,	Sollenberger,
Cadwalader,	Harris,	Melchiorre,	Sorg,
Chervenak,	Heatherington,	Mihm,	Stambaugh,
Chudoff,	Helm,	Modell,	Stockham,
Cochran,	Hering,	Monks,	Tarr,
Cohen, M. M.,	Herman,	Mooney,	Tate,
Cohen, R. E.,	Hersch,	Moran,	Taylor,
Cook,	Hewitt,	Moul,	Thompson, E. F.,
Cooper,	Hirsch,	Muir,	Thompson, R. L.,
Cordier,	Holland,	Munley,	Trout,
Corrigan,	Huntley,	Nagel,	Turner,
Croop,	Imbrie,	Nunemacher,	VanAllsburg,
Cullen,	James,	O'Brien,	Verona,
Dalrymple,	Jefferson,	O'Connor,	Vincent,
Dennison,	Jones, G. E.,	O'Dare,	Vogt,
DiGenova,	Jones, P. N.,	O'Mullen,	Voldow,
Dix,	Keenan,	O'Neill,	Voorhees,
Dolon,	Kenehan,	Owens,	Weingartner,
D'Ortona,	Kline,	Petrosky,	Weiss,
Duffy,	Knoble,	Petit,	Welsh, E. B.,
Early,	Kolankiewicz,	Polaski,	Welsh, M. J.,
Eckels,	Komorowski,	Polen,	Williams,
Elder,	Lee, E. A.,	Powers,	Winner,
Elliott,	Lee, T. H.,	Prosen,	Wolf,
Ely,	Lelsey,	Rank,	Wood, L. H.
Falkenstein,	Leonard,	Readinger,	Wood, N.,
Finestone,	Lesko,	Reagan,	Woodring,
Finnerty,	Levy,	Reese, D. P.,	Wright,
Fiss,	Leydie,	Reese, R. E.,	Yeakel,
Fleming,	Lichtenwalter,	Regan,	Yester,
Fletcher,	Longo,	Reynolds,	Young,
Flynn,	Lovett,	Rhea,	Kilroy,
Forr,	Lyons,	Riley,	
Gallagher,	Malloy,	Rooney,	
		Rose, S.,	
		Rose, W. E.,	Speaker.

NAYS—7

French,	Hall,	Stank,	Woodside,
Habbyslaw,	Rausch,	Stine,	

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 675, as follows:

An Act providing for and regulating the State licensing and registration of nurses of several classes the biennial recording of licenses regulating nursing imposing penalties and repealing certain existing laws

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

Section 1 That the State Board of Examiners for Licensure of Nurses hereinafter called the Board shall adopt a seal and shall establish by-laws and regulations not inconsistent with law for its own government and for the execution of all of the laws which it is its duty to enforce or administer It shall meet annually for organization on a date to be fixed by the by-laws and shall meet at such other times as it may designate Its officers shall be elected for a term of one year and shall serve until their successors are elected All vacancies arising in said offices shall be filled by the Board for the unexpired term It shall not have any power in any way to fix prices or control the compensation received by the licensed or registered nurse or licensed or registered attendant

Section 2 The Board shall once every year and at such other times and under such conditions as shall be provided by the by-laws examine all applicants eligible for examination to determine whether they are qualified to be licensed and shall issue to each person passing said examination to the satisfaction of the Board a proper certificate setting forth that such person has been licensed

to nurse either as a Licensed Nurse or as a Licensed Attendant

Section 3 No application for licensure to nurse as a Licensed Nurse shall be considered unless accompanied by a fee of ten dollars (\$10.00) Every applicant to be eligible for examination for license as a Licensed Nurse must furnish evidence satisfactory to the Board that he or she is twenty-one years of age or over is a citizen of the United States is of good moral character has completed work equal to a standard high school course as evaluated by the Department of Public Instruction and has graduated from a school of nursing which gives at least a two years' course of instruction or has received instruction in different schools of nursing connected with hospitals for periods of time amounting to at least a two years' course as aforesaid and has then graduated which school or combination of schools of nursing must be on the approved list issued by the State Board of Examiners for Licensure of Nurses as hereinafter provided Provided That a graduate nurse licensed or registered in any state of the United States where the requirements for licensure or registration in the judgment of the Board are at least equal to the requirements for licensure in Pennsylvania may be licensed by the Board without examination upon application in writing on forms provided by the Board and upon the payment of a fee of ten dollars (\$10.00)

Section 4 Every person legally entitled to practice as a Licensed Nurse or a Registered Nurse or to use the letters "R N" at the time this act becomes effective shall be considered as licensed to practice under this act and may continue to practice as such upon the biennial registration of his or her license as required herein and subject to the conditions hereof Nothing in this act shall affect the right of bona fide students preparing on the effective date of this act for examination as Licensed Nurses to take said examination The Board shall make such provision therefor as is necessary

Section 5 Every person actively engaged in nursing in Pennsylvania during the two years immediately preceding the effective date of this act who is a graduate of a school of nursing which was on the list of such schools approved by the State Board of Examiners for Licensure of Nurses or its predecessors or of a school of nursing which in the judgment of the Board provided training equivalent to the training furnished by such approved schools at the time such person graduated may be licensed by the Board to practice as a Licensed Nurse upon proof of such qualifications and passing of such examinations as the Board may require provided such person makes application for licensure under the general conditions applicable thereto on or prior to January 1 1942 Provided That the Board may if it deem it advisable extend such final date for the filing of applications for a period of not more than six (6) months from January 1 1942

Section 6 No application for licensure to nurse as a Licensed Attendant shall be considered unless accompanied by a fee of five dollars (\$5.00) Every applicant for examination as a Licensed Attendant must furnish evidence satisfactory to the Board that he or she is twenty-one years of age or over is a citizen of the United States or has legally declared his or her intention to become such is of good moral character has completed at least the eighth grade work in the public schools or its equivalent and has such other preliminary qualification requirements as the Board may prescribe has completed the course of study in and holds a certificate from a school approved by the Board for the training of Licensed Attendants giving a course of not less than six months which shall include not less than three months of supervised experience in the care of the sick in a hospital convalescent home or other suitable institution to be determined by the Board and not less than one hundred twenty hours of theoretical instruction or has had training which in the opinion of the Board warrants the examination of said person for licensure as a Licensed Attendant Provided That all persons engaged upon the effective date of this act in nursing as defined in subsection (b) of Section 13

of this act and who were so engaged for not less than one (1) year of the ten (10) years immediately prior thereto and who were not Registered Nurses or Licensed Attendants may continue such practice until November 1 1942 without further licensure or qualification Such persons provided application therefor has been filed on or before August 1 1942 shall be entitled to licensure as Licensed Attendants upon payment of the required fees and proof of such qualifications as may be prescribed by the Board The minimum qualifications required by the Board in such cases shall include proof that such person was a resident of Pennsylvania for a period of one year immediately prior to the effective date of this act and was actually engaged in such practice for not less than one year of the ten years immediately prior to the effective date of this act and is twenty-one years of age or over is a citizen of the United States or has legally declared his or her intention to become such is of good moral character and has such training and experience as the Board may prescribe Provided That a licensed attendant so recognized in any state of the United States where the requirements for licensure in the judgment of the Board are at least equal to the requirements for licensure in Pennsylvania may be licensed by the Board without examination upon application in writing on forms provided by the Board and upon the payment of a fee of five dollars (\$5.00)

Section 7 Any person legally entitled to practice as a Licensed Attendant or to use the letters "L A" at the time this act becomes effective shall be entitled to continue to practice as such upon the biennial registration of his or her license as required by this act Nothing in this act shall affect the right of bona fide students preparing on the effective date of this act for examinations as Licensed Attendants to take such examinations The Board shall make such provision therefor as is necessary

Section 8 The Board shall on or before November 1 1941 and biennially thereafter publish and distribute a list of all Licensed Nurses and Licensed Attendants who then hold valid Registration Cards as hereinafter provided and shall at intervals regulated by its by-laws prepare and make available for public distribution at least once each year lists of all schools of nursing or combinations of schools of nursing approved by it the graduates of which shall be eligible for examination for licensure as Licensed Nurses and similar lists of schools for the training of Licensed Attendants the graduates of which shall be eligible for examination for licensure as Licensed Attendants Provided That the removal of any such school from the approved list shall not make any bona fide student therein at the time of said removal ineligible for examination upon proper completion of the required work and Provided That the Board may remove any school from any approved list by the unanimous vote of the members of the Board after a full and fair hearing before the Board upon the question of said removal The Board shall give thirty (30) days notice of the time and place of hearing and a copy of the charges preferred shall be sent to the last known address of the school by registered mail Any school aggrieved by the action of the Board in removing its name from the approved list or any school aggrieved by the action of the Board in refusing to place any school on the approved list may appeal therefrom within thirty (30) days after the mailing of notice of such action to the Court of Common Pleas of Dauphin County which court shall hear the matter de novo and shall enter such order affirming modifying or reversing the action of the Board as shall appear proper to the court No such appeal shall act as a supersedeas unless the said court shall so decree Any state-wide organization of nurses shall have the right to intervene and participate in such appeal proceedings upon petition to the said court and upon notice to all parties of record The action of said court in the appeal shall be final and not subject to further appeal

Section 9 Any person who has a valid license as a Licensed Nurse or Licensed Attendant and who has a valid Registration Card as hereinafter provided may practice as such and use the title Registered Nurse and the abbre-

viation R N or the title Licensed Attendant and the abbreviation L A as the case may be Provided That such licensed attendant may also use the term or title "practical nurse"

Section 10 Each person licensed by the Board as a Licensed Nurse or Licensed Attendant shall without further charge be given a registration card valid until the next biennial registration date On or before the first day of November in each odd numbered year as to Licensed Nurses and on or before the first day of November in each even numbered year as to Licensed Attendants and biennially thereafter such person shall cause his or her license to be recorded in the office of the Board The fee for such recording shall be two dollars (\$2.00) for the license of a Licensed Nurse and one dollar (\$1.00) for the license of a Licensed Attendant The term and method of such recording of licenses shall be provided for by the Board in such manner as will enable the Board to carry into effect the purposes of this act Provided That a licensed attendant who has declared his or her intention to become a citizen of the United States may not be registered for a total period of more than four years unless he or she has become a citizen of the United States

Section 11 Each person causing his or her license to be recorded as required by law shall be given a card called a Registration Card showing the period for which it is valid and entitling the recipient to practice as set forth thereon

Section 12 It shall be unlawful for any person corporation or institution after the effective date of this act to

(a) Open operate conduct or continue to conduct any school or institution for the training of persons to render the services included within the definition of the practice of nursing as set forth in either sub-section (a) of Section 13 of this act or sub-section (b) of Section 13 of this act unless and until such school has been approved by the State Board of Examiners for Licensure of Nurses and then only so long as said school shall remain on the approved list of schools provided for in Section 8 hereof Provided That all schools or institutions training persons to render services included within the definition of sub-section (a) of Section 13 of this act on the approved list on the effective date of this act shall be continued on said list without further requirement unless and until removed therefrom by action of the Board and Provided That schools or institutions for the training of persons to render services included within the definition of sub-section (b) of Section 13 of this act on the approved list on the effective date of this act shall be continued on said list without further requirement unless and until removed therefrom by action of the Board and schools offering training for such persons which have been so engaged for a period of one year immediately prior to the effective date of this act in which courses of not less than one hundred twenty hours of theoretical instruction have been offered may continue to so operate until November 1, 1942 after which date all such schools must be on the approved list and Provided That this section shall not apply to any school or schools or other institutions conducted by any presently well-recognized church or denomination for the purpose of training adherents of such church or denomination in the care of the sick in connection with the treatment of the sick by prayer or spiritual means in accordance with the religious tenets of such church or denomination or

(b) Practice nursing as defined by this act under cover of any diploma license record registration paper document or other purported authority illegally or fraudulently obtained or sign issue sell or furnish any such diploma license record registration paper document or other purported authority unlawfully or under fraudulent representation or misstatement of fact in a material regard or

(c) Practice nursing as defined in this act unless said person is the holder of a valid license to so practice and a valid Registration Card or

(d) Use in connection with his or her name any words letters symbols or designations indicating or tending to

indicate that he or she is a nurse or is entitled to practice nursing as defined in this act unless he or she is duly licensed and registered to so practice under the provisions thereof or

(e) Practice nursing during the time his or her license or registration card issued under the provisions of this act is suspended or revoked or

(f) Otherwise violate any of the provisions of this law Any person or the responsible officers or employees of any corporation or institution upon conviction of any violation hereof before any magistrate alderman or justice of the peace in the county where the offense shall have been committed shall be sentenced to pay a fine of not less than ten dollars (\$10.00) for the first offense not less than twenty-five dollars (\$25.00) for the second and each additional offense and not more than two hundred dollars (\$200.00) for any offense to be enforced by summary conviction or to undergo imprisonment in the county jail for a period not exceeding ten (10) days Provided That any person so convicted shall have the right to appeal as in any other case of summary conviction The Board as well as any other legally constituted authority for the instituting of prosecutions shall have the power through any of its members counsel agents or employees to institute or intervene in any prosecutions under this act

Section 13 (a) The practice of nursing requiring a license as a Licensed Nurse within the meaning of this act is defined as follows

"A person so practices who for compensation or personal profit performs any professional service requiring the application of principles of nursing based on biological physical and social sciences such as responsible supervision of a patient requiring skill in observation of symptoms and reactions and the accurate recording of facts or carrying out of treatments and medications as prescribed by a licensed physician or the application of such nursing procedures as involve understanding of cause and effect in order to safeguard life and health of a patient or others"

(b) The practice of nursing requiring a license as a Licensed Attendant within the meaning of this act is defined as follows

"A person so practices who for compensation or personal profit performs such duties as are required in the physical care of a patient or the carrying out of medical orders as prescribed by a licensed physician requiring an understanding of nursing but not requiring all the professional service or qualifications set forth in the definition of nursing as a licensed or registered nurse"

Section 14 This act confers no authority to practice medicine or surgery nor does it prohibit

(a) Gratuitous nursing of the sick by friends or members of the family

(b) Incidental care of the sick by friends or by domestic servants primarily employed in household duties as long as they do not practice nursing within the meaning of this act

(c) Domestic administration of family remedies by any person

(d) Nursing services in case of an emergency

(e) Nursing by a person temporarily in this state in compliance with an engagement made outside of this state which engagement requires that such person accompany and care for a patient while temporarily in this state

(f) Nursing or care of the sick with or without compensation or personal profit when done as a part of or in connection with the treatment of the sick by prayer or spiritual means in the exercise of the religious tenets of a presently well-recognized church or denomination so long as such person does not practice or hold himself or herself out to be a licensed nurse or licensed attendant as defined in this act

(g) Service by an assistant or a helper in the office or place of business of any licensed practitioner of the healing arts where such services are performed under the direction or supervision of such practitioner

If adequate medical or nursing supervision by a licensed physician or licensed or registered nurse or nurses is provided non-nursing service to the patient may be given by persons employed in institutions which are under the

supervision of or subject to visitation by the Department of Health or the Department of Welfare

Nursing services may be rendered by a student enrolled in an accredited school of nursing of either type when these services are incidental to the course of study and general duty nursing may be rendered by a graduate of such school working under proper supervision pending the results of the first licensing examination scheduled by the Board following graduation if this examination is taken by him or her or pending the result of any other licensing examination upon the approval in each case of the Board

Section 15 The Board shall have the right and duty to establish reasonable regulations for the administration of this act Copies of such regulations shall be available to persons who may be interested therein The Board may suspend or revoke any license or registration for untruthful or misleading statements made in securing licensure for gross incompetency or for unprofessional immoral or unethical conduct or violation of the regulations or by-laws of the Board but any suspension or revocation shall only be by unanimous vote of the members of the Board after a full and fair hearing before the Board upon the question of revocation or suspension and after thirty days' notice of the time and place of said hearing and a copy of the charges preferred have been sent by registered mail to the holder of the license or Registration Card at his or her last known address Any person aggrieved by the action of the Board in suspending or revoking or refusing a license or registration may appeal therefrom within thirty days after the mailing of notice of such action to the Court of Common Pleas of Dauphin County which court shall hear the matter de novo and shall enter such order affirming modifying or reversing the action of the Board as to it shall appear proper No such appeal shall act as a supersedeas unless the said court shall so decree Any state-wide organization of nurses shall have the right to intervene and participate in such appeal proceedings upon petition to the said court and upon notice to all parties of record The action of said court in the appeal shall be final and not subject to further appeal

Section 16 All fees for examination or registration as Licensed Attendants paid in before June 1 1943 are hereby appropriated specifically to the Department of Public Instruction for the use of the State Board of Examiners for Licensure of Nurses for the administration and enforcement of the provisions of the act relating to Licensed Attendants and shall be paid to said Board or its order upon proper requisition by the Board

Section 17 The provisions of this act are severable and if any of them are declared unconstitutional the remaining provisions shall not be affected or impaired thereby It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision or provisions not been included therein

Section 18 All acts or parts of acts inconsistent herewith be and the same are hereby repealed provided however that nothing in this act shall by implication or otherwise repeal any of the provisions in Act No 222 approved the 25th day of May 1937 (800 P L 1937)

Section 19 This act shall become effective November 1 1941

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. NAGEL. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Sarraf.

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

Mr. SARRAF. I shall, Mr. Speaker.

Mr. NAGEL. Mr. Speaker, will the gentleman from Allegheny define what is meant by the term "practical nurse"?

Mr. SARRAF. Mr. Speaker, the term "practical nurse" as applied under this act retains the same meaning. It means an individual who takes care of a patient and takes care of the sick.

Mr. NAGEL. Is there any provision made in House Bill No. 675 for the practical nurse?

Mr. SARRAF. Mr. Speaker, there is.

Mr. NAGEL. Will the gentleman be kind enough to point out that portion of the bill where the practical nurse is mentioned.

Mr. SARRAF. Mr. Speaker, on page eight, lines four and five of the bill reads thus:

"Provided that such licensed attendant may also use the term or title 'practical nurse'".

Mr. NAGEL. Mr. Speaker, I take the floor this afternoon to oppose this bill, not because I want to lay anything in the way of the registered nurse or the registered attendant nurse. I feel we ought to do for them what we can to help their profession and make their services better, but, I have something else in mind. I rise to protect the many people of our state who will not be able to employ a registered nurse, or a registered attendant nurse, if this bill becomes a law. There is no provision made in this bill whatsoever where out in the rural districts and in the small villages and small towns one can be employed who has not passed an examination for a small wage that can be paid by such persons as those employed on WPA. It will make nursing out of the question for people in this class. They will not be able to afford it because this will raise the price of nursing perhaps to six, or seven, or ten dollars a day, which this class of people cannot afford to pay.

I want to call your attention, if you will, to page 9, section 12, which reads as follows:

"It shall be unlawful for any person corporation or institution after the effective date of this act to "

Now, let us turn over to page 10, section C, and read in connection with that the following:

"It shall be unlawful," and it says on page 9, section 12, "It shall be unlawful for a person corporation or institution after the effective date of this act to "practice nursing as defined in this act unless that person is the holder of a valid licensed practice and a valid registration card."

On page eleven, it provides as follows:

"The practice of nursing requiring a licensè as a licensed nurse within the meaning of this act is defined as follows,

"A person so practices who for compensation or personal profit performs any professional service requiring the application of principles of nursing based on biological, physical and social sciences, such as responsible supervision of a patient requiring skill in observation of symptoms and reactions and the accurate recording of facts or carrying out of treatments and medications as prescribed by a licensed physician for the application of such nursing procedures as involve understanding of cause and effect in order to safeguard life and health of a patient."

Now let me call your attention to the fact that that includes everything, it can be made all inclusive. There is no case of illness that this particular clause of this bill would not cover. Therefore, it would be a bar.

The bill provides:

"A person so practices who for compensation or personal profit performs such duties as are required in the physical care of a patient or the carrying out

of medical orders as prescribed by a licensed physician requiring an understanding of nursing but not requiring all the professional service or qualifications set forth in the definition of nursing as a licensed or registered nurse."

Mr. Speaker, to further prove that it will bar anyone from nursing unless they are licensed, it says here:

"This act confers no authority to practice medicine or surgery nor does it prohibit (a) gratuitous nursing of the sick by friends or members of the family."

There is just one provision made and that is it must be done without pay. Let us assume for the moment that a man who works on W. P. A., his wife becomes ill, he goes to his neighbor or to his neighbor's wife and says, "Will you come over and nurse my wife through her illness?" She says, "Certainly." After the nursing is completed in a week or ten days or perhaps two weeks, he says to the lady who accommodated him, "How much do I owe you for your services?" She says, "Oh, we are neighbors, give me two or three dollars and we will call it square." Under this bill, if it becomes a law, it will be impossible to employ such a person who does not make a practice of nursing, but one who has raised a family and understands the care of the sick.

I say, Mr. Speaker, this is no time, when we have on a program for defense, when there is a possibility that we may need our nurses, of decreasing the number of nurses that might be available for taking care of the sick of our State.

Mr. Speaker, I ask every Member of this House to vote against the bill and so protect the rights and the welfare of the common people of our State.

MR. SHAW IN THE CHAIR.

Mr. AUKER. Mr. Speaker, I ask the indulgence of the House for about five minutes. In the first place I cannot agree with the gentleman from Beaver, Mr. Nagel, in what he has said. I intend to support this bill. Mr. Speaker, having married a nurse I feel more or less qualified to speak on the subject. I feel there is a definite need for the general principles embodied in this bill, as much for a health measure, probably more as a health measure than anything else. At the present time there are no restrictions on the people who handle new born infants, and other sick people. There is no restriction as the physical and health conditions of attendants who attend our sick. For all we know they may be afflicted with serious contagious diseases. They go in to attend a sick person, and that should be protected and guarded against.

I wish to call to the attention of the Members of the House several features that the bill has, however, that I think are bad and which I hope if the bill passes this afternoon, will be amended in the Senate. I refer specifically, Mr. Speaker, to line 18 on page 4 of the bill where it says: "licensed attendants must furnish evidence satisfactory to the board that he or she is twenty-one years of age." I think that is arbitrary. I do not know why the licensed attendants or licensed nurses should not be able to do such nursing when he or she is eighteen or nineteen years old. Second and more important in my mind is the matter set forth in line 23 page 4 of this bill, wherein it sets forth among other things the qualifications for a licensed attendant. It will start reading at line 21 as follows: "is of good moral

character, has completed at least the eighth grade in the public schools or its equivalent."

Now, Mr. Speaker, that is fine but here it says "has such other preliminary qualifications and requirements as the Board may prescribe." Now, Mr. Speaker, I do not like that kind of general provision in any bill. Of course, they may say, "Well, the Board is not going to abuse their discretionary power," but I want to say that Boards down here have abused their discretionary power. I want to give you a specific illustration of just how the Boards have abused their discretionary powers that have been given to them.

In 1937 there was an act passed throwing on the Board of Professional Licensure of the Department of Public Instruction, Schools of Beauty Culture. In that law there was nothing said whatsoever about any bond being required to be filed by the owners of such beauty schools. Yet in 1940 the Board comes along and says that every owner of a beauty school must file a bond. What was the result? There is no bond requirement set up in the act and as a result the owners of these beauty schools cannot put up a fidelity bond because no bonding company will bond them, they do not know what they are required to bond. That is unfair and unjust. You might say that they have a right to appeal to the courts, but it takes three or four or five months to go through the courts and it puts the owners of such beauty schools to a great expense to fight such abuse of power on the part of the boards.

The same thing is set forth on page 5, setting up the qualifications, wherein it is stated as follows: "The licensee must be of 'good moral character and have such training and experience as the board may prescribe.'"

Mr. Speaker, I am saying to the Members of the House that these boards, given such power, can if they want to exercise such power and go to the extreme of preventing licensed nurses and licensed attendants from practicing in this state. It would be possible for them to do so. Nevertheless I am going to vote for the bill in the hope that the Senate will take out these bad features and finally pass it. The bill is good, it is a well merited bill, and licensed nurses as well as registered nurses in this state should have some protection, and the people of this state should have protection against licensed attendants who may not be fit mentally or physically to attend the sick.

I ask my colleagues to vote for the bill.

Mr. SARRAF. Mr. Speaker, I do not want to take up the time of the House. This bill has been gone over very carefully and has had public hearings. The practical nurses' groups and other groups were before our committee, and at that time all these questions were brought out. I want every Member of the House to know that this "blankets in" practically every woman or man who considers himself or herself a practical nurse. This bill does not harm or keep from attending the sick any relative or friend. It specifically states that an individual who cares for the sick with pay or for pay must come under this act. Now, you gentlemen know that a bar maid, an individual being married, and other groups must have a blood test. Here is a group that attends the sick, who are under the doctor's orders, who may go to one patient who has scarlet fever or some other communicable disease and go right from there to the next one. I do not believe there is an individual in the House

who does not feel that there should be some regulation and some control. With the regular nurses and the registered nurses being in demand at the present time and being called into duty, it is no more than fair that any individual who considers himself or herself a nurse should be registered. As I said before, almost every woman and man who is today in practice under this act, which by the way does not become effective until November 1st, 1942, should be protected. I feel that every argument here advanced with the exception of Mr. Aufer's relative to the boards, is met with in this bill and I urge every one of you to vote for this measure.

Mr. STOCKHAM. Mr. Speaker, during the years that I have been a Member of this House I have observed that many of the bills that have come to the attention of this body very often approach the public welfare, and in the final analysis crystalize public opinion. I have noticed in the bills on the healing arts an antagonism of feeling, a clarifying of the differences that have existed, so that in the end there is an approach to something that is progressive. This is a measure that I believe has attracted the attention of a large body of the people of the Commonwealth of Pennsylvania who practice nursing, practical nursing. My thoughts approach this bill just as they have done before with other measures, as they have done with the optometrists and with those that were practicing a profession in connection with the healing arts, with a view of constantly crystalizing public opinion and bringing the standard of those various professions up and up to where they rendered a real service to the community.

Mr. Speaker, I have given my name to this bill and I direct your attention to that one feature, that whatever the result of your vote may be, it is bringing us nearer and nearer to some better understanding of the place that practical nurses have in the community. I recognize the possible hardships that might occur. I feel there are one or two points that need some correction, but without commenting on them I do want to say and I ask you to face this individually in a practical way, as all business and as all thoughts must be developed in a community such as we have under our system of government, that the minds of the people actually may understand the purpose, the fair purpose back of every measure. Without asking any one of you to vote for or against the measure I only want to say in conclusion that I propose to cast my vote for the bill.

The SPEAKER (Elmer Kilroy) IN THE CHAIR

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

Mr. DIX. Mr. Speaker, in my opinion this bill as drawn is a very bad measure. I attended the hearings and during that time I discovered the fact that the professional nurses and registered nurses were not in agreement on this bill; in fact a great many of the professional nurses and registered nurses were opposed to it. That is one very good reason why it should not be passed. When you have a house divided against itself like the registered nurses are, I can see no reason for passing a bill like this. Another reason for not passing this bill is that the country doctors are practically as a unit all opposed to it. I personally have conversed with many of these country doctors and they say they do not want a bill of this kind. They say that the practical nurses

are doing good work, that the registered nurses are doing good work too. For this reason Mr. Speaker, I believe this bill should not be passed at this time. When you have the registered nurses against it, a large section of them, when you have the country doctors against it, when you have the city doctors to a very large extent against this measure, it seems to me it is very foolish for the Members of this House to pass this bill with as much opposition among the professions and among the people affected by this bill.

Mr. SARRAF. For the sake of the record I just want to correct one statement made by Mr. Dix. There are sixty-seven counties in the State and in sixty of those county the nurse's organizations are absolutely for this bill. In one county in the state there were a few, a small minority, who were opposed to this bill. I just want to enter that on the record.

Mr. DIX. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Sarraf.

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

Mr. SARRAF. I shall, Mr. Speaker.

Mr. DIX. Mr. Speaker, does the gentleman know when these resolutions were passed by the organizations of nurses in these various counties, whether all the nurses were called in to vote upon it, and a vote taken as to whether this bill should be passed or not?

Mr. SARRAF. Mr. Speaker, in answer to the gentleman's question I cannot say that all of the nurses were called in, but the organizations that I have records of have gone on record as being for this bill.

Mr. DIX. Mr. Speaker, I think they are just ordinary resolutions that are passed without calling the nurses together for the purpose of voting either for or against a bill. For that reason those resolutions do not have very much effect in my opinion.

Mr. SARRAF. Mr. Speaker, does Mr. Dix wish to interrogate me or is he making his own statements? I made the statement, Mr. Speaker, that I don't know whether the organizations were called in in toto to pass upon this measure. Mr. Dix insinuates it was just routine; I don't know.

Mr. ECKELS. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Sarraf.

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

Mr. SARRAF. I shall Mr. Speaker.

Mr. ECKELS. Mr. Speaker, I would like to inquire of the gentleman, whether or not the statement of the gentleman from Beaver, Mr. Nagel is correct that if this bill is enacted a person who is unable for any reason to employ a registered nurse or a practical nurse and who might be so fortunate as to find an ordinary domestic, a neighbor girl or woman to come in and look after his sick for an amount of pay that he could afford, that this bill would prohibit that?

Mr. SARRAF. Mr. Speaker, if the individual is entering the home to care for the sick for pay then he would come under this act, but if an individual who is a friend of the family, as was stated by the gentleman who previously spoke, came in to care for his WPA friend, I don't imagine that individual would be really taking care of her for any pay or any remuneration whatever.

Mr. ECKELS. Mr. Speaker, would this prevent her from taking care of this sick person for pay?

Mr. SARRAF. Mr. Speaker, if they are not making their livelihood as professionals in the care of the sick they would not come under this act.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken. Messrs. Sarraf, Schwab and Bentley asked for a verification of the roll. The roll was verified and was as follows:

YEAS—106

Auker,	Gallagher,	Marks,	Riley,
Baker,	Gerard,	Maxwell,	Rose, S.,
Baughner,	Gryskewicz,	McClanaghan,	Rose, W. E.,
Bentley,	Habbyshaw,	McDermott,	Sarraf,
Boles,	Haberlen,	McFall,	Schwab,
Boney,	Hamilton,	McGrath,	Serrill,
Bradley,	Harkins,	McLanahan,	Shaffer,
Breth,	Harmuth,	McLane,	Shaw,
Brunner, P. A.,	Harris,	McSurdy,	Stank,
Burns,	Heatherington,	Meichlorre,	Stockham.
Chervenak,	Hering,	Mihm,	Tarr,
Chudoff,	Hersch,	Monks,	Tate,
Cochran,	Hirsch,	Mooney,	Taylor,
Cohen, M. M.,	Imbrie,	Moran,	Thompson, E. F.,
Cordier,	James,	Muir,	Thompson, R. L.,
Corrigan,	Jefferson,	Munley,	Verona,
Dalrymple,	Keenan,	O'Brien,	Vincent,
DiGenova,	Kenehan,	O'Neill,	Watkins,
Dolon,	Kilne,	Owens,	Welsh, E. B.,
D'Ortona,	Knoble,	Pettit,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Polaski,	Williams,
Early,	Komorofski,	Polen,	Woodring,
Eckels,	Lee, E. A.,	Powers,	Woodside,
Elder,	Lesko,	Readinger,	Yeakel,
Falkenstein,	Leydic,	Reese, D. P.,	Yester,
Finnerty,	Longo,	Regan,	Kilroy.
Fleming,	Malloy,	Reynolds,	Speaker.

NAYS—59

Balthaser,	Gates,	Lyons,	Rush.
Boorse,	Gillan,	McClester,	Snyder,
Bower,	Gillette,	McIntosh,	Sorg,
Cohen, R. E.,	Greenwood,	McKinney,	Stambaugh,
Cook,	Gross,	McMillen,	Stine,
Cullen,	Gyger,	Modell,	Trout,
Dennison,	Haines,	Nagel,	Turner,
Dix,	Hare,	Nunemacher,	Van Allsburg,
Elliott,	Helm,	O'Connor,	Vogt,
Ely,	Herman,	O'Dare,	Voldow,
Finestone	Huntley,	Prosen,	Weingartner,
Floss,	Jones, G. E.,	Reagan,	Wells,
Flynn,	Leisey,	Reese, R. E.,	Wood, N.,
Foor,	Levy,	Rhea,	Wright,
French	Lovett,	Royer,	Young,

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. PROSEN filed the following reasons for his vote:

I am voting No on H. B. 675, Printer's No. 927 for the reason that the Board set up by this bill may set up regulations which would prevent the so-called practical nurses, unable to meet such regulations, from following their profession.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1652, entitled:

An Act to further amend sections eight and eleven of the act approved the fifteenth day of May one thousand

nine hundred thirty-three (P L 553), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring operators and owners of automobiles under certain circumstances to furnish proof of financial responsibility as herein defined providing for the suspension of operators' licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by giving the secretary discretionary power under certain circumstances to suspend operators' licenses and providing for notice and hearing before suspension of licenses and registrations

On the question.

Will the House agree to the bill on third reading?

Mr. CORRIGAN. 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. 11), page 7, line 3, by inserting a dark-faced bracket after the word "peace."

Amend Sec. 1 (Sec. 11), page 7, lines 4 to 7, by striking out the following: "or to request" in line 4, lines 5 and 6, and the words "satisfied judgment shall so warrant" in line 7.

Amend Sec. 1 (Sec. 11), page 7, line 9, by striking out the bracket after the word "certificates."

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?

The amendments were agreed to

On the question,

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

It was agreed to.

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

BILL PASSED OVER

There being no objection House Bill No. 1365, Printer's No. 934 was passed over at the request of Mr. CORRIGAN.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 997, as follows:

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

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

Section 1 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" is hereby amended to read as follows

Section 301

* * *

(e) Compensation shall not be payable for partial disability due to silicosis anthraco-silicosis or asbestosis Provided however That nothing in this act shall be construed to deprive an employe suffering partial disability due to silicosis anthraco-silicosis or asbestosis of his right to recover damages by an action at law Compensation shall be payable as otherwise provided in this act for total disability or death caused solely (as definitely distinguished from a contributory or accelerating cause) by silicosis anthraco-silicosis or asbestosis or by silicosis anthraco-silicosis or asbestosis when accompanied by active pulmonary tuberculosis

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|----------------|----------------|--------------|------------------|
| Achterman, | Gates, | Maxwell, | Royer, |
| Auker, | Gerard, | McClanaghan, | Rush, |
| Baker, | Gillan, | McClester, | Sarge, |
| Balthaser, | Gillette, | McDermott, | Sarraf, |
| Baughner, | Goodwin, | McDowell, | Scanlon |
| Bentley, | Greenwood, | McFall, | Schwab, |
| Boles, | Gross, | McGrath, | Serrill |
| Boney, | Gryskewicz, | McIntosh, | Shaffer, |
| Boorse, | Cwyer, | McKinney, | Shaw, |
| Bower, | Habbyshaw, | McLanahan, | Shepard, |
| Bradley, | Haberlen, | McLane, | Simons, |
| Breth, | Haines, | McMillen, | Skate, |
| Bretherick, | Hall, | McSurdy, | Snyder, |
| Brown, | Hamilton, | Melchiorre, | Sollenberger, |
| Brunner, C. H. | Hare, | Mihm, | Sorg, |
| Brunner, P. A. | Harkins, | Modell, | Stambaugh, |
| Burns, | Harmuth, | Monks, | Stank, |
| Cadwalader, | Harris, | Mooney, | Stine, |
| Chervenak, | Heatherington, | Moran, | Stockham, |
| Chudoff, | Helm, | Moul, | Tarr, |
| Cochran, | Hering, | Mulr, | Tate, |
| Cohen, M. M., | Herman, | Munley, | Taylor, |
| Cohen, R. E., | Hersch, | Nagel, | Thompson, E. F., |
| Cook, | Hewitt, | Nunemacher, | Thompson, R. L., |
| Cooper, | Hirsch, | O'Brien, | Trout, |
| Cordier, | Holland, | O'Connor, | Turner, |
| Corrigan, | Huntley, | O'Dare, | Van Allsburg, |
| Croop, | Imbrie, | O'Mullen, | Verona, |
| Cullen, | James, | O'Neill, | Vincent, |
| Dalrymple, | Jefferson, | Owens, | Vogt, |
| Dennison, | Jones, G. E., | Petrosky, | Voldow, |
| DiGenova, | Jone., P. N., | Pettit, | Voorhees, |
| Dix, | Keenan, | Polaski, | Watkins |
| Dolon, | F'nehan, | Polen, | Weingartner. |
| D'Ortona, | Kline, | Powers, | Weiss, |
| Duffy, | Knoble, | Prosen, | Welsh, E. E., |
| Early, | Kolankiewicz, | Rank, | Welsh, M. J., |
| Eckels, | Komorofski, | Rausch, | Williams, |
| Elder, | Lee, E. A., | Readinger, | Winner, |

- | | | | |
|--------------|----------------|---------------|--------------|
| Elliott, | Lee, T. H., | Reagan, | Wolf, |
| Ely, | Lelsey, | Reese, D. P., | Wood, L. H., |
| Falkenstein, | Leonard, | Rcese, R. E., | Wood, N., |
| Finestone, | Lesko, | Regan, | Woodring, |
| Finnerty, | Levy, | Reynolds, | Woodside, |
| Fiss, | Leydic, | Rhea, | Wright, |
| Fleming, | Lichtenwalter, | Riley, | Yeakel, |
| Fletcher, | Longo, | Rooney, | Yester, |
| Flynn, | Lovett, | Rose, S., | Young, |
| Foor, | Lyons, | Rose, W. E., | Kilroy, |
| French, | Malloy, | Rosenfeld, | Speaker. |
| Gallagher, | Marks, | | |

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 674, as follows:

An Act to amend the act aproved the ninth day of April one thousand nine hundred twenty-nine (P L 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined as amended by making certain changes in the name qualifications powers and duties of the State Board of Examiners for the Registration of Nurses and providing for the election of a Director of Nursing Education who shall also be Secretary and Executive Officer of the Board and an Assistant Director of Nursing Education who shall also be Assistant Secretary and Assistant Executive Officer of the Board and other officers and employes thereof

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

Section 1 Section two hundred two 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 Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions

shall be determined" as last amended by the act approved the sixth day of June one thousand nine hundred thirty-nine (P L 250) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

In the Department of Justice

Board of Pardons

Board of Commissioners on Uniform State Laws

In the Treasury Department

Board of Finance and Revenue

State Employes' Retirement Board

In the Department of Internal Affairs

Board of Property

In the Department of Public Instruction

State Council of Education

Pennsylvania State Board of Censors

Public School Employes' Retirement Board

Pennsylvania Historical Commission

Board of Trustees of Thaddeus Stevens Industrial School

Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Pennsylvania Soldiers Orphan School

Board of Trustees of West Chester State Teachers' College

Board of Trustees of Millersville State Teachers' College

Board of Trustees of Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College

Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College

Board of Trustees of Shippensburg State Teachers' College

Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers' College

Board of Trustees of California State Teachers' College

Board of Trustees of Slippery Rock State Teachers' College

Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney Training School for Teachers

State Board of Medical Education and Licensure

State Board of Pharmacy

State Dental Council and Examining Board

State Board of Optometrical Examiners

State Board of Osteopathic Examiners

Osteopathic Surgeons' Examining Board

State Board of Examiners for [the Registration] Licensure of Nurses

State Board of Veterinary Medical Examiners

State Board for the Examination of Public Accountants

State Board of Examiners of Architects

Anthracite Mine Inspectors' Examiners Board

Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania

State Registration Board for Professional Engineers

In the Department of Military Affairs

Armory Board of the State of Pennsylvania

Board of Trustees of Pennsylvania Soldiers' and Sailors' Home

In the Department of Banking

Board to License Private Bankers

Pennsylvania Securities Commission

In the Department of Agriculture

State Farm Products Show Commission

In the Department of Forests and Waters

Water and Power Resources Board

Geographic Board

Lake Erie and Ohio River Canal Board

Pennsylvania State Park and Harbor Commission of Erie

Washington Crossing Park Commission

Valley Forge Park Commission

Fort Washington Park Commission

In the Department of Mines

Anthracite Mine Inspectors

Bituminous Mine Inspectors

In the Department of Highways

State Bridge Commission

In the Department of Health

Sanitary Water Board

State Board of Undertakers

In the Department of Labor and Industry

Workmen's Compensation Board

Workmen's Compensation Referees

State Workmen's Insurance Board

The Industrial Board

In the Department of Welfare

State Council for the Blind

Board of Trustees of Eastern State Penitentiary

Board of Trustees of Western State Penitentiary

Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employment and training of defective delinquents shall thereafter be known as the Board of Trustees of Pennsylvania Institution for Defective Delinquents

Board of Trustees of State Industrial Home for Women

Board of Trustees of Pennsylvania Training School

Board of Trustees of Allentown State Hospital

Board of Trustees of Danville State Hospital

Board of Trustees of Farview State Hospital

Board of Trustees of Harrisburg State Hospital

Board of Trustees of Norristown State Hospital

Board of Trustees of Warren State Hospital

Board of Trustees of Wernersville State Hospital

Board of Trustees of Torrance State Hospital

Board of Trustees of Ashland State Hospital

Board of Trustees of Blossburg State Hospital

Board of Trustees of Coaldale State Hospital

Board of Trustees of Connellsville State Hospital

Board of Trustees of Hazleton State Hospital

Board of Trustees of Locust Mountain State Hospital

Board of Trustees of Nanticoke State Hospital

Board of Trustees of Philipsburg State Hospital

Board of Trustees of Scranton State Hospital

Board of Trustees of Shamokin State Hospital

Board of Trustees of Laurelton State Village

Board of Trustees of Pennhurst State School

Board of Trustees of Polk State School

Board of Trustees of Selinsgrove State Colony for Epileptics

In the Department of Property and Supplies

Board of Commissioners of Public Grounds and Buildings

State Art Commission

In the Department of Revenue

State Athletic Commission

In the Department of Public Assistance

State Board of Public Assistance

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

Section 2 Section four hundred eighteen of the said act as last amended by the act approved the twenty-ninth day of April one thousand nine hundred thirty-five (P. L. 91) is hereby further amended to read as follows

Section 418 State Board of Examiners for [Registration] Licensure of Nurses The State Board of Examiners for [Registration] Licensure of Nurses shall consist of the Superintendent of Public Instruction ex officio and five members who shall be licensed and registered nurses graduated from schools of nursing where practical and theoretical instruction is given in general surgical and medical

nursing and who shall have been engaged in nursing in the Commonwealth of Pennsylvania for at least five years since [registration] first registered

The Governor shall upon the expiration of the term of office of any member appoint a person with the above specified qualifications from a list of not less than ten names submitted to him by the board of directors of the Pennsylvania State Nurses' Association for a term of six years and until a successor is appointed and qualified Vacancies shall be filled in like manner

Three members of the board shall constitute a quorum and the board shall [select] elect from among its members a chairman [and shall elect a secretary who need not be a member of the board] a Director of Nursing Education who shall also be the Secretary and Executive Officer of the Board an Assistant Director of Nursing Education who shall also be Assistant secretary and Assistant Executive Officer of the Board and two or more State Educational Advisors of Schools of Nursing None of said officers or persons except the chairman need be members of the board All of them shall be full time employes and shall have the minimum qualifications required by this act for members of the board The board shall also fix the salaries of all said officers

[The board with the approval of the Superintendent of Public Instruction shall also appoint and fix the compensation of one or more State educational advisors of schools of nursing who shall have the same qualifications as the members of the board]

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem when actually engaged in the transaction of official business and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

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—187

Auker.	Gerard.	Marks.	Rose, S.
Baker.	Gillan.	Maxwell.	Rose, W. E.
Balthaser.	Gillette.	McClanaghan.	Rosenfeld.
Baughner.	Goodwin.	McDermott.	Royer.
Bentley.	Greenwood.	McDowell.	Sarge.
Boles.	Gross.	McFall.	Saraf.
Boorse.	Gryskewicz.	McGrath.	Scanlon.
Bower.	Oyger.	McKee.	Schwab.
Bradley.	Habbyshaw.	McKinney.	Serrilli.
Breth.	Haberlen.	McLanshan.	Shaffer.
Bratherick.	Haines.	McLane.	Shaw.
Brown.	Hamilton.	McMillen.	Shepard.
Brunner, C. H.	Hare.	McCurdy.	Simons.
Brunner, P. A.	Jarkins.	Melchiorre.	Skale.
Burns.	Harmuth.	Mihm.	Snyder.
Cadwalader.	Harris.	Modell.	Sollenberger.
Chervenak.	Heatherington.	Monks.	Sorg.
Chudoff.	Helm.	Mooney.	Stambaugh.
Cochran.	Hering.	Moran.	Stank.
Cohen, M. M.	Herman.	Moul.	Stackham.
Cohen, R. E.	Hersch.	Muir.	Tarr.
Cook.	Hewitt.	Munley.	Tate.
Cooper.	Hirsch.	Nagel.	Taylor.
Cordier.	Holland.	Nunemacher.	Thompson, E. F.
Corrigan.	Huntley.	O'Brien.	Thompson, R. L.
Croop.	Imbrie.	O'Connor.	Turner.
Delrymple.	James.	O'Dare.	VanAllebarg.
Dennison.	Jefferson.	O'Mullen.	Verona.
DiGenova.	Jones, G. E.	O'Neill.	Vincent.
Dolon.	Jones, P. N.	Ovens.	Vogt.
D'Ortona.	Keenan.	Petrotsky.	Voldow.
Duffy.	Kenahan.	Pettit.	Voorhees.
Early.	Kilne.	Polaski.	Watkins.
Eckels.	Knoble.	Polen.	Welsh, E. B.
Elder.	Kolanekiewicz.	Powers.	Welsh, M. J.
Ellott.	Komorofski.	Prosen.	Williams.
Ely.	Lee, E. A.	Rank.	Winner.

Falkenstein.	Lee, T. H.	Rausch.	Wolf.
Finestone.	Leisey.	Readinger.	Wood, L. H.
Finnerty.	Leonard.	Reagan.	Woodring.
Fiss.	Lesko.	Reese, D. P.	Woodside.
Flaming.	Levy.	Reese, E. E.	Wright.
Fletcher.	Leydic.	Reagan.	Yeakel.
Flynn.	Lichtenwalter.	Reynolds.	Yester.
Foor.	Longo.	Rhea.	Young.
French.	Lovett.	Riley.	Kilroy.
Gallagher.	Malloy.	Rooney.	Speaker.

NAYS—12

Cullen.	Hall.	Rush.	Weingartner.
Dix.	Lyons.	Stine.	Weiss.
Gates.	McClester.	Trout.	Wood, N.

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1530, as follows:

An Act authorizing and directing the Department of Highways to erect and construct a bridge over the Lackawanna River between a point in or near the Borough of Blakely Lackawanna County and a point in or near the Borough Olyphant in Lackawanna County and to provide the necessary approaches thereto and making an appropriation

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

Section 1 The Department of Highways is hereby authorized and directed to erect and construct a bridge over the Lackawanna River at a convenient point in or near the Borough of Blakely in Lackawanna County to a point on the opposite side of said river in or near the Borough of Olyphant in Lackawanna County and to acquire the necessary land for approaches thereto

In the construction of said bridge and the approaches thereto the Department of Highways shall have all of the powers and authority conferred with respect to the relocation widening or construction of State highways Any damages sustained by reason of taking property in the relocation widening or construction of any such bridge and the approaches thereto shall be ascertained in accordance with laws applicable to the ascertainment of damages in relocating widening or constructing State highways and such damages when ascertained shall be paid by the Commonwealth or county or counties as may be agreed upon in accordance with the laws relating to State highways

Section 2 The sum of fifty-five thousand dollars (\$55,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund in the State Treasury to the Department of Highways for the construction of such bridge and the approaches thereto and for the payment of damages for property taken injured or destroyed

Section 3 The provisions of this act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker.	Gerard.	Marks.	Rose, W. E.
Baker.	Gillan.	Maxwell.	Rosenfeld.
Balthaser.	Gillette.	McClanaghan.	Royer.
Baughner.	Goodwin.	McClester.	Rush.

Bentley,	Greenwood,	McDermott,	Sarge,
Boles,	Gross,	McDowell,	Sarraf,
Boorse,	Gryskewicz,	McFall,	Scanlon,
Bower,	Gyger,	McGrath,	Schwab,
Bradley,	Habbyshaw,	McIntosh,	Serrill,
Breth,	Haberlen,	McKinney,	Shaffer,
Bretherick,	Haines,	McLanahan,	Shaw,
Brown,	Hall,	McLane,	Shepard,
Brunner, C. H.,	Hamilton,	McMillen,	Simons,
Brunner, P. A.,	Hare,	McSurdy,	Skale,
Burns,	Harkins,	Melchiorre,	Snyder,
Cadwalader,	Harmuth,	Mihm,	Sollenberger,
Chervenak,	Harris,	Modell,	Sorg,
Chudoff,	Heatherington,	Monks,	Stambaugh,
Cochran,	Helm,	Mooney,	Stank,
Cohen, M. M.,	Hering,	Moran,	Stine,
Cohen, R. E.,	Herman,	Moul,	Stockham,
Cook,	Hersch,	Muir,	Tarr,
Cooper,	Hewitt,	Munley,	Tate,
Cordier,	Hirsch,	Nagel,	Taylor,
Corrigan,	Holland,	Nunemacher,	Thompson, E. F.,
Croop,	Huntley,	O'Brien,	Thompson, R. L.,
Cullen,	Imbrie,	O'Connor,	Trout,
Dairyple,	James,	O'Dare,	VanAllsburg,
Dennison,	Jefferson,	O'Mullen,	Verona,
DiGenova,	Jones, G. E.,	O'Neill,	Vincent,
Dix,	Jones, P. N.,	Owens,	Vogt,
Dolon,	Keenan,	Petrosky,	Voldow,
D'Ortona,	Kenehan,	Pettit,	Voorhees,
Duffy,	Kline,	Polaski,	Watkins,
Early,	Knoble,	Polen,	Weingartner,
Eckets,	Kolankiewicz,	Powers,	Weiss,
Elder,	Komorowski,	Prosen,	Welsh, E. B.,
Elllott,	Lee, E. A.,	Rank,	Welsh, M. J.,
Ely,	Lee, T. H.,	Rausch,	Williams,
Falkenstein,	Lelsey,	Readinger,	Winnor,
Finestone,	Leonard,	Reagan,	Wolf,
Finnerty,	Lesko,	Reese, D. P.,	Wood, L. H.,
Fiss,	Levy,	Reese, R. E.,	Wood, N.,
Fleming,	Leydic,	Regan,	Woodring,
Fletcher,	Lichtenwalter,	Reynolds,	Woodside,
Flynn,	Longo,	Rhea,	Wright,
Foor,	Lovett,	Riley,	Yeakel,
French,	Lyons,	Rooney,	Yester,
Gallagher,	Malloy,	Rose, S.,	Young,
Gates,			Kilroy, Speaker

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1101, as follows:

An Act to amend sections one thousand five hundred and one and one thousand five hundred and eight 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" further regulating sewer connections and sewer district assessments in certain cases

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

Section 1 Sections one thousand five hundred and one and one thousand five hundred and eight 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" are hereby amended to read as follows

Section 1501 Power to Establish and Construct Sewers and Drains Sewer Rentals Townships may establish and construct a system of sewers and drainage locating the same as far as practicable along and within the lines of the public roads of the townships as seems advisable to the board of supervisors The supervisors may permit and where necessary for the public health require adjoining and adjacent property owners to connect with and

use the same In case any owner or owners of property adjoining or adjacent to such sewer shall neglect or refuse to connect with and use said sewer for a period of thirty days after notice to do so has been served upon him or them by the supervisors either by personal service or by registered mail said supervisors or their agents employes and servants may enter upon such property and construct such connection or connections In such case the supervisors shall forthwith upon completion of the work send an itemized bill of the cost of construction of such connection or connections to the owner or owners of the property to which connection has been so made which bill shall be payable forthwith In case of neglect or refusal by the owner or owners of such property to pay said bill it shall be the duty of the township supervisors to file municipal liens for said construction within six months of the date of completion of the construction of said connection or connections the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens All persons so connecting shall pay in addition to the cost of making such connection a monthly or annual rate prescribed by a resolution of the board of supervisors Such monthly or annual rate shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

Section 1508 Sewer Districts Township to Pay Non-Assessable Portion of Cost Whenever a sewer system is constructed by a township for the accommodation of a certain portion only of the township the supervisors of such township may at any time before or after said construction constitute the territory accommodated into a sewer district or divide it into several sewer districts In every such case of division into several districts the [supervisor] supervisors shall make an estimate of the proportion of the cost of the sewer system which should equitably be charged on each of said districts and declare and establish such apportionment by resolution

In all cases where a sewer system is constructed by a township for the benefit of a certain portion only of the township and the cost of main sewers pumping stations pressure liens et cetera is charged against the sewer district or sewer districts as herein provided the total amount charged to each district may be assessed to the district by an assessment upon each lot or piece of land in said district in proportion to its frontage abutting on the sewer or by an assessment upon the several properties abutting on the sewer in proportion to benefits or the total amount charged to each district may be assessed upon the properties connected with and using said sewers as sewer rentals in the manner provided by law for the assessment of sewer rentals or each lot or piece of ground abutting upon said sewer may be assessed in proportion to its frontage or according to benefits the cost of a local sewer and the balance of the amount charged against the district may be assessed upon the properties connected with and using said sewer as sewer rentals in the manner provided by law for assessment of sewer rentals No district shall be charged with more than its due proportion of the cost of the main sewers pumping stations et cetera used jointly by more than one district the aggregate amount charged on property in any such district shall not exceed the amount of such estimate Where the whole of the township is accommodated by the system it may also be treated as a single district or divided into districts and be subject to the foregoing provisions

An amount not legally chargeable upon properties benefited shall be paid out of the general township fund

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

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

On the question,
Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1710, as follows:

An Act creating a Board of Inspection in the Department of Public Works in cities of the first class imposing powers and duties on such board and cities of the first class and any lessee of water or gas mains owned by such city prescribing rights of persons suffering damage to property or personal injuries because of defective conditions of such mains and imposing liability on cities of the first class and lessees of water or gas mains owned by such city and repealing inconsistent legislation

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

Section 1 There is hereby created in all cities of

the first class a Board of Inspection consisting of five members to be appointed by the Director of Public Works whose duty and function shall be to inspect or investigate complaints concerning gas and water mains and order and effect replacements or repairs to all gas or water mains or any and all connection thereof found to be in a defective or dangerous condition The board shall consist of a civil engineer from the Department of Public Works and four employes of the Department of Public Works and shall receive no additional compensation for performing their duties in accordance with the provisions of this act

Section 2 The Board of Inspection shall supervise the activities of all employes of the Department of Public Works charged with the duty of inspecting and repairing or replacing all water mains or any connections thereof and shall keep records of all complaints received from citizens of such cities from all sources These records shall be open to the public for inspection All complaints affecting gas mains or connections thereof shall be immediately forwarded to any and all lessees of any municipally owned gas works and a record thereof kept and the Board of Inspection shall require any such lessee to immediately notify it of any complaints or any pertinent information such lessee shall have received relative to the condition of any gas or water main or connections thereof All such records shall be public documents and shall be kept for a period of five years by the board

Section 3 Immediately after the effective date of this act the said Board of Inspection shall cause inspection of all mains thirty years old or over to be made immediately and thereafter once every five years to determine whether such mains or connections thereof are in a safe condition and not hazardous to the public and shall also test soundings in cases of all mains relative to which complaints have been filed by any citizen or official of such first class city Where such mains are found to be defective and require repairs or replacements the board shall immediately order such repairs or replacements to be made In the case of any gas works or water works leased by the city to others the board shall order such lessee in conformity with such contract of lease to make all necessary repairs and replacements or shall take other immediate steps that such dangerous or defective condition shall be immediately corrected

Section 4 The Board of Inspection shall employ all recent and modern methods available to insure proper inspection of all mains or connections thereof in accordance with best engineering practice

Section 5 Whenever any citizen suffers any property damage or personal injury as a result of defective condition of any gas or water main or connection thereof the Board of Inspection shall make an immediate investigation to ascertain responsibility and effect an immediate correction of such dangerous or defective condition

Section 6 In any action for damages brought against such city or any lessee thereof because of property damage or personal injuries sustained by such person because of the defective or dangerous condition of any water or gas main or any connection thereof the plaintiff shall make out a prima facie case by establishing the fact of such damage and the casual connection thereto with such dangerous or defective main or connection thereof

Section 8 The said Board of Public Inspection shall be charged with the duty of conducting all investigations into complaints relative to the conditions of such gas or water mains or connections thereof as quickly as possible and of effectuating all repairs or replacements as soon as it is possible for such repairs or replacements to be made

Section 9 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 10 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed
 Section 11 The provisions of this act shall become effective immediately upon final enactment.

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gerard, | Maxwell, | Royer, |
| Baker, | Gillan, | McClanaghan, | Rush, |
| Balthaser, | Gillette, | McClester, | Sarge, |
| Baughner, | Goodwin, | McDermott, | Sarra, |
| Bentley, | Greenwood, | McDowell, | Scanlon, |
| Boles, | Gross, | McFall, | Schwab, |
| Boorse, | Gryskewicz, | McGrath, | Serrill, |
| Bower, | Cyger, | McIntosh, | Shaffer, |
| Bradley, | Habbyshaw, | McKinney, | Shaw, |
| Breth, | Haberlen, | McLanahan, | Shepard, |
| Bretherick, | Haines, | McLane, | Simons, |
| Brown, | Hall, | McMillen, | Skale, |
| Brunner, C. H., | Hamilton, | McSurdy, | Snyder, |
| Brunner, P. A., | Hare, | Melchiorre, | Sollenberger, |
| Burns, | Harkins, | Mihm, | Sorg, |
| Cadwalader, | Harmuth, | Modell, | Stambaugh, |
| Chervenak, | Harris, | Monks, | Stank, |
| Chudoff, | Heatherington, | Mooney, | Stine, |
| Cochran, | Helm, | Moran, | Stockham, |
| Cohen, M. M., | Hering, | Moul, | Tarr, |
| Cohen, R. E., | Herman, | Muir, | Tate, |
| Cook, | Hersch, | Munley, | Taylor, |
| Cooper, | Hewitt, | Nagel, | Thompson, E. F., |
| Cordier, | Hirsch, | Nunemacher, | Thompson, R. L., |
| Corrigan, | Holland, | O'Brien, | Trout, |
| Croop, | Huntley, | O'Connor, | Turner, |
| Cullen, | Imbrie, | O'Dare, | VanAllsburg, |
| Dalrymple, | James, | O'Mullen, | Verona, |
| Dennison, | Jefferson, | O'Neill, | Vincent, |
| DiGenova, | Jones, G. E., | Owens, | Vogt, |
| Dix, | Jones, P. N., | Petrosky, | Voldow, |
| Dolon, | Keenan, | Pettit, | Voorhees, |
| D'Ortona, | Kenehan, | Polaski, | Watkins, |
| Duffy, | Kline, | Polen, | Weingartner, |
| Early, | Knoble, | Powers, | Weiss, |
| Eckels, | Kolankiewicz, | Prosen, | Welsh, E. B., |
| Elder, | Komorowski, | Rank, | Welsh, M. J., |
| Elliott, | Lee, E. A., | Rausch, | Williams, |
| Ely, | Lee, T. H., | Readinger, | Winner, |
| Falkenstein, | Leisey, | Reagan, | Wolf, |
| Finstone, | Leonard, | Reese, D. P., | Wood, L. H., |
| Finnerty, | Lesko, | Reese, R. E., | Wood, N., |
| Fiss, | Levy, | Rosenfeld, | Woodring, |

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1738, as follows:

An Act to amend Route 22045 of 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 construc-

tion 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"

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

Section 1 Route 22045 of 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" is hereby amended to read as follows:

Route 22045 Beginning at a point in Rush Township on the Dauphin-Lebanon County line about [0.25] mile 1 1/2 miles west of the Schuylkill County line thence in a northeasterly and northwesterly direction through Rush Township to a point [on] intersecting Route 22041 about 1 mile west of the Schuylkill-Dauphin County line in Dauphin County a distance of about [0.7] 0.95 mile

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gates, | Marks, | Rosenfeld, |
| Baker, | Gerard, | Maxwell, | Royer, |
| Balthaser, | Gillan, | McClanaghan, | Rush, |
| Baughner, | Gillette, | McClester, | Sarge, |
| Bentley, | Goodwin, | McDermott, | Sarra, |
| Boles, | Greenwood, | McDowell, | Scanlon, |
| Boorse, | Gross, | McFall, | Schwab, |
| Bower, | Gryskewicz, | McGrath, | Serrill, |
| Bradley, | Cyger, | McIntosh, | Shaffer, |
| Breth, | Habbyshaw, | McKinney, | Shaw, |
| Bretherick, | Haberlen, | McLanahan, | Shepard, |
| Brown, | Haines, | McLane, | Simons, |
| Brunner, C. H., | Hall, | McMillen, | Skale, |
| Brunner, P. A., | Hamilton, | McSurdy, | Snyder, |
| Burns, | Hare, | Melchiorre, | Sollenberger, |
| Cadwalader, | Harkins, | Mihm, | Sorg, |
| Chervenak, | Harmuth, | Modell, | Stambaugh, |
| Chudoff, | Harris, | Monks, | Stank, |
| Cochran, | Heatherington, | Mooney, | Stine, |
| Cohen, M. M., | Helm, | Moran, | Stockham, |
| Cohen, R. E., | Hering, | Moul, | Tarr, |
| Cook, | Herman, | Muir, | Tate, |
| Cooper, | Hersch, | Munley, | Taylor, |
| Cordier, | Hewitt, | Nagel, | Thompson, E. F., |
| Corrigan, | Hirsch, | Nunemacher, | Thompson, R. L., |
| Croop, | Holland, | O'Brien, | Trout, |
| Cullen, | Huntley, | O'Connor, | Turner, |
| Dalrymple, | Imbrie, | O'Dare, | VanAllsburg, |
| Dennison, | James, | O'Mullen, | Verona, |
| DiGenova, | Jefferson, | O'Neill, | Vincent, |
| Dix, | Jones, G. E., | Owens, | Vogt, |
| Dolon, | Jones, P. N., | Petrosky, | Voldow, |
| D'Ortona, | Keenan, | Pettit, | Voorhees, |
| Duffy, | Kenehan, | Polaski, | Watkins, |
| Early, | Kline, | Polen, | Weingartner, |
| Eckels, | Knoble, | Powers, | Weiss, |
| Eckels, | Kolankiewicz, | Prosen, | Welsh, E. B., |
| Elder, | Komorowski, | Rank, | Welsh, M. J., |
| Elliott, | Lee, E. A., | Rausch, | Williams, |
| Ely, | Lee, T. H., | Readinger, | Winner, |
| Falkenstein, | Leisey, | Reagan, | Wolf, |
| Finstone, | Leonard, | Reese, D. P., | Wood, L. H., |
| Finnerty, | Lesko, | Reese, R. E., | Wood, N., |
| Fiss, | Levy, | Regan, | Woodring, |

Fleming, Fletcher, Flynn, Foor, French, Gallagher,	Leydic, Lichtenwalter, Longo, Lovett, Lyons, Malloy,	Reynolds, Rhea, Riley, Rooney, Rose, S., Rose, W. E.,	Woodside, Wright, Yeakel, Yester, Young, Kilroy, Speaker.
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NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1739, as follows:

An Act to amend Route 38043 of 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"

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

Section 1 Route 38043 of 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" is hereby amended to read as follows:

Route 38043 Beginning at a point in Union Township intersecting Route 140-E near Murray thence in [a] an easterly and general northerly direction through Union and Cold Spring Townships via Gold Mine to a point on the Dauphin-Lebanon County line about [2.25 mile] 1.5 miles west of the Schuylkill County line in Lebanon County a distance of about [6.0] 6.11 miles

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker, Baker, Balthaser, Baugher, Bentley, Boles, Boorse, Bower, Bradley, Breth, Bretherick, Brown, Brunner, C. H., Brunner, P. A.,	Gates, Gerard, Gillan, Gillette, Goodwin, Greenwood, Gross, Gryskewicz, Gyger, Habbyshaw, Haberlien, Haines, Hall, Hamilton,	Malloy, Maxwell, McClanaghan, McClester, McDermott, McDowell, McFall, McGrath, McIntosh, McKinney, McLanahan, McLane, McMillen, McSurdy,	Rosenfeld, Royer, Rush, Sarge, Sarraf, Scanlon, Schwab, Serrill, Shaffer, Shaw, Shepard, Simons, Skale, Snyder,
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Burns, Cadwalader, Chervenak, Chudoff, Cochran, Cohen, M. M., Cohen, R. E., Cook, Cooper, Cordier, Corrigan, Croop, Cullen, Dalrymple, Dennison, DiGenova, Dix, Dolon, D'Ortona, Duffy, Early, Eckels, Elder, Elliot, Ely, Falkenstein, Finestone, Finnerty, Flss, Fleming, Fletcher, Flynn, Foor, French, Gallagher,	Hare, Harkins, Harmuth, Harris, Heatherington, Helm, Hering, Herman, Hersch, Hewitt, Hirsch, Holland, Huntley, Imbrie, James, Jefferson, Jones, G. E., Jones, P. N., Keenan, Kenehan, Kline, Knoble, Kolankiewicz, Komorowski, Lee, E. A., Lee, T. H., Laisey, Leonard, Lesko, Levy, Leydic, Lichtenwalter, Longo, Lovett, Lyons, Marks,	Melchiorre, Mihm, Modell, Monks, Mooney, Moran, Moul, Muir, Munley, Nagel, Nunemacher, O'Brien, O'Connor, O'Dare, O'Mullen, O'Neill, Owens, Petrosky, Pettit, Polaski, Polen, Powers, Prosen, Rank, Rausch, Readinger, Reagan, Reese, D. P., Reese, R. E., Regan, Reynolds, Rhea, Riley, Rooney, Rose, S., Rose, W. E.,	Sollenberger, Sorg, Stambaugh, Stank, Stine, Stockham, Tarr, Tate, Taylor, Thompson, E. F., Thompson, R. L., Trout, Turner, Van Allsburg, Verona, Vincent, Vogt, Voldow, Voorhees, Watkins, Weingartner, Welss, Welsh, E. B., Welsh, M. J., Williams, Winner, Wolf, Wood, L. H., Wood, N., Woodring, Woodside, Wright, Yeakel, Yester, Young, Kilroy, Speaker.
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NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1370, entitled:

An Act to amend section eighteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth" further regulating the removal discharge or reduction in pay or position of officers clerks and employes in the classified civil service

On the question,

Will the House agree to the bill on third reading?

Mr. SAMUEL ROSE. 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. 118), page 2, line 6, by striking out the light-faced bracket before the word "until."

Amend Sec. 1 (Sec. 18), page 2, line 14, by inserting after the word "records" the following: "within sixty days after the receipt of notice of removal, discharge or demotion in pay or position, the commission may upon its own initiative or shall upon request of the employe affected, make such investigation as it may deem advisable either sitting as a body or through one or more of its members The investigation, inquiry or hearing is declared to be for the purpose of fairly determining whether or not the employe involved by reason of his act or acts as charged and his record of service merits continuance therein or should be removed therefrom or demoted or otherwise disciplined for the good of the service. In such investigations, inquiries or hearings, the commission shall not be required to follow established rules of evidence or

court procedure, but shall seek information and evidence bearing on the merits of the case. The records of such investigations and all hearings shall be open to the public and the employe sought to be removed, discharged or demoted shall have opportunity to be heard personally or through counsel in his own defense. Within twenty days after the completion of such investigation or hearing, or sooner if practicable, the commission shall make its findings and conclusions which shall be forthwith certified to and enforced by the appointing authority. The commission may in its discretion after making its investigation of the charges against said employe affected, order said employe to be reinstated without holding any further inquiry or hearing. The commission shall have the authority after its disapproval of the removal, discharge or reduction in pay or position of the employe affected to restore pay to the employe for the period of such removal, discharge or reduction in pay or position.

Amend Sec. 1 (Sec. 18), page 2, line 15, by striking out the light-faced bracket after the word "No" and the words "and no."

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?

The amendments 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.

BILLS PASSED OVER

There being no objection House Bill No. 1802, Printer's No. 915, was passed over at the request of Mr. MONKS.

There being no objection House Bill No. 1231, Printer's No. 920, and House Bill No. 259, Printer's No. 964, were passed over at the request of Mr. READINGER.

There being no objection House Bill No. 636, Printer's No. 968, was passed over at the request of Mr. MELCHIORRE.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 777, as follows:

An Act to amend section two thousand five hundred five A of the act approved the ninth of April one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the Executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" further regulating the fixing of maximum and minimum salaries by

the Department of Public Assistance and the employment Board and providing for increases of salaries in certain cases

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

Section 1 Section two thousand five hundred five A 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 salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" which was added thereto by the act approved the twenty-fourth day of June one thousand nine hundred and thirty-seven (P L 2003) is hereby amended to read as follows

Section 2505-A Joint Actions by Department of Employment Board The Department of Public Assistance and the Employment Board shall jointly have the following functions and duties

(1) To classify employment positions according to the duty involved and the qualifications required

(2) To fix maximum and minimum salaries for each class of employment subject to the provisions of the following paragraphs

(a) An increase which shall not be less than at the rate of sixty dollars (\$60.00) per annum over the present rate of compensation now being paid such employe payable in equal semi-monthly installments for a period of six months beginning with the effective date of this act

(b) An increase which shall not be less than at the rate of one hundred and twenty dollars (\$120.00) per annum over the present rate of compensation now being paid such employe payable in equal semi-monthly installments for the period of six months beginning immediately following the six month period set forth in the preceding paragraph (a) hereof

(c) An increase which shall not be less than at the rate of one hundred and eighty dollars (\$180.00) per annum over the present rate of compensation now being paid such employe payable in equal semi-monthly installments for the period of six months beginning immediately following the six month period set forth in the preceding paragraph (b) hereof

(d) The provisions of this subsection shall not apply to any salaries in excess of one thousand six hundred and twenty dollars (\$1,620) per annum

Section 2 This act shall become effective on the first day of July one thousand nine hundred and forty-one

Section 3 All acts and parts of acts inconsistent with the provisions of this act 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—199

Auker,
Baker,
Balthaser,

Gerard,
Gillan,
Gillette,

Maxwell,
McClanaghan,
McClester,

Rosenfeld,
Royer,
Rush,

Baughner,	Goodwin,	McDermott,	Sarge,
Bentley,	Greenwood,	McDowell,	Sarraf,
Boies,	Gross,	McFall,	Scanlon,
Boorse,	Gryskewicz,	McGrath,	Schwab,
Bower,	Gyger,	McIntosh,	Serrill,
Bradley,	Habbyshaw,	McKinney,	Shaffer,
Breth,	Haberlien,	McLanahan,	Shaw,
Bretherick,	Haines,	McLane,	Shepard,
Brown,	Hall,	McMillen,	Simons,
Brunner, C. H.,	Hamilton,	McSurdy,	Skale,
Brunner, P. A.,	Hare,	Melchiorre,	Snyder,
Burns,	Harkins,	Mihm,	Sollenberger,
Cadwalader,	Harmuth,	Modell,	Sorg,
Chervenak,	Harris,	Monks,	Stambaugh,
Chudoff,	Heatherington,	Mooney,	Stank,
Cochran,	Heim,	Moran,	Stine,
Cohen, M. M.,	Hering,	Moul,	Stockham,
Cohen, R. E.,	Herman,	Muir,	Tarr,
Cook,	Hersch,	Munley,	Tate,
Cooper,	Hewitt,	Nagel,	Taylor,
Cordier,	Hirsch,	Nunemacher,	Thompson, E. F.,
Corrigan,	Holland,	O'Brien,	Thompson, R. L.,
Croop,	Huntley,	O'Connor,	Trout,
Cullen,	Imbrie,	O'Dare,	Turner,
Dalrymple,	James,	O'Mullen,	VanAllsburg,
Dennison,	Jefferson,	O'Neill,	Verona,
DiGenova,	Jones, G. E.,	Owens,	Vincent,
Dix,	Jones, P. N.,	Petrosky,	Vogt,
Dolon,	Keenan,	Pettit,	Voldow,
D'Ortona,	Kenehan,	Polaski,	Voorhees,
Duffy,	Kline,	Polen,	Watkins,
Early,	Knoble,	Powers,	Weingartner,
Eckels,	Kolankiewicz,	Prosen,	Weiss,
Elder,	Komorowski,	Rank,	Welsh, E. B.,
Elliot,	Lee, E. A.,	Rausch,	Welsh, M. J.,
Ely,	Lee, T. H.,	Readinger,	Williams,
Falkenstein,	Lelsey,	Reagan,	Winner,
Finestone,	Leonard,	Reese, D. P.,	Wolf,
Finnerty,	Lesko,	Reese, R. E.,	Wood, L. H.,
Fiss,	Levy,	Regan,	Wood, N.,
Fleming,	Leydic,	Reynolds,	Woodring,
Fletcher,	Lichtenwalter,	Rhea,	Woodside,
Flynn,	Longo,	Riley,	Wright,
Foor,	Lovett,	Rooney,	Yeakel,
French,	Lyons,	Rose, S.,	Yester,
Gallagher,	Malloy,	Rose, W. E.,	Young,
Gates,	Marks,		Kilroy, Speaker

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1771, as follows:

An Act requiring clerks of courts to forward to the Department of Health a certificate of decrees in divorce annulment of marriage adoption and annulment of adoption proceedings providing for the registration of such certificates by the said department the issuance of certified copies thereof and fixing fees and penalties

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

Section 1 For every divorce absolute or limited every annulment of marriage and every adoption or annulment of adoption decreed by any court the clerk of said court shall prepare within ten days after the decree becomes final from the court records a certificate of such decrees on forms furnished by the Department of Health and on or before the fifteenth day of each calendar month the clerk shall forward those certificates which were prepared by him during the preceding calendar month to the Department of Health

All such certificates shall be filed and registered by the Department of Health as part of its record of vital statistics

Section 2 Every clerk of the court shall be entitled to a recording fee in the amount of fifty cents (50c)

for each certificate prepared and forwarded by him to the Department of Health as herein provided which fee shall be assessed as part of the costs of said proceedings

Section 3 The Department of Health shall upon request and the payment of a fee of one dollar (\$1.00) furnish any applicant a certified copy of any certificate registered in its office under the provisions of this act and such certified copy shall be prima facie evidence in all courts and places of the facts therein stated

Section 4 Any clerk of court who shall neglect or refuse to perform any of the duties imposed upon him by this act shall upon summary conviction be sentenced to pay a fine of not more than fifty dollars (\$50) and the costs of prosecution and in default of the payment thereof to undergo imprisonment for not more than thirty days

Any person who shall wilfully furnish a false certificate or a false copy of a certificate provided for by this act or alter any such certificate or copy of any such certificate shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo an imprisonment of not more than sixty days or both

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1643, as follows:

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

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

Section 1 Article thirteen 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" is hereby amended by

adding thereto after section one thousand three hundred and fourteen a new section to read as follows:

Section 1315 Manner of Payment of Escheator's Fees Informant's Commissions and Other Charges Due from Escheated Moneys All moneys which shall be escheated to the Commonwealth and all moneys subject to escheat but paid to the Commonwealth without escheat and transmitted to the Treasury Department shall be credited to separate accounts which shall be designated "escheat accounts"

All escheator's fees informant's commissions and other lawful costs in any case chargeable against any particular escheat account shall be paid therefrom upon requisition of the Department of Revenue and warrant of the Auditor General and so much of said moneys in such escheat account as may from time to time be necessary to pay such fees commissions and charges against such escheat account is hereby appropriated for such purposes

When all escheator's fees informant's commissions and other lawful charges against any escheated moneys or any funds subject to escheat but paid to the Commonwealth without escheat have been paid in any escheat case or when there are no such fees commissions or charges due the Department of Revenue shall so certify to the Treasury Department Upon receipt of the certification of the Department of Revenue that all such fees commissions and charges have been paid in a particular escheat case or that none are due the Treasury Department shall transfer the net proceeds from that case if it be from an escheated decedent's estate to the State School Fund and if it be from any other escheat or escheatable property to the General Fund

Section 2 All acts or parts of act inconsistent herewith are hereby repealed

Section 3 This act shall be effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gates,	Malloy,	Rose, W. E.,
Baker,	Gerard,	Marks,	Rosenfeld,
Balthaser,	Gillan,	Maxwell,	Royer,
Baughner,	Gillette,	McClanaghan,	Rush,
Bentley,	Goodwin,	McClester,	Sarge,
Boles,	Greenwood,	McDermott,	Sarraff,
Boorse,	Gross,	McDowell,	Scanlon,
Bower,	Gryskewicz,	McFall,	Schwab,
Bradley,	Cyger,	McGrath,	Serrill,
Breth,	Habbyshaw,	McIntosh,	Shaffer,
Bretherick,	Haberlen,	McKinney,	Shaw,
Brown,	Haines,	McLanahan,	Shepard,
Brunner, C. H.,	Hall,	McLane,	Simons,
Brunner, P. A.,	Hamilton,	McMillen,	Skala,
Burns,	Hare,	McSurdy,	Snyder,
Cadwalader,	Harkins,	Melchiorre,	Sollenberger,
Chervenak,	Harmuth,	Mihm,	Sorg,
Chudoff,	Harris,	Modell,	Stambaugh,
Cochran,	Heatherington,	Monks,	Stank,
Cohen, M. M.,	Helm,	Mooney,	Stine,
Cohen, R. E.,	Hering,	Moran,	Stockham,
Cook,	Herman,	Moul,	Tarr,
Cooper,	Hersch,	Muir,	Tate,
Cordier,	Hewitt,	Munley,	Taylor,
Corrigan,	Hirsch,	Nagel,	Thompson, E. F.,
Croop,	Holland,	Nunemacher,	Thompson, R. L.,
Cullen,	Huntley,	O'Brien,	Trout,
Dairyple,	Imbrie,	O'Connor,	Turner,
Dennison,	James,	O'Dare,	VanAllsburg,
DiGenova,	Jefferson,	O'Mullen,	Verona,
Dix,	Jones, G. E.,	O'Neill,	Vincent,
Dolon,	Jones, P. N.,	Owens,	Vogt,
D'Ortona,	Keenan,	Petrosky,	Voldow,
Duffy,	Kenehan,	Pettit,	Voorhees,
Early,	Kline,	Polaski,	Watkins,
Eckels,	Knoble,	Polen,	Weingartner,
		Powers,	Weiss,

Elder,	Kolankiewicz,	Prosen,	We. E. B.,
Elliott,	Komorofski,	Rank,	W. M. J.,
Ely,	Lee, E. A.,	Rausch,	Winn.
Falkenstein,	Lee, T. H.,	Readinger,	Winner.
Finestone,	Lelsey,	Reagan,	Wolf.
Finnerty,	Leonard,	Reese, D. P.,	Wood, L. H.,
Fiss,	Lesko,	Reese, R. E.,	Wood, N.,
Fleming,	Levy,	Regan,	Woodring,
Fletcher,	Leydic,	Reynolds,	Woodside,
Flynn,	Lichtenwalter,	Rhea,	Wright,
Foor,	Longo,	Riley,	Yeakel.
French,	Lovett,	Rooney,	Yester,
Gallagher,	Lyons,	Rose, S.,	Young,
			Kilroy, Speaker.

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1719, as follows:

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 Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" 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

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

Section 1 Section two thousand one hundred two 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 Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and em-

ployes of certain departments boards and commissions shall be determined" is hereby amended by adding at the end thereof a new clause to read as follows

Section 2102 General Health Administration The Department of Health shall have the power and its duty shall be

* * *

(k) To investigate hold hearings upon and determine any question of fact regarding the purity of water supplied to the public by any public utility over which the Pennsylvania Public Utility Commission has jurisdiction whenever said commission shall certify such question to the department

The findings of the department upon any such questions shall be incorporated in and made a part of the determination or decision of said commission of the controversy or other proceeding in connection with which the question arose and shall be binding upon the parties to such controversy or other proceeding unless either party shall take an appeal from the commission's determination or decision as may now or hereafter be provided by law

Section 2 Clause (d) of section two thousand one hundred ten of said act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby repealed

Section 3 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Royer,
Baker,	Gillan,	McClanaghan,	Rush,
Balthaser,	Gillette,	McClester,	Sarge,
Baughner,	Goodwin,	McDermott,	Sarraf,
Bentley,	Greenwood,	McDowell,	Scanlon,
Boles,	Gross,	McFall,	Schwab,
Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Cyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherlek,	Haines,	McLane,	Simons,
Brown,	Hall,	McMillen,	Skale,
Brunner C. H.,	Hamilton,	McSurdy,	Snyder,
Brunner, P. A.,	Hare,	Melchiorre,	Sollenberger,
Burns,	Harkins,	Mibm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,
Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Helm,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muir,	Tate,
Cook,	Hersch,	Munley	Taylor,
Cooper,	Hewitt,	Nagel,	Thompson, E. F.,
Cordier,	Hirsch,	Nunemacher	Thompson, R. L.,
Corrigan,	Holland,	O'Brien,	Trout,
Croop,	Huntley,	O'Connor,	Turner,
Cullen,	Imbrie,	O'Dare,	VanAllsburg,
Dalrymple,	James,	O'Mullen,	Verona,
Dennison,	Jefferson,	O'Neill,	Vincent,
DiGenova,	Jones, G. E.,	Owens,	Vogt,
Dix,	Jones, P. N.,	Petrosky,	Voldow,
Dolon,	Keenan,	Pettit,	Voorhees,
D'Ortona,	Kenehan,	Polaski,	Watkins,
Duffy,	Kline,	Polen,	Weingartner,
Early,	Knoble,	Powers,	Welsh,
Eckels,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elder,	Komorofski,	Ranz,	Welsh, M. J.,
Elliott,	Lee, E. A.,	Rausch,	Williams,
Ely,	Lee, T. H.,	Readinger,	Winner,
Falkenstein,	Lelsey,	Reese, D. P.,	Wolf.
Finestone,	Leonard,	Reese, R. E.,	Wood, L. H.,
Finnerty,	Lesko,	Regan,	Wood, N.,
Finnerty,	Levy,	Reynolds,	Woodring,
Fiss,	Leydic,	Rhea,	Woodside,
Fleming,	Lichtenwalter,	Riley,	Wright,
Fletcher,	Longo,	Rooney,	Yeakel,
Flynn,			

Poor, French, Gallagher, Gates.	Lovett, Lyons, Malloy, Marks,	Rose, S., Rose, W. E., Rosenfeld,	Yester, Young, Kilroy, Speaker.
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NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1835, as follows:

An Act creating a Highway Traffic Advisory Committee to the War Department of the United States of America providing for its appointment prescribing the powers and duties and authorizing the use by the committee of the employes equipment supplies and facilities of certain State agencies

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

Whereas the Secretary of War of the United States of America has requested the Governor of this Commonwealth to appoint a Highway Traffic Advisory Committee to the War Department of the United States to consist of a representative of the Department of Highways the Department of Revenue and the Pennsylvania Motor Police for the purpose of advising and assisting the War Department in matters of national defense pertaining to highway transportation and highway transportation equipment and

Whereas the Commonwealth is vitally concerned in the defense of the nation and the preparation therefor and

Whereas it is in the interest of the Commonwealth that such defense preparation be carried on with minimum interference with normal civilian functions

Section 1 There is hereby created the Pennsylvania Highway Traffic Advisory Committee hereinafter referred to as the "committee" which shall be composed of a representative of the Department of Highways a representative of the Department of Revenue and a representative of the Pennsylvania Motor Police who shall be appointed by the Governor to serve at his pleasure The Governor shall designate one of its members as chairman The members of the committee shall receive no additional compensation for their services

Section 2 The committee shall have the power and its duty shall be

(a) To cooperate with the agencies of this and other states and of the Federal government which are connected with national defense in the formulation and execution of plans for the rapid and safe movement over the highways of troops vehicles of a military nature and materials affecting the national defense

(b) To coordinate the activities of the Department of Highways the Department of Revenue and the Pennsylvania Motor Police in a manner which will best serve to effectuate any such plan for the rapid and safe movement of troops vehicles and materials as referred to in paragraph (a) of this section

(c) To solicit the cooperation of officials of the various political subdivisions of the Commonwealth in the proper execution of such plans

(d) To take an inventory by counties of the trucks and busses in the Commonwealth publicly and privately owned which would be available in case of emergency affecting the national defense

Section 3 The committee may in conjunction with any interested public or private agency conduct a highway safety and driver training program as an aid to the national defense

Section 4 The Department of Highways the Department of Revenue and the Pennsylvania Motor Police with the

approval of the Governor shall cooperate with the committee in the use of such of their employes facilities supplies and equipment as the committee with the approval of the Governor shall deem necessary to enable it to carry out its functions under this act The traveling and other expenses of members of the committee and of such employes shall be paid out of the appropriations to the State agencies with which they are associated

Section 5 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1397, as follows:

An Act to amend the act approved the fifth day of May

one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan association providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" as amended by requiring certificates of the payment of taxes and other charges to be filed with the Department of State in certain cases

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

Section 1 Section seven hundred seven of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" is hereby amended to read as follows

Section 707 Filing of Articles of Amendments Payment of Fees Approval by Department of State A The articles of amendment [and] the proof of publication of the advertisement required by this act and a certificate or certificates from the proper department or departments evidencing payment by the corporation of all taxes and charges as required by law shall be delivered to the Department of State

B The Department of State shall examine such articles of amendment [and] such proof of publication and such certificate or certificates herein required to be delivered therewith to determine whether they contain all the information and are in the form required by this act After all the fees taxes and other charges have been paid as required by law except for the costs of any examinations made by the Department of Banking pursuant to the provisions of this act to determine whether to approve the amendment or any other charges made by the Department of Banking the Department of State shall if the articles of amendment and the proof of publication contain the information and are in the form required by this act forthwith but not prior to the day specified in the advertisement of the intention of the association to file the articles endorse its approval thereon and shall forthwith transmit them to the Department of Banking

C If the Department of State shall disapprove the articles of amendment pursuant to the provisions of this act it shall forthwith give notice thereof to the association stating in detail its reasons for doing so and stating how such association can remedy the nonconformance with the provisions of this act Upon remedying the defect such association may in the same manner file the same or amended articles whichever the particular case may require

Section 2 Section one thousand five of said act as amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) is hereby further amended to read as follows

Section 1005 Filing of Articles of Merger Consolidation or Conversion Payment of Fees Approval by Department of State A The articles of merger consolidation or conversion as the case may be [and] the proof of publication of the advertisement required by this act and a certificate or certificates from the proper department or departments evidencing payment by the corporation of all taxes

and charges as required by law shall be delivered to the Department of State

B The Department of State shall examine such articles of merger consolidation or conversion [and] such proof of publication and such certificate or certificates herein required to be delivered therewith to determine whether they contain all the information and are in the form required by this act and also whether the name of the surviving new or converted association as the case may be conforms with the requirements of law for the name of such an association or if the name is not the same as either or any of the merging or consolidating associations whether it is the same as one already adopted or reserved by another corporation or person or is so similar thereto that it is likely to mislead the public

After all the fees taxes and other charges have been paid as required by law except for the costs of an examination made by the Department of Banking pursuant to the provisions of this act to determine whether to approve the merger consolidation or conversion or any other charges made by the Department of Banking the Department of State if the articles of merger consolidation or conversion the certificate or certificates herein required to be delivered therewith and the proof of publication contain the information and are in the form required by this act shall forthwith but not prior to the day specified in the advertisement of the intention to file the articles endorse its approval thereon and shall forthwith transmit them to the Department of Banking

C If the Department of State shall disapprove the articles of merger consolidation or conversion pursuant to this act it shall forthwith give notice thereof to the association or Federal savings and loan association stating in detail its reasons for doing so and stating how such association or Federal savings and loan association can remedy the non-conformance with the provisions of this act Upon remedying the defect such association or Federal savings and loan association may in the same manner file the same or amended articles whichever the particular case may require

Section 3 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Royer,
Baker,	Gillan,	McClanaghan,	Rush,
Balthaser,	Gillette,	McClester,	Sarge,
Baughner,	Goodwin,	McDermott,	Sarraf,
Bentley,	Greenwood,	McDowell,	Scanlon,
Boles,	Gross,	McFall,	Schwab,
Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Gyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherick,	Haines,	McLane,	Simons,
Brown,	Hall,	McMillen,	Skale,
Brunner, C. H.,	Hamilton,	McSurdy,	Snyder,
Brunner, P. A.,	Hare,	Melchiorre,	Sollenberger,
Burns,	Harkins,	Mihm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,
Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Heim,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muir,	Tate,
Cook,	Hersch,	Munley,	Taylor,
Cooper,	Hewitt,	Nagel,	Thompson, E. F.,
Cordier,	Hirsch,	Nunemacher,	Thompson, R. L.,
Corrigan,	Holland,	O'Brien,	Trout,
Croop,	Huntley,	O'Connor,	Turner,
Cullen,	Imbrie,	O'Dare,	Van Allsburg,
Dallrymple,	James,	O'Mullen,	Verona,
Dennison,	Jefferson,	O'Neill,	Vincent,
DiGenova,	Jones, G. E.,	Owens,	Vogt,

Dix,	Jones, P. N.,	Petrosky,	Voldow,
Dolon,	Keenan,	Pettit,	Voorhees,
D'Ortona,	Kenehan,	Polaski,	Watkins,
Duffy,	Kline,	Polen,	Weingartner,
Early,	Knobie,	Powers,	Weiss,
Eckels,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elder,	Komorowski,	Rank,	Welsh, M. J.,
Elliott,	Lee, E. A.,	Rausch,	Williams,
Ely,	Lee, T. H.,	Readinger,	Winner,
Falkenstein,	Lelsey,	Reagan,	Wolf,
Finestone,	Leonard,	Reese, D. P.,	Wood, L. H.,
Finnerty,	Lesko,	Reese, R. E.,	Wood, N.,
Fiss,	Levy,	Regan,	Woodring,
Fleming,	Leydic,	Reynolds,	Woodside,
Fletcher,	Lichtenwalter,	Rhea,	Wright,
Flynn,	Longo,	Riley,	Yeakel,
Foor,	Lovett,	Rooney,	Yester,
French,	Lyons,	Rose, W. E.,	Young,
Gallagher,	Malloy,	Rose, W. E.,	Kilroy, Speaker.
Gates,	Marks,	Rosenfeld,	

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1797, as follows:

An Act making an appropriation to the committee appointed by the Speaker of the House of Representatives to investigate the maintenance operation and conduct of all State hospitals

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

Section 1 The sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary is hereby specifically appropriated to the committee appointed by the Speaker of the House of Representatives to investigate the maintenance operation and conduct of all State hospitals pursuant to House Resolution No. 89 Serial No. 167 Printer's No. 543 adopted by the House of Representatives May 20 1941 for the payment of the expenses of such investigation by the committee including traveling expenses cost of subpoenaing witnesses witness fees stenographic service the wages or other compensation of necessary clerical assistants and any other expenses of every kind and description which may be authorized by a majority of the committee in connection with the conduct of its work

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Royer,
Baker,	Gillan,	McClanaghan,	Rush,
Balthaser,	Gillette,	McClester,	Sarge,
Baughner,	Goodwin,	McDermott,	Sarraf,
Bentley,	Greenwood,	McDowell,	Scanlon,
Boles,	Gross,	McFall,	Schwab,
Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Gyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherick,	Haines,	McLane,	Simons,
Brown,	Hall,	McMillen,	Skale,
Brunner, C. H.,	Eamilton,	McSurdy,	Snyder,
Brunner, P. A.,	Hare,	Melchiorre,	Sollenberger,
Burns,	Harkins,	Mihm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,

Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Helm,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muir,	Tate,
Cook,	Hersch,	Munley,	Taylor,
Cooper,	Hewitt,	Nagel,	Thompson, E. F.,
Cordier,	Hirsch,	Nunemacher,	Thompson, R. L.,
Corrigan,	Holland,	O'Brien,	Trout,
Croop,	Huntley,	O'Connor,	Turner,
Cullen,	Imbrie,	O'Dare,	Van Allsburg,
Dalrymple,	James,	O'Mullen,	Verona.
Dennison,	Jefferson,	O'Neill,	Vincent,
DiGenova,	Jones, G. E.,	Owens,	Vogt,
Dix,	Jones, P. N.,	Petrosky,	Vollow,
Dolon,	Keenan,	Pettit,	Voorhees,
D'Ortona,	Kenehan,	Polaski,	Watkins,
Duffy,	Kline,	Polen,	Weingartner,
Early,	Knobie,	Powers,	Weiss,
Eckels,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elder,	Komorowski,	Rank,	Welsh, M. J.,
Elliott,	Lee, E. A.,	Rausch,	Williams,
Ely,	Lee, T. H.,	Readinger,	Winner,
Falkenstein,	Lelsey,	Reagan,	Wolf,
Finestone,	Leonard,	Reese, D. P.,	Wood, L. H.,
Finnerty,	Lesko,	Reese, R. E.,	Wood, N.,
Fiss,	Levy,	Regan,	Woodring,
Fleming,	Leydic,	Reynolds,	Woodside,
Fletcher,	Lichtenwalter,	Rhea,	Wright,
Flynn,	Longo,	Riley,	Yeakel,
Foor,	Lovett,	Rooney,	Yester,
French,	Lyons,	Rose, S.,	Young,
Gallagher,	Malloy,	Rose, W. E.,	Kilroy,
Gates,	Marks,	Rosenfeld,	Speaker.

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1013, as follows:

An Act to repeal section five of the act approved the fourth day of May one thousand nine hundred and five (P. L. 385), entitled "An act creating the Water Supply Commission of Pennsylvania defining its duties fixing the scope of its authority and powers and making an appropriation for the payment of the salaries and expenses connected therewith" prohibiting the issuance of letters patent to water companies until approved by the Water Supply Commission

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

Section 1 Section five of the act approved the fourth day of May one thousand nine hundred and five (P. L. 385), entitled "An act creating the Water Supply Commission of Pennsylvania defining its duties fixing the scope of its authority and powers and making an appropriation for the payment of the salaries and expenses connected therewith" is hereby repealed absolutely

Section 2 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Royer,
Baker,	Gillan,	McClanaghan,	Rush,
Balthaser,	Gillette,	McClester,	Sarge,
Baughner,	Goodwin,	McDermott,	Sarraf,
Bentley,	Greenwood,	McDowell,	Scanlon,
Boles,	Gross,	McFall,	Schwab,

Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Gyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherick,	Haines,	McLane,	Simons,
Brown,	Hall,	McMillen,	Skale,
Brunner, C. H.,	Hamilton,	McSurdy,	Snyder,
Brunner, P. A.,	Hare,	Melchiorre,	Sollenberger,
Burns,	Harkins,	Mihm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,
Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Helm,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muir,	Tate,
Cook,	Hersch,	Munley,	Taylor,
Cooper,	Hewitt,	Nagel,	Thompson, E. F.,
Cordier,	Hirsch,	Nunemacher,	Thompson, R. L.,
Corrigan,	Holland,	O'Brien,	Trout,
Croop,	Huntley,	O'Connor,	Turner,
Cullen,	Imbrie,	O'Dare,	VanAllsburg,
Dairymple,	James,	O'Mullen,	Verona,
Dennison,	Jefferson,	O'Neill,	Vincent,
DiGenova,	Jones, G. E.,	Owens,	Vogt,
Dix,	Jones, P. N.,	Petrosky,	Voldow,
Dolon,	Keenan,	Pettit,	Voorhees,
D'Ortona,	Kenahan,	Polaski,	Watkins,
Duffy,	Kilne,	Polen,	Weingartner,
Early,	Knoble,	Powers,	Welss,
Eckels,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elder,	Komorofski,	Rank,	Welsh, M. J.,
Elliott,	Lee, E. A.,	Rausch,	Williams,
Ely,	Lee, T. H.,	Readinger,	Winner,
Falkenstein,	Leisey,	Reagan,	Wolf,
Finestone,	Leonard,	Reese, D. P.,	Wood, L. H.,
Finnerty,	Lesko,	Reese, R. E.,	Wood, N.,
Fiss,	Levy,	Regan,	Woodring,
Fleming,	Leydic,	Reynolds,	Woodside,
Fletcher,	Lichtenwalter,	Rhea,	Wright,
Flynn,	Longo,	Riley,	Yeakel,
Foor,	Lovett,	Rooney,	Yester,
French,	Lyons,	Rose, S.,	Young,
Gallagher,	Malloy,	Rose, W. E.,	Kilroy, Speaker
Gates,	Marks,	Rosenfeld,	

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1838, as follows:

An Act making an appropriation to the Department of Highways for the purpose of making a survey of a certain State highway and conferring certain powers upon the Department of Highways

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

Section 1 The sum of twenty-five thousand dollars (\$25,000) or so much thereof as shall be necessary is hereby specifically appropriated out of the Motor License Fund to the Department of Highways in order to enable the said Department of Highways to survey the present State highway designated as legislative Route 736 traffic Route 837 from the city line in the south side district of the City of Pittsburgh Allegheny County through to the Washington County line near the village of Elrama in Jefferson Township Allegheny County Said survey should be made for the purpose of highway improvement for determining whether or not any portion of said State highway should be relocated widened or improved

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

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gates,	Marks,	Rosenfeld,
Baker,	Geraid,	Maxwell,	Royer,
Balthaser,	Gillan,	McClanaghan,	Rush,
Baughner,	Gillette,	McClester,	Sarge,
Bentley,	Goodwin,	McDermott,	Sarraf,
Boles,	Greenwood,	McDowell,	Scanlon,
Boorse,	Gross,	McFall,	Schwab,
Bower,	Gryskewicz,	McGrath,	Serrill,
Bradley,	Gyger,	McIntosh,	Shaffer,
Breth,	Habbyshaw,	McKinney,	Shepard,
Bretherick,	Haberlen,	McLanahan,	Shaw,
Brown,	Haines,	McLane,	Simons,
Brunner, C. H.,	Hall,	McMillen,	Skale,
Brunner, P. A.,	Hamilton,	McSurdy,	Snyder,
Burns,	Hare,	Melchiorre,	Sollenberger,
Cadwalader,	Harkins,	Mihm,	Sorg,
Chervenak,	Harmuth,	Modell,	Stambaugh,
Chudoff,	Harris,	Monks,	Stank,
Cochran,	Heatherington,	Mooney,	Stine,
Cohen, M. M.,	Helm,	Moran,	Stockham,
Cohen, R. E.,	Hering,	Moul,	Tarr,
Cook,	Herman,	Muir,	Tate,
Cooper,	Hersch,	Munley,	Taylor,
Cordier,	Hewitt,	Nagel,	Thompson, E. F.,
Corrigan,	Hirsch,	Nunemacher,	Thompson, R. L.,
Croop,	Holland,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turner,
Dairymple,	Imbrie,	O'Dare,	Van Allsburg,
Dennison,	James,	O'Mullen,	Verona,
DiGenova,	Jefferson,	O'Neill,	Vincent,
Dix,	Jones, G. E.,	Owens,	Vogt,
Dolon,	Keenan,	Petrosky,	Voldow,
D'Ortona,	Kenahan,	Pettit,	Voorhees,
Duffy,	Kilne,	Polaski,	Watkins,
Early,	Knoble,	Polen,	Weingartner,
Eckels,	Kolankiewicz,	Powers,	Welss,
Elder,	Komorofski,	Prosen,	Welsh, E. B.,
Elliott,	Lee, E. A.,	Rank,	Welsh, M. J.,
Ely,	Lee, T. H.,	Rausch,	Williams,
Falkenstein,	Leisey,	Reagan,	Winner,
Finestone,	Leonard,	Readinger,	Wolf,
Finnerty,	Lesko,	Reese, D. P.,	Wood, L. H.,
Fiss,	Levy,	Reese, R. E.,	Wood, N.,
Fleming,	Leydic,	Regan,	Woodring,
Fletcher,	Lichtenwalter,	Reynolds,	Woodside,
Flynn,	Longo,	Rhea,	Wright,
Foor,	Lovett,	Riley,	Yeakel,
French,	Lyons,	Rooney,	Yester,
Gallagher,	Malloy,	Rose, S.,	Young,
Gates,	Marks,	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. 1765, Printer's No. 947, was passed over at the request of Mr. WOODSIDE.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1237, as follows:

An Act to amend Route 64248 of section two of the act approved the first day of June one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth"

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

Section 1 Route 64248 of section two of the act approved the first day of June one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" which route was added by section two of the act approved the twelfth day of July one thousand nine hundred and thirty-five (P. L. 746) is hereby amended to read as follows

Route 64248 Beginning at a point on Route 69 in the borough of Oklahoma near the west end of the bridge across the Kiskiminetas River thence northerly to the Oklahoma Borough-Allegheny Township line at its intersection with the Sheridan Road extended beginning again on the Allegheny Township-East Vandergrift Borough line thence northerly and northeasterly over the Sheridan Road and McKinley Avenue in East Vandergrift Borough to Chambers Street thence over Chambers Street to Vandergrift Lane thence over Vandergrift Lane to the East Vandergrift-Vandergrift Borough line thence northerly to a point on Route 188 in the borough of Vandergrift a distance of about 2.0 miles in the boroughs of Oklahoma East Vandergrift and Vandergrift Westmoreland County

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

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gerard, | Maxwell, | Royer, |
| Baker, | Gilman, | McClanaghan, | Rush, |
| Balthaser, | Gillette, | McClester, | Sarge, |
| Baugher, | Goodwin, | McDermott, | Sarraf, |
| Bentley, | Greenwood, | McDowell, | Scanlon, |
| Boles, | Gross, | McFall, | Schwab, |
| Boorse, | Gryskewicz, | McGrath, | Serrill, |
| Bower, | Cyger, | McIntosh, | Shafer, |
| Bradley, | Labbyshaw | McKinney, | Shaw, |
| Breth, | Kaberlien, | McLanahan, | Shepard, |
| Bretherick, | Haines, | McLane, | Simons, |
| Brown, | Hall, | McMillen, | Skale, |
| Brunner, C. H., | Hamilton, | McSurdy, | Snyder, |
| Brunner, P. A., | Kare, | Melchiorre, | Sollenberger, |
| Burns, | Markins, | Mihm, | Sorb, |
| Cadwalader, | Harmuth, | Modell, | Stambaugh, |
| Chervenak, | Harris, | Monks, | Stank, |
| Chudoff, | Heatherington, | Mooney, | Stine, |
| Cochran, | Helm, | Moran, | Stockham, |
| Cohen, M. M., | Hering, | Moul, | Tarr, |
| Cohen, R. E., | Herman, | Mulr, | Tate, |
| Cook, | Hersch, | Munley, | Taylor, |
| Cooper, | Hewitt, | Nagel, | Thompson, E. F., |
| Cordier, | Hirsch, | Nunemacher, | Thompson, R. L., |
| Corrigan, | Holland, | O'Brien, | Trout, |
| Croop, | Huntley, | O'Connor, | Turner, |
| Cullen, | Imbrie, | O'Dare, | VanAlisburg, |
| Dalrymple, | James, | O'Mullen, | Vincent, |
| Dennison, | Jefferson, | O'Neill, | Verona, |
| DiGenova, | Jones, G. E., | Owens, | Vogt, |
| Dix, | Jones, P. N., | Petrosky, | Voldow, |
| Dolon, | Keenan, | Pettit, | Voorhees, |
| D'Ortona, | Kenehan, | Polaski, | Watkins, |
| Duffy, | Kline, | Polen, | Weingartner, |
| Early, | Knoble, | Powers, | Weiss, |
| Eckels, | Kolankiewicz, | Prosen, | Welsh, E. B., |
| Eider, | Komorofski, | Rank, | Welsh, M. J., |
| Elliot, | Lee A., | Rausch, | Williams, |
| Ely, | Lee, T. H., | Readinger, | Winner, |
| Falkenstein, | Lelsey, | Reagan, | Wolf, |
| Finestone, | Leonard, | Reese, D. P., | Wood, L. H., |
| Finnerty, | Lesko, | Reese, R. E., | Wood, N., |
| Fiss, | Levy, | Regan, | Woodring, |
| Fleming, | Leydic, | Reynolds, | Woodside, |
| Fletcher, | Lichtenwalter, | Rhea, | Wright, |

- Flynn
- Foor,
- French,
- Gallagher,
- Gates,

- Longo,
- Lovett,
- Lyons,
- Malloy,
- Marks,

- Riley,
- Rooney,
- Rose, S.,
- Rose, W. E.,
- Rosenfeld,

- Yeakel,
- Yester,
- Young,
- Kilroy, Speaker

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1051, as follows:

A Supplement to 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 purposes of this act" by establishing additional routes in the City of Jeannette The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In addition to the city streets adopted as State highways in the City of Jeannette by the act to which this is a supplement the following sections of city streets in said city are hereby adopted to be taken over and to be maintained and constructed at the expense of the Commonwealth upon the terms and conditions and subject to the limitations and conditions provided in the act to which this is a supplement

Commencing at a point on the Jeannette City-Hempfield Township line thence in a northwesterly direction on Agnew Road to an intersection with Lewis Avenue thence in a northeasterly direction on Lewis Avenue to an intersection with Chambers Avenue thence in a westerly direction on Chambers Avenue to an intersection with Cuyler Avenue in the City of Jeannette Westmoreland County a distance of about 0.72 of a mile

Commencing at a point on the Jeannette City-Penn Township line thence in a southwesterly direction on Ferree Avenue to an intersection with Third Street thence continuing in a southwesterly direction on Third Street to an intersection with Harrison Avenue in the City of Jeannette Westmoreland County a distance of about 0.62 of a mile

Commencing at a point on the Jeannette City-Penn Township line thence in a southerly direction on Claridge Road to an intersection with Fourth Street thence in a southwesterly direction on Fourth Street to an intersection with Harrison Avenue in the City of Jeannette Westmoreland County a distance of about 0.45 of a mile

Commencing at a point on the Jeannette City-Hempfield Township line thence in a northeasterly direction on Brown Avenue Extension to an intersection with Harrison

Avenue in the City of Jeannette Westmoreland County a distance of about 0.13 of a mile

Commencing at a point on the Jeannette City-Hempfield Township line thence in a southeasterly direction on Walnut Street to an intersection with Lowry Avenue thence in a northeasterly direction on Lowry Avenue to an intersection with Division Avenue thence in a westerly direction on Division Avenue to an intersection with Fourth Street thence in a northeasterly direction on Fourth Street to an intersection with Chambers Avenue thence in a southeasterly direction on Chambers Avenue to an intersection with Cuyler Avenue thence in an easterly direction on Cuyler Avenue to an intersection with Second Street thence in a northeasterly direction on Second Street to an intersection with Third Street thence in a northeasterly direction on Third Street to an intersection with Harrison Avenue in the City of Jeannette Westmoreland County a distance of about 1.83 miles

Commencing at a point on the Jeannette City-Penn Borough line thence easterly on Penn Avenue to Twelfth Street thence south on Ninth Street to Magee Avenue thence east on Clay Avenue Extension to Ninth Street thence south on Ninth Street to Magee Avenue thence east on Magee Avenue to a point at Magee Avenue and Second Street in the City of Jeannette Westmoreland County a distance of about 1.3 miles

Commencing at a point on the Jeannette City-Penn Borough line where Eleventh Street in the Borough of Penn intersects said line thence in a southerly direction on Eleventh Street Extension to Penn Avenue in the City of Jeannette Westmoreland County a distance of about 0.04 of a mile

Commencing at a point on the Jeannette City-Penn Township line thence in a general southeasterly direction on Harrison Avenue to Route 64234 at the Jeannette City-Penn Township line in the City of Jeannette Westmoreland County a distance of about 1.29 miles

Commencing at a point on the Jeannette City-Hempfield Township line thence in an easterly direction on the Lincoln Highway to the Jeannette City-Hempfield Township line in the City of Jeannette Westmoreland County a distance of about 0.09 of a mile

Commencing at a point on Route 639 at the southeast corner of the City of Jeannette thence in a northeasterly direction through Penn Township to a point on Route 64081 about 0.2 miles north of the northeast corner of the City of Jeannette in Westmoreland County a distance of about 1.1 miles

Commencing at a point the intersection of Lewis Avenue and Route 64048 thence in a general southwesterly direction on Lewis Avenue to the Jeannette City-Hempfield Township line in the City of Jeannette Westmoreland County a distance of about 0.81 of a mile

Commencing at a point the intersection of Park Street and Route 64216 thence in a southeasterly direction to Westmoreland Avenue thence in a general southeasterly direction along Westmoreland Avenue to Pennsylvania Boulevard thence in a general southeasterly direction on Pennsylvania Boulevard to Route 120 in the City of Jeannette Westmoreland County a distance of about 0.7 of a mile

Commencing at a point the intersection of Sellers Avenue and Harrison Avenue Route 639 thence in a general southeasterly direction on Sellers Avenue to Fifth Street thence in a southwesterly direction on Fifth Street to Gaskill Avenue thence southwesterly on Gaskill Avenue to Third Street Route 64216 in the City of Jeannette Westmoreland County a distance of about 0.35 of a mile

Commencing at a point the intersection of Lafferty Street and Harrison Avenue Route 639 thence in a general southwesterly direction on Lafferty Street to Gaskill Avenue thence in a general northwesterly direction on Gaskill Avenue to Second Street Route 64216 in the City of Jeannette Westmoreland County a distance of about 0.63 of a mile

Commencing at a point the intersection of Thomas Avenue and Lafferty Street thence in a southeasterly direction on Thomas Avenue to the Jeannette City-Hemp-

field Township line in the City of Jeannette Westmoreland County a distance of about 0.11 of a mile.

Commencing at a point the intersection of Division Street and Fourth Street Route 64216 thence in southwesterly direction on Division Street to Western Avenue thence in a southerly direction on Western Avenue to the Jeannette City-Hempfield Township line in the City of Jeannette Westmoreland County a distance of about 0.4 of a mile

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

Speaker.

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1827, as follows:

An Act making an appropriation out of the Motor License

Fund to the Department of Highways to be used with the advice of the Pennsylvania Historical Commission for construction and improvement of roads within and approaches to The Ephrata Cloisters and for the landscaping thereof

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

Section 1 The sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Department of Highways to be used with the advice of the Pennsylvania Historical Commission for the construction and improvement of roads within and approaches to the property owned by the Commonwealth and known as The Ephrata Cloisters located in Ephrata Township Lancaster County Pennsylvania and for the landscaping of such property and the approaches thereto

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

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|---------------|------------------|
| Auker, | Gerard, | Maxwell, | Royer, |
| Baker, | Gillan, | McClanaghan, | Rush, |
| Balthaser, | Gillette, | McClester, | Sarge, |
| Baughner, | Goodwin, | McDermott, | Sarrat, |
| Bentley, | Greenwood, | McDowell, | Scanlon, |
| Boles, | Gross, | McFall, | Schwab, |
| Boorse, | Gryskewicz, | McGrath, | Serrill, |
| Bower, | Gyger, | McIntosh, | Shaffer, |
| Bradley, | Habbyshaw, | McKinney, | Shaw, |
| Breth, | Haberlen, | McLanahan, | Shepard, |
| Bretherick, | Haines, | McLane, | Simons, |
| Brown, | Hall, | McMillen, | Skale, |
| Brunner, C. H., | Hamilton, | McSurdy, | Snvder, |
| Brunner, P. A., | Hare, | Melchiorre, | Sollenberger, |
| Burns, | Harkins, | Mihm, | Sorg, |
| Burriss, | Harmuth, | Modell, | Stambaugh, |
| Cadwalader, | Harris, | Monks, | Stank, |
| Chervenak, | Heatherington, | Mooney, | Stine, |
| Chudoff, | Helm, | Moran, | Stockham, |
| Cochran, | Hering, | Moul, | Tarr, |
| Cohen, M. M. | Herman, | Mutr, | Tate, |
| Cohen, R. E., | Hersch, | Munley, | Taylor, |
| Cook, | Hewitt, | Nagel, | Thompson, E. F., |
| Cooper, | Hirsch, | Nunemacher, | Thompson, R. L., |
| Cordier, | Holland, | O'Brien, | Trout, |
| Corrigan, | Huntley, | O'Connor, | Turner, |
| Croop, | Imbrie, | O'Dare, | Van Allsburg, |
| Cullen, | James, | O'Mullen, | Verona, |
| Dalrymple, | Jefferson, | O'Neill, | Vincent, |
| Dennlson, | Jones, G. E., | Owens, | Vogt, |
| DiGenova, | Jones, P. N., | Petrosky, | Voldow, |
| Dix, | Keenan, | Pettit, | Voorhees, |
| Doion, | Kenehan, | Polaski, | Watkins, |
| D'Ortona, | Kilne, | Polen, | Weingartner, |
| Duffy, | Knoble, | Powers, | Weiss, |
| Early, | Kolankewicz, | Prosen, | Welsh, E. B., |
| Eckels, | Komorofski, | Rank, | Welsh, M. J., |
| Elder, | Lee, E. A., | Rausch, | Williams, |
| Filliott, | Lee, T. H., | Readinger, | Winner, |
| Ely, | Leisev, | Reagan, | Wolf, |
| Falkenstein, | Leonard, | Reese, D. P., | Wood, L. H., |
| Flinstone, | Lesko, | Reese, R. E., | Wood, N., |
| Finnerty, | Levy, | Regan, | Woodring, |
| Fiss, | Leydic, | Reynolds, | Woodside, |
| Fleming, | Lichtenwalter, | Rhea, | Wright, |
| Fletcher, | Longo, | Riley, | Yeakel, |
| Flynn, | Lovett, | Rooney, | Yester, |
| Foor, | Lyons, | Rose, S., | Young, |
| French, | Malloy, | Rose, W. E., | Killroy |
| Gallagher, | Marks, | Rosenfeld, | Speaker |
| Gates, | | | |

NAYS—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1826, as follows:

An Act to amend part of section two 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 corporation 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 purposes of this act" changing a certain route in the City of Johnstown

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

Section 1 A certain route of section two 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 corporation 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 purposes of this act" which was added by section two of the act approved the twelfth day of July one thousand nine hundred and thirty-five (P. L. 793) is hereby amended to read as follows

Section 2 The city streets to be taken over under the provisions of this act in the cities hereinafter named shall be designated by numbers to be hereafter assigned by the Secretary of Highways and are situate and described as follows

Beginning at a point on Grant Avenue on the dividing line between the borough of Southmont and the City of Johnstown thence northerly on Grant Avenue to [Haynes] Somerset Street thence easterly on [Haynes] Somerset Street to the intersection of [Haynes] Somerset and Napoleon Streets in the City of Johnstown Cambria County a distance of about 0.40 of a mile

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 Consitution the yeas and nays were taken and were as follows, viz:

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1483, as follows:

An Act to repeal the act approved the sixteenth day of January one thousand seven hundred and ninety-nine (3 Sm Laws page 338), entitled "An act to declare Frankford Creek a public highway"

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

Section 1 The act approved the sixteenth day of January one thousand seven hundred and ninety-nine (3 Sm Laws page 338) entitled "An act to declare Frankford Creek a public highway" is 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 Consitution the yeas and nays were taken and were as follows, viz:

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1832, as follows:

An Act making an emergency appropriation to the Department of Highways for allocation to and distribution among boroughs and townships for the repair of certain roads and streets in Western Pennsylvania

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

Section 1 The sum of one million dollars (\$1,000,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Department of Highways for allocation to and distribution among distressed boroughs and townships in Western

Pennsylvania for the repair of all borough and township roads and streets damaged by the recent cloud-burst in Western Pennsylvania

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1721, as follows:

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 therefore

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

Section 1 The Department of Property and Supplies

with the approval of the Governor and the Department of Welfare is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract or tracts of land of approximately one acre known as the "Hivner property" including a residence and several small out-buildings situated in Lower Allen Township Cumberland County Pennsylvania and entirely surrounded by land administered in connection with the New Pennsylvania Industrial School so as to avoid the private ownership of land so situated and make possible the use of said lands with the buildings thereon for said school

Section 2 Said tract of land when purchased shall be added to the lands of the New Pennsylvania Industrial School The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Said lands shall not be acquired until the titles thereto have been approved by the Department of Justice

Section 3 The sum of four thousand dollars (\$4,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 4 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1704, as follows:

An Act authorizing the Department of Public Instruction with the approval of the Board of Trustees of the Indiana State Teachers' College to contract with the Borough of Indiana for the erection of a sewage disposal plant and the connection therewith and use thereof by the Indiana State Teachers' College and the payment of part of the cost of maintenance thereafter and making an appropriation

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

Section 1 The Department of Public Instruction with the approval of the Board of Trustees of Indiana State Teachers' College is hereby authorized to enter into a contract with the Borough of Indiana Indiana County for the erection and construction of a sewage disposal plant and for the connection therewith and use thereof by the Indiana State Teachers' College and for the future payment by the Commonwealth of a proportionate part of the cost of maintenance of such sewage disposal plant

Section 2 The sum of twenty-one thousand dollars (\$21,000) or so much thereof as shall be necessary is hereby appropriated to the Department of Public Instruction for the payment of the Commonwealth's share of the cost of the erection and construction of such sewage disposal plant and the necessary sewer lines and connections to connect with the same

Section 3 The provisions of this act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Marks,	Rosenfeld,
Baker,	Gillan,	Maxwell,	Royer,
Balthaser,	Gillette,	McClanaghan	Rush,
Baugher,	Goodwin,	McClester	Sarge,
Bentley,	Greenwood,	McDermott	Sarraf,
Boles,	Gross,	McDowell	Scanlon,
Boorse,	Gryskewicz,	McPall	Schwab,
Bower,	Gyger,	McGrath	Serrill,
Bradley,	Habbyshaw,	McIntosh	Shaffer,
Breth,	Haberlen,	McKinney	Shaw,
Bretherick,	Haines,	McLanahan	Shepard,
Brown,	Hall,	McLane,	Simons,
Brunner, C. H.,	Hamilton,	McMillen,	Skale,
Brunner, P. A.,	Hare,	McSurdy,	Snyder,
Burns,	Harkins,	Melchiorre,	Sollenberger,
Burnis,	Harmuth,	Mihm,	Sorg,
Cadwalader,	Harris,	Modell,	Stambaugh,
Chervenak,	Heatherington,	Monks,	Stank,
Chudoff,	Helm,	Mooney,	Stine,
Cochran,	Hering,	Moran,	Stockham,
Cohen, M. M.,	Herman,	Moul,	Tarr,
Cohen, R. E.,	Hersch,	Muir,	Tate,
Cook,	Hewitt,	Munley,	Taylor,
Cooper,	Hirsch,	Nagel,	Thompson, E. F.,
Cordier,	Holland,	Nunemacher,	Thompson, R. L.,
Corrigan,	Huntley,	O'Brien,	Trout,
Croop,	Imbrie,	O'Connor,	Turner,
Cullen,	James,	O'Dare,	VanAillsburg,
Dalrymple,	Jefferson,	O'Mullen,	Verona,
Dennison,	Jones, G. E.,	O'Neill,	Vincent,
DiGenova,	Jones, P. N.,	Owens,	Vogt,
Dix,	Keenan,	Petrosky,	Voldow,
Dolon.	Kenehan,	Pettit,	Voorhees,

D'Ortona,	Kline,	Polaski,	Watkins,
Duffy,	Knoble,	Polen,	Weingartner,
Eckels,	Kolankiewicz,	Powers,	Wells,
Elder,	Komorowski,	Prosen,	Welsh, E. B.,
Elliott,	Lee, E. A. J,	Rank,	Welsh, M. J.,
Ely,	Lee, T. H.,	Rausch,	Williams,
Falkenstein,	Lelsey,	Readinger,	Winner,
Finestone,	Leonard,	Reagan,	Wolf,
Finnerty,	Lesko,	Reese, D. P.,	Wood, L. H.,
Fiss,	Levy,	Reese, R. E.,	Wood, N.,
Fleming,	Leydic,	Regan,	Woodring,
Fletcher,	Lichtenwalter,	Reynolds,	Woodside,
Flynn,	Longo,	Rhea,	Wright,
French,	Lovett,	Riley,	Yeakel,
Gallagher,	Lyons,	Rooney,	Yester,
Gates,	Malloy,	Rose, S.,	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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1837, as follows:

An Act to further amend clauses (6) and (7) of section two and section nine hundred eight 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 vehicles and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejection 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" changing the definitions of "Common Carrier by Motor Vehicle" and "Contract Carrier by Motor Vehicle" and giving the Public Utility Commission the right to inspect and access to facilities and records of all persons and corporations subject to said act

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

Section 1 Clause (6) of section two 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" as amended by the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 390) and the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 636) and clause (7) of said section as amended by the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 367) are hereby further amended to read as follows:

Section 2 Definitions The following words terms and phrases shall have the meanings ascribed to them in this section unless the context clearly indicates otherwise

* * *

(6) "Common Carrier by Motor Vehicle" means any common carrier who or which holds out or undertakes the transportation of passengers or property or both or any class of passengers or property between points within this

Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes any motor vehicle with or without driver for transportation or for use in transportation of persons or property as aforesaid and shall include common carriers by rail water or air and express or forwarding public utilities in so far as such common carriers or such public utilities are engaged in such motor vehicle operations but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) any person or corporation who or which provides or furnishes transportation of school children exclusively or (c) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish [excavated] and road construction materials [(b)] or (d) transportation of property by the owner to himself or to purchasers directly from him in vehicles owned and operated by the owner of such property and not otherwise used in transportation of property for compensation for others

(7) "Contract Carrier by Motor Vehicle" means any person or corporation who or which provides or furnishes transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes with or without drivers any motor vehicle for such transportation or for use in such transportation other than as a common carrier by motor vehicle but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) any bona fide agricultural cooperative association transporting property exclusively for the members of such association on a nonprofit basis or any independent contractor hauling exclusively for such association or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) any person or corporation who or which provides or furnishes transportation of school children exclusively or (e) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish [excavated] or road construction materials

Section 2 Section nine hundred eight of said act is hereby amended to read as follows:

Section 908 Inspection of and Access to Facilities and Records of Public Utilities The commission shall have full power and authority either by or through its members or duly authorized representatives whenever it shall deem it necessary or proper in carrying out any of the provisions of this act or its duties under this act to enter upon the premises buildings machinery system plant and equipment and make any inspection valuation physical examination inquiry or investigation of any and all plant and equipment facilities property and pertinent records books papers memoranda documents or effects whatsoever of any public utility or any other person or corporation subject to this act and to hold any hearing for such purposes In the performance of such duties the commission may have access to and use any books records or documents in the possession of any department board or commission of the Commonwealth or any political subdivision thereof

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1585, as follows:

An Act authorizing political subdivisions to accept in full payment of municipal claims taxes penalties interests and costs such amount as may be fixed for the discharge thereof in proceedings under the National Bankruptcy Act

Whereas during the years of the economic depression many corporations and individuals became insolvent or unable to pay their debts as they matured and are now or may hereafter be in the process of reorganization or rearrangement proceedings under the National Bankruptcy Act and

Whereas the National Bankruptcy Act has made provision for the fair and equitable administration and readjustment of the affairs of such corporations and individuals under the jurisdiction of the United States courts and with due consideration to the relative rights and priorities of claims and obligations of all classes including municipal claims and taxes against such corporations or individuals

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

Section 1. Definitions Hereafter in this act the following words shall be understood to have the meanings herein set forth unless a contrary or different meaning be clearly indicated by the context

(a) "Claims" shall mean municipal claims and liens tax claims and liens and penalties interest and costs due thereon

(b) "Corporation" shall mean all bodies having any of the powers and privileges of private corporations not possessed by individuals or partnerships and shall include partnership associations organized under laws making the capital subscribed alone responsible for the debts of the associations joint stock companies unincorporated companies and associations and any business conducted by a trustee or trustees wherein beneficial interest or ownership is evidenced by certificate or other written instrument

Section 2. Corporate Reorganizations Whenever after a hearing duly held thereon a plan of reorganization of any corporation has been or shall hereafter be found to be fair and equitable and feasible and be approved by the decree or order of any court of competent jurisdiction pursuant to the provisions of Chapter X of the Act of the Congress of the United States approved the first day of July one thousand eight hundred ninety-eight entitled "An Act to Establish a Uniform System of Bankruptcy Throughout the United States" and the amendments and supplements thereto or of any similar Act of Congress and when plan of reorganization fixes a sum to be paid for the discharge and satisfaction of all claims of any political subdivision against such corporation or its property which sum may be less than the total amount of such claims but shall be determined by such court to be not less than the net amount which could be realized at a tax sale of the real property against which such taxes may be or might become a lien or by enforced collection against such corporation then and in such event the tax levying body of any political subdivision shall have power to file its written acceptance of said plan of reorganization accompanied by a copy of the ordinance or resolution authorizing the acceptance of such plan in the court having jurisdiction of the proceedings for the reorganization of such corporation and to accept in full satisfaction and discharge of such claims as may constitute liens against the property of such corporation the amount so fixed by the court in said plan or reorganization Such satisfaction and discharge shall not constitute a satisfaction and discharge of any liability of any person other than such corporation with respect to such claims Upon the payment over to the political subdivision of the amount so fixed the tax levying body of such political subdivision shall cause satisfaction to be entered on the proper record for such claims

Section 3 Arrangement Proceedings by Persons Other Than Corporations Whenever any arrangement respecting a person other than a corporation has been or shall hereafter be proposed pursuant to the provisions of Chapter XII of the Act of the Congress of the United States approved the first day of July one thousand eight hundred ninety-eight entitled "An Act to Establish a Uniform System of Bankruptcy Throughout the United States" and the amendments and supplements thereto or of any similar Act of Congress which arrangement fixes a sum to be paid for the discharge and satisfaction of all claims due by such person to any political subdivision which sum may be less than the total amount of such claims but shall be not less than the net amount which could be realized at a tax sale of the real property against which such taxes may be or might become a lien or by enforced collection against such person then and in such event the tax levying body of any political subdivision shall have power to file its written acceptance of said arrangement accompanied by a copy of the ordinance or resolution authorizing the acceptance of such arrangement in the court having jurisdiction of the proceeding for such arrangement and upon confirmation by such

court of such arrangement shall accept in full satisfaction for such claims the amount so fixed in said arrangement Upon payment over to the political subdivision of the amount so fixed the tax levying body of such political subdivision shall cause satisfaction to be entered on the proper record for such claims

Section 4. Effective Date This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1770, as follows:

An Act to amend the title and to further amend section forty-three of the act approved the seventh day of June one thousand nine hundred and one (P. L. 493),

entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof" by permitting the use of enclosed woodwork about sinks in all except tenement-houses and lodging-houses in cities of the second class second class A and third class

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

Section 1. The title of the act approved the seventh day of June one thousand nine hundred and one (P. L. 493), entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof" is hereby amended to read as follows

An Act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof

Section 2. Section forty-three of said act as extended to cities of the third class by the act approved the fourteenth day of May one thousand nine hundred and nine (P. L. 840) and as extended to cities of the second class A by the act approved the fifteenth day of June one thousand nine hundred and thirty-nine (P. L. 371) and as last amended by the act approved the thirty-first day of March one thousand nine hundred and thirty-seven (P. L. 168) is hereby further amended to read as follows

Section 43 The closet and all other fixtures except sinks must be set open and free from all enclosing woodwork In tenement-houses and lodging-houses sinks must be entirely open set on iron legs or brackets without any enclosing woodwork Iron enameled water-proof cabinets are permissible under [sinks and] all lavatories and under sinks in tenement-houses and lodging-houses

Any fixture removed from service either to be discarded or replaced with new by any owner must have the inspected approval of the inspection department of plumbing under whose jurisdiction it is/was at time of removal before it can be reinstalled If after inspection it is found to conform with proper standard so as not to create a potential hazard to public or private health it may be labeled numbered and certificate issued for its reinstallation with no other limitations reserved No used plumbing fixture intended for sanitary purposes or any that may be connected to the domestic water system of any dwelling or building can be installed without the inspection approval of the department of plumbing or board or bureau of health

Section 3. The provisions of this act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Royer,
Baker,	Gillan,	McClanaghan	Rush,
Balthaser,	Gillette,	McClester,	Sarge,
Baughner,	Goodwin,	McDermott	Sarraf,

Bentley,	Greenwood,	McDowell,	Scanlon,
Boles,	Gross,	McFall,	Schwab,
Boorse,	Gryskewicz,	McGrath,	Serrill,
Bower,	Gyger,	McIntosh,	Shaffer,
Bradley,	Habbyshaw,	McKinney,	Shaw,
Breth,	Haberlen,	McLanahan,	Shepard,
Bretherick,	Haines,	McLane,	Simons,
Brown,	Hall,	McMillen,	Skale,
Brunner, C. H.,	Hamilton,	McSurdy,	Snyder,
Brunner, P. A.,	Hare,	Melchorre,	Sollenberger,
Burns,	Harkins,	Mihm,	Sorg,
Cadwalader,	Harmuth,	Modell,	Stambaugh,
Chervenak,	Harris,	Monks,	Stank,
Chudoff,	Heatherington,	Mooney,	Stine,
Cochran,	Helm,	Moran,	Stockham,
Cohen, M. M.,	Hering,	Moul,	Tarr,
Cohen, R. E.,	Herman,	Muhr,	Tate,
Cook,	Hersch,	Munley,	Taylor,
Cooper,	Hewitt,	Nagel,	Thompson, E. F.,
Cordier,	Hirsch,	Nunemacher,	Thompson, R. L.,
Corrigan,	Holland,	O'Brien,	Trout,
Croop,	Huntley,	O'Connor,	Turner,
Cullen,	Imbrie,	O'Dare,	VanAllsburg,
Dalrymple,	James,	O'Mullen,	Verona,
Dennison,	Jefferson,	O'Neill,	Vincent,
DiGenova,	Jones, G. E.,	Owens,	Vogt,
Dix,	Jones, P. N.,	Petrosky,	Voldow,
Dolon,	Keenan,	Pettit,	Voorhees,
D'Ortona,	Kenehan,	Polaski,	Watkins,
Duffy,	Kline,	Polen,	Weingartner,
Early,	Knoble,	Powers,	Weiss,
Eckels,	Kolankiewicz,	Prosen,	Welsh, E. B.,
Elder,	Komorofski,	Rank,	Welsh, M. J.,
Elliott,	Lee, E. A.,	Rausch,	Williams,
Ely,	Lee, T. H.,	Readinger,	Winner,
Falkenstein,	Leisey,	Reagan,	Wolf,
Finestone,	Leonard,	Reese, D. P.,	Wood, L. H.,
Finnerty,	Lesko,	Reese, R. E.,	Wood, N.,
Fiss,	Levy,	Regan,	Woodring,
Fleming,	Leydic,	Reynolds,	Woodside,
Fletcher,	Lichtenwalter,	Rhea,	Wright,
Flynn,	Longo,	Riley,	Yeakel,
Poor,	Lovett,	Rooney,	Yester,
French,	Lyons,	Rose, S.,	Young,
Gallagher,	Malloy,	Rose, W. E.,	Kilroy,
Gates,	Marks,	Rosenfeld,	Speaker.

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1466, as follows:

An Act to amend the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1333), entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by changing the procedure for and regulating voting in elections by persons in actual military service conferring powers and imposing duties upon the Secretary of the Commonwealth courts county boards of elections and county commissioners providing for reimbursement of counties for actual expenses incurred for canvassing the vote of electors in actual military service

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

Section 1 Section one hundred two of the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1333), entitled "An act concerning elections including general municipal special and pri-

mary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended to read as follows

Section 102 Definitions The following words when used in this act shall have the following meanings unless otherwise clearly apparent from the context

(a) The word "candidate" shall unless the context otherwise requires include both candidates for nomination and election.

(b) The word "county" shall mean any county of this Commonwealth

(c) The words "county board" or "board" shall mean the county board of elections of any county herein provided for

(d) The words "district election board" or "election board" shall mean the election officers required to conduct primaries and elections in any election district in accordance with the provisions of this act

(e) The words "district register" shall mean the cards containing all or any part of the registry list of qualified electors of the same election district as prepared by the registration commissions

(f) The word "election" shall mean any general municipal special or primary election unless otherwise specified

(g) The words "election district" shall mean a district division or precinct established in accordance with the provisions of this act within which all qualified electors vote at one polling place

(h) The words "general election" shall mean the election which the Constitution of this Commonwealth requires to be held in even-numbered years

(i) The words "independent nomination" shall mean the selection by an independent political body in accordance with the provisions of this act of a candidate for a public office authorized to be voted for at an election

(j) The words "municipal election" shall mean the election which the Constitution of this Commonwealth requires to be held in odd-numbered years

(k) The word "nomination" shall mean the selection in accordance with the provisions of this act of a candidate for a public office authorized to be voted for at an election

(l) The words "November election" shall mean either the general or municipal election or both according to the context

(m) The word "oath" shall include affirmation and the word "swear" shall include affirm

(n) The word "party" shall mean a political party as defined in section 801 of this act

(o) The words "party nomination" shall mean the selection by a political party in accordance with the provisions of this act of a candidate for a public office authorized to be voted for at an election

(p) The words "political body" shall mean an independent body of electors as defined in section 801 of this act

(q) The words "polling place" shall mean the room provided in each election district for voting at a primary or election

(r) The words "primary" or "primary election" shall mean any election held for the purpose of electing party officers and nominating candidates for public offices to be voted for at an election

(s) The words "public office" shall include every public office to which persons can be elected by a vote of the electors under the laws of this State

(t) The words "qualified elector" shall mean any person who shall possess all of the qualifications for voting now or hereafter prescribed by the Constitution of this Commonwealth or who being otherwise qualified by continued residence in his election district shall obtain such qualifications before the next ensuing election

(u) The words "registered and enrolled member of a political party" shall mean any qualified elector who shall

be registered according to political designation in accordance with the provisions of the registration acts

(v) The words "special election" shall mean any election other than a regular general municipal or primary election

(w) "Electors in actual military service" shall mean qualified electors of this Commonwealth who are or may be by enlistment enrollment or draft in the military or naval service of the United States or any branch or unit thereof or in the military service of the Commonwealth

Section 2 Section three hundred and five of said act is hereby amended to read as follows

Section 305 Expenses of County Boards and of Primaries and Elections to Be Paid by County Expenses of Special Elections Boards to Be Provided with Offices

(a) The county commissioners or other appropriating authorities of the County shall appropriate annually and from time to time to the county board of elections of such county the funds that shall be necessary for the maintenance and operation of the board and for the conduct of primaries and elections in such county including the payment of the compensation of the employes of the board custodians election officers and other assistants and employes herein provided for and the fees of witnesses as herein provided for the purchase or printing under contracts made by the board of all ballots and other primary and election supplies required by this act or which the board shall consider necessary to carry out the provisions of this act for the purchase under contracts made by the board and maintenance of voting machines when adopted as herein provided and of all other primary and election equipment required by this act or which the board shall consider necessary to carry out the provisions of this act for the publication of notices authorized by this act under contracts made by the board and for all other necessary expenses hereunder Provided however That bonds or other evidences of indebtedness payable not later than ten years from their dates of issuance may be issued by the county commissioners or other appropriating authorities of the county in accordance with the provisions of law relating to the increase of indebtedness of such county to meet all or any part of the cost of voting machines

1 The county shall be liable for the expenses of holding special elections for any city borough township school district or other municipality or incorporated district contained therein which is held on the day of any general municipal or primary election and on any special question which is required by law to be or which is at the discretion of the county board as hereinafter provided printed on the regular ballot after the list of the candidates or on the same voting machine as the list of candidates

2 Any city borough township school district or other municipality or incorporated district contained in any county holding a special election as authorized by law on the question of increase of indebtedness or any other question to be voted on by the electors of such subdivision which special election is held on the day of any general municipal or primary election and which is required by law to be conducted or at the discretion of the county board as hereinafter provided is conducted by special ballots for such question shall be liable to the county for the expenses necessarily incurred in the printing of such special ballots

3 If any other day than the day of any general municipal or primary election be fixed by the corporate authorities of any municipality school district or incorporated district for the holding of a special election on the question of increase of indebtedness or any other question as authorized by law such municipality school district or incorporated district shall be liable for and pay the entire expense of holding such election including the cost of printing ballots and supplies pay of election officers the rental of polling places and the cost of canvassing and computing the votes cast

(b) The county commissioners or other appropriating authorities of the county shall provide the county board with suitable and adequate offices at the county seat properly furnished for keeping its records holding its

public sessions and otherwise performing its public duties and shall also provide such branch offices for the board in cities other than the county seat as may be necessary

(c) The Commonwealth shall reimburse each county for election expenses incurred at every election for the preparation handling and mailing of ballots for electors in actual military service in the sum of twenty-five cents for each ballot mailed to an elector in actual military service in such manner as is now or may hereafter be provided by law

Each county board of elections shall file in the Department of State not later than thirty days after every election on a form prescribed by the Department of State a statement of the number of ballots mailed in such manner as is now or may hereafter be provided by law to electors in actual military service upon the written application of each such elector Such applications shall be preserved by each county board of elections until reimbursement is made as herein provided subject to inspection or production in the Department of State if demanded by the Department of State

The Department of State shall ascertain and fix the amount due as herein provided to each county for election expenses incurred for the preparation handling and mailing of ballots to electors in actual military service and by requisition in the usual course shall provide for payment of such amounts so found due from moneys appropriated to the Department of State for such purpose or shall prorate the moneys so appropriated among the several counties to be reimbursed if the amount so appropriated shall not be sufficient for the payment in full to each county of the amount found to be due

Section 3 Article thirteen of said act is hereby repealed absolutely

Section 4 Said act is hereby amended by adding thereto a new article thirteen to read as follows

Article XIII

Voting By Persons In Actual Military Service

Section 1301 Qualified Electors in Actual Military Service Whenever any of the qualified electors of this Commonwealth shall be in any actual military service under a requisition from the President of the United States or by the authority of this Commonwealth and as such absent from their place of residence on the days appointed by law for holding any election within this State or on the days for holding special elections to fill vacancies such electors shall be entitled at such times to exercise the right of suffrage as fully as if they were present at their usual places of election in the manner prescribed in this article and whether at the time of voting such electors shall be within the limits of this State or not

Section 1302 Ballots Ballots for use by electors in actual military service under the provisions of this article shall be prepared sufficiently in advance by the county boards of election and shall be by such boards distributed as hereinafter provided to the electors in actual military service entitled to vote at any election Such ballots shall be in substantially the form prescribed by article ten of this act for ballots to be used at the same elections within this Commonwealth but in cases where there is not time in the opinion of the county boards of elections to print on said ballots the names of the various candidates for district county and local offices the ballots shall contain blank spaces only under the titles of such offices in which the voters may insert the names of the candidates for whom they desire to vote and in such cases the county boards of elections shall furnish to the elector in actual military service a sufficient number of printed lists containing the names of all the candidates who have been regularly nominated under the provisions of this act for the use of the elector in preparing his ballot

Section 1303 Duties of County Boards In the case of any election at which votes are cast by electors in actual military service under the provisions of this article

it shall be the duty of each county board of elections to withhold the completion of the computation of the returns of the county until the second Friday after such election within which period all votes cast by electors of the county in actual military service as provided in this article shall be added to and included in its computation of the returns of such election but not afterwards.

Section 1304 Manner of Voting by Electors in Actual Military Service Electors mentioned in section one thousand three hundred and one shall have the right to apply not less than thirty (30) days and not more than fifty (50) days before any election for a "military ballot" The application shall be in writing signed by the applicant in his own hand and addressed to the county board of elections of the county wherein the applicant is registered to vote and shall state the county and the city borough or township and the precise ward or election district in or the street and number at which the applicant is registered to vote If the application is for a ballot for a primary election it shall also state the political party in which the applicant is enrolled

Section 1305 Ballots and Envelopes for Electors in Actual Military Service The County boards of elections shall prepare and upon request deliver to the said electors in actual military service a ballot by registered mail in an envelope addressed to each such elector at the address furnished by the elector in his application for a military ballot Such ballots shall be prepared and printed in the same form as the ballots provided for by section one thousand three hundred and two of this act but shall have in addition printed stamped or endorsed thereon the words "Military Ballot" The county boards of elections shall also provide and deliver as aforesaid three envelopes for each military ballot of such size and shape that will permit the placing of one within the other On the first shall be printed stamped or endorsed only the words "Military Ballot" On the second shall be printed the affidavit of the elector together with the jurat of the officer in whose presence the ballot is marked and before whom the affidavit is made such affidavit and jurat to be in form prescribed by the Secretary of the Commonwealth On the third shall be placed the name and address of the county board of elections of the proper county All military ballots and envelopes shall be mailed at least fifteen (15) days before the election involved to the electors requesting them

Each county board of elections shall print and post the name present location the local voting district or in a conspicuous public place at its office a list setting ward of every elector to whom a military ballot has been sent This list shall be posted at least ten (10) days before the primary or election involved and shall also set forth the total number of military ballots prepared by the county board of elections Copies of such list shall be furnished upon request to the county chairman of each political party and political body

Section 1306 Voting by Electors in Actual Military Service Any such elector may make application prior to the day of any election to the county boards of elections for a "Military Ballot" At any time after receiving such military ballot but on or before the day of the election such elector in actual military service may appear before any commissioned officer of the military or naval service either within or without the Commonwealth or before any officer of this or any other state or territory of the United States authorized to administer oaths and mark such ballot under the scrutiny of such officer in the following manner The voter shall first display the ballot to such officer as evidence that the same is unmarked and shall then proceed to mark the ballot in the presence of such officer but in such manner that such officer is unable to see how the same is marked and then fold the ballot enclose and securely seal the same in the envelope on which is printed stamped or endorsed "Military Ballot" This envelope shall then be placed in the one on which is printed the affidavit of the elector and the jurat of the officer before whom the elector

appears and such envelope sealed in like manner by the elector The elector shall then make out subscribe and swear to the affidavit printed on the face of such envelope and the jurat shall be subscribed by the officer before whom the affidavit was taken Such ballot and envelope shall then be securely sealed in the third envelope which the elector shall send by mail to the county board of elections of the proper county with postage prepaid

Section 1307 Receipt and Counting of Military Ballots The county board of elections upon receipt of such third envelope shall safely keep the same in their office until they meet to canvass the vote of such election under the provisions of this act

At such time the members of the county board of elections may in person dispose of military ballots in the manner hereinafter set forth or they may designate a sufficient number of clerks to perform such duties When it is determined that clerks shall be appointed the total number shall in every case be in multiples of three each member of the county board of elections shall appoint an equal number thereof

Watchers appointed in the manner prescribed by and subject to the restrictions imposed by section four hundred and seventeen of this act insofar as applicable shall be permitted to be present whenever any of the envelopes containing military ballots are opened and whenever any such ballots are counted and recorded

In disposing of military ballots the county board of elections or the clerks designated as aforesaid shall first examine the third envelope and set aside unopened all such envelopes which bear a post mark later than the date of the particular election day involved The envelopes thus set aside shall be retained for a period of one year and then destroyed unopened

They shall then open the third envelopes not thus set aside and after examining the affidavit and jurat shall compare the signature of such absent voter with his signature upon any register or other record in their possession If the county board is satisfied that the signatures correspond that the affidavit and jurat are sufficient and that the voter has been duly registered as provided by law they shall announce the name of the elector and shall give any person present an opportunity to challenge the same in like manner and for the same causes as such elector could have been challenged had he presented himself in his own district to cast his vote If there are no challenges they shall open the second envelope in such manner as not to destroy the affidavit and jurat printed thereon which envelope shall be kept in their office for a period of one year thereafter All envelopes on which are printed stamped or endorsed the words "Military Ballot" and containing the ballots shall be put into one depository at one time and said depository well shaken and the envelopes containing the ballots mixed before any ballot is taken therefrom The county board shall then break the seals of such envelopes and record the said ballots in the same manner as district election officers are required to record votes under the provisions of this act In like manner all military ballots received prior to completion of the computation of the returns of the county shall be counted and recorded and upon completion of the computation of the returns of the county the votes cast upon the military ballots shall then be added to the votes cast within the county city borough incorporated town township ward or election district as designated on each ballot Military ballots shall be safely kept by the county board of elections for a period of one year

Section 5 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1467, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commission county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as

amended by requiring and providing for the registration of persons in military service to entitle them to vote at any election

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

Section 1 Section three of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" is hereby amended by adding thereto a new subsection (u) to read as follows

(u) "Persons in military service" shall mean qualified electors of this Commonwealth who are or may be by enlistment enrollment or draft in actual military or naval service of the United States or any branch or unit thereof or in the military service of the Commonwealth

Section 2 Subsection (a) of section eighteen of the said act is hereby amended to read as follows

Section 18 Registration Cards Preparation and Distribution

(a) For the purpose of registering the qualified electors of each city the commission shall prepare registration cards serially numbered in duplicate and containing spaces for entering the information required by section nineteen and nineteen and one-tenth of this act and either the following affidavit or the affidavit prescribed in section nineteen and one-tenth as the case may be

Registration Affidavit

State of Pennsylvania }
County of } ss:

I hereby swear or affirm that I am a citizen of the United States that on the day of the next election I shall be at least twenty-one years of age and shall have resided in the State of Pennsylvania for one year (or having previously been a qualified elector or a native born citizen of the State and having removed and returned then six months) next preceding said election and in the election district two months that I am legally qualified to vote that I have read (or have had read to me) the foregoing statements made in connection with my registration and that they are true and correct

Subscribed and sworn to before me this
..... day of 19.....
Signature of Voter

.....
Signature of Registrar

Section 3 The said act is amended by adding after section nineteen a new section nineteen and one-tenth to read as follows

Section 19.1 Manner of Registration by Persons in Military Service A person in military service may in addition to any other method herein provided also be registered in the following manner

(a) He may make application to the commission for a registration card

(b) The registration card shall require the statement of and shall provide sufficient space for the following information (1) the surname of the applicant (2) His Christian name or names (3) His occupation if any on the date of entering military service (4) The street or road and number if any of his residence on the date of entering military service (5) If his residence was a por-

tion only of a house the location or number of the room or rooms apartment flat or floor which he occupied (6) The date his residence began at the place at which he resided on the date of entering military service (7) His residence address when he last registered and the year of such registration (8) The sex of the applicant (9) The color of the applicant (10) The state or territory of the United States or the foreign country where he was born (11) The date when place where and the court by which naturalized and the number of the naturalization certificate (12) If not naturalized personally the name of father mother or husband through whom naturalized (13) Whether he is unable by reason of illiteracy to read the names on the ballot or voting machine labels (14) Whether he has a physical disability which will render him unable to see or mark the ballot or operate the voting machine or to enter the voting compartment or voting machine booth without assistance and if so his declaration of that fact and his statement of the exact nature of such disability (15) The designation of the political party of the elector for the purpose of voting at primaries (16) The affidavit of registration as hereinafter prescribed which shall be signed by the elector attested by the signature of the superior officer of the applicant or the judge of any court of record of the United States or of any state or territory thereof and dated by such superior officer or judge (17) The height of the applicant in feet and inches (18) The color of his hair (19) The color of his eyes (20) The date of his birth Each registration card for registration by persons in military service shall also have a sufficient number of spaces thereon for the insertion by the commission but not by the applicant of the ward and election district if any in which the applicant resided on the date of entering military service and to which he may from time to time remove after leaving military service together with his street address in each such ward and district and the other data required to be given upon such removal (21) The data of each election and primary at which the applicant votes after registration the number and letter if any of the stub of the ballot issued to him or his number in the order of admission to the voting machines and (22) The signature or initials of the election officer who enters the record of voting on the card

(c) In addition the foregoing registration card shall contain the following affidavit

Registration Affidavit

I hereby swear or affirm that I am a citizen of the United States that on the day of the next election I shall be at least twenty-one years of age and shall have resided in the Commonwealth of Pennsylvania for one year (or having previously been a qualified elector or a native born citizen of the Commonwealth and having removed and returned then six months) and in the election district two months that I am now in actual military service under a requisition of the President of the United States or by the authority of the Commonwealth of Pennsylvania that the military naval or air unit in which I am commissioned or enrolled is with the rank of now located at that I am legally qualified to vote that I have read (or have had read to me) the foregoing statements made in connection with my registration and that they are true and correct

.....
Signature of applicant for registration

Sworn to and subscribed before me this
..... day of 19...

.....
Signature of superior officer or judge of any court of record of the United States or any state or territory thereof and a statement of official position

(d) Upon written application by any person in military service to the registration commission having jurisdiction in the city in which the applicant resided on the date of entering military service a registration card in the form herein prescribed in duplicate shall be mailed postage prepaid to the applicant at the address given in such

application Such person shall thereupon supply the information required on the registration card in duplicate and shall take the affidavit thereto in duplicate in the presence of his superior officer or of any judge of a court of record of the United States or any state or territory thereof and shall mail the same in duplicate postage prepaid to the registration commission from which it was procured

(e) Registration in this manner by persons in military service may be made at any time Provided however That if any registration card is received by any registration commission from any person in military service at any time when registration by personal appearance in the manner provided in section eighteen of this act could not be made under the provisions of section sixteen of this act such application shall be retained by the commission until the beginning of the next period during which such registration by personal appearance could be made and at such time the applicant if otherwise entitled shall be duly registered

(f) The status of any person in military service with respect to residence shall remain the same as it was when such person entered military service Provided however That if at the time of entering military service any person shall not have resided in Pennsylvania or in a particular election district thereof for a sufficient time to have been entitled to be registered but by continued residence would have become so entitled he shall be entitled to be registered at such time as he would have been so entitled had he not entered military service and had continued to reside where he then resided

(g) Registration cards returned by persons in military service to any registration commission shall be examined by a member of the commission or any clerk or registrar at a time and place when personal registrations are being received and such member of the commission clerk or registrar shall announce in the hearing of all present the name of the person in military service who has thus offered to register and the address of his residence on the date of entering military service The right of such person in military service to be registered shall not be subject to challenge for any reason other than failure to have mailed the commission a properly completed registration card If the commission finds the registration card not properly completed it shall reject it in the manner hereinafter provided

Section 4 Section twenty-three of the said act is hereby amended to read as follows

Section 23 Incomplete or Rejected Applications to Be Recorded The registrar commissioner or clerk shall record on registration cards the surname Christian name or names and street and number of residence of each person who applies for registration whether or not the application is accepted Whenever the applicant is rejected after a portion of the record has been filled in the registration card or cards shall be marked "Applicant Rejected" and the registrar commissioner or clerk shall note thereon the reason for the rejection and shall sign his name thereto The registrar commissioner or clerk shall forthwith personally notify the applicant if his application for registration is rejected Provided however That if the registration card was received by mail from a person in military service notice of rejection shall be by mail All such cards shall be returned to the commission and shall be preserved for a period of two years

Section 5 Section thirty-one of the said act is hereby amended to read as follows

Section 31 Check-up of Registers

(a) At any time prior to the thirtieth day next preceding an election or primary the commission may send by mail to any elector whose name appears in any district register a notice setting forth the elector's name and address as it shall appear in the register and requesting him in case of any error to present the notice on or before the tenth day next ensuing at the office of the commission and secure the correction of the error and warning the elector that any discrepancy between his actual name and address and his name and address as recorded in the original register will constitute ground

for challenging his vote Such notice shall contain on the outside a request to the postmaster to return it within five days if it cannot be delivered to the addressee at the address given thereon

(b) At any time prior to the thirtieth day next preceding an election or primary the commission may cause a check-up to be made by postmen of the United States Post Office of any elector whose name appears in any district register

(c) At least once in each four years the commission shall conduct a check-up of each registered elector in the city by either of the methods provided for in subsections (a) and (b) above

(d) Upon the return by the post office of any such notice which it has been unable to deliver at the given address because the addressee cannot be found there or upon report by the post office that any registered elector does not reside at the address given on his registration card the commission shall direct an authorized employe to visit in person the address of the elector and if he shall find that the elector does not reside at the address he shall leave at such address the notice prescribed by section thirty-two of this act and the commission shall at the expiration of the time specified in such notice cancel the registration of such person unless he personally appears and proves his qualifications as an elector Provided however That the registration of any person in military service shall not be cancelled by reason of the failure of such person to reside at the address appearing upon the district register if such person did reside at such address on the date of entering military service

Section 6 Section thirty-seven of the said act is hereby amended by adding thereto a new subsection (h) to read as follows

(h) Persons in military service shall be entitled to vote if duly registered in a manner provided by this act Persons in military service and by reason thereof absent from their places of residence on the day of any election shall be entitled to vote in such manner as may now or hereafter be provided by law unaffected by the provisions of this section insofar as they relate to the manner of voting

Section 7 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|-------------|------------------|
| Auker, | Gerard, | Marks, | Rosenfeld, |
| Baker, | Gillan, | Maxwell, | Royer, |
| Balthaser, | Gillette, | McClanaghan | Rush, |
| Baughner, | Goodwin, | McClester | Sarge, |
| Bentley, | Greenwood, | McDermott | Sarraff, |
| Boles, | Gross, | McDowell | Scanlon, |
| Boorse, | Gryskewicz, | McFall | Schwab, |
| Bower, | Gyger, | McGrath | Serrill, |
| Bradley, | Habbyshaw, | McIntosh | Schwab, |
| Breth, | Haberlen, | McKinney | Shaw, |
| Bretherick, | Haines, | McLanahan | Shepard, |
| Brown, | Hall, | McLane, | Simons, |
| Brunner, C. R., | Hamilton, | McMillen, | Skate, |
| Brunner, P. A., | Hare, | McSurdy, | Snyder, |
| Burns, | Harkins, | Melchiorre, | Sollenberger, |
| Cadwalader, | Harmuth, | Mihm, | Sorg, |
| Chervenak, | Harris, | Modell, | Stambaugh, |
| Chudoff, | Heatherington, | Monks, | Stank, |
| Cochran, | Helm, | Mooney, | Stine, |
| Cohen, M. M., | Hering, | Moran, | Stockham, |
| Cohen, R. E., | Herman, | Moul, | Tarr, |
| Cook, | Hersch, | Muir, | Tate, |
| Cooper, | Hewitt, | Munley | Taylor, |
| Cordier, | Hirsch, | Nagel | Thompson, E. F., |
| Corrigan, | Holland, | Nunemacher | Thompson, R. L., |
| Croop, | Huntley, | O'Brien, | Trout, |

- | | | |
|--------------|----------------|---------------|
| Cullen, | Imbrie, | O'Connor, |
| Dalrymple, | James, | O'Dare, |
| Dennison, | Jefferson, | O'Mullen, |
| DiGenova, | Jones, G. E., | O'Neill, |
| Dix, | Jones, P. N., | Owens, |
| Doion, | Keenan, | Petrosky, |
| D'Ortona, | Kenehan, | Pettif, |
| Duffy, | Kilne, | Polaski, |
| Early, | Knoble, | Polen, |
| Eckels, | Kolankiewicz, | Powers, |
| Elder, | Komorowski, | Prosen, |
| Elliott, | Lee, E. A., | Rank, |
| Ely, | Lee, T. H., | Rausch, |
| Falkenstein, | Lelsey, | Readinger, |
| Finestone, | Leonard, | Reagan, |
| Finnerty, | Lesko, | Reese, D. P., |
| Fiss, | Levy, | Reese, R. E., |
| Fleming, | Leydic, | Regan, |
| Fletcher, | Lichtenwailer, | Reynolds, |
| Flynn, | Longo, | Rhea, |
| Foor, | Lovett, | Riley, |
| French, | Lyons, | Rooney, |
| Gallagher, | Malloy, | Rose, S., |
| Gates, | | Rose, W. E., |

- | |
|---------------|
| Turner, |
| VanAallsburg, |
| Verona, |
| Vincent, |
| Vogt, |
| Voldow, |
| Voorhees, |
| Watkins, |
| Weingartner, |
| Weiss, |
| Welsh, E. B., |
| Welsh, M. J., |
| Williams, |
| Winner, |
| Wolf, |
| Wood, L. H., |
| Wood, N., |
| Woodring, |
| Woodside, |
| Wright, |
| Yeakel, |
| Yester, |
| Young, |
| Kilroy, |

Speaker.

NAYS—0

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

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

The SPEAKER. House Bill No. 1468, Printer's No. 1000 and House Bill No. 1469, on page 38 of today's calendar, bills on third reading, are not on file and will be passed over.

HOUSE RESOLUTION No. 99

Mr. EARLY. Mr. Speaker, I desire to call up House Resolution No. 99, Printer's No. 967.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 29, 1941.

The State highway, known as U. S. Traffic Route No. 22, from Harrisburg to Easton is used as one of the main arteries of travel between the eastern and western ends of the Commonwealth. It has, ever since its improvement a few years ago, taken a ceaseless stream of traffic during every hour of each period of twenty-four hours.

Since the establishment of the Federal cantonment at Indiantown Gap, one mile north of this highway, it has become of tremendous military importance, for the movement of troops and munitions.

The present improved two lane roadway of Route 22 has for some time been wholly inadequate, and is becoming increasingly more so. A three or four lane highway over this route has become an imperative necessity; therefore, be it

Resolved, That the House of Representatives hereby urges upon the Governor and the Department of Highways the pressing need for the immediate construction of one or two additional lanes on U. S. Highway Route No. 22, between the cities of Harrisburg and Easton, and for the relocation of the roadway wherever the widening is, for any reason, impractical or impossible; and requests that the project of widening this highway be at once undertaken for the safety and convenience of the people of this Commonwealth, the furtherance of its commercial progress, and to aid in speeding up the National program for defense; and be it

Resolved, That certified copies of this resolution be transmitted by the Chief Clerk to the Governor and to the Secretary of Highways.

On the question,

Will the House adopt the resolution?

It was adopted.

Finestone,	Leonard,	Reagan,	Wolf,
Finnerty,	Lesko,	Reese, D. P.,	Wood, L. H.,
Fiss,	Levy,	Reese, R. E.,	Wood, N.,
Fleming,	Leydic,	Regan,	Woodring,
Fletcher,	Lichtenwalter,	Reynolds,	Woodside,
Flynn,	Longo,	Rhea,	Wright,
Foor,	Lovett,	Riley,	Yeakel,
French,	Lyons,	Rooney,	Yester,
Gallagher,	Malloy,	Rose, S.,	Young,
Gates,		Rose, W. E.,	Kilroy,

Speaker.

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1477, (Senate Bill No. 418), as follows:

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

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

Section 1. The Governor shall annually issue a proclamation setting apart September thirteenth as Commodore John Barry Day and recommending that it be observed by the people with appropriate exercises in the public schools and otherwise as he may see fit to the end that the memory of the service rendered by Commodore John Barry during the struggle for American independence may be perpetuated

Section 2 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gerard,	Maxwell,	Rosenfeld,
Baker,	Gillan,	McClanaghan	Royer,
Balthaser,	Gillette,	McClester,	Rush,
Baughner,	Goodwin,	McClanaghan	Sarge,
Bentley,	Greenwood,	McDermott	Saraf,
Boles,	Gross,	McDowell	Scanlon,
Boorse,	Gryskewicz,	McFall	Schwab,
Bower,	Gyger,	McGrath	Serrill,
Bradley,	Habbvshaw,	McIntosh	Shaffer,
Breth,	Haberlen,	McKinney,	Shaw,
Bretherick,	Haines,	McLanahan	Shepard,
Brown,	Fall,	McLane,	Simons,
Brunner, C. H.,	Hamilton,	McMillen,	Skale,
Brunner, P. A.,	Hare,	McSurdy,	Snyder,
Burns,	Harkins,	Melchiorre,	Sollenberger,
Cadwalader,	Harmuth,	Mihm,	Sorg,
Chervenak,	Harris,	Modell,	Stambaugh,
Chudoff,	Heatherington,	Monks,	Stank,
Cochran,	Helm,	Mooney,	Stine,
Cohen, M. M.,	Hering,	Moran,	Stockham,
Cohen, R. E.,	Herman,	Moul,	Tarr,
Cook,	Hersch,	Muir,	Tate,
Cooper,	Hewitt,	Munley,	Taylor,
Cordier,	Hirsch,	Nagel	Thompson, E. F.,
Corrigan,	Holland,	Nunemacher	Thompson, R. L.,
Croop,	Huntley,	O'Brien,	Trout,
Cullen,	Imbrie,	O'Connor,	Turner,
Dairymples,	James,	O'Dare,	Van Allsburg,
Dennison,	Jefferson,	O'Mullen,	Verona,
DiGenova,	Jones, G. E.,	O'Neill,	Vincent,
Dix,	Jones, P. N.,	Owens,	Vogt,
Dolon,	Keenan,	Petrosky,	Voldow,

D'Ortona,	Kenehan,	Fettit,	Voorhees,
Duffy,	Kilne,	Polaski,	Watkins,
Early,	Knoble,	Polen,	Weingartner,
Eckels,	Kolankiewicz,	Powers,	Wells,
Elder,	Komorowski,	Prosen,	Welsh, E. B.,
Elllott,	Lee, E. A.,	Rank,	Welsh, M. J.,
Ely,	Lee, T. H.,	Rausch,	Williams,
Falkenstein,	Leisey,	Readinger,	Winner,
Finestone,	Leonard,	Reagan,	Wolf,
Finnerty,	Lesko,	Reese, D. P.,	Wood, L. H.,
Fiss,	Levy,	Reese, R. E.,	Wood, N.,
Fleming,	Leydic,	Regan,	Woodring,
Fletcher,	Lichtenwalter,	Reynolds,	Woodside,
Flynn,	Longo,	Rhea,	Wright,
Foor,	Lovett	Riley,	Yeakel,
French,	Lyons,	Rooney,	Yester,
Gallagher,	Malloy,	Rose, S.,	Young,
Gates,	Marks,	Rose, W. E.,	Kilroy, Speaker

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 636, as follows:

An Act to amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 114), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" as amended redefining the powers and duties of the registration commission and its employes revising the provisions regulating the filing of removal notices and the cancellation of registrations changing the provisions and times for registration change of party enrollment and the cancellation of registrations imposing duties on certain city officers revising the procedure on appeals to the courts providing for the manner of reckoning time and imposing additional penalties

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

Section 1 Section two of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P L 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police

officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" is hereby amended by adding thereto after clause (r) a new clause to read as follows

Section 2 Definitions

(s) In determining or reckoning any period of time mentioned in this act the day upon which the act is and the date of the primary election hearing or other done paper filed or notice given shall be excluded from and the date of the primary election hearing or other subsequent event as the case may be shall be included in the calculation or reckoning Provided however That if the last day upon which any act may be done paper filed or notice given shall fall on a Sunday or a legal holiday the next following ordinary business day shall be considered at the last day for said purpose

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

Section 5 Employes Registrars Inspectors of Registration Duties Appointment

(a) The commission shall have power to appoint such assistants clerks and employes (including inspectors) as from time to time it may deem necessary to carry out the provisions of this act The commission shall [also have power to] assign such of its employes or clerks to act as registrars [at its offices] as it may from time to time deem necessary and when so acting such employes or clerks shall have and may exercise the powers and shall perform the duties and obligations conferred by or in accordance with the law upon registrars Provided however That all such employes designated to act as registrars shall be registered electors of such city and not more than one-half of the registrars assigned for duty at any place at which registration is being conducted shall be enrolled members of the same political party

(b) The commission shall in the year one thousand nine hundred thirty-seven at such time as it shall deem necessary of which due public notice shall be given appoint four registrars for each election district From and after the first day of January one thousand nine hundred thirty-eight the commission not later than the fifteenth day of August in each year shall designate the place or places in each ward to be used as registration places and shall appoint not less than two or more than four registrars for each such registration place as it may deem necessary Not more than one-half of the number of registrars appointed for each election district in the year one thousand nine hundred thirty-seven and for each registration place in each subsequent year shall be members of the same political party In the year one thousand nine hundred thirty-seven all registrars appointed shall be qualified electors of the election district for which they have been appointed and in all subsequent years shall be qualified electors of the ward for which they have been appointed shall be of good moral character shall not have been convicted of any crime shall be able to read English in an intelligent manner and to write legibly and shall be familiar with qualifications of electors and duties of the registrars Such registrars shall be empowered to register the qualified electors of such election districts or wards and in so doing to administer oaths and affirmations and shall perform all other duties imposed on registrars by this act and by the registration commission

Each registrar shall receive as compensation ten dollars (\$10) for each day during which he is engaged in the active performance of his duties as registrar The commission shall designate the duties to be performed by each such registrar appointed by it The said registrars shall be appointed in the manner as hereinafter provided in subsection (c) of this section

(c) In the year one thousand nine hundred thirty-seven at such time as shall be determined by the commission of which time due public notice shall be given any five or more qualified electors of any election dis-

trict of the same political party and in all subsequent years not later than the twentieth day of July of each year any five or more qualified electors of any ward of the same political party may file with the commissioners [their petition for the appointment of not more than two qualified persons also members of said party as registrars The petition shall set forth the name address qualifications occupation and political affiliation of each person suggested for appointment as a registrar shall give the respective residences of the petitioners and shall declare that each of them belongs to the same party as that designated as the party of each candidate which petition shall be signed by each petitioner in his own handwriting and sworn to by one of them and by each candidate More than one petition may be filed on behalf of the same party for each ward or district provided that no elector shall be competent to sign petitions for more than two candidates but if any candidate dies withdraws or becomes disqualified before the last day for filing petitions aforesaid any elector who recommended him may sign a petition for another candidate All petitions shall be open to public inspection and in the year one thousand nine hundred and thirty-seven at such time as the commission may designate and not earlier than July twenty-sixth of each subsequent year the commissioners shall comence public hearings thereof considering them on consecutive week days in the numerical order of the wards and of the election districts within each ward to which they relate respectively unless reasonable cause be shown for postponing any hearing to a later time or date and reasonable notice of such postponement given to all concerned The commissioners shall publish one general notice of the place and times or days when they will examine the candi-] [dates from the election districts of the various wards at least three days prior to the first hearing in at least two daily newspapers each having a paid circulation of at least fifty thousand copies daily in the city and shall mail to each candidate a special notice of the time and place where he will be examined regarding his qualifications at least three days before the day fixed for same except that the commissioners need not notify any candidate who had previously been appointed a registrar to appear but may reappoint him without such examination If more candidates are duly nominated as members of any party than it is entitled to have appointed the commissioners shall appoint the candidate or candidates whom they consider most fit and if there are not sufficient fit candidates nominated on behalf of any party the commissioners may appoint any other persons without regard to party of whom they have knowledge Any person appointed a registrar must perform his duties as prescribed by this act unless excused therefrom by the commissioners for cause shown

(d) Should any vacancy occur in the office of registrar of any election district in the year one thousand nine hundred thirty-seven or of any registration place in any subsequent year by reason of death resignation removal from the district or ward or other cause the commission shall fill said vacancy by appointing an elector of the district or ward as the case may be who is qualified according to subsection (d) of this section and who is registered and enrolled member of the same [political party as the registrar or registrars whose office was vacated The appointment shall be made in like manner as the annual appointments of registrars as provided by this act]

(e) No registrar or inspector of registration shall exercise any power of his office nor shall any employe assigned by the commission to act as registrar at the office of the commission so act until he shall have taken an oath of office which the commission shall prescribe and shall have received from the commission a certificate of appointment setting forth his name and address the date of his appointment and the length of time for which he shall have been appointed

(f) Each commission may appoint a chief clerk at a compensation not exceeding four thousand dollars (\$4,000) per annum who shall have authority to administer oaths sign vouchers and register persons who are qualified and

who appear at the office of the commission as herein provided two (2) assistant clerks each at a salary of not over two thousand dollars (\$2,000) per annum a chief record clerk at a salary of not over twenty-four hundred dollars (\$2,400) per annum a stenographer (who may act as clerk) at a salary of not over eighteen hundred dollars (\$1,800) per annum a chief inspector at a salary of not over twenty-two hundred dollars (\$2,200) per annum two custodians of the records to guard the same while they are open to public inspection each of whom shall receive not more than fifteen hundred dollars (\$1,500) per annum a messenger who shall receive not more than twelve hundred dollars (\$1,200) per annum such stenographers as they may deem necessary competent to take notes of testimony at a compensation not to exceed ten dollars (\$10) per diem for the time actually employed at hearings before the commission and as many clerks stenographers and inspectors as they may deem necessary from time to time at a compensation not exceeding six dollars (\$6.00) per diem for the time actually employed.

(g) The registration commission shall have the power to remove any employe inspector registrar or other officer appointed or employed by it [but no registrar appointed by the commission shall be removed except for cause]

(h) Any inspector of registration on his own motion or on complaint of any person known to him may and when directed by the commission shall

1 Investigate all questions relating to the registration of electors in such city and for that purpose shall have power to enter and inspect any house dwelling building inn lodging-house or hotel within such city and to interrogate any inmate householder lodger lessee keeper caretaker owner proprietor or agent thereof or therein regarding any person or persons residing or claiming to reside thereat or therein without being required to show any warrant for so doing except his certificate of appointment

2 Inspect in like manner and copy any register of lodgers in any lodging-house inn or hotel relating to or affecting the rights of any persons to vote or to be registered in any such city

3 Arrest any person without warrant except any herein privileged from such arrest who in the presence of the inspector of registration violates or attempts to violate any of the provisions of this act when such violation is punishable as a crime

4 Call on any police or peace officer of such city to assist the inspector of registration in the maintenance of peace at any place of registration or in making any arrest or in the performance of any of his duties

Section 3 Clause (b) of section six of said act is hereby repealed

Section 4 Sections fourteen and fifteen clause (a) of section seventeen and clause (d) of section nineteen of said act are hereby amended to read as follows

Section 14 Watchers at Places of Registration Privileges

(a) Any party or body of electors which now is or hereafter may be entitled to have watchers at any election and any organized body of citizens of the city which has had as one of its purposes the investigation and prosecution of registration and election frauds for a continuous period of not less than ten years prior to the first day of January of the then current year may recommend not more than three electors to act as watchers without expense to the [county] city at any place of registration during the time when it shall remain open for the registration of electors The commission shall appoint such persons as watchers and provide them with proper certificates stating their names and the party body of electors or organized body of citizens as the case may be which they represent respectively unless any be shown to have previously been convicted of any crime

(b) Any watcher shall be entitled to remain at any place of registration during the time when it shall remain open for the registration of electors and to keep a list or other memorandum of or concerning the persons applying for registration and to examine any papers regarding his right to be registered and to inspect any papers produced by such person The registrars commission and commissioners shall give every watcher ample oppor-

tunity and afford him every convenience for the discharge of his duties Provided however That the registrar commission or commissioner may at any time require any watcher to show his certificate of appointment And provided That not more than one watcher for each party [or] body of electors or organized body of citizens represented shall be allowed in a place of registration at any one time

Section 15 Watchers or Attorneys at Sessions of Commission

(a) Any party body of electors or organized body of citizens described in section fourteen (a) of this act shall be entitled to appoint watchers who are qualified electors of the city or attorneys to represent such party body of electors or organized body of citizens aforesaid at any public session or sessions of the commission

(b) Any party or body of electors which now is or hereafter may be entitled to have watchers at any place of registration or at any election and any organized body of citizens described in section fourteen (a) hereof may recommend not more than three (3) qualified electors of the city or attorneys to serve as watchers or to represent such party [or] body of electors or organized body of citizens at any public session or sessions of the commission The commission shall appoint such electors or attorneys to serve as watchers or to represent such parties [or] bodies or organized bodies of citizens at such sessions of the commission

(c) All watchers or attorneys appointed or selected in the manner provided by subsections (a) and (b) of this section may exercise the same rights at any public session or sessions of the commission as watchers at places of registration

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payments of Rentals Use of School Buildings Public Notice

(a) [From and after the first day of June one thousand nine hundred and thirty-seven the] The commission or any commissioner or clerks shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sundays holidays [the days hereinafter provided for the registration of electors in the districts or wards] the day of each election and each primary the [thirty] fifty days next preceding each general election and each primary election the forty days next preceding each municipal election and the thirty days next following each November election and the five days next following each primary election at the office of the commission and at such other places within the city as the commission may from time to time designate receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration Provided however That [in the year one thousand nine hundred and thirty-seven the] commission shall arrange to have four registrars present to receive applications for the personal registration of electors at the polling place or some other suitable place in each election district of the city on at least three separate days prior to August fifteenth (one of them being in June another in July and another in August) And provided further That [thereafter] the commission [may] upon petition of one hundred qualified electors of such ward filed at least ninety days before any election shall provide one or more places of registration in each such ward of the city at which two or more registrars as the commission may deem necessary shall be present to receive personal applications from persons who claim that they are entitled to be registered which registrars shall be present thereat between the hours of seven antemeridian and one postmeridian and between the hours of four and ten postmeridian on [two days in even-numbered years one to be not earlier than the sixth Saturday nor later than the fifth Saturday before the Spring primary and the other to be not earlier than the sixth Saturday and not later than the fifth Saturday before the general election and on one day in odd-numbered years not earlier than the twelfth Saturday nor later than the eleventh Saturday before the municipal election] a day which shall be at least fifty but not more than eighty

days prior to the next succeeding election Provided That no such registration shall be held in the wards between the primary and municipal elections in odd-numbered years Provided further however That with respect to any person who shall become a citizen of the United States on a day subsequent to the sixtieth day prior to any primary or general election but at least one month prior to the day of such primary or general election the commission or any commissioner or registrar shall receive personal applications from such persons if they are otherwise qualified at the office of the registration commission until the thirtieth day prior to such primary or general election

Section 19 Registration Cards Preparation and Distribution

* * *

(d) The commission shall keep a record [of the serial numbers of the registration cards issued from time to time to each registrar] by serial number of each registration card now in existence or hereafter prepared by or for it showing the name ward and division of the elector if any registered upon such card and whether such registration or card has been canceled voided lost destroyed or otherwise removed from the district registers

Section 5 Clause (c) of section twenty of said act is hereby amended and clauses (h) and (i) are hereby added to said section to read as follows

* * *

Section 20 Manner of Registration

(c) The surname of the applicant (2) his Christian name or names (3) his occupation (4) the street and number of his residence (5 if his residence is a portion only of the house the location or number of the room apartment flat or floor which he occupies (6) the length of his residence in the State and district respectively (7) his residence address when he last registered and the year of such registration (8) the sex of the applicant (9) the color of the applicant (10) the state or territory of the United States or the foreign country where he was born (11) the date when place where and the court by which naturalized and number of the naturalization certificate (12) if not naturalized personally the name of father mother or husband through whom naturalized (13) whether he is able by reason of illiteracy to read the names on the ballot or on the voting machine labels or whether he has a physical disability which will render him unable to see or mark the ballot or operate the voting machine or to enter the voting compartment or voting machine booth without assistance at the ensuing election and if so his declaration of that fact and his statement of the exact nature of such disability (14) the designation of the political party of the elector for the purpose of voting at primaries (15) the affidavit of registration which shall be signed by the elector attested by the signature of the registrar commissioner or clerk and dated by him (16) his height in feet and inches (17) the color of his hair (18) the color of his eyes and (19) the date of his birth or if such date is immaterial in the determination of citizenship a statement that he has attained his majority Each registration card shall also have a sufficient number of spaces thereon for the insertion of (20) the ward and election district in which the elector resides and to which he may from time to time remove together with his street address in each such district and the other data required to be given upon such removal (21) the date of each election and primary at which the elector votes and the number of stub of ballot or number of admission to voting machine and party at primary (22) the signature or initials of the election officer who enters the record of voting on the card

* * *

(h) When the registration of an elector has been completed the registrars commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector his ward and district the fact of registration designation of party enrollment the date thereof and the serial number of the elector's registration card The commission upon request made at its office shall deliver such a written or printed

statement of his registration to any person who is registered under the provisions of this act showing the status of his registration at the time of such request

(i) Beginning on the first day of June one thousand nine hundred and forty-one the commission shall mail or deliver a statement of registration as described in clause (h) of this section to every person who was registered under the provisions of this act prior to that day only if the commission is satisfied he or she is a qualified elector of the district shown on his or her registration card

Section 6 Section twenty-seven clause (a) of section twenty-eight clause (a) of section twenty-nine and clauses (a) (b) and (f) of section thirty are hereby amended to read as follows

Section 27 District Registers [Street List Registers] (a) District Registers The original registration affidavits shall be filed by election districts and within each election district in exact alphabetical order or in the order in which their residences appear upon the streets of the election district and in exact alphabetical order for each residence and visibly indexed as to name and voting record The affidavits so filed for each election district shall constitute the district register for such district The district register shall be kept at the office of the commission except as herein provided and shall be open to public inspection at all times subject to reasonable safeguards rules and regulations

(b) Street List Register The triplicate registration affidavits shall be filed by election districts and within each district in the order in which their residences appear upon the streets of the election district and shall be open to public inspection at all times subject to reasonable safeguards rules and regulations

Section 28 Removal Notices (a) The commission shall provide removal notices which it shall cause to be made available for the convenient use of registered electors These notices shall be printed upon cards suitable for mailing addressed to the office of the registration commission and shall contain spaces wherein the elector shall write (1) the street and number of his present residence and the specific location thereof including the number of the room apartment flat or floor in his residence if a portion only of a house (2) the street and number of the address from which he was last registered (3) the date of his removal to his present address (4) the serial number of his registration card [(4)] (5) space wherein the elector shall sign his name and [(5)] (6) space wherein two registered electors of the district to which he has removed shall sign their names and addresses certifying to the truth of the statement on said notice as to his present place of residence The removal notice shall contain a statement that the elector may by filling out properly and signing a removal notice having it witnessed as aforesaid and [returning] mailing it to the office of the commission secure the transfer of his registration to the election district in which he resides effective as to elections and primaries occurring at least two months after the date of his removal into the new district Each removal notice shall contain a warning to the elector that the notice will not be accepted as an application for transfer of the elector's registration unless the signature thereon can be identified by the commission with the elector's signature in the general and district register and that if he notifies the commission of a change of his residence address knowing or having reason to know that he is not entitled to have his residence changed he shall be guilty of a misdemeanor and subject to the penalties as provided by this act Each removal notice to be effective must be received through the mail at the office of the commission post marked not later than midnight of the [thirtieth] fiftieth day prior to any general or primary [or election of which warning shall also be contained on the removal notice] election and not later than midnight of the fortieth day prior to any municipal election and warning of this provision shall also appear on each removal notice form

Section 29 Transfer of Registration (a) Upon receipt through the mails post marked not later than midnight

of the [thirtieth] fiftieth day next preceding any general or primary [or] election and not later than midnight of the fortieth day next preceding any municipal election of a signed removal notice properly [filed] filled out or a signed request containing the required information sworn to before a registrar at a registration place and setting forth a removal of residence to another location in the same city the commission shall cause the signature thereon to be compared with the signature on the registration affidavit of the elector from whom the removal notice purports to come and if the signature shall appear authentic shall enter the change of residence in the general and district registers and if the removal shall have been from one election district to another in the same city shall transfer the registration affidavit of the elector from the district register of the election district of his previous residence to the district register of the election district of his new residence In any case the commission shall within ten (10) days of the receipt by it of a removal notice advise the elector [promptly] in writing of its action

Section 30 Change of Party Enrollment Notice Change of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Disability after Registration to Have Fact Recorded Cancellation (a) The commission shall provide change of party enrollment notices which it shall cause to be available for the convenient use of registered electors Those notices shall be printed upon cards and shall contain spaces wherein shall be recorded under oath (1) the street and number of the elector's residence (2) his ward and election district (3) the serial number of his registration card [(3)] (4) the political party in which he is enrolled [(4)] (5) the political party in which he desires to be enrolled [(5)] (6) the signature of the elector

(b) At any time [prior to the thirtieth day next preceding a primary or an election] between a November election and the next succeeding primary five days before primary elections excepting the thirty days next following [an] such November election [and the five days next following each primary] any person who desires to change his party enrollment or who although registered has not hitherto enrolled as a member of a party shall appear at the office of the commission or before the registrars in his ward and sign the change of party enrollment notice containing the information required by subsection (a) of this section stating the designation of the political party party in which he desires to be enrolled Provided however That no person shall be permitted to change his party enrollment more than once between any November election and five days before the next succeeding primary election The commission shall cause the signature thereon to be compared with the signature on the general and district registers and if the signatures appear authentic shall enter the change of enrollment of political party in the general and district registers

(f) When the commission shall ascertain that any elector who has declared his need for assistance is no longer illiterate or no longer suffers from the disability stated by him or has voted without assistance it shall forthwith cancel on his registration affidavit the entry relating to illiteracy or physical disability which authorized him to have assistance and shall forthwith notify such elector by mail of this action It shall be the duty of the registration commission to examine all competent records to ascertain the facts necessary to effectuate the provisions of this subsection

Section 7 Clause (c) of section thirty-one of said act as amended by the act approved the ninth day of June one thousand nine hundred and thirty-nine (P. L. 283) is hereby further amended and clauses (d) (e) and (f) are hereby added to said section to read as follows

Section 31 Report of Deaths from Registrars of Vital Statistics Cancelling Registration Correction if Person Is Falsely Reported Deceased Reports of Removals from Certain Public Service Companies Real Estate Brokers Rental Agents Persons Firms and Corporations Operating Vehicles for Moving Furniture and Household Goods

* * *
(c) All public service companies furnishing electricity or gas to householders in any city shall report in writing from time to time to the registration commission upon the request of the commission all cases of discontinuance of their service to residences together with the names of the persons who contracted for such service and the addresses to which such persons have removed if known to them All real estate brokers and rental agents shall report in writing from time to time to the commission upon the request of the commission all cases of residence properly managed by them which have been vacated by the tenants thereof together with the names of such tenants and the addresses to which they have removed if known to them All persons firms and corporations operating vehicles for moving furniture and household goods in any city of the first class shall report in writing from time to time to the registration commission upon the request of the commission all cases of removals of furniture and household goods together with the names of such persons whose furniture or household goods have been removed and the addresses to which they have removed if known to them [The commission shall forthwith send to each such person who is found to be registered as an elector from the addresses given in said report and to all members of his family and household who are electors registered from the same addresses the notice provided for by section thirty-two of this act and shall proceed thereupon in accordance with the provisions of that section]

(d) The mayor of each city of the first class or other officer of such city charged with the duty of examination and licensing hotels and lodging houses under the provisions of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging houses in the different cities in this Commonwealth" shall at least once in every three months furnish to the registration commission the names and addresses of persons partnerships firms or corporations licensed under the provisions of that act together with the names or designations and addresses of the hotels and lodging houses for which licenses have been issued The registration commission shall require each operator or owner of a hotel or lodging house to report to such commission at least forty-five days before any election the names of all persons who have resided in any hotel or lodging house owned or operated by such operator or owner for a period of two calendar months or more and to designate in such report whether or not such persons have removed and the addresses to which they have removed if known to the operator or owner Such reports shall be open to the public upon request

(e) The registration commission shall cause the information received under this section to be placed on file and retained for at least one year For this purpose the commission may in its discretion cause to be printed file cards of uniform size on which such information may be entered and from time to time corrected on the basis of new reports received by the commission

(f) Upon receipt of any report provided for in this section the commission shall forthwith cause to be ~~sent~~ by mail to each person so reported and to each member of his family and household who is registered under the provisions of this act a notice warning such persons that it will be necessary for them to execute and file a removal notice in order for them to be eligible to vote at ensuing elections if they continue to live in the same city Where the report lists the residence address to which such persons have removed and that residence address is located in the same city the notice together with a removal notice form shall be sent to the new residence address of such persons Where the report does not list the residence addresses to which such persons have removed it shall be sent to the last residence listed on the registration affidavit of the person reported or to the address listed on the report if they differ or to both addresses For the purposes of this subsection the commission shall cause to be printed postcards of suitable size in

such manner that a removal notice in the form provided for by subsection (a) of section twenty-nine of this act shall be physically attached thereto. The notice shall contain a direction to the postmaster that he is to forward the postcard or if no forwarding address is known to return the card within five days of the offices of the commission.

Section 8 Sections thirty-four and thirty-five of said act are hereby amended to read as follows:

Section 34 Comparison and Correction of Registers Street Lists (a) Commencing [thirty (30)] fifty (50) days prior to each primary and each general election [or primary] and thirty days prior to each municipal election the commission shall compare and correct the general and district registers.

(b) [After the fifth Saturday] Thirty (30) days preceding the [Spring] primary [and after the last registration day] in each year and thirty (30) days preceding the November election in [the fall of the] even-numbered years [and after the fifth Saturday preceding the Fall primary in odd-numbered years when electors may be registered] the registration commission shall prepare for each election district a street list of the names and addresses of all registered electors as of that date resident in the district arranged by streets and house numbers and shall cause to be made at least a hundred exact copies of each such list [and] not later than [twenty] fifteen days [following the aforesaid days] prior to any primary or election the commission shall distribute copies of such lists among the inspectors and special inspectors of registration and the officials concerned with the conduct of primaries and elections and among the parties, bodies of electors, candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the city committee of each political party or body of electors upon the written application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as one of its purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such a body of citizens and at least one copy of each street list with which his candidacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided. Not later than the fifteenth day preceding each election and primary the commission shall post or cause to be posted at each polling place in such city at a point accessible to the public one of the said street lists and shall maintain the same at such place until the closing of the polls on the succeeding election day. The commission shall file with the election court certified copies of all such street lists at least fifteen days before any election.

Section 35 Petitions to Strike Off Names Filing and Notice [Any qualified elector including any watcher registrar or inspector of registration of the city may file his petition with the commission praying for the cancellation of the registration of any registered elector of the city upon such grounds as may be set forth in such petition under oath. One of the commissioners shall fix a time and place for a hearing thereon not later than ten (10) days before any primary or election and the petitioners shall cause forty-eight (48) hours' notice of the proceeding to be given to the person whose registration is in question by a duly authorized employe of the commission leaving a copy of the petition with the time and place fixed for the hearing of the same endorsed thereon with an adult person at his place of residence as given by him and recorded in the registers and upon the filing by such duly authorized employe of an affidavit that the copy so endorsed has been so served by him or that there is no adult person residing at the address given the commissioners shall proceed with the public hearing of the petition.] At any time not later than the tenth day preceding any election or primary any qualified elector

of registration may petition the commission to cancel the registration of any registered elector of such city setting forth under oath supported by the affidavits of at least two adult persons sufficient grounds for such cancellation and also setting forth that due notice of the time and place when said petition would be presented had been given to the person so registered personally at least twenty-four hours prior to the presentation of the same or that he could not be found at the place given in the district register as his residence and that the person in charge thereof to be mentioned by name in said petition had declared that he or she was well acquainted with the names of all persons residing at the address given as such residence and that the person so registered had never been on who no longer one of them or that no such person is residing at the address given whereupon the commission shall forthwith cancel the registration of such elector and amend accordingly the general and district registers and the other records affected unless the person so registered shall appear and show cause why the same should not be done.

Section 9 Section thirty-six of said act is hereby repealed.

Section 10 Section thirty-seven of said act is hereby amended by adding thereto a new clause to read as follows:

Section 37 Delivery of District Registers to Commissioners in Charge of Elections

* * *

(c) In the event that any of said district registers when so delivered shall contain the names of registered electors not contained in the street list posted in the district as required by section thirty-four (b) or shall omit names of registered electors contained in said street list then the said registers shall be accompanied by a list showing such names as were added and such names as were omitted with a brief explanation or key showing the cause for such addition or omission. Such list shall remain in the polling place on election day open to public inspection. One copy of such list shall be posted at the offices of the commission at the time of the delivery of the binders and shall remain posted until after the next succeeding election and one copy of such list shall be furnished to the chairman of the city committee of each party entitled to a ballot at the preceding primary.

Section 11 Sections forty and forty-two and clause (b) of section forty-three of said act are hereby amended to read as follows:

Section 40 Cancellation of Registration upon Failure to Vote within [Four Years] Certain Periods Request for Reinstatement Correction of errors of the Commission in Cancellation of Registrations Within three months after any general or municipal election held in the year one thousand nine hundred and forty-one and within three months after each general and municipal election held thereafter the commission shall cause all of the district registers or general registers to be examined and in the case of each registered elector who is not recorded as having voted at any election or primary within the period of four years immediately preceding the date of said municipal or general election held in the year one thousand nine hundred and forty-one and in the case of each registered elector who is not recorded as having voted at any election or primary within the period of two years immediately preceding any municipal or general election held in any subsequent year the commission shall send to such elector by mail at his address appearing upon his registration affidavit a notice setting forth that the records of the commission indicates that he has not voted within a period of four years or two years as the case may require and that his registration will be cancelled at the expiration of ten days from the date of mailing such notice unless he shall within that period file with the commission either personally or by mail a written request for reinstatement of his registration setting forth place of residence and signed by him. A copy of said notice shall be sent promptly to the city chairman of the political party of which such elector was registered as a member. At the expiration of the time specified in the notice the commission shall cause the registration of such elector to be cancelled unless

he has filed with the commission a signed request for reinstatement of his registration as above provided The cancellation of the registration of any such elector for failure to vote within a period of four years or two years as the case may require shall not affect the right of any such elector to subsequently register by personal application to the commission or a registrar in the manner provided by this act

Whenever the registration of an elector has been cancelled through error such elector may petition the commission for the reinstatement of his registration not later than the tenth day preceding any primary or election and after a hearing on said application if error on the part of the commission is proved the commission shall reinstate the registration of such elector The testimony presented at such hearing shall be stenographically recorded and made a part of the records of the commission

Section 42 Appeals to Court Time of Hearing Notice Postponement Hearing Decision of Court Costs and Fees (a) Any person whose claim for registration has been denied by the commission or whose name although previously registered has been removed and not restored by the commission upon a petition filed for that purpose as herein provided or any qualified elector of the city whose rights are impaired by any order of the commission not including registration of particular names by the commission on personal application made to it as aforesaid or refusals to remove names upon any petition of any kind aforesaid may file an appeal with the proper court of common pleas not later than the seventh day preceding any election or primary setting forth why he feels that an injustice has been done and praying for such order as will give him relief Provided That if the order of the commission appealed from was entered within ten days of any election or primary such appeal shall be filed within two days thereafter Thereupon any judge of the said court may fix a time and place for hearing the matter in dispute of which notices shall be served with a copy of said appeal by the appellant upon the commission or upon counsel of the commission and upon any appellant before the commission at least forty-eight hours elector or his attorney who opposed the contention of the before such matter may be reviewed by the court Proof of notice or the waiver thereof must be filed therein

(b) Any judge of said court may enlarge the time of notice or postpone such hearing as may be reasonable with due regard for the time remaining before the succeeding election or primary At the time so fixed the court or any judge thereof assigned for the purpose shall [review the record made before the commission Provided however That no additional testimony shall be taken before said court] hear all the witnesses and other evidence that may be offered de novo unless the issue can be decided in some other manner by an agreement of all concerned

(c) [The said court on appeal from any decision or action of the registration commission shall be limited to the determination of the regularity of such decision or action and whether the findings and decisions of the registration commission are reasonable in the light of the competent evidence presented before said commission and in conformity with law] If after such public hearing the said court shall find that the decision or action of the registration commission has been erroneous it shall direct the commission to correct its decision and if necessary issue its mandate to the election officers of any election district to permit the appellant to vote at any designated election or primary although his name may not have been entered in or restored to the district registry of such district

(d) The said court may compel the appellant or any opposing party other than the commission or in proper cases the county to pay all the witness fees and other legal costs of such appeal which may be taxed by the prothonotary in the usual manner

Section 43 Production of Document Et Cetera at Appeals

* * *

(b) The commission shall be a party appellee to all such appeals [but the commission shall not be obliged to

answer any appeal and shall not be obliged by subpoena or otherwise to appear at any such hearing unless it shall deem it expedient to do so]

Section 112 Clause (n) of section forty-five of said act is hereby amended and clause (o) is hereby added to said section to read as follows

Section 45 Crimes and Penalties

* * *

(n) Any person who shall [serve any paper being or purporting to be a copy of a petition to strike a voter's name from the registers or a copy of a notice or order of the commission without being duly authorized so to serve as provided herein] intentionally remove deface or destroy a copy of a street list posted by the commission in accordance with section thirty-four (b) of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand (\$1,000) dollars and to undergo an imprisonment of not less than three months nor more than three years

(o) Any person who shall sign their name to a removal notice certifying to the truth of a registered elector's statement therein with respect to such elector's residence without having knowledge of the truth of such statement shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand (\$1,000.00) dollars and to undergo an imprisonment of not less than three months nor more than three years

Section 1333 The provisions of this act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Auker,	Gillan,	Maxwell,	Royer,
Baker,	Gillette,	McClanaghan	Rush,
Balthaser,	Goodwin,	McClester	Sarge,
Baugher,	Greenwood,	McDermott	Sarraf,
Bentley,	Gross,	McDowell	Scanlon,
Boles,	Gryskewicz,	McFall	Schwab,
Boorse,	Gyeer,	McGrath	Serrill,
Bower,	Habbyshaw,	McIntosh	Shaffer,
Bradley,	Haberlen,	McKinney	Shaw,
Ereth,	Haines,	McLanahan	Shepard,
Bretherick,	Hall,	McLane,	Simons,
Brown,	Hamilton,	McMillen,	Skale,
Brunner, C. H.,	Hare,	McSurdy,	Snyder,
Brunner, P. A.,	Harkins,	Melchiorre,	Sollenberger,
Burns,	Harmuth,	Mihm,	Sorg,
Cadwalader,	Harris,	Modell,	Stambaugh,
Chervenak,	Heatherington,	Monks,	Stank,
Chudoff,	Helm,	Mooney,	Stine,
Cochran,	Hering,	Moran,	Stockham,
Cochran,	Herman,	Moul,	Tarr,
Cohen, M. M.,	Hersch,	Muir,	Tate,
Cohen, R. E.,	Hewitt,	Munley,	Taylor,
Cook,	Hirsch,	Nagel,	Thompson, E. F.,
Cropper,	Holland,	Nunemacher,	Thompson, R. L.,
Cordier,	Huntley,	O'Brien,	Trout,
Corrigan,	Imbrie,	O'Connor,	Turner,
Croop,	James,	O'Dare,	VanAllsburg,
Cullen,	Jefferson,	O'Mullen,	Verona,
Dalrymple,	Jones, G. E.,	O'Neill,	Vincent,
Dennison,	Jones, P. N.,	Owens,	Vogt,
DiGenova,	Keenan,	Petrosky,	Voldow,
Dix,	Kenehan,	Pettit,	Voorhees,
Dorton,	Kline,	Polaski,	Watkins,
D'Ortona,	Knoble,	Polen,	Weingartner,
D'Ortona,	Kolankiewicz,	Powers,	Weiss,
Early,	Komorowski,	Prosen,	Welsh, E. B.,
Edels,	Lee, E. A.,	Rank,	Welsh, M. J.,
Eider,	Lee, T. H.,	Rausch,	Williams,
Elliott,	Lelsey,	Readinger,	Winner,
Ely,	Leonard,	Reagan,	Wolf,
Falkenstein,	Reese, R. E.,	Reese, R. E.,	Wood, L. H.,
Finestone,	Lesko,	Reese, R. E.,	Wood, N.,
Finnerty,			

Fiss,	Levy,	Regan,	Woodring,
Fleming,	Leydic,	Reynolds,	Woodside,
Fletcher,	Lichtenwalter,	Rhea,	Wright,
Flynn,	Longo,	Riley,	Yeakel,
Foor,	Lovett,	Rooney,	Yester,
French,	Lyons,	Rose, S.,	Young,
Gallagher,	Malloy,	Rose, W. E.,	Kilroy,
Gates,	Marks,	Rosenfeld,	Speaker.
Gerard,			

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.

BILLS RE-REFERRED

Mr. SARRAF returned from the Committee on Public Health and Sanitation with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 1864, (Senate Bill No. 839) entitled:

An Act relating to the practice of veterinary medicine; defining such practice and providing for the licensing and registration of persons engaged therein and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the State Board of Veterinary Medical Examiners and the Department of Public Instruction; providing penalties and repealing existing laws.

THE SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

Mr. SARRAF returned from the Committee on Public Health and Sanitation with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 1860, (Senate Bill No. 575) entitled:

An Act to further amend sections 12 and 7 of the act approved the third day of June, one thousand nine hundred and eleven (P. L. 639), entitled as amended "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation and suspension of licenses by said bureau; and providing penalties for violations thereof, and repealing all acts or parts of acts inconsistent therewith," by defining certain terms; imposing certain additional duties upon the State Board of Medical Education and Licensure; making provisions for graduate students from other states territories and Canada, and providing for automatic suspension of registration in case of mental incompetency.

THE SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McDERMOTT asked and obtained permission for the Committee on Cities-Third Class to meet during the session of the House.

PERMISSION TO ADDRESS HOUSE

Mr. KENEHAN asked and obtained unanimous consent to address the House.

Mr. Speaker, in passing through the hall downstairs,

Mr. Heatherington, Mr. McLane and myself noticed a crepe hanging on the door of the Joint State Government Commission. I wonder if you will explain that to the House, please.

The SPEAKER. The Commission might be dead, but the Speaker is not dead yet.

SENATE MESSAGES

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, June 17, 1941.

Resolved (if the Senate concur), that House Bill No. 752, Printer's No. 333, entitled "An act authorizing cities of the second class A with the consent of the owners thereof to improve and beautify property adjoining or adjacent to State-owned hospitals within such cities," be recalled from the Governor for further consideration.

HOUSE BILLS CONCURRED IN BY SENATE

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

HOUSE BILL No. 1494.

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."

HOUSE BILL No. 1495.

A Supplement to the act approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423), 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 guaranty 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."

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

RESOLUTION

RECALLING HOUSE BILL No. 1413 FROM THE GOVERNOR

Messrs. PAUL A. BRUNNER and BALTHASER offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, June 17, 1941.

Resolved (if the Senate concur), that House Bill No. 1413, Printer's No. 513, entitled "An act requiring the Department of Highways of the Commonwealth of Pennsylvania after the use of any highway as a detour has been discontinued to restore promptly such highway to substantially the same condition as it was prior to its use as a detour," be recalled from the Governor for further consideration.

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

CONDOLENCE RESOLUTION

Messrs. ROSENFELD and TATE 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, June 17, 1941.

In the course of human progress and existence, there appears and disappears into the dim dust of that eternity that lies beyond five hundred million souls, a mere handful of humans out of that vast number that have made any lasting impression on society.

One of those individuals was the late Honorable Theodore Rosen, Judge of the Court of Common Pleas, No. 2, of Philadelphia County.

Born on the twentieth day of September, 1895, on the farm of his father, near Carmel, New Jersey, he was raised in the truly American way, through the village school and the high school at Millville, New Jersey, where he was the valedictorian of his graduating class. He won a scholarship to Rutgers University and was managing a fruit farm near Hopewell, New Jersey, when the United States entered the world war in 1917.

He immediately enlisted in the United States Army and was commissioned a Lieutenant of Infantry and Regimental Gas Officer in the 315th Infantry of the 79th Division, affectionately known as "Philadelphia's Own" regiment.

On November 4, 1918, one week before the Armistice was signed, he volunteered on a hazardous expedition across "No Man's Land" and in proceeding forward alone was hit by machine gun fire and bombarded by hand grenades. He lost an arm, an eye, and sustained twenty-four other wounds as a result of his heroic deed. He was twice cited for bravery under fire on the battlefields of France and was awarded the Distinguished Service Cross in 1919, while still in the hospital.

Notwithstanding such physical handicaps, he completed his schooling and was admitted to practice law in this Commonwealth. In 1922 he was appointed Civilian Aide to the Secretary of War of the United States of America. In 1926, he was appointed an assistant district attorney in Philadelphia County. In 1931 he was appointed to the bench of the Municipal Court of Philadelphia County, and in 1937 he was elected Judge of the Court of Common Pleas, No. 2, in Philadelphia.

He was likewise active in county, State and National affairs of the American Legion, serving as Commander of the F. D. & I. S. Clair Post, No. 37, and as Chairman of the Philadelphia County Council.

In addition to his contribution to the bar and bench of Philadelphia County, his peacetime service will best be remembered by his contribution of wisdom, counsel and guidance as well as of his substance to the underprivileged youth of his community. He ever evidenced a deep and abiding interest in the many problems that beset the younger generation.

Fired by the zeal of his devotion to his country, he felt that it was his duty as an example to the younger men to serve a voluntary enlistment in the Citizens Military Training Camp at Camp Meade, Maryland, in the summer of 1940, and it was on this altar of sacrifice to his country that he gave the balance of his strength and his indomitable courage, for as a result of this service, he contracted

an illness which was rapidly fatal and which shocked the citizens of this Commonwealth when his death resulted on August 26, 1940.

His magnificent contribution of service to his country in war and in peace has given to his memory a fame which is safe, certain and complete. His life exemplifies the fact that destiny is not a matter of chance and his indomitable courage proves that it is something to achieve.

The Court of Common Pleas, No. 2, of Philadelphia County, in accepting his portrait for permanent display dedicated itself to his memory. It is fitting and proper that this House of Representatives forever dedicate his service to society to the memory of the men and women of this Commonwealth; therefore be it

Resolved, That the House of Representatives hereby acknowledges the lasting contribution to society of the late Honorable Theodore Rosen who lived and died in the service of mankind, and now dedicates his memory forever to the men and women of this Commonwealth; and be it further

Resolved, That copies of this resolution be transcribed and transmitted to his widow, Mrs. Esther T. Rosen, the Court of Common Pleas, No. 2, of Philadelphia County, the F. D. & I. S. Clair Post, No. 37, and the Philadelphia County Council, American Legion.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 404

Mr. READINGER. Mr. Speaker, I desire to offer the report of the Committee of Conference on House Bill No. 404.

The SPEAKER. The report will lie over for printing under the rules.

PERMISSION TO ADDRESS HOUSE

Mr. O'BRIEN asked and obtained unanimous consent to address the House.

Mr. Speaker, I listened with a great deal of interest to the gentleman from Snyder, Mr. Fiss, to the gentleman from Delaware, Mr. Bretherick and the gentleman from Delaware, Mr. Turner, in relation to this belated action on these so-called Communist bills.

I want it known that it is a matter of record that under date of February 25, House Bill No. 600 sponsored by me, "An act making it unlawful to appropriate or use public funds for the support of certain educational institutions which do not dismiss officers or teachers or expel students guilty of advocating or disseminating Communistic principles or propaganda," was referred to the Committee on Education on February 25. I introduced at this same time a companion bill, House Bill No. 601 requiring teachers and administrative officers to take a certain oath.

Also, Mr. Speaker, on the same date I introduced House Bill No. 602, "An act denying recognition as a political party for all purposes to any group or persons advocating the overthrow of the government."

I might also say that I introduced a resolution, Serial No. 81, which was referred to the Committee on Rules, asking for a joint commission to investigate subversive activities in the schools.

What I want to bring to the attention of the Members of this House is that identical bills 600, 601 and 602 were introduced by me in the session of 1939, at which time the Republicans were in the majority. Those bills were referred to the Committee on Education on April 4, 1939 and there they rested until the session came to a close. It seems funny to me with all this criticism about so-called belated action on these bills from the Republican minority,

when they had ample time to act on similar bills in the session of 1939.

COMMITTEE MEETINGS

Education, Wednesday, June 18 at 9:30 a. m. in Room 326.

State Government, Wednesday, June 18 at 10:45 a. m. in Room 325.

Welfare, Wednesday, June 18 at 10 a. m. in Room 246.

PUBLIC HEARING

The Committee appointed to investigate the Bureau of Vital Statistics will hold a Public Hearing in the New House Caucus Room on Wednesday, June 18, 1941 at 9:00 a. m., E. S. T.

ADJOURNMENT

Mr. TATE. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 18, 1941, at 11 a. m.

The motion was agreed to, and (at 4:13 p. m.) the House adjourned.