

ing an appropriation to carry out the provisions of said act," as amended, by changing Route 36174, Lancaster County.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 797, entitled:

An Act making an appropriation to the Department of Highways for the construction of roadways and parking areas on the premises included in the Pennsbury Memorial.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 854, entitled:

An Act to further amend paragraph six of subsection (b) and subsection (f) of section one thousand two 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 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," by increasing the legal speed of certain vehicles and changing penalties provided therefor.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 978, (House Bill No. 1315), entitled:

An Act to amend the title and the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination or reconstruction of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor

License Fund for the purposes of the act" by adding new sections making certain changes in the designation of certain streets taken over as State highways and adding thereto certain additional streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and the city or either of them designating the city as agent for the Commonwealth in such taking opening relocation widening or change of grade and the determination of damages arising therefrom authorizing agreements for the taking opening relocation widening change of grade construction reconstruction repair and maintenance of such State highways appropriating money in the Motor License Fund for the purposes of the act as amended.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1084, entitled:

An Act creating a uniform and exclusive system for the correction, training and rehabilitation of young persons convicted of law violations in the Commonwealth; establishing the Youth Corrective Authority; conferring and defining its jurisdiction, duties, powers and functions, including the commitment, control, supervision and discharge of young persons convicted of crime; providing for the method of appointment of its members; regulating the appointment removal and discharge of its officers, clerks and employees; authorizing it to make and enforce rules for the accomplishment of its functions, to create administrative districts and to make use of existing institutions and agencies and the facilities of other departments of the Commonwealth; imposing certain duties upon judges and providing for appeals; fixing the salaries of members of the board and of certain other officers and employees thereof; and making an appropriation.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1098, entitled:

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

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1134, (House Bill No. 220), entitled:

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street im-

provements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act," requiring the Department of Highways to take over bridges and viaducts on State Highways in cities of the third class.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1148, (House Bill No. 1441), entitled:

An Act to amend routes 52037 and 52044 as added to the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Act No. 203) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" changing certain routes in the county of Potter.

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

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1149, (House Bill No. 1457), entitled:

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

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

ADJOURNMENT

Mr. GELTZ. Mr. President, I move that the Senate do now adjourn until Monday, June 23, 1941, at 3:30 o'clock, p. m. Eastern Standard Time.

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

The motion was agreed to.

The Senate adjourned at 4:47 o'clock, p. m., Eastern Standard Time until Monday, June 23, 1941, at 3:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, June 18, 1941

The House met at 11 a. m.

The SPEAKER (Elmer Kilroy) in the Chair.

PRAYER

The SPEAKER. The Chaplain has asked permission of the Speaker to be absent today to conduct a funeral away from Harrisburg. In his absence and at his invitation prayer will be offered by the gentleman from Northampton, Mr. McFall.

Mr. McFall, a member from Northampton County, offered the following prayer:

O God, our heavenly Father, in humility and gratitude we approach Thy throne of Grace and offer unto Thee our prayer of thanks from contrite hearts, for the blessings that are ours.

May the priceless heritage left us by our founding Fathers take on a new responsibility of steadfast loyalty of patriotism and devotion to the birthright of American ideals. Ideals that place moral integrity, honest effort, and spiritual aspirations above worldly possessions, above selfish interest and the lust of the body. Help us to preserve the finest qualities that Thou in Thy infinite wisdom did freely give to all Thy people everywhere.

We pray that these honest petitions and desires of our hearts may be most expedient for us. We ask these favors in the name of Him who said, "Blessed are the peacemakers for they shall be called the children of God." 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. GATES, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. McFALL and VAN ALLSBURG.

HOUSE BILL No. 1895.

An Act to amend section five of the act, approved the fourth day of April, one thousand nine hundred twenty-nine (P. L. 144), entitled "An act prescribing the powers and duties of the Department of Agriculture with regard to farm products; providing for co-operation with the Department of Internal Affairs to establish standard receptacles for farm products; authorizing the Department of Agriculture to establish and promulgate standards for the grade and other classification of farm products, and to promulgate regulations for the enforcement thereof; defining farm products to include agricultural, horticultural, vegetable, fruit, and floricultural products of the soil, live stock and meats, wool, hides, poultry, eggs, dairy products, nuts, mushrooms, and honey; and providing penalties," by including certificates of the United States Department of Agriculture as evidence of grade and classification.

Referred to the Committee on Judiciary General.

By Messrs. McLANAHAN and CORRIGAN.

HOUSE BILL No. 1896.

An Act requiring labels giving certain information as to the contents, to be affixed to every container used for the sale of fermented malt or brewed beverages; and prescribing penalties.

Referred to the Committee on Liquor Control.

By Mr. TURNER.

HOUSE BILL No. 1897.

An Act regulating to and regulating the marking, branding, identifying and labeling of meat and food products; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

Referred to the Committee on Agriculture.

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. 934. (HOUSE BILL No. 1898).

An Act requiring recorders of deeds to accept and record deeds prior to registry, where registry is required, and to have the same registered; and fixing fees therefor.

Referred to the Committee on Counties.

SENATE BILL No. 1029. (HOUSE BILL No. 1899).

An Act creating a Joint Legislative Committee for the purpose of making a thorough study and investigation of the State Employes Retirement System; providing for its appointment; authorizing the employment of necessary clerks and assistants; authorizing the subpoenaing of witnesses and records and making an appropriation.

Referred to the Committee on State Government.

SENATE BILL No. 1037. (HOUSE BILL No. 1900).

An Act to amend section four hundred and twenty A of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing minors of the age of eighteen years and upwards to contract for policies of life insurance and annuities, and giving them full rights, powers and privileges with regard thereto whether heretofore or hereafter applied for or issued to them with the same force and effect as if they were of age.

Referred to the Committee on Insurance.

SENATE BILL No. 1087. (HOUSE BILL No. 1901).

An Act authorizing the Secretary of Property and Supplies to sell and convey certain tracts of coal lands in Hempfield Township, Westmoreland County, Pennsylvania.

Referred to the Committee on State Government.

SENATE BILL No. 1131. (HOUSE BILL No. 1902).

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.

Referred to the Committee on Judiciary Special.

SENATE BILL No. 1173. (HOUSE BILL No. 1903).

An Act authorizing the Department of Property and Supplies to purchase coal underlying the Cresson State Sanatorium and making an appropriation therefor.

Referred to the Committee on Appropriations.

SENATE BILL No. 1188. (HOUSE BILL No. 1904).

An Act making an appropriation for the purpose of reconstruction preservation and maintenance of public roads and improving and replacing bridges thereon through the

Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 1189. (HOUSE BILL No. 1905).

A Joint Resolution proposing an amendment to section four article two of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. McFALL and PRESLEY N. JONES.

RESOLUTION No. 104.

In the House of Representatives, June 16, 1941.

Whereas, The Department of Highway employes are now receiving inadequate compensation for their labor in view of the present increase in the cost of living; and Whereas, It would be commensurate with their work that all laborers should receive a wage increase; therefore be it

Resolved, That the House of Representatives hereby requests the Executive Board of the Commonwealth of Pennsylvania to make an immediate increase of 5 cents per hour in the salaries of such laborers; and be it further

Resolved, That the Chief Clerk of the House of Representatives forward a copy of this resolution to the Executive Board of the Commonwealth.

Referred to the Committee on Rules.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

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

In the Senate, June 3, 1941.

The report of the Joint State Government Commission of the General Assembly on the organization and administration of Pennsylvania's State Government contains the recommendation that "consideration should be given to the feasibility of establishing a central testing laboratory to make all of the tests of the several departments and agencies of the State Government".

Laboratories are now maintained by the Department of Agriculture, the Department of Health, the Department of Property and Supplies and the Department of Highways which result in a duplication of work and expenses; therefore be it

Resolved (if the House of Representatives concur), That the Joint State Government Commission is directed to undertake an investigation and study of the feasibility and advisability of establishing a central laboratory for the purpose of making such tests, experiments and research as may be required and requested by any department, board, bureau, commission or agency of the State Government and to make a report of their findings and recommendations to the General Assembly not later than February first, one thousand nine hundred forty-three; and be it further

Resolved, That a copy of this resolution shall be transmitted to the Chairman of the said Joint State Government Commission.

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

On the question,

Will the House concur in the resolution of the Senate?
It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATIONS AND PETITIONS

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

PAINTERS

Telegram from Penna. Conferences of the Brotherhood of Painters Decorators and Paperhangers of America, West Reading, favoring passage of House Bill No. 678, regulating and licensing painters, paperhangers and decorators.

Referred to the Committee on Appropriations.

CAR CARRIER LAW REPEALER

A communication from the Blackstone Auto Company, Williamsport, addressed to the Speaker, favoring passage of Senate Bill No. 1023, regulating vehicles and loads on vehicles transporting other vehicles.

A petition from citizens of Pennsylvania opposing passage of Senate Bill No. 1023.

Referred to the Committee on Highways.

LIQUID FUELS TAX

A communication from the Colerain Twp. Road Supervisors, Bedford, favoring passage of Senate Bills Nos. 297 and 298, limiting amount of liquid fuels tax payable to counties; and permitting use of funds for maintenance of repair of municipal roads.

Referred to the Committee on Highways.

CO-OPERATIVE ENTERPRISES

A communication and resolution from the Pennsylvania Grocers Association, Philadelphia, addressed to the Speaker, favoring passage of legislation providing for the incorporation of co-operative retailer owned enterprises.

Referred to the Committee on Judiciary General.

UNFAIR SALES BILL

A communication and resolution from the Pennsylvania Grocers Association, Philadelphia, and a telegram from the Philadelphia Merchants' Association, Philadelphia, addressed to the Speaker favoring passage of Senate Bill No. 24, prohibiting sale of merchandise below cost.

Referred to the Committee on Judiciary Special.

ANTI-SABOTAGE BILL

A communication from the State Legislative Board of Pennsylvania of the Brotherhood of Locomotive Firemen and Enginemen, Harrisburg, opposing passage of Senate Bill No. 491, opposing all acts of sabotage.

Referred to the Committee on Judiciary Special.

INSURANCE AGENTS

A telegram from CIO Local No. 22, Philadelphia, addressed to the Speaker, opposing passage of Senate Bill No. 80, excluding industrial insurance agents from benefits to unemployment compensation.

Referred to the Committee on Labor.

UNEMPLOYMENT COMPENSATION FUND

A communication and resolution from the Pennsylvania Grocers Association favoring adoption of legislation placing all contributions to the Unemployment Compensation Fund upon a merit or experience rating basis.

Referred to the Committee on Labor.

LIQUOR LICENSEES

A petition from citizens of Fellsburg, Westmoreland County; a petition from citizens of Apollo and vicinity, Armstrong County, and a communication from the St. Denis Total Abstinence Benevolent Society, Ardmore, protesting passage of legislation extending the hours on which alcoholic beverages may be sold, gambling and infringing upon the Lord's Day.

Referred to the Committee on Liquor Control.

MOTOR VEHICLES

A petition from citizens of Philadelphia, addressed to the Speaker, favoring passage of House Bill No. 1365.

Referred to the Committee on Military Affairs.

MINE CAVES

A postal card from the Anthracite Surface Protective Association, Scranton, favoring a Commission for investigation of mine cave condition in the anthracite region.

Referred to the Committee on Mines and Mining.

COMMERCE LAW

A telegram from John J. Boback, Ashland, protesting passage of House Bill No. 1661.

Referred to the Committee on Mines and Mining.

MOTOR VEHICLES

A communication from the Order of Railway Conductors of Pennsylvania, opposing passage of Senate Bill No. 1023.

A communication from Robinson's Garage, Baltsburg, addressed to the Speaker, favoring passage of Senate Bill No. 1023, known as Car Carrier Law Repealer.

Referred to the Committee on Motor Vehicles.

FIREMEN

A communication from the Kearsarge Volunteer Hose Company, R. D. 3, Erie, addressed to the Speaker, favoring passage of House Bill No. 26, permitting use of red signal lights on motor vehicles of volunteer firemen.

Referred to the Committee on Motor Vehicles.

VEHICLE CODE

A communication from L. H. Waltersdorf, Tremont, addressed to the Speaker, favoring passage of House Bill No. 1365.

A communication from Julius Himmelstein, Philadelphia, addressed to the Speaker, favoring passage of House Bill No. 1365.

Referred to the Committee on Motor Vehicles.

COMMISSIONER OF BAKERIES

Telegrams and communications from citizens of Pennsylvania favoring passage of House Bill No. 998, creating a Commissioner of Bakeries in the Department of Agriculture.

Referred to the Committee on Professional Licensure.

CHIROPRACTORS

A telegram from the Philadelphia County Medical Society, addressed to the Speaker, urging defeat of House Bill No. 1048, known as the Chiropractic Bill.

A communication from the Medical Society of the State

of Pennsylvania, opposing passage of House Bill No. 1048, known as the Chiropractic Bill.

Referred to the Committee on Professional Licensure.

NURSES

Communications and postal cards from citizens of Philadelphia, addressed to the Speaker, urging defeat of House Bill No. 675, licensing of trained nurses.

Referred to the Committee on Professional Licensure.

MEDICAL INTERNS

A communication from Ralph A. Gibbs, Philadelphia, protesting passage of Senate Bills Nos. 575 and 644, further regulating the status of student interns.

Referred to the Committee on Public Health and Sanitation.

RAILROADS AND RAILWAYS

A communication from the Brotherhood of Railroad Trainmen favoring passage of House Bill No. 75 (Full Crew Bill); House Bill No. 97 (Flagman on Light Engines) and House Bill No. 110 (Train Limit Bill).

A communication from W. E. Erk, New Castle, addressed to the Speaker, favoring passage of House Bill No. 97 (Flagman on Light Engines).

Referred to the Committee on Railroads and Railways.

CIVIL SERVICE

A communication from the Philadelphia Branch American Association of University Women, favoring passage of Senate Bills Nos. 653 and 654, creating a State Civil Service Commission.

Referred to the Committee on State Government.

COMMERCIAL FEEDING STUFFS LAW

A postal card from J. S. McKean & Son, New Kensington, addressed to the Speaker, opposing passage of House Bill No. 1582.

Referred to the Committee on Public Utilities.

PERSONAL PROPERTY TAX

A communication from the Kensington Security Bank and Trust Company, Philadelphia, and The National Bank of Girard, Girard, favoring passage of House Bill No. 1513, relieving the trustees of closed banks from payment of the four mills State Personal Property Tax.

Referred to the Committee on Ways and Means.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

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

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

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

Mr. Chervenak for Mr. O'CONNOR for the remainder of the week after today's session.

Mr. Chervenak for Mr. OWENS for the remainder of the week after today's session.

Mr. EDWIN A. LEE for himself for the remainder of the week after today's session.

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

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

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

Mr. CHARLES H. BRUNNER for himself for part of tomorrow and the remainder of the week.

Mr. Ely for Mr. HARE for the remainder of the week.

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

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

REPORTS FROM COMMITTEES

Mr. SCANLON, from the Committee on Education, reported as Committed, House Bill No. 1878, entitled:

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.

Mr. ELLWOOD B. WELSH, from the Committee on Education, reported as committed, House Bill No. 1741, entitled;

An Act to control the practice of accounting by defining and regulating the practice of public accountancy by those qualified by the Commonwealth to practice as certified public accountants or as public accountants.

Mr. TARR, from the Committee on Education, reported as committed, House Bill No. 513, entitled:

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

Mr. HIRSCH, from the Committee on Education, reported as committed, House Bill No. 1671, entitled:

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

therewith," fixing the minimum annual salary and increments of members of the teaching and supervisory staff in school districts of the fourth class; increasing the percentage of state-aid for all districts; and providing additional state-aid through an equalization fund created by this act to be maintained from state appropriations.

Mr. WOLF, from the Committee on Education, reported as committed, House Bill No. 1700, (Senate Bill No. 806), entitled;

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

Mr. SCANLON, from the Committee on Welfare, reported as committed, House Bill No. 1476, (Senate Bill No. 459), entitled:

An Act to outlaw claims against the State Emergency Relief Board for which invoices have not been presented within six months of the date of this Act.

Mr. D'ORTONA, from the Committee on Welfare, reported as committed, House Bill No. 1757, (Senate Bill No. 508), entitled:

An Act to amend section two thousand three hundred twenty of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, 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 authorizing the State Council for the Blind to furnish certain aids and services to needy blind persons or persons with impaired vision for the purpose of restoring or improving their vision, and authorizing the State Council for the Blind to accept and expend Federal moneys in furtherance of such purpose.

Mr. TROUT, from the Committee on Education, reported as committed, House Bill No. 1823, (Senate Bill No. 367), entitled:

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

Mr. McCLESTER, from the Committee on Education, reported as committed, House Bill No. 1782, (Senate Bill No. 785), entitled:

An Act to further amend section nine of the act, approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," further regulating State reimbursements to school districts for vocational education; and making provision for additional types of vocational education for which funds may be provided by Congress.

Mr. RILEY, from the Committee on Education, reported as committed, House Bill No. 1107, (Senate Bill No. 51), entitled:

An Act authorizing and empowering school districts to furnish food including milk to undernourished and poor school children in their districts.

Mr. HIRSCH, from the Committee on Education, reported as committed, House Bill No. 1549, (Senate Bill No. 241), entitled:

An Act to further amend section two thousand six hundred and four of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the audit of accounts of fourth class school districts by the borough or township controller or auditors.

Mr. O'CONNOR, from the Committee on Education, reported as committed, House Bill No. 1841, (Senate Bill No. 1095), entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for minimum salary and increments of part-time teachers of children of exceptional physical or mental condition unable to attend regular public school, and for payments by the Commonwealth on account thereof.

Mr. HARKINS, from the Committee on Education, reported as amended, House Bill No. 1209, (Senate Bill No. 1), entitled:

An Act providing that when inmates of an orphan's home or other children's institution or private home are maintained at the cost of any county and attend public school and are not legal residents of such school district, the county shall pay their tuition charges and collect the same from the school district liable therefor.

Mr. ROSENFELD, from the Committee on Welfare, reported as amended, House Bill No. 448, entitled:

An Act to amend the first paragraph of section nine of the act approved the twenty-fourth day of June, one thousand

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

Mr. MALLOY, from the Committee on State Government, reported as amended, House Bill No. 413, entitled:

An Act prohibiting the employment by the Commonwealth or any political subdivision thereof, of persons whose philosophy proposes the change of the government of the United States by means not provided for in the Constitution of the United States; declaring inoperative any contract or civil service law or regulation providing for tenure in employment; and repealing inconsistent acts.

Mr. MODEL, from the Committee on Banking, reported as committed, House Bill No. 1622, entitled:

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

Mr. WEISS, from the Committee on Judiciary General, reported as committed, House Bill No. 1866, (Senate Bill No. 905), entitled:

An Act to further amend clause (a) of section two of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 388) entitled "An act relating to the jurisdiction powers and procedure of the orphans' court and the court of common pleas as to salus mortgages conveyances on ground-rents leases extinguishment of ground-rents partition exchange squaring and adjusting of lines between adjoining owners consolidation and combination of mining lands and the leasing thereof the joining by owners of undivided interests in making and taking conveyances in order to change the route or location of any right of way or passage over adjoining or other lands and the subdivision of premises so as to command the highest price or greatest rents and for such purpose the laying out or dedication of roads streets and alleys or the vacation of such as have not been accepted by the public authorities where the court shall be of opinion that such decree will be to the interest and advantage of all those interested and where the legal title is held by minors lunatics habitual drunkards or weak-minded persons a married person whose spouse is a lunatic or has abandoned him or her for one year or has been absent and unheard of for seven years by corporations having no capacity to convey or by any unincorporated association by any religious beneficial or charitable society or association incorporated or unincorporated and the title is subject to forfeiture if real estate is held in excess of the amount prescribed by its charter or by law by a corporation or individual or individuals and is subject to a trust of any description whatever by any person as to whom a presumption of death may have arisen or any interest wherein is held by any person under legal disability to dispose thereof where the legal title is an estate tail or is subject to the lien of debts of a decedent

not of record contingent remainders executory devises or remainders to a class some or all of whom may not be in being or ascertained where estates shall have been devised or granted for special or limited purposes where there is a power of sale but the time may not have arrived for its exercise any preliminary act may not have been done to bring it into exercise the time limited for its exercise may have expired or any one or more persons required to consent or join in its exercise may be upon compos mentis have removed out of the State have died refuse to act unreasonably withhold consent or be absent and unheard of where there has been or shall be a defective appointment in any deed or will and the necessary power is not given to the executor devisee or appointee to make sale and conveyance where a trust has been created and no power conferred on the trustees to do any of the acts which the court is hereby empowered to authorize or confirm and to the effects of such decrees" extending the provisions of said act to cases where real estate is held by entreties and the one spouse has been declared weak-minded or mentally incompetent.

MARINE WELCOMED

The SPEAKER. The Chair concluded that some drastic step was necessary to bring this Session of the General Assembly to a close. Therefore, having been a former Marine himself and knowing their reputation for action he has called upon the Marines to inaugurate an intensive drive to break down all barriers, and as a first step in this blitzkrieg the Speaker has as his guest today Sergeant Heineche, a personal friend of the Speaker. The Chair warns both the floor leaders to take heed.

HOUSE BILL No. 1259 TAKEN FROM TABLE

Mr. CHERVENAK. Mr. Speaker, I move that House Bill No. 1259 together with the message from the Governor 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:

COMMUNICATION FROM THE GOVERNOR

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

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 1259

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 12, 1941.

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

I have the honor to inform you that I have this day approved and signed a resolution of the House of Representatives and Senate recalling from the Governor House Bill No. 1259, Printer's No. 555, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

ARTHUR H. JAMES.

RECONSIDERATION OF VOTE

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

Mr. REUBEN E. COHEN. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cambria Mr. Chervenak vote on the final passage of this bill?

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

The SPEAKER. How did the gentleman from Philadelphia Mr. Cohen vote on the final passage of this bill?

Mr. REUBEN E. COHEN. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

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

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. CHERVENAK. 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 section 2, page 2, line 25 by striking out after the word "Original" and before the word "a" the word: "[employe]" and inserting in lieu thereof the word: "member."

Amend section 2, page 2, line 25 by striking out after the word "a" and before the word "who" the following: "[county employe]"; and inserting in lieu thereof the word: "member".

Amend section 2, page 3, line 4 by striking out after the word "a" and before the word "who" the following: "[county employe]"; and inserting in lieu thereof the word: "member".

Amend section 2, page 3, line 11, by inserting after the word "Superannuation" and before the word "age" the word: "retirement".

Amend section 11, page 9, line 15 by inserting after the word "his" and before the word "service" the word: "prior".

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.

HOUSE BILL No. 1022 TAKEN FROM TABLE

Mr. HEATHERINGTON. Mr. Speaker, I move that House Bill No. 1022 together with the message from the Governor 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:

COMMUNICATION FROM THE GOVERNOR

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

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 1022

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1941.

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

I have the honor to inform you that I have this day approved and signed a resolution of the House of Representatives and Senate recalling from the Governor House Bill No. 1022, Printer's No. 640, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

ARTHUR H. JAMES.

RECONSIDERATION OF VOTE

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

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

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

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

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

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

On the question,

Will the House agree to the motion?

It was agreed to.

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

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

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

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

The Clerk read the amendments as follows:

Amend page 2, line 9 of the title, by inserting after the word "Commonwealth" and before the word "for" the following: "under certain conditions".

Amend section 1 (section 13), page 3, line 21 by inserting at the end of the line the following: "Provided however That each dog is equipped with a collar bearing a name plate giving the name and address of the owner."

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 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. 358.

An Act to further amend clauses three. of subsection (b) of section 913 of the act approved the third day of June, one thousand nine hundred thirty-seven. (Pamphlet Laws 1333), entitled, "An act concerning elections, including general, municipal, special and primary elec-

tions, 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

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 eighteen years of age to sing dance act or exhibit in dance houses or in concert saloons theaters or places of entertainment where or connected with which wines or spirituous or malt liquors are sold or given away 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

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 and by other departments boards and commissions for their respective purposes

Whereupon.

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

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 811

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

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

And has appointed Messrs. FARRELL, ZEISENHEIM

and RUTH a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 616

Mr. FINESTONE. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 616.

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. 316, entitled:

An Act to amend section seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" providing for the fixing of bail and the admission to bail by magistrates committing magistrates justices of the peace or aldermen and the fixing of bail by coroners in certain cases involving involuntary manslaughter.

Respectfully submit the following bill as our report

HENRY I. WILSON
CLARENCE D. BECKER
JOHN J. HALUSKI
(Committee on the part of the Senate)
PAUL D'ORTONA
LEWIS J. FINESTONE
WALTER E. ROSE, JR.
(Committee on the part of the
House of Representatives)

An Act to amend section seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings" providing for the fixing of bail and the admission to bail by magistrates committing magistrates justices of the peace or aldermen and the fixing of bail by coroners in certain cases involving involuntary manslaughter

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

Section 1 Section seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings" is hereby amended to read as follows

Section 7 In all cases the party accused on oath or affirmation of any crime or misdemeanor against the laws shall be admitted to bail by one or more sufficient sureties to be taken before any judge justice mayor recorder or alderman where the offense charged has been committed except such persons as are precluded from being bailed by the constitution of this Commonwealth Provided also That persons accused as aforesaid of murder or manslaughter shall only be admitted to bail by the supreme court or one of the judges thereof or a president or associate law judge of a court of common pleas And provided further however That persons accused of involuntary manslaughter involving the use of an automobile trolley or train may be admitted to bail by a magistrate committing magistrate justice of the peace or alderman the amount thereof to be fixed by the magistrate committing magistrate justice of the peace or alderman or the coroner Persons accused as aforesaid of arson rape mayhem sodomy buggery robbery or burglary shall

only be bailable by the supreme court the court of common pleas or any of the judges thereof or a mayor or recorder of a city

Section 2 This act shall become effective immediately upon 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—199

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

MEMBER WELCOMED

The SPEAKER. The Chair welcomes back to the House today the gentleman from Monroe, Mr. Achterman, and hopes he is very much improved.

MR. CHERVENAK IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1577, (Senate Bill No. 561), entitled:

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

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 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.

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. 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.

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. 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 sustained.

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. 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.

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. 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 operators license of any operator of a motor vehicle, by the Secretary of Revenue, for violation of the provisions of the public service 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.

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. 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 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.

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. 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, associa-

tions, 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 corporation 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," further providing for assessment of regulatory expenses upon public utilities.

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. 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.

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. 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.

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

THE SPEAKER (Elmer Kilroy) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Cambria, Mr. Chervenak, for presiding.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 934, entitled:

An Act for the preservation of eyesight and the prevention of blindness declaring a policy in reference thereto conferring powers and imposing duties on the Department of Health and prescribing qualifications for persons administering such work

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

The fourth section was read:

On the question,

Will the House agree to the section?

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

The amendment was read by the Clerk as follows:

Amend Section 4, page 3, by striking out the following line 13 (Beginning with the word "All") and all of line 14, and inserting in lieu thereof: "Notwithstanding any of the provisions of this Act, none of the powers or duties conferred hereunder shall be exercised so that treatment shall be administered to any child without the consent of the parent or guardian or persons standing in loco parentis."

The amendment was agreed to.

The section was agreed to as amended.

The fifth section was read:

On the question,

Will the House agree to the section?

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

The amendment was read by the Clerk as follows:

Amend Section 5, page 3, by striking out line 15, (Beginning with the word "This", and all of line 16, and inserting in lieu thereof: "Notwithstanding any of the provisions of this Act, none of the powers or duties conferred hereunder shall be exercised so as to require anyone, who is a member or adherent of any well recognized church or denomination whose religious tenets provide for the treatment of the sick by prayer or spiritual means, to have medical treatment."

The amendment was agreed to.

The section was agreed to as amended.

On the question recurring,

Will the House agree to the bill?

Mr. McCLANAGHAN. Mr. Speaker, I desire to offer the following amendments adding new sections to the bill.

The amendments were read by the Clerk as follows:

Add as Section 6, the following: "Section 6: All acts and parts of Acts inconsistent with the provisions of this Act are hereby repealed."

Add as Section 7, the following: "Section 7: This Act shall become effective immediately upon final enactment."

The amendments were agreed to.

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.

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 The SPEAKER.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second 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 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. 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 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. 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 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. 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 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. 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 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. 1503, entitled:

An Act to amend section six of the act approved the day of one thousand nine hundred and 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 consent of the owner thereof

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. 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 Commission 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 before 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 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. 814, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments; establishing regular pay days; imposing duties upon employes; conferring powers and duties upon the Department of Labor and Industry; imposing additional powers and duties on the Secretary of the Department of Labor and Industry for the civil collection of wages; imposing civil and criminal penalties for the violations of the act, and providing for their collection and disposition; and repealing inconsistent legislation.

On the question,

Shall the bill pass finally?

BILL POSTPONED

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

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1652, as follows:

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 duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by giving the secretary discretionary power under certain circumstances to suspend operators' licenses and providing for notice and hearing before suspension of licenses and registrations

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

Section 1 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 duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" as amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 1075) are hereby further amended to read as follows

Section 8 Proof of Financial Responsibility Required as Condition Precedent to Issuance of Renewal of Operators' Licenses to Persons Having Certain Accident Record Suspension of Operators' Licenses Penalty (a) Until proof

of financial responsibility has been furnished to the secretary an operator's license shall not be issued or renewed to a person who within any twelve months' period while operating a motor vehicle either within or outside of this State had one or more accidents caused wholly or partially by his negligence which caused injury to persons or damage to property excluding injury to persons or damage to motor vehicles operated by such person amounting in the aggregate to more than one hundred dollars (\$100) or the operator's license of any person who while operating a motor vehicle either within or without this State had an accident caused by his negligence which caused injury to persons or damage to property excluding injury to himself and damage to motor vehicles operated by such person amounting in the aggregate to more than one hundred dollars (\$100) may be suspended after a hearing by secretary unless proof of financial responsibility has been furnished to the secretary except that where an operator by his negligence has caused one (1) or more accidents within any twelve (12) months' period resulting in injury to persons or damage to property excluding injury to himself and damage to more vehicles operated by himself amounting in the aggregate to more than one hundred dollars (\$100) and such operator or other person or insurer has paid all the claims arising from such accidents or if such operator or owner at the time of such accidents or if such operator or owner at the time of such accident or accidents was self insured in a manner satisfactory to the Pennsylvania Public Utility Commission or to the secretary in an amount sufficient to pay all claims for such injuries and damages or carried insurance in a solvent insurance carrier which would be liable to respond in damages in an amount sufficient to pay all claims for such injuries and damages or carried insurance in a solvent insurance carrier which would be liable to respond in damages in an amount sufficient to pay all claims for such injuries and damages then such operator shall be exempt from the provisions of this section. The amount of damages caused by accidents in which the applicant was involved will be deemed to have been the amount paid in settlement of claims of other persons if all such claims have been settled and if such claims have not been paid then the amounts claimed by persons injured and by the persons entitled to recover for the death of persons killed and by the owners of property damaged or judgments obtained by such other persons

(b) For the purposes of this section where all claims have not been paid and the operator or owner either has not carried insurance in a solvent insurance carrier which would be liable to respond in damages in an amount sufficient to pay all such claims or was not self insured in a manner satisfactory to the Pennsylvania Public Utility Commission or to the secretary in an amount sufficient to pay all such claims the happening of an accident while a person is operating a motor vehicle shall be prima facie evidence that it was caused wholly or partly by such person's negligence but the secretary may upon application of such person conduct an inquiry into the circumstances under which the accident occurred and thereupon find that the accident occurred without any negligence on the part of such person or that the damages are not in the amount claimed. Damages may be deemed to be claimed only if the [defendant] secretary has received a notification of the amount of damages claimed from the person injured the person entitled to recover for the death of the person killed or the owner of property damaged which notification shall be subscribed to and verified by the oath or affirmation of such person and a copy of the receipted bill or a copy of the bill rendered or a copy of the estimate of the probable cost prepared by a qualified person and subscribed to and verified by the oath or affirmation of the person acknowledging payment rendering the bill or preparing the estimate.

(c) The secretary's finding or such notification shall not be admissible in evidence in any court proceeding for damages instituted either by or against such person or in any criminal proceeding arising out of such accident

(d) Any person making a misstatement of fact in notification required under subsection (b) of this section

shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment for not more than on year or by a fine not exceeding on thousand dollars (\$1,000) or both in the discretion of the court

Section 11 Proof of Financial Responsibility Required of Persons Who Fail to Satisfy Judgments Arising Out of Motor Vehicle Accidents Operator's License and Registration Certificates to Be Suspended Until Satisfaction of Judgment If within fifteen days after it becomes final any person fails to satisfy any judgment rendered against him by a court of competent jurisdiction in this or any other State or the District of Columbia or any province of the Dominion of Canada or by a district Court of the United States for damages on account of personal injury or of damage to property in excess of five dollars and thirty-three cents (\$5.33) resulting from the operation subsequent to the effective date of this act by him his agent or any other person with his express or implied consent of a motor vehicle owned by him or the operation by him or his agent of a motor vehicle not owned by him [his operator's license and all of his registration certificates shall be forthwith suspended by] the secretary upon receiving a certified copy of such final judgment from the court in which the same was rendered shall give such person notice within five (5) days after receiving such certified copy by registered mail at his last address recorded in the Department of Revenue that his operator's license and all of his registration certificates will be suspended unless such judgment is satisfied within twenty (20) days from the date of such notice the secretary shall forthwith suspend such person's operator's license and all of his registration certificates and they shall remain suspended and shall not be renewed nor shall any other motor vehicle be thereafter registered in his name while such judgment remains unsatisfied and subsisting and until he has furnished proof of financial responsibility for future accidents. Provided however That when any person whose operator's license and registration certificate have been suspended or revoked under the provisions of this section at the time of such accident was self insured in a manner satisfactory to the Pennsylvania Public Utility Commission or to the Secretary in an amount sufficient to pay all claims for such injuries and damages or carried insurance in a solvent insurance carrier which would be liable to respond in damages in an amount sufficient to pay the judgment rendered against him the secretary shall have the authority to issue or renew the operator's license and registration certificate of such person after such judgment has been satisfied without first requiring proof of financial responsibility.

If such person is not a resident of this State he shall not be permitted to operate any motor vehicle in this State and it shall not be lawful for any other person knowing that such operation is not permitted to operate in this State any motor vehicle owned by such non-resident while such judgment remains unsatisfied and subsisting and until such nonresident has furnished proof of financial responsibility for future accidents

If after such person has satisfied such judgment within the meaning of this act and has furnished proof of financial responsibility any other such judgment shall be recovered against him for any accident occurring before such proof was furnished his operator's license and registration certificates shall again be and remain suspended while such other judgment remains unsatisfied and subsisting

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Flynn,	Malloy,	Royer,
Auker,	Foot,	Marks,	Rush,
Baker,	French,	Maxwell,	Sarge,

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1370, as follows:

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

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

Section 1 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" is hereby amended to read as follows

Section 18 No officer clerk or employe in the classified civil service of such city shall be removed discharged or reduced in pay or position except for just cause which shall not be religious or political Further no such officer clerk or employe shall be removed discharged or reduced except during the probationary period until he shall have been furnished with a written statement of the reasons for such action and been allowed to give the re-

moving officer such written answer as the person sought to be removed may desire In every case of such removal or reduction a copy of the statement of the reasons therefor and of the written answer thereto shall be furnished to the civil service commission and entered upon its public records 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 investigating 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

No police officer or fireman except those dismissed during probationary period shall be removed or discharged except for cause upon written charges and after an opportunity to be heard in his own defense Such charges may be filed by any superior officer or by any citizen or taxpayer and shall within thirty days after filing be heard investigated and determined by the commission or by one of the commissioners or by some person or board appointed by the commission to hear investigate and determined the same Where one person is appointed by the commission to hear such charges he shall be a person learned in the law Where a board is appointed to hear such charges at least one member of such board shall be learned in the law The hearing shall be public and the accused and his counsel shall have the right to be heard

The finding and decision of the commission or commissioner or of such person or board when approved by the commission shall be certified to the appointing authority and shall be forthwith enforced by such authority

Nothing herein contained shall limit the power of any superior officer to suspend a subordinate for a reasonable period not exceeding thirty days pending hearing and decision Every such suspension shall be without pay provided however That the commission shall have authority to investigate every such suspension and in case of its disapproval it shall have power to restore pay to the employe so suspended

All papers filed in any hearing under this section shall be public records of the commission

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

fourth day of June one thousand nine hundred thirty-nine (P. L. 810) is hereby further amended to read as follows

Section 701 Unlawful Taking Killing Possession Etc of Game Except as otherwise provided in this act it is unlawful for any person to take or kill or wound or attempt to take or kill or wound any game except during the open season or to have in possession either living or dead any game or any part thereof except game lawfully taken during the open season which may be had in possession during the open season therefor and for sixty days thereafter Provided however That any person upon application to the director may be issued a permit authorizing the possession of the flesh of a lawfully killed big game animal or any part thereof for an additional period not to exceed four months

The burden of proof that game or any part thereof found in possession of any person after the close of the open season was lawfully taken shall be upon the person in whose possession such game or part thereof is found

This section does not prohibit the possession at any time of game killed or taken outside of this Commonwealth or the possession of the tanned or cured skins or any parts thereof of birds or animals not unlawfully killed or the possession of live raccoons when lawfully taken during the open season provided the owner thereof applies to the director for a permit within five days after the close of the season which shall be issued without charge

It is unlawful for any person to use any game that has been unlawfully killed or taken or to aid or assist in the taking possession concealment or transportation of any game unlawfully killed or to have in possession for any purpose whatsoever or conceal the same any game or any part thereof that has been unlawfully killed or taken

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

On the question,
Shall the bill pass finally?

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

YEAS—199

Achterman,	Flynn,	Malloy,	Royer,
Auker,	Foor,	Marks,	Rush,
Baker,	French,	Maxwell,	Sarge,
Balthaser,	Gallagher,	McClanaghan,	Sarraf,
Baugher,	Gates,	McClester,	Scanlon,
Bentley,	Gerard,	McDermott,	Schwab,
Boles,	Gillan,	McDowell,	Serrill,
Boney,	Gillette,	McFall,	Shaffer,
Boorse,	Goodwin,	McGrath,	Shaw,
Bower,	Greenwood,	McIntosh,	Shepard,
Bradley,	Gross,	McKinney,	Simons,
Breth,	Gryskewicz,	McLane,	Skale,
Bretherick,	Gyger,	McLanahan,	Snyder,
Brown,	Habbyshaw,	McMillen,	Sollenberger,
Brunner, C. H.,	Haines,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burris,	Harkins,	Model,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	Van Allsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Poiaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Wells,
D'Ortona,	Kilne,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
	Kolankiewicz,	Rank,	Williams,

NAYS—0

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

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

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1407, (Senate Bill No. 597), as follows:

An Act to further amend section seven hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" providing for permits authorizing possession of flesh of lawfully killed big game animals after open season therefor

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

Section 1 Section seven hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the twenty-

Early,	Komorofski,	Readinger,	Winner,
Eckels,	Lee, E. A.,	Reagan,	Wolf,
Elder,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Elliott,	Lelsey,	Reese, R. E.,	Wood, N.,
Ely,	Leonard,	Regan,	Woodring,
Falkenstein,	Lesko,	Reynolds,	Woodside,
Finestone,	Levy,	Rhea,	Wright,
Finnerty,	Leydic,	Riley,	Yeakel,
Fisher,	Lichtenwaiter,	Rooney,	Yester,
Fiss,	Longo,	Rose, S.,	Young,
Fleming,	Lovett,	Rose, W. E.,	Kilroy,
Fletcher,	Lyons,	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 return it to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection House Bill No. 1653, Senate Bill No. 587, Printer's No. 242 was passed over at the request of Mr. ACHTERMAN.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1672, (Senate Bill No. 572), entitled:

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

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

On the question,

Shall the bill pass finally?

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

YEAS—199

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

Cullen,	Jefferson,	Owens,	Voldow,
Dalrymple,	Jones, G. E.,	Petrosky,	Voorhees,
Dennison,	Jones, P. N.,	Pettit,	Watkins,
DiGenova,	Keenan,	Potaski,	Welngartner
Dix,	Kenehan,	Polen,	Weiss,
Dolon,	Kilne,	Powers,	Welsh, E. B.,
D'Ortona,	Knoble,	Prosen,	Welsh, M. J.,
Duffy,	Kolankiewicz,	Rank,	Williams,
Early,	Komorofski,	Readinger,	Winner,
Eckels,	Lee, E. A.,	Reagan,	Wolf,
Elder,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Elliott,	Lelsey,	Reese, R. E.,	Wood, N.,
Ely,	Leonard,	Regan,	Woodring,
Falkenstein,	Lesko,	Reynolds,	Woodside,
Finestone,	Levy,	Rhea,	Wright,
Finnerty,	Leydic,	Riley,	Yeakel,
Fisher,	Lichtenwaiter,	Rooney,	Yester,
Fiss,	Longo,	Rose, S.,	Young,
Fleming,	Lovett,	Rose, W. E.,	Kilroy,
Fletcher,	Lyons,	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 return it to the Senate with information that the House has passed it without amendments.

BILL PASSED OVER

There being no objection House Bill No. 1474, Senate Bill No. 365, Printer's No. 197, was passed over at the request of Mr. ACHTERMAN.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 790, (Senate Bill No. 151), entitled:

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

And said bill having been read at length the 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,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarra,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Gyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burriss,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
	Hewitt,	Nunemacher,	Turner,

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

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1619, (Senate Bill No. 346), entitled:

An Act to amend section two hundred one and to further amend sections two and four hundred four of the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal or quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," making the levying of a tax on trades, occupations, professions and persons who follow no occupation or calling optional in counties.

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Flynn,	Malloy,	Royer,
Auker,	Foor,	Marks,	Rush,
Baker,	French,	Maxwell,	Sarge,
Balthaser,	Gallagher,	McClanaghan,	Sarraf,
Baughner,	Gates,	McClester,	Scanlon,
Bentley,	Gerard,	McDermott,	Schwab,
Boles,	Gillan,	McDowell,	Serrill,
Boney,	Gillette,	McFall,	Shaffer,
Boorse,	Goodwin,	McGrath,	Shaw,
Bower,	Greenwood,	McIntosh,	Shepard,
Bradley,	Gross,	McKinney,	Simons,
Breth,	Gryskewicz,	McLanahan,	Skale,
Bretherick,	Gyger,	McLane,	Snyder,
Brown,	Habbyshaw,	McMillen,	Sollenberger,
Brunner, C. H.,	Haines,	McSurdy,	Sorg,
Brunner, P. A.,	Hall,	Melchiorre,	Stambaugh,
Burns,	Hamilton,	Mihm,	Stank,
Burris,	Harkins,	Modell,	Stine,

Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	Van Allsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrofsky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Weiss,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Reynolds,	Woodring,
Finestone,	Lesko,	Rhea,	Woodside,
Finnerty,	Levy,	Riley,	Wright,
Fisher,	Leydic,	Regan,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy,
Flynn,	Lyons,	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 return it to the Senate with information that the House has passed it without amendments.

BILL PASSED OVER

There being no objection House Bill No. 1475, Senate Bill No. 364, Printer's No. 141, was passed over at the request of Mr. ACHTERMAN.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1581, (Senate Bill No. 224), entitled:

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

And said bill having been read at length the 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, | Foor, | Malloy, | Royer, |
| Auker, | French, | Monks, | Rush, |
| Baker, | Gallagher, | McNeill, | Sarge, |
| Balthaser, | Gates, | McClanaghan, | Sarra, |
| Baugher, | Gerard, | McClister, | Scanlon, |
| Bentley, | Gillan, | McDermott, | Schwab, |
| Boles, | Gillette, | McDowell, | Serrill, |
| Boney, | Goodwin, | McFall, | Shaffer, |
| Boorse, | Greenwood, | McGrath, | Shaw, |
| Bower, | Gryskewicz, | McIntosh, | Shepard, |
| Bradley, | Gyger, | McKinney, | Simons, |
| Breth, | Gross, | McLanahan, | Skale, |
| Bretherick, | Habbyshaw, | McLane, | Snyder, |
| Brown, | Haines, | McMillen, | Sollenberger, |
| Brunner, C. H., | Hall, | McSurdy, | Sorg, |
| Brunner, P. A., | Hamilton, | Melchiorre, | Stambaugh, |
| Burns, | Hare, | Mihm, | Stank, |
| Burris, | Harkins, | Modell, | Stine, |
| Cadwalader, | Harmuth, | Monks, | Stockham, |
| Chervenak, | Harris, | Mooney, | Tarr, |
| Chudoff, | Heatherington, | Moran, | Tate, |
| Cochran, | Helm, | Moul, | Taylor, |
| Cohen, M. M., | Hering, | Muir, | Thompson, E. F., |
| Cohen, R. E., | Herman, | Munley, | Thompson, R. L., |
| Cook, | Hersch, | Nagel, | Trout, |
| Cooper, | Hewitt, | Nunemacher, | Turner, |
| Cordier, | Hirsch, | O'Brien, | Van Allsburg, |
| Corrigan, | Huntley, | O'Dare, | Verona, |
| Croop, | Imbrie, | O'Mullen, | Vincent, |
| Cullen, | James, | O'Neill, | Vogt, |
| Dalrymple, | Jefferson, | Owens, | Voldow, |
| Dennison, | Jones, G. E., | Petrosky, | Voorhees, |
| DiGenova, | Jones, P. N., | Pettit, | Watkins, |
| Dix, | Keenan, | Polaski, | Weingartner, |
| Dolon, | Kenehan, | Polen, | Weiss, |
| D'Ortona, | Kiine, | Powers, | Welsh, E. B., |
| Duffy, | Knoble, | Prosen, | Welsh, M. J., |
| Early, | Kolankiewicz, | Rank, | Williams, |
| Eckels, | Komorofski, | Readinger, | Winner, |
| Elder, | Lee, E. A., | Reagan, | Wolf, |
| Elllott, | Lee, T. H., | Reese, D. P., | Wood, L. H., |
| Ely, | Lelsey, | Reese, R. E., | Wood, N., |
| Falkenstein, | Leonard, | Regan, | Woodside, |
| Finestone, | Lesko, | Reynolds, | Wright, |
| Finnerty, | Levy, | Rhea, | Woodring, |
| Fisher, | Leydic, | Riley, | Yeakel, |
| Fiss, | Lichtenwalter, | Rooney, | Yester, |
| Fleming, | Longo, | Rose, S., | Young, |
| Fletcher, | Lovett, | Rose, W. E., | Kilroy, |
| Flynn, | Lyons, | 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 return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1691, (Senate Bill No. 419), entitled:

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

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, | Foor, | Malloy, | Royer, |
| Auker, | French, | Marks, | Rush, |
| Baker, | Gallagher, | Maxwell, | Sarge, |
| Balthaser, | Gates, | McClanaghan, | Sarra, |
| Baugher, | Gerard, | McClester, | Scanlon, |
| Bentley, | Gillan, | McDermott, | Schwab, |
| Boles, | Gillette, | McDowell, | Serrill, |
| Boncy, | Goodwin, | McFall, | Shaffer, |
| Boorse, | Greenwood, | McGrath, | Shaw, |
| Bower, | Gross, | McIntosh, | Shepard, |
| Bradley, | Gryskewicz, | McKinney, | Simons, |
| Breth, | Gyger, | McClanaghan, | Skale, |
| Bretherick, | Habbyshaw, | McLane, | Snyder, |
| Brown, | Haines, | McMillen, | Sollenberger, |
| Brunner, C. H., | Hall, | McSurdy, | Sorg, |
| Brunner, P. A., | Hamilton, | Melchiorre, | Stambaugh, |
| Burns, | Hare, | Mihm, | Stank, |
| Burris, | Harkins, | Modell, | Stine, |
| Cadwalader, | Harmuth, | Monks, | Stockham, |
| Chervenak, | Harris, | Mooney, | Tarr, |
| Chudoff, | Heatherington, | Moran, | Tate, |
| Cochran, | Helm, | Moul, | Taylor, |
| Cohen, M. M., | Hering, | Muir, | Thompson, E. F., |
| Cohen, R. E., | Herman, | Munley, | Thompson, R. L., |
| Cook, | Hersch, | Nagel, | Trout, |
| Cooper, | Hewitt, | Nunemacher, | Turner, |
| Cordier, | Hirsch, | O'Brien, | Van Allsburg, |
| Corrigan, | Huntley, | O'Dare, | Verona, |
| Croop, | Imbrie, | O'Mullen, | Vincent, |
| Cullen, | James, | O'Neill, | Vogt, |
| Dalrymple, | Jefferson, | Owens, | Voldow, |
| Dennison, | Jones, G. E., | Petrosky, | Voorhees, |
| DiGenova, | Jones, P. N., | Pettit, | Watkins, |
| Dix, | Keenan, | Polaski, | Weingartner, |
| Dolon, | Kenehan, | Polen, | Weiss, |
| D'Ortona, | Kline, | Powers, | Welsh, E. B., |
| Duffy, | Knoble, | Prosen, | Welsh, M. J., |
| Early, | Kolankiewicz, | Rank, | Williams, |
| Eckels, | Komorofski, | Readinger, | Winner, |
| Elder, | Lee, A., | Reagan, | Wolf, |
| Elllott, | Lee, T. H., | Reese, D. P., | Wood, L. H., |
| Ely, | Lelsey, | Reese, R. E., | Wood, N., |
| Falkenstein, | Leonard, | Regan, | Woodside, |
| Finestone, | Lesko, | Reynolds, | Wright, |
| Finnerty, | Levy, | Rhea, | Woodring, |
| Fisher, | Leydic, | Riley, | Yeakel, |
| Fiss, | Lichtenwalter, | Rooney, | Yester, |
| Fleming, | Longo, | Rose, S., | Young, |
| Fletcher, | Lovett, | Rose, W. E., | Kilroy, |
| Flynn, | Lyons, | 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 return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1673, (Senate Bill No. 592), entitled:

An Act to further amend section one of the act, approved the thirtieth day of May, one thousand eight hundred and ninety-three (P. L. 183), entitled "An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor," reducing the amount of land to be acquired by the Valley Forge Park Commission.

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

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

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 the SPEAKER.

There being no objection House Bill No. 1536, Senate Bill No. 212, Printer's No. 228, was passed over at the request of Mr. ACHTERMAN.

There being no objection House Bill No. 566, Printer's No. 898; 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 consid-

eration of House Bill No. 1731, (Senate Bill No. 599), entitled:

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

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

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1755, (Senate Bill No. 655), entitled:

An Act to amend the first paragraph of section one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 570), entitled "An act fixing the salaries and providing for the expenses of county commissioners in the counties of this Commonwealth," by increasing the salary of county commissioners in eighth class counties.

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—197

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

NAYS—2

- | | |
|---------|---------|
| Harris, | Reagan, |
|---------|---------|

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1751, (Senate Bill No. 213), entitled:

An Act authorizing the Department of Property and Supplies acting for the Commonwealth of Pennsylvania to acquire by gift from the owner thereof Pottsgrove Mansion with tract of land situate in the ninth ward of the Borough of Pottstown Montgomery County Pennsylvania providing for the control management supervision improvement and maintenance thereof by the Pennsylvania Historical Commission authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation maintenance and visitation thereof and creating an advisory board to assist in such functions.

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

NAYS—0

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

Ordered, That the Clerk return it to the Senate with

information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1695, (Senate Bill No. 303), entitled:

An Act authorizing the Department of Highways to cooperate with agencies of the Federal Government in designing and installing modern illuminating systems on State highways

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- | | | | |
|-----------------|----------------|---------------|------------------|
| Achterman, | Foor | Malloy, | Royer, |
| Auker, | French, | Marks, | Rush, |
| Baker, | Gallagher, | Maxwell, | Sarge, |
| Balthaser, | Gates, | McClanaghan, | Sarraf, |
| Baughner, | Gerard, | McClester, | Scanlon, |
| Bentley, | Gillan, | McDermott, | Schwab, |
| Boles, | Gillette, | McDowell, | Serrill, |
| Boney, | Goodwin, | McFall, | Shaffer, |
| Boorse, | Greenwood, | McGrath, | Shaw, |
| Bower, | Gross, | McIntosh, | Shepard, |
| Bradley, | Gryskewicz, | McKinney, | Simons, |
| Breth, | Gyger, | McLanahan, | Skale, |
| Bretherick, | Habbyshaw, | McLane, | Snyder, |
| Brown, | Haines, | McMillen, | Sollenberger, |
| Brunner, C. H., | Hall, | McSurdy, | Sorg, |
| Brunner, P. A., | Hamilton, | McSully, | Stambaugh, |
| Burns, | Hare, | Melchiorre, | Stank, |
| Burriss, | Harkins, | Mihm, | Stine, |
| Cadwalader, | Harmuth, | Modell, | Stockham, |
| Chervenak, | Harris, | Monks, | Tarr, |
| Chudoff, | Heatherington, | Mooney, | Tate, |
| Cochran, | Heim, | Moran, | Taylor, |
| Cohen, M. M., | Hering, | Moul, | Thompson, E. F., |
| Cohen, R. E., | Herman, | Muir, | Thompson, R. L., |
| Cook, | Hersch, | Munley, | Trout, |
| Cooper, | Hewitt, | Nagel, | Turner, |
| Cordier, | Hirsch, | Nunemacher, | VanAillsburg, |
| Corrigan, | Huntley, | O'Brien, | Verona, |
| Croop, | Imbrie, | O'Dare, | Vincent, |
| Cullen, | James, | O'Mullen, | Vogt, |
| Dairymples, | Jefferson, | O'Neill, | Voldow, |
| Dennison, | Jones, G. E., | Owens, | Voorhees, |
| DiGenova, | Jones, P. N., | Petrosky, | Watkins, |
| Dix, | Keenan, | Pettit, | Weingartner, |
| Dolon, | Kezahan, | Polaski, | Wells, |
| D'Ortona, | Kilne, | Polen, | Welsh, E. B., |
| Duffy, | Knoble, | Powers, | Welsh, M. J., |
| Early, | Kolankiewicz, | Prosen, | Williams, |
| Eckels, | Komorowski, | Rank, | Winner, |
| Elder, | Lee, E. A., | Readinger, | Wolf, |
| Elliott, | Lee, T. H., | Reagan, | Wood L. H., |
| Ely, | Leisey, | Reese, D. P., | Wood N., |
| Falkenstein, | Leonard, | Reese, R. E., | Woodring, |
| Finestone, | Lesko, | Regan, | Woodside, |
| Finnerty, | Levy, | Reynolds, | Wright, |
| Fisher, | Leydic, | Rhea, | Yeakel, |
| Fiss, | Lichtenwalter, | Riley, | Yester, |
| Fleming, | Longo, | Rooney, | Young, |
| Fletcher, | Lovett, | Rose, S., | Young, |
| Flynn, | Lyons, | Rose, W. E., | Kilroy, Speaker |
| | | 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 return it to the Senate with information that the House has passed it without amendments

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1818, (Senate Bill No. 486) entitled:

An Act relating to sheriffs' sales of personal property providing that when personal property is sold at sheriff's sale to the plaintiff in the writ of execution, the sheriff shall accept in payment a receipt from such purchaser for the amount to which he is entitled under the writ, subject to certain deductions for costs and priority claims

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

NAY—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consid-

eration of House Bill No. 1820, (Senate Bill No. 1017), entitled:

An Act to amend section one of the act, approved the fifteenth day of May, one thousand eight hundred and seventy-four (P. L. 186), entitled "An act declaring what officers are incompatible," by specifically exempting persons serving in the armed forces of the United States.

On the question,

Will the House agree to the bill on third reading?

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

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

The Clerk read the amendments as follows:

Amend title, page 1, last line of title, by inserting after the word "States" the following: "during any war or state of emergency."

Amend Sec. 1, page 2, lines 11 to 13, by striking out the word "serving" in line 11 and all of lines 12 and 13, and inserting in lieu thereof: "who shall enlist, enroll or be called or drafted into the active military or naval service of the United States or any branch or unit thereof during any war or emergency as hereinafter defined"

Amend bill, page 2, by inserting between lines 13 and 14, the following section:

Section 2. As used in this act the term "war" shall mean the period between the opening and ending of hostilities, and shall not include the period after the ending of hostilities notwithstanding the fact that no treaty of peace has been negotiated or concluded, and the term "emergency" shall mean the period between a declaration that a state of emergency exists and a declaration that the state of emergency has been terminated.

Amend Sec. 2, page 2, line 14, by striking out the figure "2" and inserting in lieu thereof: "3"

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.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1786, (Senate Bill No. 209), as follows:

An Act providing for the forfeiture and condemnation of vehicles used to store possess or transport narcotics or drugs the possession or transportation of which is in violation of law

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

Section 1 Any wagon buggy motor vehicle water or air craft or other vehicle or conveyance in which is stored contained or transported any narcotics or drugs the possession or transportation of which is in violation of any law of this Commonwealth shall be forfeited to the Commonwealth subject to the provisions hereafter set forth provided however that nothing herein contained shall be construed to apply to common carriers by railroad subject to Part 1 of the Interstate Commerce Act

Section 2 Whenever any officer shall discover any vehicle being used as referred to in section one hereof he shall take possession of such vehicle and shall forthwith deliver possession thereof to the district attorney of the county wherein said seizure occurred or to the person designated by him to abide the judgment of the court Provided however That the said vehicle team conveyance craft or receptacle shall be returned to the owner upon the execution by him of a good and valid bond with sufficient sureties in the sum double the value of the vehicle to be approved by the magistrate alderman or justice of the peace or a judge of the court of quarter sessions conditioned that the said vehicle shall be delivered to the district attorney of the county or the person designated by him at the time of the condemnation proceedings hereinafter provided in this act to abide the judgment of the court or otherwise to remain in full force and virtue said bond to be payable to the Commonwealth of Pennsylvania for the use of the county in which said conviction is had Said bond shall be returned to the court of quarter sessions and there held to abide the final disposition of the case Provided further That no such vehicle when in the custody of the law or of any officer shall be seized or taken therefrom on any writ of replevin or other like process

Section 3 If upon hearing it appears that any such vehicle has been used to store possess or transport any narcotic or drug the transportation or possession of which is unlawful such vehicle shall be adjudged forfeited and condemned and shall be disposed of as hereinafter provided

Section 4 In the case of any such vehicle seized and condemned as aforesaid the court shall order a public sale thereof by the sheriff of the county notice of which sale shall be given in the same manner as notice is required to be given of the sale of personal property under a writ of fieri facias the proceeds of such sale to be paid to the county treasurer for the use of the county In the event that any such vehicle is when so seized held and possessed under a bailment lease or contract and the legal title thereto is in another person or in the event that any such vehicle is when so seized subject to the lien of a chattel mortgage or to a contract of conditional sale and if the person holding the legal title thereto or holding such chattel mortgage or contract of conditional sale thereon shall prove that the unlawful use for which the same was seized was without his knowledge or consent then the claim of the bailor for money due under said bailment lease or contract or the claim of the mortgagee or conditional seller for money due under said chattel mortgage or contract of conditional sale shall attach to and be paid out of the funds derived from said sale after payment of costs and the balance distributed as above provided In case it appears at said hearing that the owner of any such vehicle has not been found within the jurisdiction of the court the sheriff shall give ten (10) days' notice of said sale by registered letter to the person if any whose name appears thereon as the manufacturer thereof together with the manufacturer's number if any appearing thereon

Section 5 (1) The proceedings for the forfeiture or condemnation of all vehicles the sale of which is provided for herein shall be in rem in which the Commonwealth shall be the plaintiff and the vehicle the defendant A petition shall be filed in the court of quarter sessions of the peace verified by oath or affirmation of any officer or citizen containing the following (a) a description of the vehicle so seized (b) a statement of the time and place where seized (c) the owner if known (d) the person or persons in possession if known (e) an allegation that same had been used to store possess or transport narcotics or drugs the possession or transportation of which is in violation of a law of the Commonwealth (f) and a prayer for an order of forfeiture that the same be adjudged forfeited to the Commonwealth and condemned and be ordered sold according to law unless cause be shown to the contrary

(2) A copy of said petition shall be served personally on said owner if he can be found within the jurisdiction of the court or upon the person or persons in possession

at the time of the seizure thereof Said copy shall have endorsed thereon a notice as follows

"To the Claimant of within Described Property

"You are required to file an answer to this petition setting forth your title in and right to possession of said vehicle within fifteen (15) days from the service hereof and you are also notified that if you fail to file said answer a decree of forfeiture and condemnation will be entered against said vehicle"

Said notice shall be signed by the district attorney

(3) If the owner of said vehicle is unknown or outside the jurisdiction of the court and there was no person in possession of said vehicle when seized or such person so in possession can not be found within the jurisdiction of the court notice of said petition shall be given by the sheriff by an advertisement in a newspaper of general circulation published in the county where such vehicle shall have been seized once a week for three (3) successive weeks Said notice shall contain a statement of the seizure of said vehicle with a description thereof the place and date of seizure and shall direct any claimants thereof to file a claim therefor on or before a date given in said notice which date shall not be less than twenty-one (21) days from the date of the first publication

(4) Upon the filing of any claim for said vehicle setting forth a right of possession thereof the case shall be deemed at issue and a time be fixed for the hearing thereof

(5) At the time of said hearing if the Commonwealth shall produce evidence that the vehicle in question was unlawfully used the burden shall be upon the claimant to show (a) that he is the owner of said vehicle or the holder of a chattel mortgage or contract of conditional sale thereon (b) that he lawfully acquired the same (c) that it was not unlawfully used or possessed by him and (d) in the event that it shall appear that the vehicle was unlawfully used by a person other than the claimant then such claimant shall show that such unlawful use was without his knowledge or consent

(6) Any person claiming the ownership of or right of possession to or claiming to be the holder of a chattel mortgage or contract of conditional sale upon any such vehicle the disposition of which is provided for herein may at any time prior to the sale thereof present his petition to the court alleging his lawful ownership thereof or right of possession thereto or his lien thereon or reservation of title thereto and if upon public hearing thereon due notice of which having been given to the district attorney such claimant shall prove by competent evidence to the satisfaction of the court that said vehicle was lawfully acquired possessed and used by him or if it appearing that the vehicle was unlawfully used by a person other than the claimant he shall prove that such unlawful use was without his knowledge or consent then the court may order the same returned or delivered to said claimant otherwise it shall be sold as hereinabove provided

(7) Unless either the Commonwealth or the claimant shall demand a jury trial within five (5) days after the conclusion of the hearing the right to such jury trial shall be deemed to have been waived

Section 6 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 7 This act shall become effectively immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Foor	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarraff,
Baughner,	Gerard,	McClester,	Scanlon,

Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Gyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burriss,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Lerman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	VanAllsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Wells,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Floss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker
Flynn,	Lyons,	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 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. 1654, (Senate Bill No. 624), as follows:

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

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

Section 1 Clause seven of section one thousand two hundred ten of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions

by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-third day of May one thousand nine hundred twenty-three (P. L. 328) is hereby further amended to read as follows

Section 1210 One The minimum salaries of all teachers supervisors principals and superintendents in the public schools of the Commonwealth except as otherwise herein-after provided shall be paid by the several classes of districts in which such persons are employed in accordance with the following schedules

* * * *

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

In addition to the payments now required by law to be made by the Commonwealth to school districts of the fourth class on account of salaries of members of the teaching staff the Commonwealth shall pay for each elementary teacher the sum of two hundred dollars (\$200) annually plus the amount of the annual increments provided for by this subsection and for each high school teacher the sum of thirty dollars (\$30) annually plus the amount of the annual increments provided for by this subsection

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

Provided that the salaries of teachers employed under contract prior to the effective date of these amendments at annual salaries greater than the minimum salaries hereby prescribed shall in no case be decreased

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

On the question,

Shall the bill pass finally?

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

YEAS—199

- Achterman, Flynn, Lovett, Rose, W. E.,
Auker, Poor, Lyons, Rosenfeld,
Baker, French, Malloy, Royer,
Baithaser, Gallagher, Marks, Rush,
Baugher, Cates, Maxwell, Sarge,
Bentley, Gerard, McClanaghan, Sarraf,
Boies, Gillan, McClester, Scanlon,
Boney, Gillette, McDermott, Schwab,
Boorse, Goodwin, McDowell, Serrill,
Bower, Greenwood, McFall, Shaffer,
Bradley, Gross, McGrath, Shaw,
Breth, Gryskewicz, McIntosh, Shepard,
Bretherick, Cyger, McKinney, Simons,
Brown, Habbysshaw, McLanahan, Skaje,
Brunner, C. H., Haines, McLane, Snyder,
Brunner, P. A., Hall, McMillen, Sollenberger,
Burns, Hamilton, McSurdy, Sorg,
Burris, Hare, Melchiorre, Stambaugh,
Cadwalader, Harkins, Modell, Stank,
Chervenak, Harmuth, Monks, Stine,
Chudoff, Harris, Mooney, Stockham,
Cochran, Heatherington, Moran, Tarr,
Cohen, M. M., Helm, Moul, Tate,
Cohen, R. E., Hering, Muir, Taylor,
Cook, Herman, Munley, Thompson, E. F.,
Cooper, Hersch, Nagel, Thompson, R. L.,
Cordier, Hewitt, Nunemacher, Trout,
Corrigan, Hirsch, O'Brien, Turner,
Croop, Huntley, O'Dare, VanAllsburg,
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, Welsh, M. J.,
Duffy, Kline, Powers, Williams,
Early, Knoble, Prosen, Winner,
Eckels, Kolankiewicz, Rank, Wolf,
Elder, Komorowski, Readinger, Wood, L. H.,
Elliott, Lee, E. A., Reagan, Wood, N.,
Ely, Lee, T. H., Reese, D. P., Woodring,
Falkenstein, Leisey, Reese, R. E., Woodside,
Finestone, Leonard, Regan, Wright,
Finnerty, Lesko, Reynolds, Yeakel,
Fisher, Levy, Rhea, Yester,
Floss, Leydic, Riley, Young,
Fleming, Lichtenwalter, Rooney, Kilroy,
Fletcher, Longo, Rose, S., 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. 1780, (Senate Bill No. 185), as follows:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to adoption" further regulating adoption proceedings as to the consent of and notice to be given to parents of the person proposed to be adopted as to who can be adopting parents and procedure at the adoption hearings

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

Section 1. Sections one and two of the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to adoption" as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (P. L. 822) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any adult [citizen of this Commonwealth residing therein] person desirous of adopting any person either a minor or an adult as his or her heir or as one of his or her heirs to present his or her petition to the orphans' court or to a law judge thereof of the county where he or she may be resident or of the county in which the person to be adopted is a resident declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name age date and place of birth of the person proposed to be adopted the name residence and martial status of the adopting parent or parents; the name and place of residence of each of the natural parents or of the surviving parent or of any person whose consent to the proposed adoption is necessary as hereinafter provided and shall embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Consents Necessary to Adoption Consent to the adoption is necessary as follows

- (a) Of the person proposed to be adopted if over twelve years of age and of said person's husband or wife if any
(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parent of the person proposed to be adopted if such person shall not have reached the age of eighteen years except that in the case of an illegitimate child the consent of the mother only is necessary unless the father has acknowledged such child but the consent of a parent who has been adjudged a lunatic or habitual drunkard or who has abandoned the child is unnecessary provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found but if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

(e) If the person proposed to be adopted has theretofore been adopted then of such adopting parents or surviving adopting parent subject to the same exception provided in clause (c) of this section in the case of natural parents

Section 2 Said act is hereby amended by adding thereto after section two a new section to read as follows

Section 2.1 When the person proposed to be adopted shall have reached the age of eighteen years and has not reached the age of twenty-one years and such person shall have lived for at least ten continuous years with the adopting parent or parents consent of the parent or parents shall not be necessary and notice of the proposed adoption proceedings need not be given by publication or otherwise to the parent or parents of the person proposed to be adopted unless the court shall deem it necessary and so orders

When the person proposed to be adopted shall have reached the age of twenty-one years notice of the proposed adoption proceedings shall not be required to be given by publication or otherwise to such persons' parent or parents

Section 3 Section three of said act is hereby amended to read as follows

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted if in the opinion of the court such persons' presence is deemed necessary and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such persons reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary Provided the duly executed consent of such persons in writing have been filed with the petition and the said court or judge may in his discretion require the personal appearance of the natural parents of the child at a different time and separate and apart from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the desirability of the proposed adoption and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such other facts as will give the court full knowledge as to the desirability of the proposed adoption

Section 4 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

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

BILL PASSED OVER

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

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1802, as follows:

An Act providing for and requiring in certain cases preference in appointments to public position for hon-

orably discharged persons who served in the military or naval service during any War in which the United States was engaged

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

Section 1. The word "soldier" as used in this act shall be construed to mean a person male or female who served in the military or naval service of the United States during any war in which the United States was engaged and who has an honorable discharge from such service

Section 2. When any soldier shall take any civil service appointment or promotional examination for a public position under the Commonwealth or under any political subdivision thereof he shall be given credit in the manner hereinafter provided for the discipline and experience represented by his military training and for the loyalty and public spirit demonstrated by his service for the preservation of his country

Section 3. Whenever any soldier shall successfully pass a civil service appointment or promotional examination for a public position under the Commonwealth or any political subdivision thereof and shall thus establish that he possesses the qualifications required by law for appointment to or promotion in such public position such soldier's examination shall be marked or graded an additional Ten Points above the mark or grade credited for the examination and the total mark or grade thus obtained shall represent the final mark or grade of such soldier and shall determine his standing on any eligible or promotional list certified or furnished to the appointing or promoting power

Section 4. Whenever any soldier possesses the requisite qualifications and is eligible to appointment to or promotion in a public position where no such civil service examination is required the appointing power in making an appointment or promotion to a public position shall give preference to such soldier

Whenever any soldier possesses the requisite qualifications and his name appears on any eligible or promotional list certified or furnished as the result of any such civil service examination the appointing or promoting power in making an appointment or promotion to a public position shall give preference to such soldier notwithstanding that his name does not stand highest on the eligible or promotional list

In making an appointment or promotion to public office where such a civil service examination is required the appointing or promotional power may give preference to any soldier who has passed the required examination for appointment or promotion to such position and possesses the requisite qualifications although his name does not appear on the eligible or promotional list certified or furnished to the appointing or promoting power

Section 5. This act shall be construed as being the exclusive law applying to the Commonwealth and its political subdivisions in giving preference to soldiers in appointment or promotion to public position

Section 6. All acts and parts of acts inconsistent with this act are hereby repealed

Section 7. This act shall become effective immediately upon its final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarra,

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

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

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

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. 1324:

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

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:

(This bill was amended in the Senate, Printer's No. 820. The amendments were removed Printer's No. 895 and the bill returned to the House in its original form.)

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—199

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

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.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 811.

Mr. VanALLSBURG. Mr. Speaker, I desire to offer the report of the Committee of Conference on House Bill No. 811.

The SPEAKER. The report will lie over for printing under the rules.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BROWN asked and obtained permission for the

Committee on Judiciary General to meet during the session of the House.

RESOLUTION

LIQUID FUELS

Mr. ROSENFELD offered the following resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted:

Whereas, A serious shortage of motor oils, gasoline and other liquid fuels threatens the entire eastern region of the United States; and

Whereas, The Press has carried stories that we in the east may be compelled to undergo "gaseless Sundays" because of such shortage; and

Whereas, At the present time, certain American oil producing companies are exporting liquid fuels and its derivatives to Japan and other countries; and

Whereas, The Secretary of the Interior, Harold Ickes, as coordinator of the Petroleum Products Division of our National Defense Program, has urged all such exports to cease; and

Whereas, We believe that "gasless Sundays" should occur only as a last resort; be it therefore

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania requests all manufacturers and producers of liquid fuels and its products in the Commonwealth of Pennsylvania to immediately cease from exporting any of such products; and be it further

Resolved, That the House of Representatives commends Secretary of Interior Ickes for his request to all petroleum products producers to cease their exporting of such products; and be it further

Resolved, That a copy of this resolution be mailed by the Chief Clerk of the House to Secretary of the Interior Ickes, thereby conveying the desire of the House that he succeed in having such exports curtailed, and thereby avoid "gasless Sundays" in this Commonwealth.

HOUSE RESOLUTION No. 101

Mr. MAXWELL. Mr. Speaker, I desire to call up House Resolution No. 101, Printer's No. 1009.

The resolution was read by the Clerk as follows:

In the House of Representatives, June 3, 1941.

Whereas, It is possible if one purchases a round trip ticket on any of the railroads of this Commonwealth for such passenger to disembark at intermediary points going to and from his destination without being compelled to purchase new railroad tickets and

Whereas, Present practice on the new Pennsylvania Turnpike is to refuse to permit motorists who have round trip tickets to leave the turnpike at intermediary interchanges and to return thereto without the payment of a new tariff and

Whereas If the practice were permitted of allowing such motorists to drive off at intermediary interchanges and to return to the turnpike without the payment of additional fares it would increase the use of the turnpike considerably and therefore add greatly to the revenue of said turnpike be it therefore

Resolved That the House of Representatives request the Pennsylvania Turnpike Commission to inaugurate a practice of allowing motorists holding round trip tickets to drive off the road at intermediary interchanges and to return to the turnpike without paying any additional fare and be it further

Resolved That a copy of this resolution be mailed by the Chief Clerk of the House of Representatives to the Chairman of the Pennsylvania Turnpike Commission

On the question,

Will the House adopt the resolution?

It was adopted.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 1324.

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

Whereupon,

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

BILLS PASSED OVER

There being no objection House Bill No. 1231, Printer's No. 920, was passed over at the request of Mr. PETROSKY.

There being no objection House Bill No. 259, Printer's No. 964, was passed over at the request of the SPEAKER.

There being no objection House Bill No. 1765, Printer's No. 947, was passed over at the request of Mr. GATES.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1777, (Senate Bill No. 174), entitled:

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, and 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 Erie.

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,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarraf,
Baughner,	Gerard,	McClester,	Scanion,

Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Gyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Eurris,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. I.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Erien,	VanAllsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrle,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Voldow,
Dalrymple,	Jefferson,	Owens,	Voorhees,
Dennison,	Jones, G. E.,	Petrosky,	Vogt,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Colon,	Kenehan,	Polen,	Wells,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winnier,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwaller,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker
Flynn,	Lyons,	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 return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1791, (Senate Bill No. 724), entitled:

An Act to amend section four hundred one 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 providing for the length of the terms and the method of appointing the members of the boards

of trustees of various State Schools and Teachers Colleges enumerated.

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

ties, 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, rent 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 building devised; the abatement and survival of actions; and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," authorizing executors of a will with the approval of orphans' court, to sell at private sale the real and personal estate of the decedent although the will directs such sale to be public, and to purchase real and personal estate of the decedent when sold at private sale.

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Flynn,	Lyons,	Rosenfeld,
Auker,	Foor,	Malloy,	Royer,
Baker,	French,	Marks,	Rush,
Balthaser,	Gallagher,	Maxwell,	Sarge,
Baughner,	Gates,	McClanaghan,	Sarraf,
Bentley,	Gerard,	McClester,	Scanlon,
Boles,	Gillan,	McDermott,	Schwab,
Boney,	Gillette,	McDowell,	Serrill,
Boorse,	Goodwin,	McFall,	Shaffer,
Bower,	Greenwood,	McGrath,	Shaw,
Bradley,	Gross,	McIntosh,	Shepard,
Breth,	Gryskewicz,	McKinney,	Simons,
Bretherick,	Gyger,	McLanahan,	Skale,
Brown,	Habbyshaw,	McLane,	Snyder,
Brunner, C. H.,	Haines,	McMillen,	Sollenberger,
Brunner, P. A.,	Hall,	McSurdy,	Sorg,
Burns,	Hamilton,	Melchiorre,	Stambaugh,
Burriss,	Hare,	Mihm,	Stank,
Cadwalader,	Harkins,	Modell,	Stine,
Chervenak,	Harmuth,	Monks,	Stockham,
Chudoff,	Harris,	Mooney,	Tarr,
Cochran,	Heatherington,	Moran,	Tate,
Cohen, M. M.,	Helm,	Moul,	Taylor,
Cohen, R. E.,	Hering,	Muir,	Thompson, E. F.,
Cook,	Herman,	Munley,	Thompson, R. L.,
Cooper,	Hersch,	Nagel,	Trout,
Cordier,	Hewitt,	Nunemacher,	Turner,
Corrigan,	Hirsch,	O'Brien,	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,	Weiss,
Duffy,	Kline,	Powers,	Weish, E. B.,
Early,	Knoble,	Prosen,	Weish, M. J.,
	Kolankiewicz,	Rank,	Williams,

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1697, (Senate Bill No. 1222), entitled:

An Act to amend subsection (b) of, and to add subsection (e) to, section twenty-eight of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled, as amended, "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, liabili-

Eckels,	Komorofski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1468, as follows:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred 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 sheriff's 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 twenty-fifth day of May one thousand nine hundred 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" is hereby amended to read as follows

Section 3 Definitions (a) the word "Commission" shall mean any registration commission having jurisdiction in any city of the second class

(b) "Commissioner" shall mean a member of a registration commission

(c) "Oath" shall include affirmation and "Swear" shall include affirm

(d) "Election" shall mean any general special municipal or primary election unless otherwise specified

(e) "General election" shall mean the election which

the Constitution of this Commonwealth requires to be held in even-numbered years

(f) "Municipal election" shall mean the election which the Constitution of this Commonwealth requires to be held in odd-numbered years

(g) "Primary election" shall mean any election for the nomination of candidates

(h) "November election" shall mean either the general or the municipal election or both according to the context

(i) "Party" shall mean any party or political body one of whose candidates at the general election next preceding the primary polled in each of at least ten counties of the State not less than two per centum of the largest entire vote cast in each of said counties for any elected candidate and polled a total vote in the State equal to at least two per centum of the largest entire vote cast in the State for any elected candidate or any party or political body one of whose candidates at either the general or municipal election preceding the primary polled at least five per centum of the largest entire vote cast for any elected candidate in any county containing therein any city of the second class

(j) "Political body" shall mean any political body not recognized as a political party which has filed proper nomination papers as required by law

(k) "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

(l) "Register" shall mean the cards containing or to contain all or any part of the registry list of qualified electors prepared or to be prepared by the registration commission as hereinafter provided

(m) "County" shall mean any county of this Commonwealth within which is located a city of the second class

(n) "City" shall mean only a city of the second class

(o) All references to mayors police officers clerks secretaries courts judges prothonotaries county treasurers county controllers county commissioners sheriffs peace officers registrars of vital statistics boards of school directors and other officials of counties cities and school districts where not otherwise specified shall refer only to those of any city of the second class or to those of any county within which such city is located or to any school district with which it is coextensive

(p) "Public office" shall mean and include any National State judicial county city school district poor district ward or election office or employment requiring any person elected or appointed thereto to render any public service for a fixed fee or compensation except the office of notary public or commissioner of deeds

(q) Wherever a term in the masculine form is used in this act it shall refer alike to men and women

(r) "District" shall mean any election district of the city

(s) "County Election Board" or "County Board" shall mean the county board of elections of any county containing a city of the second class as now or hereafter provided for by the election laws of this Commonwealth

(t) In determining or reckoning any period of time mentioned in this act the day upon which the act is 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 as the last day for said purpose

(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 [or] of registering the quali-

fied 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] months) next preceding said election and in the election district two months that I am legally qualified to vote that I have read (or 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 portion 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 date 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 enrolled or commissioned 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 immediately prior to 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 of 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 per-

son 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 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

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

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1469, as follows:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred 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 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" 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 twenty-fifth day of May one thousand nine hundred 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 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" is hereby amended to read as follows

Section 3 Definitions (a) The word "Commission" shall mean any board of county commissioners in any county within which is located a city of the third class acting as a registration commission

(b) "Commissioner" shall mean a member of a board of county commissioners acting as a registration commission

(c) "Oaths" shall include affirmation and "Swear" shall include affirm

(d) "Election" shall mean any general special municipal or primary election unless otherwise specified

(e) "General election" shall mean the election which the Constitution of this Commonwealth requires to be held in even-numbered years

(f) "Municipal election" shall mean the election which the Constitution of this Commonwealth requires to be held in odd-numbered years

(g) "Primary election" shall mean any election for the nomination of candidates

(h) "November election" shall mean either the general or the municipal election or both according to the context

(i) "Party" shall mean any party or political body one of whose candidates at the general election next preceding the primary polled in each of at least ten counties of the State not less than two per centum of the largest entire vote in each of said counties for any elected candidates and polled a total vote in the State equal to at

least two per centum of the largest entire vote cast in the State for any elected candidate or any party or political body one of whose candidates at either the general or municipal election preceding the primary polled at least five per centum of the largest entire vote cast for any elected candidate in any county containing therein any city of the third class

(j) "Political body" shall mean any political body not recognized as a political party which has filed proper nomination papers as required by law

(k) "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

(l) "Register" shall mean the cards containing or to contain all or any part of the registry list of qualified electors prepared or to be prepared by the registration commission as hereinafter provided

(m) "County" shall mean any county of this Commonwealth within which is located a city of the third class

(n) "City" shall mean only a city of the third class

(o) All references to mayors police officers clerks secretaries courts judges prothonotaries county treasurers county controllers county commissioners sheriffs peace officers registrars of vital statistics boards of school directors and other officials of counties cities and school districts where not otherwise specified shall refer only to those of any city of the third class or to those of any county within which such city is located or to any school district with which such city is coextensive

(p) "Public office" shall mean and include any National State judicial county city school district poor district ward or election office or employment requiring any person elected or appointed thereto to render any public service for a fixed fee or compensation except the office of notary public or commissioner of deeds

(q) Wherever a term in the masculine form is used in this act it shall refer alike to men and women

(r) "District" shall mean any election district of the city

(s) "County Election Board" or "County Board" shall mean the county board of elections of any county as now or hereafter provided for by the election laws of this Commonwealth

(t) In determining or reckoning any period of time mentioned in this act the day upon which the act is 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 as the last day for said purpose

(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 [eighteen] 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 thisday 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 his entering military service (5) If his residence was a portion 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 date 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 which I am enrolled or commissioned is with 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 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 rejection and shall sign his name thereon 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-one] 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 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

Achterman.	Foor.	Malloy.	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarraf,
Baughner,	Gerard,	McClester.	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin.	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw.
Bower,	Gross,	McIntosh,	Shepard,
Bradley.	Gryskewicz,	McKinney,	Simons,
Breth.	Gyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown.	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns.	Hare.	Mihm,	Stank,
Burriss,	Harkins.	Modell,	Stine,
Cadwalader,	Harmuth.	Monks,	Stockham,
Chervenak,	Harris.	Mooney,	Tarr,
Chudoff.	Heatherington,	Moran,	Tate,
Cochran.	Helm.	Moul,	Taylor.
Cohen, M. M.,	Hering.	Muir.	Thompson, E. F.,
Cohen, R. E.,	Herman.	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper.	Hewitt,	Nunemacher.	Turner,
Cordier.	Hirsch.	O'Brien,	Van Allsburg,
Corrigan,	Huntley.	O'Dare	Verona,
Croop.	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix.	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Weiss,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early.	Kolankiewicz,	Rank.	Williams,
Eckels,	Komorowski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliot,	Lee, T. H.,	Reese, David P.,	Wood, L. H.,
Ely.	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan.	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss.	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy,
Flynn,	Lyons,	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. 1805, (Senate Bill No. 697), as follows:

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

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

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article nine of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 1 All taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit institutions of purely public charity and real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines Uniformity shall not be required in the case of income gift and inheritance taxes which may be graded or graduated and provide for exemption but all such taxes shall be levied and collected under general laws

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, | Foor, | Malloy, | Royer, |
| Auker, | French, | Marks, | Rush, |
| Baker, | Gallagher, | Maxwell, | Sarge, |
| Balthaser, | Gates, | McClanaghan, | Sarra, |
| Baughner, | Gerard, | McClester, | Scanlon, |
| Bentley, | Gillan, | McDermott, | Schwab, |
| Boles, | Gillette, | McDowell, | Serrill, |
| Boney, | Goodwin, | McFall, | Shaffer, |
| Boorse, | Greenwood, | McGrath, | Shaw, |
| Bower, | Gross, | McIntosh, | Shepard, |
| Bradley, | Gryskewicz, | McKinney, | Simons, |
| Breth, | Gyger, | McLanahan, | Skale, |
| Bretherick, | Habbyshaw, | McLane, | Snyder, |
| Brown, | Haines, | McMillen, | Sollenberger, |
| Brunner, C. H., | Hall, | McSurdy, | Sorg, |
| Brunner, P. A., | Hamilton, | Melchorre, | Stambaugh, |
| Burns, | Hare, | Mihm, | Stank, |
| Burris, | Harkins, | Modell, | Stine, |
| Cadwalader, | Harmuth, | Monks, | Stockham, |
| Chervenak, | Harris, | Mooney, | Tarr, |
| Chudoff, | Heatherington, | Moran, | Tate, |
| Cochran, | Helm, | Moul, | Taylor, |
| Cohen, M. M., | Hering, | Muir, | Thompson, E. F., |
| Cohen, R. E., | Herman, | Munley, | Thompson, R. L., |
| Cook, | Hersch, | Nagel, | Trout, |
| Cooper, | Hewitt, | Nunemacher, | Turner, |
| Cordier, | Hirsch, | O'Brien, | Van Allsburg, |
| Corrigan, | Huntley, | O'Dare, | Verona, |
| Croop, | Imbrle, | O'Mullen, | Vincent, |
| Cullen, | James, | O'Neill, | Vogt, |
| Dalrymple, | Jefferson, | Owens, | Voldow, |
| Dennison, | Jones, G. E., | Petrosky, | Voorhees, |
| DiGenova, | Jones, P. N., | Pettit, | Watkins, |
| Dix, | Keenan, | Polaski, | Welingartner, |
| Dolon, | Kenehan, | Polen, | Weiss, |
| D'Ortona, | Kline, | Powers, | Weish, E. B., |
| Duffy, | Knoble, | Prosen, | Weish, M. J., |
| Early, | Kolankiewicz, | Rank, | Williams, |
| Eckels, | Komorofski, | Readinger, | Winner, |
| Elder, | Lee, E. A., | Reagan, | Wolf, |
| Elliott, | Lee, T. H., | Reese, D. P., | Wood L. H., |
| Elv, | Lelsey, | Reese, R. E., | Wood, N., |
| Falkenstein, | Leonard, | Regan, | Woodring, |
| Finestone, | Lisko, | Reynolds, | Woodside, |
| Finnerty, | Levy, | Rhea, | Wright, |
| Fisher, | Leydic, | Riley, | Yester, |
| Fiss, | Lichtenwaiter, | Rooney, | Yeakel, |
| Fleming, | Longo, | Rose, S., | Young, |
| Fletcher, | Lovett, | Rose, W. E., | Kilroy |
| Flynn, | Lyons, | 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 return it to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection House Bill No. 1573, Senate Bill No. 30, Printer's No. 455, was passed over at the request of the SPEAKER.

BILL ON THIRD READING

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 1828, (Senate Bill No. 787), as follows:

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 crossing 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 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 vehicle" 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 re-

quirement that certain attempts to evade or defeat regulation for carriers or brokers must be fraudulent in order to be punishable

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

Section 1 Clause six 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 corporation or municipal corporation subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of the commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as last amended by the acts approved the fifteenth day of June one thousand nine hundred and thirty-nine (P. L. 390) and the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 636) is 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] in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor or cooperative agricultural association hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms [(c)] (d) 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)] (e) 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

Section 2 Clause seven of section two of said act as amended by the act approved the fifteenth day of June one thousand nine hundred and thirty-nine (P. L. 387) is 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

* * * *

(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] in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds 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 3 Subsection (a) of section eight hundred and four section one thousand one hundred and seven and one thousand three hundred and one of said act are hereby amended to read as follows

Section 804 Permit Required of Contract Carriers (a) No person or corporation shall engage in the business of rendering service as a contract carrier by motor vehicle unless there is in force with respect to such carrier a permit issued by the commission authorizing such person or corporation to engage in such business Provided That if any such carrier or a predecessor in interest was rendering service as a bona fide contract carrier by motor vehicle upon the effective date of this act over any route or within the territory for which application is made and has rendered such service since that date or if engaged in furnishing only seasonal service was doing so on such date during the season ordinarily covered by his service the commission shall issue such permit without further proceedings if application for such permit is made to the commission as provided in paragraph (b) of this section and within one hundred twenty days after the effective date of

this act Otherwise the application for such permit shall be determined by the commission in accordance with the provisions of paragraph (b) of this section During the aforesaid period of one hundred twenty days and pending the determination of any such application the continuance of such service of the applicant shall be lawful

Section 1107 Record on Appeal Scope of Inquiry and Disposition of Costs Any appeal to the Superior Court shall be determined upon the record certified by the commission to the court All evidence in such record so certified may be considered by the court regardless of any technical rule which might have rendered the same inadmissible if originally offered in the trial of an action at law

The court may dismiss the appeal or vacate the order complained of in whole or in part In case the order is wholly or partly vacated the court may also in its discretion remand the matter to the commission for such further proceedings not inconsistent with the decree as in the opinion of the court justice may require The order of the commission shall not be vacated or set aside either in whole or in part except for error of law or lack of evidence to support the finding determination or order of the commission or violation of constitutional rights The costs resulting from any appeal shall be upon the appellant unless the court shall make other disposition of the costs in its decree The costs resulting from any appeal may not be imposed on the commission except in cases where the complaint or proceeding was instituted by the commission

Section 1301 Civil Penalties for Violations by Public Utilities (a) If any public utility or any other person or corporation subject to this act shall violate any of the provisions of this act or shall do any matter or thing herein prohibited or shall fail omit neglect or refuse to perform any duty enjoined upon it by this act or shall fail omit neglect or refuse to obey observe and comply with any regulation or final direction requirement determination or order made by the commission or any order of the commission prescribing temporary rates in any rate proceeding or to comply with any final judgment order or decree made by any court such public utility person or corporation for such violation omission failure neglect or refusal shall forfeit and pay to the Commonwealth of Pennsylvania the sum of fifty dollars to be recovered by an action of assumpsit instituted in the name of the Commonwealth of Pennsylvania in the court of common pleas of Dauphin County which court is hereby clothed with exclusive jurisdiction throughout the Commonwealth to hear and determine all such actions In construing and enforcing the provisions of this section the violation omission failure neglect or refusal of any officer agent or employe acting for or employed by any such public utility person or corporation shall in every case be deemed to be the violation omission failure neglect or refusal of such public utility person or corporation

(b) Each and every day's continuance in the violation of any regulation or final direction requirement determination or order of the commission or if any order of the commission prescribing temporary rates in any rate proceeding or of any final judgment order or decree made by any court shall be a separate and distinct offense Provided however That if any interlocutory order of super-seedeas or a preliminary injunction be granted no penalties shall be incurred or collected for or on account of any act matter or thing done in violation of such final direction requirement determination order or decree so superseded or enjoined for the period of time such order of super-seedeas or injunction is in force

Section 4 Section one thousand three hundred and eleven of said act as amended by the act approved the twenty-eighth day of September one thousand nine hundred and thirty-eight (P. L. 44) is hereby further amended to read as follows

Section 1311 Violations by Motor Carriers Common Carriers by Airplane or Brokers Any person or corporation operating as a motor carrier or as a common carrier by airplane [or] and any operator or employe of such carrier and any person or corporation operating as a broker without [first having obtained] a certificate of public convenience permit or license authorizing the service performed as required by this act shall upon conviction of a

first or second offense in a summary proceeding before any person having the power of a committing magistrate be sentenced to pay the costs of prosecution and a fine of not less than twenty-five dollars nor more than three hundred dollars and any subsequent offense by such person or corporation shall constitute a misdemeanor and upon conviction thereof such person or corporation shall be sentenced to pay the costs of prosecution and a fine of not less than one hundred dollars nor more than five hundred dollars or undergo imprisonment not exceeding six months or both in the discretion of the court Whenever imprisonment is imposed under this section the term "person" or "corporation" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

Section 5 Section one thousand three hundred and fifteen of said act as added by the act approved the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 636) is hereby amended to read as follows

Section 1315 Penalties for Violations by Officers Agents Employees Shippers or Consignees Any person whether carrier shipper consignee or broker or any officer employe agent or representative thereof who shall knowingly offer grant or give or solicit accept or receive any rebate concession or discrimination in violation of any provision of this act with respect to motor carriers or who by means of false statements or representations or by use of false or fictitious bill bill of lading receipt voucher roll account claim certificate affidavit deposition lease or bill of sale or by any other means or device shall knowingly and wilfully assist suffer or permit any person or persons natural or artificial to obtain transportation of property by motor carrier subject to this act for less than the applicable rate fare or charge or who shall knowingly and wilfully by any such means or otherwise [fraudulently] seek to evade or defeat regulation in this act provided for motor carriers or brokers shall be deemed guilty of a misdemeanor and upon conviction thereof be fined not more than fifty (\$50) dollars for the first offense and not more than one hundred (\$100) dollars for any subsequent offense

Section 6 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

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

Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Keenan,	Polen,	Welss,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker
Flynn,	Lyons,	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 return it to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection House Bill No. 1603, Senate Bill No. 169, Printer's No. 453, was passed over at the request of Mr. FLEMING.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 846, as follows:

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 retirement 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

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

Section 1 The Congress of the United States of America has enacted and the President of the United States has approved a statute entitled "An act to provide for the common defense by increasing the personnel of the armed forces of the United States and providing for its training" in which it is provided that certain male citizens of the United States shall be liable for training and service in the land or naval forces of the United States under a system of compulsory selective induction into such forces

Under said statute and subsequent statutes of the United States of America and under the laws of the United States concerning the National Guard and the land and naval reserve forces employes of the various school districts in the Commonwealth of Pennsylvania may volunteer or be selected and assigned to military naval or similar service in defense of this nation

It is Hereby Declared To be The Intention of this act that such employes so affected shall retain all of the rights privileges and emoluments they shall have ac-

quired prior to assignment to service under said Federal statutes or any such rights privileges and emoluments they would have acquired or received if they had not been assigned to such service it is intended that such employes assigned to such service shall be considered in all respects to be continuing in the service of the school board for which they were last working prior to such assignment to military naval or similar service

Section 2 (a) Any employe of any school dsitric within the Commonwealth who shall volunteer or be called for service under the Federal Selective Service Act of 1940 or any act of Congress of the United States enacted subsequent hereto or who shall be called to active duty by reason of membership in the National Guard or the land or naval reserve forces shall within five days of the receipt of notice to said effect send a copy of such notice to the secretary of the school board by which he is employed upon induction into such service said employe shall within five days thereof send notice in writing thereof to the secretary of the said school board

(b) The secretary of the school board shall verify the information contained in the notice from any employe concerning selection or induction into military naval or similar service and upon verification of such facts shall record the same in the records of the school board and send notice thereof to said employe

(c) Without further action by the board of school directors the employe inducted into military naval or similar service shall forthwith be considered to be upon leave of absence for the entire duration of such service all rights and privileges shall be reserved to such employe as if he continued in the service of said school board provided however that no such leave of absence shall be granted unless said employe shall in writing agree upon termination of the said leave to return to employment in said school district for a period of not less than one school year

Section 3 (a) Wherever a contract is required by law and wherever a contract actually exists between the school board and the employe the same shall be considered to continue in full force and effect during said leave of absence

(b) Upon termination of the military naval or similar service into which the employe was inducted the school board shall immediately return said employe to the same position in the same school or schools from which said employe was granted leave of absence

(c) During the leave of absence under the aforesaid conditions the school board shall be required to pay to the employe or his nominee the difference between his regular salary and the salary paid to any substitute employe temporarily engaged because of such absence

(d) Increments shall not be abated during the said leave of absence but shall continue to accrue to such employes

(e) In all cases where an employe's regular salary and that paid to a substitute temporarily engaged in his absence in the same then during such leave of absence the school board shall continue to pay the required amount to the retirement fund in behalf of the said employe so that such employe's retirement rights in no way be affected by such leave of absence

(f) The period of said leave of absence shall be considered as service to the school board in the matter of seniority rights and credit toward the time necessary for sabbatical leave Such leave shall not be regarded as a Sabbatical Leave

Section 4 During the period of said leave of absence the Commonwealth shall pay the school board the full amount of State contribution or grant as if the said employe were performing the services for the said school board it shall be the duty of the said school board to apply said funds toward the payment of the salary of the employe on such leave of absence

Section 5 Whenever an employe is granted a leave of absence under the provisions of this act the school board shall be required to employ a substitute for each such temporary vacancy created

Section 6 (a) No person who shall have acquired a place upon the eligibility list for any position in any school district shall suffer the loss of such listing and the position thereon as the result of such induction into military naval or similar service it shall be the duty of the school board to provide a fair and equitable method of preserving rights of such persons

(b) Any person who shall have been inducted into the military naval or similar services as aforesaid and whose name shall be reached upon said eligibility lists for any position in any school district shall be appointed to said position as if such person were in fact available for actual service in said position and such person shall be so notified by the secretary of the school board of said district and thereafter all of the provisions of this act shall apply

Section 7 For the purposes herein provided this act shall supersede any act or acts of Assembly contrary hereto

Section 8 This act shall become effective immediately upon final enactment any employe inducted into military naval or similar service as aforesaid prior to the final enactment hereof shall nevertheless be entitled to all of the benefits hereof

Section 9 This act shall apply to female employes of all school districts inducted into the military naval or similar services under the laws of the United States of America

Section 10 The provisions of this act are severable if any provision shall be construed or deemed to be in violation of the Constitution of the Commonwealth or of the United States or otherwise invalid then the other provisions herein shall not be affected thereby but shall be enforced

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,	Foor,	Malloy,	Rush,
Auker,	French,	Marks,	Sarge,
Baker,	Gallagher,	Maxwell,	Sarra,
Balthaser,	Gates,	McClanaghan,	Scanlon,
Baughner,	Gerard,	McClester,	Schwab,
Bentley,	Gillan,	McDermott,	Serrill,
Boles,	Gillette,	McDowell,	Shaffer,
Boney,	Goodwin,	McFall,	Shaw,
Boorse,	Greenwood,	McGrath,	Shepard,
Bower,	Gross,	McIntosh,	Simons,
Bradley,	Gryskewicz,	McKinney,	Skale,
Breth,	Cyger,	McLanahan,	Snyder,
Bretherick,	Habbyshaw,	McLane,	Sollenberger,
Brown,	Haines,	McMillen,	Sorg,
Brunner, C. H.,	Hall,	McSurdy,	Stambaugh,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stank,
Burns,	Hare,	Mihm,	Stine,
Burris,	Harkins,	Modell,	Stockham,
Cadwalader,	Harmuth,	Monks,	Tarr,
Chervenak,	Harris,	Mooney,	Tate,
Chudoff,	Heatherington,	Moran,	Taylor,
Cochran,	Helm,	Moul,	Thompson, E. F.,
Cohen, M. M.,	Muir,	Munley,	Thompson, E. L.,
Cohen, R. E.,	Hering,	Nagel,	Trout,
Cook,	Herman,	Nunemacher,	Turner,
Cooper,	Hirsch,	O'Brien,	VanAllsburg,
Cordier,	Hewitt,	O'Dare,	Vorona,
Corrigan,	Hirsch,	O'Dare,	Vincent,
Croop,	Huntley,	O'Mullen,	Vogt,
Cullen,	Imbrie,	O'Neill,	Voidow,
Dalrymple,	James,	Owens,	Voorhees,
Dennison,	Jefferson,	Petrosky,	Watkins,
DiGenova,	Jones, G. E.,	Pettit,	Weingartner,
Dix,	Jones, P. N.,	Polaski,	Weiss,
Dolon,	Keenan,	Polen,	Welsh, E. B.,
D'Ortona,	Kenehan,	Powers,	Welsh, M. J.,
Duffy,	Kilne,	Prosen,	Williams,
Early,	Knoble,	Rank,	Winner,
Eckels,	Kolaniewicz,	Readinger,	Wolf,
	Komorofski,	Reagan,	

Elder,	Lee, E. A.,	Reese, D. P.,	Wood, L. H.,
Ellott,	Lee, T. H.,	Reese, R. E.,	Wood, N.,
Ely,	Lelsey,	Regan,	Woodring,
Falkenstein,	Leonard,	Reynolds,	Woodside,
Finestone,	Lesko,	Rhea,	Wright,
Finnerty,	Levy,	Riley,	Yeakel,
Fisher,	Leydic,	Rooney,	Yester,
Fiss,	Lichtenwaiter,	Rose, S.,	Young,
Fleming,	Longo,	Rose, W. E.,	Kilroy,
Fletcher,	Lovett,	Rosenfeld,	Speaker.
Flynn,	Lyons,	Royer,	

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. 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 therefore 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 nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by further regulating the discharge of charges on real estate

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,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarra,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,

Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Cyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burris,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	VanAllsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Wells,
D'Ortona,	Kline,	Powers,	Welsh, E. E.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elllott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy,
Flynn,	Lyons,	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 return it to the Senate with information that the House has passed it without amendments.

BILLS PASSED OVER

There being no objection House Bill No. 1216, Printer's No. 986, was passed over at the request of Mr. WOODSIDE.

There being no objection House Bill No. 1727, Printer's No. 957, and House Bill No. 1728, Printer's No. 958, were passed over at the request of Mr. ACHTERMAN.

BILLS ON THIRD READING !

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 539, as follows:

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

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

Section 1 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" as amended in part by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 310) is hereby further amended to read as follows

Section 4 Property of Indigent Persons Liable for Expenses Incurred for Support and Assistance (a) The real and personal property of any indigent person except life insurance policies to the extent provided in subsection (c) of this section shall be liable for the expenses of his support maintenance assistance and burial incurred by any public body or public agency if such property was owned during the time such expenses were incurred or if the right to ownership of such property existed or was acquired during the time such expenses were incurred Any public body or public agency may sue for moneys so expended and any judgment obtained shall be a lien upon the real estate of such indigent person and be collected as other judgments except as to the real and personal property comprising the home and furnishings of such indigent person which home shall be subject to the lien of such judgment but shall not be subject to execution on such judgment during the lifetime of the indigent person surviving spouse or dependent children

(b) Any claim for the expenses of support maintenance assistance and burial of an indigent person held by any public body or public agency shall have the same force and effect against the real estate of a deceased indigent person as other debts of a decedent and shall be ascertained and recovered in the same manner

(c) Any indigent person being uninsurable or the head of a family or the principal wage earner may maintain policies of whole life limited payment or endowment at age eighty-five life insurance on his own life in an amount not in excess of seven hundred and fifty dollars (\$750.00) and on the life of any other member of his family in an amount not in excess of five hundred dollars (\$500.00) and any indigent person may maintain United States Government insurance in any amount without effect on eligibility for assistance Exemption above these amounts may further be made by action of each county board of assistance Any such policies or any rights thereunder shall not be liable for the expenses of the support maintenance or assistance of any such indigent person incurred by any public body or public agency All assignments of any such policies heretofore made to the Department of Public Assistance or to any other public body or public agency up to the above amounts is hereby cancelled and such policies and all rights thereunder shall immediately be reassigned to the insured All policies of endowment insurance other than endowment at age eighty-five shall (if the insured is otherwise qualified) be converted immediately into whole life or limited life policies in order to bring the same within the provisions of this subsection

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

Achterman, Floor, Malloy, Royer,

Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarraf,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Gyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Fall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burriss,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	VanAllsburg,
Corrigan,	Huutley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dairymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Weiss,
D'Ortona,	Kline,	Powers,	Welsh, E. E.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorofski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elllott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker
Flynn,	Lyons,	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. 1465, as follows:

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 General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two 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 department 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 to read as follows

Section 2 Definitions (a) The word "Commission" shall mean any registration commission having jurisdiction in boroughs towns and townships

(b) "Commissioner" shall mean a county commissioner acting as a member of the registration commission

(c) "Oath" shall include affirmation and "Swear" shall include affirm

(d) "Election" shall mean any general special municipal or primary election unless otherwise specified

(e) "General election" shall mean the election which the Constitution of this Commonwealth requires to be held in even-numbered years

(f) "Municipal election" shall mean the election which the Constitution of this Commonwealth requires to be held in odd-numbered years

(g) "Primary election" shall mean any election for the nomination of candidates

(h) "November election" shall mean either the general or the municipal election or both according to the context

(i) "Party" shall mean any party or political body one of whose candidates at the general election next preceding the primary polled in each of at least ten counties of the State not less than two per centum of the largest entire vote cast in each of said counties for any elected candidate and polled a total vote in the State equal to at least two per centum of the largest entire vote cast in the State for any elected candidate or any party or political body one of whose candidates at either the general or municipal election preceding the primary polled at least five per centum of the largest entire vote cast for any elected candidate in any county containing therein any borough town or township

(j) "Political body" shall mean any political body not recognized as a political party which has filed proper nomination papers as required by law

(k) "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

(l) "Register" shall mean the cards containing or to contain all or any part of the registry list of qualified electors prepared or to be prepared by the registration commissions as hereinafter provided

(m) "County" shall mean any county of this Commonwealth

(n) "Public office" shall mean and include any National State judicial county city borough town township

school district poor district ward or election office or employment requiring any person elected or appointed thereto to render any public service for a fixed fee or compensation except the office of notary public or commissioner of deeds

(o) Wherever a term in the masculine form is used in this act it shall refer alike to men and women

(p) "District" shall mean any election district or precinct of a borough town or township

(q) All references to police officers clerks secretaries courts judges prothonotaries county treasurers county controllers county commissioners sheriffs peace officers registrars of vital statistics boards of school districts and other officials of counties boroughs towns townships and school districts where not otherwise specified shall refer only to those of any borough town or township or to those of any county within which such borough town or township is located or to any school district containing contained in or coextensive with any borough town or township

(r) "County election board" or "county board" shall mean the county board of elections of any county as now or hereafter provided for by the election laws of this Commonwealth

(s) In determining or reckoning any period of time mentioned in this act the day upon which the act is 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 as the last day for said purpose

(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

Section 2 Subsection (a) of section seventeen of the said act is hereby amended to read as follows

Section 17 Registration Cards Preparation and Distribution

(a) For the purpose of registering the qualified electors of each borough town or township the commission shall prepare registration cards serially numbered in duplicate and containing spaces for entering the information required by section eighteen and section eighteen and one-tenth of this act and either the following affidavit or the affidavit prescribed in section eighteen 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 eighteen a new section eighteen and one-tenth to read as follows

Section 18.1 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

tion 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 portion 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 borough town township 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 borough town or township and the other data required to be given upon such removal (21) The date 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 enrolled or commissioned 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 statement of official position

(d) Upon written application by any person in military service to the registration commission having jurisdiction in the borough town or township in which the applicant last 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 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-two of the said act is hereby amended to read as follows

Section 22 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 of 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 of the said act is hereby amended to read as follows

Section 30 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 boroughs towns and townships 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-one 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-six of the said act is hereby amended by adding thereto 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

- | | | | |
|-----------------|-------------|--------------|---------------|
| Achterman, | Flynn, | Lyons, | Rosenfeld, |
| Auker, | Foor, | Malloy, | Royer, |
| Baker, | French, | Marks, | Rush, |
| Balthaser, | Gallagher, | Maxwell, | Sarge, |
| Baughner, | Gates, | McClanaghan, | Sarraf, |
| Bentley, | Gerard, | McClester, | Scanlon, |
| Boies, | Gillan, | McDermott, | Schwab, |
| Boney, | Gillette, | McDowell, | Serrill, |
| Boorse, | Goodwin, | McFell, | Shaffer, |
| Bower, | Greenwood, | McGrath, | Shaw, |
| Bradley, | Gross, | McIntosh, | Shepard, |
| Breth, | Gryskewicz, | McKinney, | Simons, |
| Bretherick, | Gyger, | McLanahan, | Skale, |
| Brown, | Habbyshaw, | McLane, | Snyder, |
| Brunner, C. H., | Haines, | McMillen, | Solienberger, |

Brunner, P. A.,	Hall,	McSurdy.	Sorg,
Burns,	Hamilton,	Melchiorre,	Stambaugh,
Burriss,	Hare,	Mihm,	Stank,
Cadwalader,	Harkins,	Modell,	Stine,
Chervenak,	Harmuth,	Monks,	Stockham,
Chudoff,	Harris,	Mooney,	Tarr,
Cochran,	Heatherington,	Moran,	Tate,
Cohen, M. M.,	Helm,	Moul,	Taylor,
Cohen, R. E.,	Hering,	Muir,	Thompson, E. F.,
Cook,	Herman,	Munley,	Thompson, R. L.,
Cooper,	Hersch,	Nagel,	Trout,
Cordier,	Hewitt,	Nunemacher,	Turner,
Corrigan,	Hirsch,	O'Brien,	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,	Kilne,	Powers,	Welsh, E. B.,
Early,	Knoble,	Prosen,	Welsh, M. J.,
Eckels,	Kolankiewicz,	Rank,	Williams,
Elder,	Komorofski,	Readinger,	Winner,
Elliott,	Lee, E. A.,	Reagan,	Wolf,
Ely,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Falkenstein,	Lelsey,	Reese, R. E.,	Wood, N.,
Finestone,	Leonard,	Regan,	Woodring,
Finnerty,	Lesko,	Reynolds,	Woodside,
Fisher,	Levy,	Rhea,	Wright,
Fiss,	Leydic,	Riley,	Yeakel,
Fleming,	Lichtenwalter,	Rooney,	Yester,
Fletcher,	Longo,	Rose, S.,	Young,
	Lovett,	Rose, W. E.,	Kilroy, Speaker.

NAYS—0

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

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 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 authorizing the City of Scranton to pay the costs of such improvements in whole or in part and making an appropriation

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 acquire by gift purchase or condemnation in the name of the Commonwealth two strips of land adjoining the Scranton State Hospital in the City of Scranton the one abutting on Raymond Court between Mulberry Street and Vine Street a distance of three hundred feet more or less and the other contiguous to the present property of said hospital between Franklin Avenue and Raymond Court a distance of one hundred fifty feet more or less both strips of a depth of fifty feet No parts of such land shall be acquired until the titles thereto have been approved by the Department of Justice Such land when acquired shall be added to the lands of the Scranton State Hospital The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 2 Said land when acquired shall be beautified and improved for use in connection with said hospital as an automobile parking area and as a park for convalescent patients Such beautification and improvement may be undertaken by the city of Scranton and the municipal authorities of said city are hereby authorized to appropriate and expend such sums as they deem neces-

sary for the improvement of such land in cooperation with or in conjunction with any Federal or State agency The costs thereof may be paid in whole or in part out of funds supplied by the Work Projects Administration or other Federal or State agency

Section 3 The sum of thirty-five thousand dollars (\$35,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the cost of acquiring said property and the expenses incident thereto including title searches and for the improvement and beautification thereof after being acquired

Section 4 This act shall become effective immediately upon final enactment

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

On the question,

Shall the bill pass finally?

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

YEAS—199

Achterman,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarra,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Cyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burriss,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	Van Allsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Welss,
D'Ortona,	Kilne,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorofski,	Readinger,	Winner,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker.
Flynn,	Lyons,	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. 1484, as follows:

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 General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 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" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any appointive officer or employe regularly employed or provisionally employed if such provisional employment has continued for a period of nine months or more by the Commonwealth of Pennsylvania in its civil service or by any department bureau commission or office thereof or who is regularly employed by any county municipality township or school district within the Commonwealth shall in time of war or contemplated war enlist enroll or be drafted in the military or naval service of the United States or any branch or unit thereof he shall not be deemed or held to have thereby resigned from or abandoned his said office or employment nor shall he be removable therefrom during the period of his service but the duties of his said office or employment shall if there is no other person authorized by law to perform the powers and duties of such officer or employe during said period be performed by a substitute who shall be appointed by the same authority who appointed such officer or employe if such authority shall deem the employment of such

substitute necessary Such substitute shall receive so much of the salary or wages attached to said office or employment as shall not be paid to the dependent or dependents of said office or employe as hereinafter provided and such substitute may receive such further compensation from appropriations made for that purpose or otherwise as may be required when added to the amount received under the provisions of this act to constitute a reasonable compensation for his services in the opinion of the authority appointing him

The benefits of this act shall include all such provisional employes who have been employed nine months or more and who have been inducted into the armed forces of the United States under the provisions of the Selective Service Act of 1940 or who have enlisted in such armed forces after the first day of September one thousand nine hundred and forty

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,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Gates,	McClanaghan,	Sarraf,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Bofes,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Gyger,	McLanahan,	Skale,
Bretherlick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Brunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burris,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Helm,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Muir,	Thompson, E. F.,
Cohen, R. E.,	Herman,	Munley,	Thompson, R. L.,
Cook,	Hersch,	Nagel,	Trout,
Cooper,	Hewitt,	Nunemacher,	Turner,
Cordier,	Hirsch,	O'Brien,	Van Allsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, F. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Weiss,
D'Ortona,	Kline,	Powers,	Welsh, E. B.,
Duffy,	Knoble,	Prosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winnier,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Leisey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fliss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker.
Flynn,	Lyons,	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. 1661, as follows:

An Act to amend section three of the act approved the tenth day of May one thousand nine hundred and 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 resources industries located preponderantly within the Commonwealth

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

Section 1 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" is hereby amended to read as follows

Section 3 The Department of Commerce shall have the power and its duty shall be

(1) To investigate study and undertake ways and means of promoting and encouraging the prosperous development and protecting the legitimate interests and welfare of Pennsylvania business industry and commerce within and without the Commonwealth

(2) To investigate study and undertake ways and means of expanding markets and promoting and developing new markets for Pennsylvania products

(3) To promote and encourage the location and development of new business industries and commerce within the Commonwealth

(4) To investigate and study conditions affecting Pennsylvania business industry and commerce and to collect and disseminate information and engage in technical studies scientific investigations and statistical research and educational activities necessary or useful for the proper execution of its duties in promoting and developing Pennsylvania business industry and commerce within and without the Commonwealth

(5) To cooperate with and assist persons firms associations corporations cooperative associations and other organizations and the political subdivisions of the Commonwealth in the execution of its duties and functions under this act

(6) To make to the General Assembly from time to time recommendations for the remedy or improvement of any conditions and the elimination of any restrictions and burdens imposed by law or otherwise existing which adversely affect or retard the development and expansion of business industry or commerce

(7) To initiate promote and conduct or cause to be conducted research designed to further new and more extensive uses and consumption of natural and other resources and their by-products and for such purposes to enter into contracts and agreements with research laboratories maintained by educational or endowed institutions

in this Commonwealth and to expend appropriations made to the department for such purposes

(8) To investigate and study conditions of unemployment and to recommend specific remedies for the alleviation of such conditions and aid in restoring employment in communities affected thereby in order that the burden of public relief may be lessened

(9) To aid and promote the elimination of unfair competition and trade practices tending to impair price stability and which are harmful to the financial soundness of business industry and commerce and to the wages and working conditions of employes

(10) To encourage and develop commerce with other states and foreign countries and to devise ways and means of removing trade barriers hampering the free flow of commerce between this and other states

(11) To cooperate with interstate commissions engaged in formulating and promoting the adoption of interstate compacts and agreements helpful to business industry and commerce

(12) (a) To promulgate a "Production Control" plan or plans or amendments thereof upon written petition and with the approval of Pennsylvania producers of seventy-five per centum of the Pennsylvania output of any United States mineral resource industry located preponderantly within the Commonwealth or to adopt and promulgate any such plan or plans in operation at the time of the enactment of this act with the sanction of Pennsylvania producers of seventy-five per centum of the Pennsylvania output of such industry and to administer or secure the cooperation of others including State officers producers' representatives or employes' representatives in any industry where there are general collective bargaining arrangements in administering such plan or plans or amendments thereof upon a voluntary basis Provided however that no production control plan or rules or regulations relating thereto shall apply to producers who are not petitioning producers or who do not otherwise assent to the production control plan promulgated and adopted

(b) A "Production Control" within the meaning of this act is any system of regulated production in any industry as above defined which currently controls the daily weekly or monthly volume of allowable production of said industry in Pennsylvania for the purpose of adequately supplying market demand avoiding waste of mineral resources or the exploitation thereof without adequate return to the Commonwealth her political subdivisions and people protecting capital invested therein from unwise depletion and dissipation promoting employment and security for the payment of wages and benefits to those employed in such industry and achieving other express purposes of the Commerce Law (1) by allocating or apportioning to each producer in the industry a fair and equitable distributive portion of the total allowable production (2) by providing for the adjustment of inequities in assigned distributive portions and for fair and equitable adjustments of distributive portions whenever transfers of mineral properties or facilities take place between or among producers based upon the position in the industry fairly and equitably attributable to such properties or facilities (3) by providing for the admission under such plan of new operations and for the assignment of a fair and equitable distributive portion of the total allowable production to such operations (4) by providing where applicable for the establishment of fair and equitable standards of preparation to ensure purity and proper sizing and grading of the product (5) and also by establishing and providing for reasonable rules and regulations to effectuate such control plan

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SCHWAB. Mr. Speaker, instead of making a speech I offer a script.

The SPEAKER. The remarks of the gentleman will be noted in full on the Journal of the House.

EXTENDED REMARKS OF MR. SCHWAB

Mr. SCHWAB. Mr. Speaker the anthracite industry had for some years been experiencing a diminishing market due to the inroads of competitive fuels. In the year 1939 it found itself with a productive capacity 50% in excess of that required to meet market demands. This brought about chaotic conditions within the industry and it faced almost complete bankruptcy. Producers were unable to meet tax obligations, social security and unemployment taxes went unpaid, and the communities as well as the producers were fast reaching the state of insolvency. In a ten year period, working capital of the industry decreased from more than \$100,000,000 to less than \$10,000.00, and the average working time of its 100,000 employes had decreased from 225 days per year to 171 days.

In an effort to bring about an end to this chaos, labor and operators with the cooperation of the State in the early part of 1940 wholeheartedly agreed to a program which tended to relate production to market demand. This program, a voluntary one, has brought about a marked degree of stability within the industry. Producers have been enabled to meet current tax liabilities and to pay off overdue obligations. Employment has been stabilized and is showing a marked increase.

All interested parties are wholeheartedly in accord with this voluntary program and they now wish to have the Legislature approve in a formal way what they have been doing informally since January of 1940. This bill, House Bill 1661, will enable the continuance of this program on a voluntary basis, and it is the earnest plea of those who are parties to it, that all members of the House give their approval to this very constructive legislation.

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,	Foor,	Malloy,	Royer,
Auker,	French,	Marks,	Rush,
Baker,	Gallagher,	Maxwell,	Sarge,
Balthaser,	Cates,	McClanaghan,	Sarraf,
Baughner,	Gerard,	McClester,	Scanlon,
Bentley,	Gillan,	McDermott,	Schwab,
Boles,	Gillette,	McDowell,	Serrill,
Boney,	Goodwin,	McFall,	Shaffer,
Boorse,	Greenwood,	McGrath,	Shaw,
Bower,	Gross,	McIntosh,	Shepard,
Bradley,	Gryskewicz,	McKinney,	Simons,
Breth,	Cyger,	McLanahan,	Skale,
Bretherick,	Habbyshaw,	McLane,	Snyder,
Brown,	Haines,	McMillen,	Sollenberger,
Erunner, C. H.,	Hall,	McSurdy,	Sorg,
Brunner, P. A.,	Hamilton,	Melchiorre,	Stambaugh,
Burns,	Hare,	Mihm,	Stank,
Burriss,	Harkins,	Modell,	Stine,
Cadwalader,	Harmuth,	Monks,	Stockham,
Chervenak,	Harris,	Mooney,	Tarr,
Chudoff,	Heatherington,	Moran,	Tate,
Cochran,	Heim,	Moul,	Taylor,
Cohen, M. M.,	Hering,	Mulr,	Thompson, E. F.

Johen, R. E.,	Herman,	Munley	Thompson, R. L.
Cook,	Hersch,	Nagel	Trout,
Cooper,	Hewitt,	Nunemacher	Turner,
Cordier,	Hirsch,	O'Brien,	VanAllsburg,
Corrigan,	Huntley,	O'Dare,	Verona,
Croop,	Imbrie,	O'Mullen,	Vincent,
Cullen,	James,	O'Neill,	Vogt,
Dalrymple,	Jefferson,	Owens,	Voldow,
Dennison,	Jones, G. E.,	Petrosky,	Voorhees,
DiGenova,	Jones, P. N.,	Pettit,	Watkins,
Dix,	Keenan,	Polaski,	Weingartner,
Dolon,	Kenehan,	Polen,	Weiss,
D'Ortona,	Kilne,	Powers,	Welsh, E. E.,
Duffy,	Knoble,	Frosen,	Welsh, M. J.,
Early,	Kolankiewicz,	Rank,	Williams,
Eckels,	Komorowski,	Readinger,	Winnier,
Elder,	Lee, E. A.,	Reagan,	Wolf,
Elliott,	Lee, T. H.,	Reese, D. P.,	Wood, L. H.,
Ely,	Lelsey,	Reese, R. E.,	Wood, N.,
Falkenstein,	Leonard,	Regan,	Woodring,
Finestone,	Lesko,	Reynolds,	Woodside,
Finnerty,	Levy,	Rhea,	Wright,
Fisher,	Leydic,	Riley,	Yeakel,
Fiss,	Lichtenwalter,	Rooney,	Yester,
Fleming,	Longo,	Rose, S.,	Young,
Fletcher,	Lovett,	Rose, W. E.,	Kilroy, Speaker.
Flynn,	Lyons,	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.

HOUSE RESOLUTION No. 95

Mr. POLASKI. Mr. Speaker, I desire to call up House Resolution No. 95, Printer's No. 1008.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 20, 1941.

Whereas, The Polish Army Veterans' Association of America is an organization composed of veterans of the Polish Army, who enlisted as volunteers in 1917 and 1918, from the United States, for service with the Polish forces in France and in Poland; and

Whereas, By special permission of the State and War Departments, and by proclamation of President Woodrow Wilson, the Polish Military Commission was authorized to recruit from among the Poles in the United States Volunteers for the army, after this country entered as a participant in the World War on the side of the Allies; and

Whereas, In addition to the 250,000 soldiers of Polish extraction, who served in the AEF, the Poles contributed some 27,000 volunteers for service with the Polish Army in France who trained at Niagara-on-the-Lake, Ontario at Fort Niagara, N. Y.; and

Whereas, Ninety per cent, of these men saw service in France in 1918 and later in Poland in 1919 and 1920, and upon termination of hostilities between Poland and Soviet Russia, they were returned to the United States, under an agreement between this country and Poland; and

Whereas, In May 1921, the Polish Army Veterans' Association of America was formed in Cleveland, Ohio, for the sole purpose of aiding the physically disabled and otherwise incapacitated veterans; and

Whereas, The task that lay before the founders and succeeding leaders of the organization was tremendous, in as much as neither the American nor the Polish governments felt any responsibility for the care of these unfortunates, for purely technical reasons; and

Whereas, With each succeeding year, the need for aid for these disabled veterans has grown; and

Whereas, This association has found a method of raising funds by adopting the corn flower as its official flower, and selling it on the highways in a manner similar to that in which poppies are now sold; be it therefore

Resolved (if the Senate concur), That the Governor be

requested to issue a proclamation setting aside May 3, 1942, and May 3rd of all succeeding years, as "Corn Flower Day," so that the corn flower may be sold by the Polish Army Veterans' Association of America, and the proceeds of such sales applied to the maintenance and upkeep of disabled Polish war veterans.

On the question,
Will the House adopt the resolution?
It was adopted.

BILL ON THIRD READING

Agreeably to order,
The bill having been called up from the postponed calendar by Mr. ACHTERMAN,

The House resumed the consideration on third reading of House Bill No. 1508, (Senate Bill No. 645), entitled:

An Act to reenact and further amend the title and the act, approved the first day of June one thousand nine hundred and thirty-three (P. L. 1409), entitled as amended, "An act creating the Highway Mining Commission with judicial powers, to have exclusive jurisdiction over the mining of coal within or under the right of ways of State highways; and the assessment and award of benefits, improvements, and damages for coal required to be left in place by reason of the obligation to furnish support for State highway routes, whether payable by the Commonwealth or a county; authorizing counties to enter into agreements to indemnify or reimburse the Commonwealth for damages to highways caused by the removal of coal under or adjacent thereto." by extending said act, as amended, to all lands, easements and right of ways purchased, condemned, or otherwise acquired by the Commonwealth; waiving vertical and lateral support therefor under certain conditions; reserving the right to acquire absolute vertical and lateral support; reserving the power to establish detours for the removal of coal underlying State highways; renaming the Highway Mining Commission and making certain changes in its membership and procedure; providing for appeals to the courts of common pleas from orders assessing damages for coal required to be left in place; and further clarifying the provisions of the act

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

On the question,
Shall the bill pass finally?

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

YEAS—199

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

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

NAYS—0

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

Ordered, That the Clerk return it to the Senate with information that the House has passed it without amendments.

BILL ON SECOND READING

Mr. READINGER asked and obtained unanimous consent to call up out of order House Bill No. 871 (Senate Bill No. 9) Printer's No. 452, on page 6 of today's calendar, bills on second reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 871, (Senate Bill No. 9), entitled:

An Act concerning the permanent recordation of certain births birth certificates the issuance of copies of such certificates and prescribing the procedure therefor enlarging the powers and duties of the Department of Health and the Bureau of Vital Statistics

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

The third section was read:

On the question,

Will the House agree to the section?

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

The amendments were read by the Clerk as follows:

Amend Sec. 3, page 5, lines 1 and 21, by striking out the dark faced bracket at the beginning of line 1 and after the word "final" in line 21.

Amend Sec. 3, page 5, line 22, by striking out the figure "3" and inserting in lieu thereof: "4."

The amendments were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question.

Will the House agree to the section?

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

The amendment was read by the Clerk as follows:

Amend Sec. 4, page 6, line 3, by striking out the figure "4" and inserting in lieu thereof: "5."

The amendment was agreed to.

The section was agreed to as amended.

The fifth section was read:

On the question,

Will the House agree to the section?

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

The amendment was read by the Clerk as follows:

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

The amendment was agreed to.

The section was agreed to as amended.

The title was read:

On the question,

Will the House agree to the title?

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

The amendment was read by the Clerk as follows:

Amend title, page 1, lines 5 and 8 of title, by striking out the dark-faced bracket before the word "providing" in line 5 and after the word "Court" in line 8.

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.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I rise to make a short statement concerning the trial in the Chester Municipal Authority Water case which has just ended. In the trial which ended yesterday Judge Shull handed down a decision ousting the Mayor from office.

I would like to read part of a statement concerning those ouster proceedings. In the formation of the Chester Authority the Mayor and the members of Council set up an Authority under the Act of 1939 and appointed themselves as members of that authority. In addition to that they gave themselves remuneration. Proceedings were started on those grounds. I quote from today's Philadelphia Record:

"Judge Shull ruled that Peoples had no right to make himself a member of the Chester Municipal Authority at an extra annual salary of \$1200.

"The ouster action, independent of the malfeasance trial, was brought by James L. Rankin, independent Republican Chester attorney, who represented a group of taxpayers.

"Judge Shull held that Rankin was right in insisting Mayor Peoples is no longer qualified to hold office. He said:

"The Court finds that Clifford H. Peoples is unlawfully holding and exercising the powers and functions of Mayor. The Court therefore enters judgment that the said Peoples be ousted and altogether excluded therefrom . . . and that the relator (Rankin) recover costs from Peoples."

"Judge Shull also said:

"We cannot find, under the law, that one serving as Mayor is in any different position than one serving as a member of Council of a third-class city so far as his right to serve on the board of a municipality, by action of such a municipality, is concerned."

"The office of membership in the municipal Authority, he said, is incompatible with the office of Mayor

or members of Council—because they cannot hold an office to which they voted themselves compensation' if it were in their power to vote the extra power and pay.

"Judge Shull further stated that his decree is to become final 'unless exceptions are filed thereto or a request made to have the case heard before the court en banc (meaning the entire Delaware County Court of three Judges) within 10 days of this date.'

"When the malfeasance trial was completed yesterday, Judge Shull charged the jury of six men and six women in language interpreted as a virtual instruction to return a verdict of guilty.

"After waiting until 9:45 P. M. for a verdict, he sent word to the jury that it would be locked up for the night if it could not agree.

"Peoples, ex-Councilman Edward D. McLaughlin and Councilmen William P. Lear, John T. Ross, and William J. McDowell were on trial on charges of mis- non- and malfeasance in office.

"They were guilty of these charges, the Commonwealth claimed, because they neglected the welfare of Chester's taxpayers when they followed Boss McClure's instructions blindly.

"They followed his instructions, the Commonwealth asserted, when they:

1. Formed the Chester Municipal Authority.
2. Named themselves as members of the authority.
3. Voted to pay themselves \$1200 extra annually as members of the authority.
4. Purchased, for \$250,000 more than necessary, the common stock of the Chester Water Service Company from the holding Federal Water Service Company of New York.

5. And later sold \$6,000,000 in bonds based on the Chester company's revenue at 98.2, when they could have received much more netting McClure's associates an extra profit of \$375,000.

"The \$250,000, the Commonwealth claimed, was also a private profit for McClure and his gang—\$85,000 of it being paid directly to McClure."

By the way that was admitted in testimony that was presented.

"The hearing on Rankin's action—which was also aimed at Lear, McDowell, Ross and McLaughlin—was held last March

"Judge Shull, however, preceded his ouster of Mayor Peoples by detonating an equally loud charge of legal dynamite—one that was also aimed at Peoples.

The Jury was locked up at 4:40 p. m. yesterday. They reached a verdict after 9:00 o'clock when the Judge had retired to his private room in Philadelphia and he did not return to receive their verdict last night, but this morning the Jury returned their verdict, and I am informed that verdict is that the defendants are guilty of misdemeanor in office.

Mr. Speaker, I make these few remarks because there is legislation pending in this House at this time that affects cases similar to this in Pennsylvania.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I came in while the gentleman from Delaware, Mr. Rush was speaking, and only heard a part of his remarks, and part of what he recounted.

I first would like to say this, however, that in the instance of the ouster proceedings against Mayor Peoples and the others, if these men are guilty of misdemeanor then the officials in forty other municipalities in Pennsylvania are guilty of the same misdemeanor; they all took office on the advise of counsel, many of them eminent counsel, that they were perfectly right in the proceedings

which they were taking in these many municipalities. The opinion of Judge Small has been filed. Many lawyers, disagree with that opinion, but nevertheless, that is a matter that is in the courts. It is not a matter, it seems to me, to be discussed on the floor of the House.

I would like to correct what I think was an erroneous impression left by the gentleman from Delaware, Mr. Rush, as to the verdict of the jury today. The verdict of the jury was that they found the members of Council and the Mayor not guilty of all the charges pertaining to the water deal. The only thing on which they found the Mayor and the Councilmen guilty was that the elected themselves as members of the authority and had paid themselves a salary. Under the opinion of Judge Shull in the quo could do under the explicit direction of the court, but warrant proceedings, there was nothing else the jury as far as all the questions arising on the water deal were concerned, they were found not guilty.

FINAL REPORT OF COMMITTEE TO INVESTIGATE CHARGES MADE IN SENATE

Mr. WOODRING. Mr. Speaker, on behalf of the Investigating Committee appointed to investigate certain charges made on the floor of the Senate by the gentleman from Fayette, Mr. Cavalcante, on June 4th, I submit herewith the final report of the Investigating Committee.

In the General Assembly of the Commonwealth of Pennsylvania

FINAL REPORT of the

Joint Investigating Committee appointed by virtue of the Concurrent Resolution of the Senate and the House of Representatives adopted June 5, 1941 to investigate certain charges made on the floor of the Senate, June 4, 1941 by the Senator from Fayette, Honorable Anthony J. Cavalcante.

Your Committee reports as follows:

On June 4, 1941, on the floor of the Senate and during the debate on House Bill No. 690, the Senator from Fayette, Mr. Cavalcante, made the statement that a criminal conspiracy exists in the Legislature of Pennsylvania to subvert legislation and that cash had been put on the "barrel head" by vicious and powerful interests to promote the introduction and passage of House Bill No. 690.

After a careful consideration of the information submitted by Senator Cavalcante, stated by him on the floor of the Senate to be the full and complete information upon which he predicated his remarks of June 4, 1941, the Committee respectfully reports to its respective Bodies that, in its opinion, the information fails to establish a prima facie case of criminal conspiracy in the Legislature or improper conduct on the part of Legislators and that there is no evidence submitted to justify or to warrant any further investigation on the part of the Committee.

Your Committee is of the opinion, further, that the charges of Senator Cavalcante were made without reasonable or probable cause and without a proper regard for the rights and integrity of the persons involved. Your Committee deplores the fact that any member of the General Assembly, under the guise of a doubtful constitutional immunity, should so far transgress the ordinary rules of parliamentary propriety and the concepts of proper ethics.

WHEREFORE, your Committee in making this, its

final report, does so with the feeling that the Senate, by appropriate action, cause to be expunged from the Record all of the remarks made by Senator Cavalcante, on June 4th, June 9th, and June 16th, 1941 touching the premises.

Respectfully Submitted

GEORGE B. STEVENSON

Chairman

CARLETON T. WOODRING

Co-Chairman

LEO C. MUNDY

Wm E. HABBYSHAW

ARTHUR P. BRETHERICK

THOMAS A. OWENS

REUBEN A. NAGEL

FRED L. HOMSHER

CLARENCE D. BECKER

JOHN H. DENT

Committee

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, in submitting this report and as an individual who served on the committee I think the House should be informed as to the failure of the report to contain recommendations for disciplinary measures to be taken by the General Assembly.

I would like to call the attention of the House to the authorization contained in the concurrent resolution whereby the Committee was appointed, and point out to the Members that the sole authority vested in the Committee was to investigate and to report, and the Committee therefore felt that no recommendation for disciplinary action should be made by the Committee by reason of that express limitation of power in the appointment.

CONGRATULATORY RESOLUTION

Messrs. PRESLEY N. JONES, FLETCHER and O'DARE offered a privileged resolution which was read, considered and adopted as follows:

In the House of Representatives, June 18, 1941.

Whereas, On June 14, 1941, the Honorable Charles E. Voorhees took unto himself one Dorothy Andrus for better or for worse; and

Whereas, These gay and glorious nuptials were held in the Hotel Sherry Netherlands, New York City, New York; and

Whereas, It is fitting that the House signalize so gala an occasion; therefore be it

Resolved, That the House of Representatives congratulate the Honorable Charles E. Voorhees of Philadelphia on his marriage to Dorothy Andrus; and be it further

Resolved, That the Chief Clerk of the House forward a copy of this resolution to the happy couple, conveying thereby the good wishes of the House of Representatives of the Commonwealth of Pennsylvania.

REPORT AND DISCHARGE OF CONFERENCE COMMITTEE ON HOUSE BILL No. 510

Mr. O'BRIEN. Mr. Speaker, as chairman of the Conference Committee on the part of the House on House Bill 510, I wish to inform the House that this Conference Committee has been unable to agree.

The SPEAKER. The gentleman from Philadelphia, Mr. O'Brien reports that the Committee on Conference on

House Bill 510 Printer's No. 727 has been unable to agree. Therefore the Committee is discharged with the thanks of the House.

The question recurs on the amendments made by the Senate in House Bill 510, Printer's No. 727. The Clerk will read the amendments made and insisted upon by the Senate.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Mr. O'BRIEN. Mr. Speaker, I move that the House recede from its non-concurrence in the amendments made and insisted upon by the Senate and that the House concur in the Senate amendments.

On the question,

Will the House agree to the motion?

Mr. WOODSIDE. Mr. Speaker, many things go over the desk rapidly and probably are not fully understood by the Members. I think it should be called to the attention of the Members that what happened in this case was that the Conference Committee failed to agree and what we are voting on now is concurrence in the amendments as they were inserted in the bill by the Senate. I have no objection to concurrence in the amendments, and I concur in the motion made by the gentleman on the other side, that the amendments be concurred in. I think the members should realize what the situation is.

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

YEAS—199

Achterman,	Foor,	Malloy,	Rosenfeld,
Auker,	French,	Marks,	Royer,
Baker,	Gallagher,	Maxwell,	Rush,
Balthaser,	Gates,	McClanaghan,	Sarge,
Baughner,	Gerard,	McClester,	Sarraf,
Bentley,	Gillan,	McDermott,	Scanlon,
Boles,	Gillette,	McDowell,	Schwab,
Boney,	Goodwin,	McFall,	Serrill,
Boorse,	Greenwood,	McGrath,	Shaffer,
Bower,	Gross,	McIntosh,	Shaw,
Bradley,	Gryskewicz,	McKinney,	Shepard,
Breth,	Gyger,	McLanahan,	Simons,
Bretherick,	Habbyshaw,	McLane,	Skale,
Brown,	Haines,	McMillen,	Snyder,
Brunner, C. H.,	Hall,	McSurdy,	Sollenberger,
Brunner, P. A.,	Hamilton,	Melchiorre,	Sorg,
Burns,	Hare,	Mihm,	Stambaugh,
Burriss,	Harkins,	Modell,	Stank,
Cadwalader,	Harmuth,	Monks,	Stine,
Chervenak,	Harris,	Mooney,	Stockham,
Chudoff,	Heatherington,	Moran,	Tarr,
Cochran,	Helm,	Moul,	Tate,
Cohen, M. M.,	Hering,	Mulr,	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,	Huntley,	O'Connor,	Van Allsburg,
Croop,	Imbrie,	O'Dare,	Verona,
Cullen,	James,	O'Mullen,	Vincent,
Dalrymple,	Jefferson,	O'Neill,	Vogt,
Dennison,	Jones, G. E.,	Owens,	Voidow,
DiGenova,	Jones, P. N.,	Petrosky,	Voorhees,
Dix,	Keenan,	Pettitt,	Watkins,
Dolon,	Kenehan,	Polaski,	Weingartner,
D'Ortona,	Kilne,	Polen,	Wells,
Duffy,	Knoble,	Powers,	Welsh, E. B.,
Early,	Kolankiewicz,	Prosen,	Welsh, M. J.,
Eckels,	Komorofski,	Rank,	Williams,
Elder,	Lee, E. A.,	Readinger,	Winnner,
Elliott,	Lee, T. H.,	Reagan,	Wolf,
Ely,	Lelsey,	Reese, D. P.,	Wood, L. H.,
Falkenstein,	Leonard,	Reese, R. E.,	Wood, N.,
Finestone,	Lesko,	Regan,	Woodring,
Finnerty,	Levy,	Reynolds,	Woodside,
Fisher,	Leydic,	Rhea,	Wright,
Fiss,	Lichtenwalter,	Riley,	Yeakel,

Fleming,
Fletcher,
Firrn,

Longo,
Lovett,
Lyons,

Rooney,
Rose, S.,
Rose, W. E.,

Yester,
Young,
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.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, the gentleman from Philadelphia, Mr. Rosenfeld submitted to me before this session a resolution which I understand has since been adopted. I told him that I would have no objection to its introduction and would not raise any objection to obtaining unanimous consent.

There are several things concerning the resolution, however, which I desire to call to the attention of the House. In the first place, it is a recognition on the part of the gentlemen on the other side that we are facing a shortage in gasoline and that there is very likely to be a curtailment in the use of gasoline. I say, Mr. Speaker, that the other side has seemed to recognize the imminent danger of a very prompt curtailment in the use of gasoline. I want to again call the attention of the Members of this House to the fact that curtailment of gasoline is unquestionably going to result in the reduction of revenue which will be received from gasoline taxes. This resolution is certainly a recognition of the imminent danger of prompt curtailment in the use of gasoline. Of course it is something which I think we have all recognized for the last few weeks, but many of the estimates of revenue on the other side seem to have been burying their heads in the sand and refusing to acknowledge the fact. I am glad that the Members on the other side are now admitting it to be a recognized and accepted fact.

I might also call attention to the fact that this resolution is a little too broad in its terms, because it suggests that there is an absolute shortage of gasoline throughout the country, and suggests that the House of Representatives request all manufactures of liquid fuel and its products in the Commonwealth of Pennsylvania to immediately cease exporting such products. I would have objected to the wording of the resolution had I been present when the resolution was adopted as I did when the gentleman submitted it to me, for several reasons.

In the first place there is no country-wide shortage of gasoline. That probable was not understood by the gentleman or he would not have worded it that way. The shortage of gasoline is on the Eastern Seaboard, and the problem of getting gasoline to the Eastern Seaboard. It is not a problem of the total amount of gasoline available in the United States as a whole. This resolution asks the oil companies not to ship any gasoline from any ports in this country nor to any other people which would of course include shipping gasoline to England. I am wondering whether this House wants to go on record as being opposed to the shipping of gasoline to England or some of the other democracies or and countries in South America. That is what the House apparently has done in the passing of this resolution.

Mr. Speaker, I had intended to speak on this resolu-

tion but it was called up when I was either making a telephone call or was out of the House. I therefore did not have the opportunity to speak on it at the time, but if the House of Representatives wants to go on record in this way I think it is a mistake. I do not think that the Members of the House heard the resolution and did not consider it at the time or they would not have voted for its adoption.

I may say further that my understanding is that the Federal Government has already stepped in and has made definite arrangements with the oil companies that no more gasoline shall be shipped to certain countries, at least from the Eastern Seaboard.

Mr. Speaker, in consideration of these facts I am wondering whether the gentleman does not want to reconsider his resolution and make some changes in it. I think it would be an advisable thing for him to do.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, in answer to the gentleman from Dauphin, Mr. Woodside, I regret that I cannot agree with his comments. In the first place the increased demand in the use of gasoline for industrial purposes is facing us today, and it was for that reason it was sought to curtail the use of gasoline on Sundays. The shortage has been caused by reason of that fact and for no other reason.

In answer to the gentleman I might say that we do look for an increase of revenue by reason of the increased use of gasoline for industrial purposes. Of course the curtailment of the use of gasoline on Sundays would further cut into the amount of revenue because of the excessive use of gasoline that we have anticipated during this period of emergency.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, that I may not be misunderstood, I want to say very frankly that I think action to keep gasoline from being sent from the Eastern seaboard to certain foreign nations certainly should be taken. I do not think we should ship gasoline from the Eastern Seaboard, at least to certain foreign countries, but I wonder whether you want to make it all-inclusive so that we would not ship it to any of them. I do not think it should be so, and I personally think that is the feeling on this side of the House.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I would like to have my opposition recorded to assenting to the resolution, insofar as it provides for a limitation of gasoline and gasoline products to other than the totalitarian powers. I am heartily in favor of the exportation of gasoline, gasoline products and oil products to the democracies in their struggle for existence.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I was in the Banking Committee when this resolution was passed and I would like to be recorded as voting against the resolution as it now reads, because I, too, am in favor of this country sending gasoline and its products to all the democracies wherever they may be in this world.

PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I am wondering whether I have the right to make a motion to reconsider the vote by which the resolution passed. I do not know whether I was in the House at the time the resolution passed or whether I was not.

The SPEAKER. If the gentleman was not present and did not vote he could not make such a motion. The motion must be made by a gentleman who voted upon the resolution.

RECONSIDERATION OF VOTE

Mr. STOCKHAM. Mr. Speaker, I move that the vote by which the resolution presented by Mr. Rosenfeld relating to the shipment of gasoline and gasoline products was agreed to, be reconsidered.

On the question,

Will the House agree to the motion?

Mr. ROSENFELD. Mr. Speaker, inadvertently there was omitted something which I think was quite serious and which the gentleman from Dauphin has called to our attention. I want to amend the resolution, beginning with the first resolve clause so that it reads in the following manner:

"That the House of Representatives of the Commonwealth of Pennsylvania request all manufacturers and producers of liquid fuel and its products in the Commonwealth of Pennsylvania to immediately cease exporting any such products 'to the totalitarian countries.'"

The second resolve clause to read:

"Resolved that the House of Representatives commend Secretary of the Interior Ickes for his request that all manufacturers of petroleum products cease from exporting all types of products 'to the totalitarian countries.'"

I ask the members of the House to go along on those amendments.

On the question,

Will the House agree to the amendments?

Mr. WOODSIDE. Mr. Speaker, the amendments take care of the serious objection I had to this resolution, and I request that all the Members of the House vote in favor of it.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House adopt the resolution as amended?

It was adopted.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 510.

An Act to amend section five of the act approved the second day of July one thousand nine hundred thirty-five (P. L. 599) entitled "An act relating to motion picture exhibitions and sound motion picture exhibitions together with orchestral or other instrumental musical or mechanical musical accompaniment prelude playing or selection in connection with or incidental thereto on Sunday prohibiting motion picture exhibitions and sound motion picture exhibitions and orchestral or other instrumental musical or mechanical musical accompaniment prelude playing or selection incidental thereto on Sunday during certain hours and also during other hours unless the electors of a municipality approve thereof regulating the employment of persons in conducting such exhibitions on Sunday providing for referendums to ascertain the will of the electors and providing penalties and repealing inconsistent laws" by changing the method and time whereby future referendums be initiated and held

Whereupon,

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

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 404

Mr. READINGER. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 404, Printer's No. 1027.

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. 404, entitled:

"An Act relating to marriage, and amending, revising, consolidating and changing the law relating thereto,"

Respectfully submit the following bill as our report:

JOHN M. WALKER
MONTGOMERY F. CROWE
ISRAEL STIEFEL
(Committee on the Part of the Senate.)
ALBERT S. READINGER
JOSEPH J. McINTOSH
J. PERRY ECKELS

(Committee on the part of the House of Representatives.)

An Act relating to marriage and amending revising consolidating and changing the law relating thereto

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

Section 1 License Necessary to Marry No person shall be joined in marriage within this Commonwealth until a license shall have been first obtained for that purpose from the clerk of the orphans' court of the county where the marriage ceremony is to be performed or where either of the contracting parties resides A license so issued in the county wherein either of the contracting parties resides shall authorize the marriage ceremony to be performed in any county of this Commonwealth

Section 2 Application for License to Marry No license to marry shall be issued by any clerk of the orphans' court except upon written and verified application made by both of the parties intending to marry Such application shall contain a statement of (a) the full Christian name and surname of the applicants (b) the color age occupation birth place and residence of the applicants (c) the full Christian name and surname residence color occupation and birthplace of their parents including the maiden name of the mothers (d) whether the marriage is the first second or other marriage (e) that neither of the applicants is afflicted with a transmittable disease (f)

that each of the parties has submitted to an examination within thirty days of the application for the license as to the existence or non-existence of syphilis and has presented a proper statement entitling him or her to a license to marry signed by a duly licensed physician and (g) such other facts as the Department of Health may deem necessary to determine whether any legal impediment to the proposed marriage exists.

Section 3 Waiting Period After Application for License No license to marry shall be issued until after three days from the day of making application therefor except in cases of emergency or extraordinary circumstances when a judge of the orphans' court may authorize the license to be issued at any time before the expiration of said three days

Section 4 Restrictions on the Issue of Marriage License No license to marry shall be issued by any clerk of the orphans' court

(a) Until there shall be in the possession of the clerk of the orphans' court a statement or statements signed by a duly licensed physician of the Commonwealth of Pennsylvania that each applicant within thirty days of the application for the marriage license has submitted to an examination to determine the existence or non-existence of syphilis which examination has included a standard serological test or tests for syphilis and that in the opinion of the examining physician the applicant is not infected with syphilis or if so infected is not in a stage of that disease which is likely to become communicable The physician's statement shall be accompanied by a statement from the person in charge of the laboratory making the test or from some other person authorized to make such statement setting forth the name of the test and the date it was made the name and address of the physician to whom a report was sent and the exact name and address of the person whose blood was tested but not setting forth the result of the test

(b) Unless at least one of the applicants is identified to the satisfaction of the clerk of the orphans' court applied to for such license or unless at least one of the applications has attached thereto a certificate from the alderman magistrate or justice of the peace before whom it was taken stating that the applicant was identified to the satisfaction of such officer.

(c) If either of the applicants for a license is under the age of eighteen years except in special cases where a judge of the orphans' court shall have discretion to authorize a license to be issued by the clerk of the orphans' court where one or both applicants are under the age of eighteen years

(d) If either of the applicants is under the age of twenty-one years unless the consent of a parent or guardian shall be personally given before the clerk or be certified under the hand of a parent or guardian attested by two adult witnesses and in the latter case the signature of the parent or guardian shall be acknowledged before an officer authorized by law to take acknowledgments When such a minor has no guardian and the judge of the orphans' court is absent or not accessible for any reason the clerk of the orphans' court or a duly appointed assistant clerk of said court may appoint a guardian pro hoc vice for such minor

(e) If either of the applicants for license is an imbecile epileptic of unsound mind or under guardianship as a person of unsound mind or as a feeble minded person

(f) If either applicant is or has been within five years preceding the time of the application an inmate of any institution for the insane or home for indigent persons unless it satisfactorily appears that the cause for such condition has been removed and that the male applicant is able to support a family

(g) If at the time of making application either of the applicants is under the influence of intoxicating liquor or narcotic drug

(h) To a person (divorced by his or her former spouse on the grounds of adultery) for the marriage of such person to the person with whom the crime of adultery was committed during the lifetime of the former husband or wife

(i) To applicants who are of kin of the degree of first cousins

(j) To applicants within the prohibited degrees of consanguinity and affinity which are as follows

Degrees of Consanguinity

- A man may not marry his mother
- Do do father's sister
- Do do mother's sister
- Do do sister
- Do do daughter
- Do do the daughter of his son or daughter
- A woman may not marry her father
- Do do father's brother
- Do do mother's brother
- Do do brother
- Do do son
- Do do the son of her son or daughter

Degrees of Affinity

- A man may not marry his father's wife
- Do do son's wife
- Do do wife's daughter
- Do do the daughter of his wife's son or daughter
- A woman may not marry her mother's husband
- Do do daughter's husband
- Do do husband's son
- Do do the son of her husband's son or daughter

Section 5 Tests for Syphilis Physician's Statement Appeals Filing (a) For the purpose of this act a standard serological test for syphilis shall be a test approved by the State Department of Health and shall be made at a laboratory approved to make such tests by the State Department of Health Such laboratory tests as are required to be made by this act shall on request of the physician submitting the sample and on his certificate that the applicant is unable to pay be made without charge by the State Department of Health

(b) Any applicant for a marriage license having been denied a physician's statement as required by this act shall have the right of appeal to the Department of Health of the Commonwealth of Pennsylvania for a review of the case and the said department shall after appropriate investigation issue or refuse to issue a statement in lieu of the physician's statement required by section one of this act

(c) The statements of the physician who examined the applicant and the laboratory which made the serological test shall be uniform throughout the state and shall be upon forms provided therefor by the State Department of Health These forms shall be filed by the clerk of the orphans' court separately from the applications for marriage licenses and shall be regarded as absolutely confidential by any and every person whose duty it may be to obtain make transmit or receive such information or report

Section 6 Examination of Applicants Each of the applicants for a marriage license shall appear in person before the clerk of the orphans' court of the county in which the license is to be issued or before an alderman magistrate or justice of the peace of that county or of the county wherein the applicant resides

At the time of such appearance the applicant or both of them if they appear together shall be examined under oath or affirmation as to

- (a) The legality of the contemplated marriage
- (b) Any prior marriage or marriages and its or their dissolution
- (c) All the information required to be furnished on the application for license as prepared by the Department of Health and
- (d) The restrictions set forth in section four of this act

The application or applications shall thereupon be completed in accordance with such examination and duly sworn or subscribed to by the applicant or applicants

Upon the completion of any application or applications taken before an alderman magistrate or justice of the peace such application or applications shall be promptly transmitted to the clerk of the orphans court of the county in which the license is to be issued There

shall be attached to each application so forwarded a certificate of the officer before whom it was taken stating whether or not the applicant was identified to the satisfaction of such officer

The clerk of the orphans' court wherein the license is sought when properly completed applications on behalf of each of the parties to the proposed marriage have been taken before him or duly forwarded to him by an alderman magistrate or justice of the peace shall if there is no legal objection to the marriage grant a license Such license shall not be granted until after three days from the date of the most recent of the two applications therefor

The clerk of the orphans' court shall provide application blanks upon request to aldermen magistrates and justices of the peace and also blanks for certifying the identification of applicants

Section 7 Orphans' Court to Pass Upon Refusal of Clerk to Issue License In those cases where the right to a license is not made to appear the clerk of the orphans' court shall refuse to issue the same At once upon such refusal he shall certify the proceedings to the orphans' court of the county without formality or expense to the applicants for license who shall be notified by the clerk of such action

Such application for a license to marry shall thereupon at the earliest possible time be heard by a judge of said court without a jury in court or in chambers during the term or in vacation as the case may be The finding of the court that a license ought to issue or ought not to issue shall be final and the clerk of the orphans' court shall act in accordance therewith

The true intent of this section is to secure for applicants a hearing before the orphans' court without affirmative action by said applicants and to give notice to them of such hearing its time and place without delay or expense

Section 8 Recording Application and Consent Certificate The applications for license and all consent certificates shall be immediately recorded by the clerk of the orphans' court in a book provided for that purpose at the cost of the county which shall be called the marriage license docket and which shall be a public record open to inspection or examination by the public at all times during business hours Any person may make a copy or abstract of the entries contained in the said marriage license docket for the purpose of publication in any regularly published daily or weekly newspaper and it shall be lawful to publish said copy or abstract in any regularly published daily or weekly newspaper printed within the Commonwealth

Section 9 Form of Marriage Licenses Marriage Certificates (a) The marriage license as issued by the clerk of the orphans' court shall not be valid for a longer period than sixty days from the date of issue and shall be in form substantially as follows to wit

Commonwealth of Pennsylvania } ss No
County of

To any person authorized by law to solemnize marriage
You are hereby authorized to join together in holy state of matrimony according to the laws of the Commonwealth of Pennsylvania A B
.....of full age and never heretofore married and CD
..... likewise of full age and never heretofore married

Given under my hand and seal of the orphans' court of said county of at thisday ofone thousand

If either of said parties is not of full age of twenty-one years then in lieu of the words "of full age" his or her age shall be stated and the fact of consent of parent or guardian shall likewise be stated and if either of said parties shall have been married previously to the issuing of such license then in lieu of the words "never previously married" the number of times he or she shall have been previously married and the mode by which said prior marriage or marriages was or were dissolved shall be stated and if by divorce the cause for which such divorce shall have been granted If either of said parties is under the age of eighteen years and a judge

of the orphans' court shall have authorized the license to be issued then in lieu of the words "of full age" his or her age shall be stated and the fact that a judge authorized the license to issue shall likewise be stated in addition to the consent of a parent or guardian

(b) The license shall have appended to it two certificates numbered to correspond with said license (one marked original and one marked duplicate) which shall be in form substantially as follows

Ihereby certify that on theday ofone thousandatandwere by me united in marriage in accordance with license issued by clerk of the orphans' court ofcounty Pennsylvania numbered (Signed) (Title of person solemnizing marriage)

Section 10 Forms Where Marriage Ceremony Performed by Parties to Marriage In all cases in which the parties intend solemnizing their marriage themselves no such marriage shall take place until the clerk of the orphans' court shall certify their right so to do in a declaration in substantially the following form

To AB and CDNo

Legal evidence having been furnished to me in accordance with law this certifies that I am satisfied that there is no legal impediment to you joining yourselves together in marriage

A.....B.....Clerk In lieu of the certificate before set forth there shall be appended to such declaration two certificates numbered to correspond to the declaration of the clerk of the orphans' court in the following form

We hereby certify that on theday ofone thousand nine hundred andwe united ourselves in marriage atin the county ofhaving first obtained from the clerk of the orphans' court of said county a declaration numberedthat he was satisfied that there was no existing legal impediment to our so doing

A.....B..... C.....D.....

We the undersigned were present at the solemnization of the marriage of A.....B..... and C.....D.....as set forth in the foregoing certificate

D E E F

Section 11 Persons Qualified to Solemnize Marriages The chief justice of each justice of the Supreme Court the president judge and each judge of the Superior Court each judge of the court of common pleas judge of the orphans' court judge of a county court judge of a municipal court magistrate alderman justice of the peace mayor of any city and burgess of any borough of this Commonwealth and every minister priest or rabbi of any regularly established church or congregation is hereby authorized to solemnize marriages between such persons as produce a proper marriage license Every religious society religious institution or religious organization in this Commonwealth may join together in marriage such persons as are members of the said society institution or organization or when one of such persons is a member of such society institution or organization according to the rules and customs of the society institution or organization to which they or either of them belong

Section 12 Returns of Marriages The certificate marked "original" shall by the person solemnizing the marriage be duly signed and be given to the parties contracting the marriage and the certificate marked "duplicate" shall by the person or by a member of the religious society institution or organization solemnizing the marriage be duly signed and returned to the clerk of the orphans' court who issued the license within thirty days after the

solemnizing of said marriage If the marriage was solemnized by the parties themselves the certificate marked "original" shall be signed by the parties to the marriage and be attested by two witnesses and be retained by the parties contracting the marriage and the certificate marked "duplicate" shall be signed by the parties to the marriage and be attested by the same two witnesses and be returned to the clerk of the orphans' court issuing the same within thirty days

The clerk of the orphans' court upon the reception of the "duplicate" certificate shall enter the same upon the marriage license docket with the marriage license application

Section 13 Common Law Marriages Abolished Marriages Without License Void Exceptions (a) No common law marriage may hereafter be legally entered into in this Commonwealth and all such marriages hereafter entered into shall be null and void

Section 14 Marriages Within Degrees of Consanguinity and Affinity All marriages within the prohibited degrees of consanguinity or affinity as set forth in this act are hereby declared voidable to all intents and purposes but when any of said marriages shall not have been dissolved during the life time of the parties the unlawfulness of the same shall not be inquired into after the death of either of the parties thereto

Section 15 Marriages During Existence of Former Marriage If a person during the life-time of a husband or wife with whom a marriage is in force enters into a subsequent marriage pursuant to the requirements of this act and the parties thereto live together thereafter as husband and wife and such subsequent marriage was entered into by one or both of the parties in good faith in the full belief that the former husband or wife was dead or that the former marriage had been annulled or terminated by a divorce or without knowledge of such former marriage they shall after the impediment to their marriage has been removed by death of the other party to the former marriage or by annulment or divorce if they continue to live together as husband and wife in good faith on the part of one of them be held to have been legally married from and after the removal of such impediment

Section 16 Marriage of Persons Less than Eighteen Void Except by Special License A person less than eighteen years of age shall not have capacity to contract marriage except under authority of a license duly issued by a judge of the orphans' court pursuant to the provisions of section four clause (c) of this act Where either or both parties to a marriage are less than eighteen years of age and a license for such marriage was not secured under section four clause (c) of this act such marriage shall be null and void

Section 17 Preparation of Forms Applications for licenses to marry consent certificates statements of physicians and laboratories relative to examination for syphilis and marriage licenses shall be supplied to the clerk of the orphans' court by the county commissioners at the expense of the county and shall be uniform throughout the Commonwealth and forms thereof as prepared by the Department of Health shall from time to time be furnished to the several clerks of the orphans' courts of this Commonwealth

Section 18 Fees The fee to be charged by the clerk of the orphans' court in various counties for issuing a marriage license or declaration and for returns thereof to the Department of Health shall be two dollars and fifty cents two dollars of which shall be for the use of the clerk of the orphans' court of the county wherein such license is issued and fifty cents for the use of the Commonwealth Where either of the applicants for a license is under the age of twenty-one years and the consent of a parent or guardian is necessary as herein provided the clerk of the orphans' court shall receive for his own use an additional fee of fifty cents for recording the certificate of consent

All moneys collected by the said clerk for the use of the Commonwealth shall at the end of each month

be transmitted to the State Treasurer to be placed in the general fund for the use of the Commonwealth

Section 19 Certified Copies of Records Evidence A certified copy of the record of a marriage license under the hand of the clerk of the orphans' court and the seal of said court or under the hand of the Secretary of Health and the seal of the Department of Health shall be received in all courts of this Commonwealth as prima facie evidence of said marriage between the parties therein named

Section 20 Penalties (a) Any clerk of the orphans' court who shall wilfully issue a marriage license in any manner except as provided for in this act or who shall refuse or neglect to enter upon the marriage license docket any marriage license application or any marriage license issued from his office immediately after it is issued or to enter any consent certificate or authorization of a judge of the orphans' court or shall fail to keep the marriage license docket open for inspection or examination by the public or shall prohibit or prevent any person from making a copy or abstract of the entries in the marriage license docket for the purpose of publishing the same in any regularly published daily or weekly newspaper shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00) and costs for each offense

(b) Any applicant for a marriage license physician or representative of a laboratory who shall misrepresent any of the facts described by paragraph (a) of section four of this act or any licensing officer failing to receive the statements prescribed by said paragraph or who shall have reason to believe that any of the facts thereon have been misrepresented and shall nevertheless issue a marriage license or any person who shall disregard the confidential character of the information or reports required by said paragraph or any other person who shall otherwise fail to comply with the provisions of said paragraph shall upon conviction thereof in a summary proceeding in the county wherein such offense was committed be sentenced to pay a fine of not less than twenty dollars (\$20.00) nor more than one hundred dollars (\$100.00) and the costs of prosecution and upon failure to pay such fine and costs shall be imprisoned not less than ten (10) nor more than thirty (30) days

(c) Any person solemnizing a marriage who shall neglect or refuse to return the "duplicate" certificate of marriage to the clerk of the orphans' court within thirty (30) days after the marriage was solemnized shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of fifty dollars (\$50.00) and costs

(d) If any person shall solemnize any marriage ceremony or shall be a party or an attesting witness to the same without the parties to the marriage having first obtained the proper license as provided for in this act he she or they so officiating contracting or attesting shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00)

(e) Any person who shall knowingly perform a marriage ceremony between parties when either of said parties is intoxicated shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of fifty dollars (\$50.00) or be imprisoned not exceeding sixty (60) days or both

(f) Any alderman magistrate notary public or justice of the peace who shall knowingly insert or permit to be inserted any false statement in any application for marriage license or who shall make any false certification that the applicant named in such application was satisfactorily identified to him shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00) and costs

(g) All fines and penalties collected pursuant to this act shall be for the use of the county in which the marriage license was issued

Section 21 Statistics Each clerk of the orphans' court shall furnish the Department of Health not later than the tenth day of each month with a transcript or record of each marriage license issued and each return of the

celebration of a marriage received or filed in his office during the preceding calendar month

The transcripts or records required to be furnished shall be made by the clerk of the orphans' court on forms prepared from time to time by the Department of Health and shall contain such information as the Department may require The forms so prepared shall be furnished to the clerk of the orphans' court by the county commissioners at the expense of the county

The records so furnished to the Department of Health shall be public records open to inspection during business hours The Department of Health shall from time to time compile and publish statistics from such records for public information

Section 22 Short Title This act shall be known and may be cited as the "Marriage Law"

Section 23 The following acts and parts of acts are hereby repealed as specifically indicated

Sections five six and nine of the act approved the thirteenth day of March one thousand eight hundred and fifteen (P. L. 150) entitled "An act concerning divorces" so far as supplied by this act

Section two of the act approved the tenth day of April one thousand eight hundred and forty-nine (P. L. 549) entitled "An act to prevent the killing of deer at certain season in Union county and relative to marriage certificates" absolutely

Section four of the act approved the eighth day of May one thousand eight hundred and fifty-four (P. L. 663) entitled "An act to protect certain domestic and private rights and prevent abuses in the sale and use of intoxicating drinks" absolutely

The act approved the twenty-third day of June one thousand eight hundred and eighty-five (P. L. 146) entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry" absolutely

The act approved the twenty-third day of May one thousand eight hundred and eighty-seven (P. L. 170) entitled "An act to amend section three of an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty-five" absolutely

The act approved the first day of May one thousand eight hundred and ninety-three (P. L. 27) entitled "An act to amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June Anno Domini one thousand eight hundred and eighty-five relating to the county wherein to secure the license" absolutely

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (P. L. 99) entitled "An act requiring clerks of orphans' courts to keep marriage license dockets open for inspection by the public and allow copies or abstracts of the same to be made for publication and providing a penalty for non-compliance" absolutely

The act approved the eighteenth day of June one thousand eight hundred and ninety-five (P. L. 202) entitled "An act to amend the first section of an act entitled 'An act to amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry'' approved the first day of May Anno Domini one thousand eight hundred and ninety-three relating to the county wherein to secure the license" absolutely

The act approved the twenty-fourth day of June one thousand nine hundred and one (P. L. 597) entitled "An act making it unlawful for first cousins to be joined in marriage and declaring all marriages contracted after the first day of January Anno Domini one thousand nine hundred and two in violation of this act void" absolutely

The act approved the twenty-seventh day of March one thousand nine hundred and three (P. L. 80) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated

to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty-five" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and five (P. L. 58) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty five empowering notaries public to inquire of parties intending to marry touching the legality of their contemplated marriage and administer oaths to them" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (P. L. 446) entitled "An act to amend the first section of an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June Anno Domini eighteen hundred and eighty-five by increasing license fees" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (P. L. 1013) entitled "An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (P. L. 636) entitled "An act to amend section three of an act approved the twenty-third day of June one thousand eight hundred eighty-five entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' as amended" absolutely

The act approved the eleventh day of May one thousand nine hundred and twenty-one (P. L. 494) entitled "A supplement to the act approved the twenty-third day of June one thousand eight hundred and eighty-five (P. L. 146) entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' imposing an additional license fee for the use of the Commonwealth" absolutely

The act approved the second day of May one thousand nine hundred and twenty-five (P. L. 494) entitled "An act fixing the fee to be charged for the issuing of marriage licenses" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (P. L. 64) entitled "An act establishing the minimum marriageable age at sixteen years and providing for certain exceptions thereto" absolutely

The act approved the seventh day of May one thousand nine hundred and thirty-five (P. L. 152) entitled "An act to amend section one of the act approved the

twenty-fourth day of July one thousand nine hundred and thirteen (P. L. 1013) entitled 'An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court' by requiring three days to elapse between the application for and the issuance of the license" absolutely

The act approved the seventeenth day of May one thousand nine hundred and thirty-nine (P. L. 148) entitled "An act regulating the issuance of marriage licenses prohibiting the issuance thereof to persons infected with syphilis in certain stages requiring each applicant to produce certain evidence of freedom from such disease imposing duties upon the Department of Health and the clerk of the orphans' court of the various counties and imposing penalties" absolutely

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

Section 24 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-two

On the question,

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

REPORT RECOMMENDED

Mr. READINGER. Mr. Speaker, I move that the report of the Committee of Conference be recommitted to the Committee of Conference for further consideration.

On the question

Will the House agree to the motion?

The SPEAKER. For the information of the House an error has been made in the drafting of this report. The report has not been adopted by the Senate, and therefore, a motion to recommit is in order.

On the question recurring

Will the House agree to the motion?

It was agreed to.

ADJOURNMENT

Mr. TAYLOR. Mr. Speaker, I move that this House do now adjourn until Monday, June 23, 1941, at 8 p. m.

The motion was agreed to and at (1:23 p.m.) the House adjourned.

