

elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by making further changes in the qualifications of members of the Pennsylvania Labor Relations Board.

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

Ordered, To be transcribed for a third reading.

#### BILL RECOMMITTED

Mr. THOMAS B. WILSON. Mr. President, I move that Senate Bill No. 202, the bill just read, be recommitted to the Committee on Labor and Industry, for the purpose of further consideration.

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

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATKINS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATKINS, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor, which was laid on the table.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 1, 1943.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania;

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Oscar P. Carson, R. D. No. 1, Rices Landing, Greene County, for appointment as Justice of the Peace in and for the Township of Jefferson, Greene County, until the first Monday in January, 1944, to fill a vacancy.

EDWARD MARTIN.

#### BILL INTRODUCED AND REFERRED

Mr. WATKINS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 248, entitled:

An Act regulating and providing fees of the clerks of

Quarter Sessions of counties of the third, fourth, fifth, sixth, seventh and eighth classes.

Which was committed to the Committee on Judiciary Special.

#### REPORT FROM COMMITTEE

Mr. BARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR, from the Committee on Elections reported as committed, Senate Bill No. 112, entitled:

An Act providing for the retention on the several permanent personal registration lists of electors of the names of persons who are members of any branch of the armed forces of the United States; providing for proof of such membership; making false statements in connection therewith perjury; and suspending inconsistent laws during the effective period of the act.

#### MOTION TO READ BILL THE FIRST TIME

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of the bill just reported from committee for the first time at today's session.

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

#### BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 112, entitled:

An Act providing for the retention on the several permanent personal registration lists of electors of the names of persons who are members of any branch of the armed forces of the United States; providing for proof of such membership; making false statements in connection therewith perjury; and suspending inconsistent laws during the effective period of the act.

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

#### ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Monday, March 8, 1943, at 4:00 o'clock p. m. Eastern War Time.

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

The Senate adjourned at 12:13 o'clock p. m. Eastern War Time until Monday, March 8, 1943, at 4:00 o'clock p. m. Eastern War Time.

### HOUSE OF REPRESENTATIVES

WEDNESDAY, March 3, 1943

The House met at 1 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

#### PRAYER

The Rev. W. D. Krick, Pastor of the Grace Evangelical

Congregational Church, Steelton, Pa., a guest of the Chaplain, offered the following prayer:

Almighty everlasting God our Father we bow before Thee recognizing Thine almighty care and keeping power over us.

We humbly ask Thee to bless our Governor, the Speaker of the House, and the Members of the House of Representatives and their families.

Bless all the Representatives as they deliberate for the common good for all concerned.

Bless all officers in authority of our country; may they be blessed as they plan, that they may plan wisely for victory over our enemies.

Bless the soldier boys and girls of our great state, with their parents, wives and sweethearts.

Give them victory on land, sea, and in air.

In the name of our Lord we ask it. Amen.

### JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, March 2, 1943.

The Clerk proceeded to read the Journal of Tuesday, March 2, 1943, when, on motion of Mt. KITCHEN, unanimously agreed to, the further reading was dispensed with and the Journal approved.

### BILLS INTRODUCED AND REFERRED

By Messrs. BOWER and SORG. HOUSE BILL No. 495.

An Act to further amend clauses six and nine of section one, and sections three of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employes and original members, and making further exception to compulsory membership in the system.

Referred to the Committee on State Government.

By Mr. McATEE. HOUSE BILL No. 496.

An Act authorizing the Department of Property and Supplies to acquire by purchase, gift, lease or condemnation, on behalf of the Commonwealth of Pennsylvania, land adjacent to the Daniel Boone Homestead, or so much thereof as may be necessary to properly honor the pioneer, Daniel Boone, on the farm where he was born; providing for the control, management, improvement, preservation, restoration, and maintenance thereof; authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation.

Referred to the Committee on State Government.

By Mr. BENTLEY. HOUSE BILL No. 497.

An Act to further amend section one of article two,

and section one of article ten, of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," abolishing the Department of Public Welfare of such cities; and transferring its powers and duties and records and certain city property to the county institution district of the county in which the city is located.

Referred to the Committee on Welfare.

By Mr. BENTLEY. HOUSE BILL No. 498.

An Act to further amend section one hundred two, and to amend sections two hundred two and two hundred three of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of welfare and the State Department of Public Assistance, in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the 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," abolishing city institution districts in cities of the second class; and transferring their powers and duties and their property to the county institution district of the county in which the city is located.

Referred to the Committee on Welfare.

By Mr. HARE. HOUSE BILL No. 499.

An Act directing the Department of Property and Supplies to reimburse counties, cities and institution districts for the fair value of mental institutions transferred to the Commonwealth under the act, approved the twenty-ninth day of September, one thousand nine hundred and thirty-eight (P. L. 53); providing for viewers to determine the amount of such reimbursement and making an appropriation.

Referred to the Committee on State Government.

By Mr. IRVIN. HOUSE BILL No. 500.

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

Referred to the Committee on State Government.

By Mr. ROWLEY. HOUSE BILL No. 501.

An Act regulating the lien of judgments; prescribing the procedure for the revival of judgments, and for the continuance of the lien thereof; and repealing certain acts and parts of acts.

Referred to the Committee on Judiciary General.

By Messrs. HANNON and MIHM.

HOUSE BILL No. 502.

An Act to amend sections two, three, four and five of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1206), entitled "An act relating to memorial halls in counties of the second class, erected in memory of the soldiers, sailors and marines who served in the Civil War; and providing for the use, upkeep, and management and control of such halls," by including Disabled American Veterans among the organizations named in the act.

Referred to the Committee on Counties.

By Mr. CHARLES H. BRUNNER, Jr.

HOUSE BILL No. 503.

An Act authorizing the county commissioners of each county of the third class to establish and maintain a Registry Survey Bureau; prescribing the powers and duties of such bureau; requiring the registration with such bureau by landowners of certain information relative to the location, ownership and transfer of title of real property located in such county; imposing certain additional duties upon the county surveyor, the sheriff and the recorder of deeds in such county; and providing penalties.

Referred to the Committee on Counties.

By Messrs. BOIES and BARRETT.

HOUSE BILL No. 504.

An Act providing that persons in the armed forces and merchant marine of the United States and its allies may renew licenses or certificates to engage in professions and occupations after discharge from military service.

Referred to the Committee on Professional Licensure.

By Mr. TURBETT.

HOUSE BILL No. 505.

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

Referred to the Committee on Education.

By Messrs. LONGO and KITCHEN.

HOUSE BILL No. 506.

An Act to amend clause (a) of section seventeen 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, elec-

tion 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," by changing the time for receiving applications for registration.

Referred to the Committee on Elections.

By Messrs. LONGO and KITCHEN.

HOUSE BILL No. 507.

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

Referred to the Committee on Elections.

By Mr. LEE.

HOUSE BILL No. 508.

An Act to amend sections one, four and seven of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1595), entitled "An act relating to peace officers; providing for the qualifications and appointments of deputy sheriffs; regulating the manner of their selection and compensation; regulating the source of compensation for other peace officers; declaring void certain contracts inconsistent with the provisions hereof; providing penalties; and repealing inconsistent acts," by changing the method of appointing deputy sheriffs, and permitting the appointment of deputies as watchmen, bank police and payroll police in certain cases.

Referred to the Committee on Judiciary Special.

By Mr. SOLLENBERGER.

HOUSE BILL No. 509.

An Act to amend section three hundred and six 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 fixing the number and compensation of employes of institution districts and conferring powers and imposing duties on county officers.

Referred to the Committee on Welfare.

By Mr. SORG. HOUSE BILL No. 510.

An Act to amend sections seven hundred thirty-one and seven hundred thirty-three of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," authorizing the courts to issue writs of execution and attachment against the property, money and wages of defendants in separation and non-support cases, and the attachment of wages in desertion and non-support cases.

Referred to the Committee on Judiciary Special.

By Mr. LLOYD H. WOOD. HOUSE BILL No. 511.

An Act to further amend the act, approved the fourth day of June, one thousand nine hundred and thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," extending and further regulating such retirement systems.

Referred to the Committee on Counties.

By Mr. WATKINS. HOUSE BILL No. 512.

An Act to further amend section five hundred and sixty-two 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 fixing compensation of collectors of delinquent taxes in districts of the second, third and fourth class.

Referred to the Committee on Education.

By Mr. DEPUY. HOUSE BILL No. 513.

An Act to amend section one of the act, approved the twenty-second day of July, one thousand nine hundred nineteen (P. L. 1089), entitled "An act regulating the advertising of the sales of real estate by the sheriffs in the several counties of this Commonwealth; and repealing all acts and parts of acts general and inconsistent therewith," further regulating advertising of sheriff's sales of real estate.

Referred to the Committee on Judiciary General.

By Messrs. YEAKEL and STOCKHAM.  
HOUSE BILL No. 514.

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled "An act providing for the creation, maintenance and operation of a county employes retirement

system in counties of the fifth class; imposing certain charges on counties, and prescribing penalties," further regulating such retirement systems.

Referred to the Committee on Counties.

By Mr. ALSPACH. HOUSE BILL No. 515.

An Act fixing the status of judgments secured by the Commonwealth against persons for public assistance furnished such persons, and prescribing the force and effect of such judgments as claims against the estates of such persons when deceased.

Referred to the Committee on Welfare.

By Mr. HEWITT. HOUSE BILL No. 516.

An Act to provide protection to estates, interests, funds, property rights or other matters secured, or to be secured by individual surety or sureties in courts of record, or proceedings therein by specifying the requirements of such suretyship, the qualifications of such sureties and imposing liens upon the collateral realty involved as well as providing for the revival thereof, for execution thereon, and for the release, discharge or satisfaction thereof.

Referred to the Committee on Judiciary General.

By Mr. McKINNEY. HOUSE BILL No. 517.

An Act to further amend section one of the act, approved the twenty-eighth day of June, one thousand nine hundred and seventeen (P. L. 645), entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style, or designation, unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring county commissioners at the expense of the county to provide books for the entry of such certificates; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," by requiring notice of intention to file such certificates to be given by advertisement and the filing of proofs of such publication.

Referred to the Committee on Judiciary General.

By Mr. AUKER. HOUSE BILL No. 518.

An Act to amend section one thousand seven hundred twelve 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," prescribing the course in the history of the United States to be taught in high schools.

Referred to the Committee on Education.

By Messrs. WALTER ROSE and CHERVENAK.  
HOUSE BILL No. 519.

An Act to amend the act approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class, imposing certain charges on counties,

and fixing penalties," further regulating such retirement systems.

Referred to the Committee on Counties.

By Mr. COHEN.

HOUSE BILL No. 520.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (P. L. 2897—1937), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collecting of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," changing the provisions thereof and the rights, obligations and procedure thereunder.

Referred to the Committee on Workmen's Compensation.

By Mr. WILLIAM M. HUNTER. HOUSE BILL No. 521

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," by providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business by the Pennsylvania Real Estate Board, instead of the Department of Public Instruction.

Referred to the Committee on Professional Licensure.

By Messrs. McKINNEY and FLEMING.

HOUSE BILL No. 522.

An Act relating to post-war planning, creating a Post-War Planning Commission and defining its powers and duties; conferring powers and duties upon State administrative departments, boards and commissions, political subdivisions, and other agencies; and making an appropriation.

Referred to the Committee on Judiciary General.

By Messrs. GATES and HELM. HOUSE BILL No. 523.

An Act to amend subsection (c) of section twelve hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals of the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any

agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth" by excepting therefrom the transfer of stock assigned by a decedent before his death as collateral security for a loan and requiring the holder of such stock to report concerning the sale thereof to the Department of Revenue.

Referred to the Committee on Ways and Means.

By Messrs. HEWITT and McMILLEN.

HOUSE BILL No. 524.

An Act imposing a State general consumers' sales and service tax for school purposes; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons, as herein defined, engaged in making such sales or dispensing such services; making an appropriation; and providing penalties.

Referred to the Committee on Ways and Means.

By Messrs. MOCK and GARBER.

HOUSE BILL No. 525.

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of certain children of persons who served in any war in which the United States has participated, who die or have died in service or of service connected disabilities.

Referred to the Committee on Appropriations.

By Mr. McATEE.

HOUSE BILL No. 526.

An Act making an appropriation to the Pennsylvania Department of Highways.

Referred to the Committee on Appropriations.

By Mr. SOLLENBERGER.

HOUSE BILL No. 527.

An Act making a deficiency appropriation to aid certain school districts.

Referred to the Committee on Appropriations.

By Mr. COHEN.

HOUSE BILL No. 528.

A Supplement to the act, approved the sixteenth day of June, one thousand nine hundred forty-one (Appropriation Acts, page 13), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-one," providing for a deficiency in the appropriation made by said act to the Department of the Auditor General for the fiscal biennium ending May thirty-first, one thousand nine hundred forty-three.

Referred to the Committee on Appropriations.

By Mr. WALTER E. ROSE. HOUSE BILL No. 529.

A Supplement to the act, approved the sixteenth day of June, one thousand nine hundred forty-one (Appropriation Acts, page 13), entitled, "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-one; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-one", providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred forty-three.

Referred to the Committee on Appropriations.

By Mr. MAHANY. HOUSE BILL No. 530.

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred 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 street; 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," requiring the Department of Highways to take over bridges and viaducts on State Highways in cities of the third class.

Referred to the Committee on Highways.

By Messrs. ROYER and TROUT. HOUSE BILL No. 531.

An Act making an appropriation to the Pennsylvania State College to advance the tobacco interest of this Commonwealth.

Referred to the Committee on Appropriations.

By Messrs. NORMAN WOOD and ALSPACH.  
HOUSE BILL No. 532.

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

Referred to the Committee on Appropriations.

#### RESOLUTION INTRODUCED AND REFERRED

By Mr. COULSON. (Concurrent) RESOLUTION No. 29.

In the House of Representatives, March 2, 1943.

Wartime restrictions to conserve critical materials have virtually ended Pennsylvania's normal highway construction and reconstruction programs for the duration of the war.

Privately-owned toll bridges—which could logically and legally be obtained by the Commonwealth without curtailing or obstructing the Commonwealth's program of extensive post-war highway improvements—now act as bottlenecks, impeding and taxing war-essential traffic.

The Act of April 27, 1927, P. L. 395, and its amendments, authorizes the Department of Highways to acquire toll bridges within the Commonwealth, and the Constitutional Amendment adopted in November, 1933, adding Section 16 to Article 9 of the Constitution, authorizes the issue of bonds to the amount of ten million dollars in order to raise sufficient money to take over many of these toll bridges.

Proceedings were begun several years ago in Dauphin and Cumberland Counties to take over one of the toll bridges crossing the Susquehanna River at Harrisburg, but were never terminated; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby requests the Secretary of Highways to proceed immediately to acquire the bridge crossing the Susquehanna River at Harrisburg, known as the Market Street Bridge, either by continuing the proceedings heretofore started or to institute new proceedings; and be it further

Resolved, That the Chief Clerk of the House shall transmit a copy of this resolution to the Secretary of Highways.

Referred to the Committee on Highways.

#### LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Reynolds for Mr. BENTLEY for today's session because of illness.

#### PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I want the House to know that a great honor came to Pennsylvania last week when Mr. Paul C. Cabot, director of the Salvage Division of the War Production Board, presented a plaque on behalf of the War Production Board to Governor Martin for the outstanding contribution of the citizens of this Commonwealth to the war effort in collecting scrap metal for our armed forces last fall.

Pennsylvania stood second among the states, having collected at the rate of 157.6 pounds per person, a total of 780,583 tons. I think it is worthy of note that the daily and weekly newspaper publishers of Pennsylvania contributed \$500,000 worth of space to this drive, the most successful thing of its kind ever attempted in America.

I also call attention of the House to the fact that Dr. A. C. Marts, formerly executive director of the State Defense Council, recently reported that these same daily and weekly newspapers contributed "millions of dollars, judged by the standards of value," to the civilian defense program.

Since Pearl Harbor, the newspaper boys of Pennsylvania, inspired and led by their publishers, have sold 92,409,062 U. S. War Savings Stamps, leading all the states, a truly remarkable achievement.

During the last week, our newspapers served the Office of Price Administration in an official capacity, at no expense to the government, to explain the Point Rationing

System to our housewives and other citizens. They gave space without limit to that war effort.

Of course, I have mentioned only a small part of the contributions made by the daily and weekly newspapers of Pennsylvania to the Victory Program. They helped make the Selective Service Law workable; they supported USO and Red Cross drives and blood donor campaigns, and now they are backing the government plan for Victory Gardens.

All of this has been done by the newspaper publishers without regard to expense at a time when they are burdened with increases in operating costs and a heavy loss in revenue.

To me, these things mean that the newspaper publishers realize the responsibility which the Bill of Rights imposes upon them.

I only hope that members of the General Assembly will keep these newspaper contributions in mind when they have under consideration bills which affect the interests of our Free Press.

With your permission, Mr. Speaker, and members of the House, I present herewith as a supplement of this talk for publication in the Journal a report of the Pennsylvania Newspaper Publishers' Association showing how the newspapers are rated by various war agencies, state and nation, and I think that you will find it interesting.

#### Newspapers and the War Program—No. 63

##### STATEMENTS ON THE ESSENTIALITY OF NEWSPAPERS

###### Official Views

###### Selective Service Rules Newspapers Essential

Selective Service Headquarters has classified newspapers as being among "the list of civilian activities necessary to war production and essential to the war effort," and the term "newspapers" includes "all the business of getting out a newspaper." (Ask Draft Boards to refer to Occupational Bulletin No. 27, as amended, dated January 23, 1943).

###### The Position of Selective Service Headquarters

K. D. Pulcifer, Major, Specialist Manpower Division, Selective Service System, in a July, 1942, letter to PNPA:

"It has been the policy of this Headquarters to recommend deferment of many newspaper and radio executives. This has been particularly true where the newspaper was the only news publication in a community, or where the radio was the main source of information in a given area. The maintenance of public morale and the dissemination of information to the public, keeping it advised of the progress of our war effort, is considered, by this Headquarters, to be of high importance. We, therefore, take the position that the cases of all registrants engaged in vital occupations in the newspaper and radio industry should receive serious consideration."

###### Newspaper Report "Official"

The OPA has requested newspapers to print the new Consumer Declaration Form in full so that consumers may clip copies of the newspapers and fill in the form. OPA announces that "filled-in newspaper forms will be recognized as official."

###### WPB Recognizes Importance of Newspapers to the War Effort

Stephen E. Fitzgerald, Office of War Information, WPB, in a letter to ANPA, August 7, 1942, stated:

"Mr. Nelson has asked me to answer your letter inquiring about the urgency standing of newspapers in the war economy.

"Not only the Selective Service Headquarters, but the War Production Board has officially recognized the importance of newspapers to the war effort, through their inclusion in the General Maintenance and Repair Order and in others permitting the use of scarce materials to the extent necessary for printing and publishing."

###### OPA Recognizes Importance of Speedy Delivery of Newspapers

Effective January 2, 1943, an amendment was issued to Gasoline Rationing Regulation 5-C so that circulation supervisors or others engaged in maintaining the wholesale distribution system of newspapers are given preferred mileage classification. OPA said, "This allowance was made in recognition of the unusual hours during which newspapers distribution supervisors must work, and of the importance of speedy delivery of newspapers."

###### Newspaper Rates Exempted From Price Control Law; Other Orders

Section 302(c) (4) of the price control law exempts from the term "commodity" rates charged by any person engaged in the business of operating or publishing a newspaper, periodical, or magazine, or operating a radio broadcasting station, a motion-picture, or other theatre enterprise, or outdoor advertising facilities."

Administrative Order, April 30, of Office of Civilian Defense, makes official provision for special insignia to permit newspaper reporters and photographers to carry on essential services or duties during the course of a blackout or raid.

Newspapers were included among twenty industries given an A-10 priority rating for repair, maintenance and operating supplies in September, 1941. Later, this rating was extended to include "printers and publishers," and later still almost every concern was given the right to use the A-10 rating.

Newspapers were included among the "essential community services" in Order L-16 to curtail consumption of electric power in the southeastern area of the United States in November, 1941. The order was never put into effect because the necessity for curtailment was eliminated, but the Order included exemption for newspapers as "essential."

###### Cut In Fuel Oil Does Not Affect Newspapers

Petroleum Administrative Order No. 3 prohibits deliveries of fuel oil to any commercial, industrial or governmental consumer for purposes other than space heating or hot water except to a list of exempted users of fuel oil for other than space heating or hot water included on Schedule A of the order. In the list of exempted users are newspapers.

It will be noted that Petroleum Administrative Order No. 3 recognizes newspapers as a part of the Public Communications Services, as does the War Manpower Commission which classified Communications Services, including newspapers, as one of the 35 industries essential to the war effort.

###### Board of War Communications Defines Newspapers as Essential Public Service

Newspapers and press associations have received a priority rating, No. 3, for long distance telephone calls in an order issued by the Board of War Communications, effective November 1, 1942. Number 3 priority goes to "Important governmental functions; machinery, tools, or war materials for war plants; production of essential supplies; maintenance of public services (including newspapers); supply or movement of food; civilian defense or public health and safety."

## Statements of Officials

## "An Essential Part," Says Commander-in-Chief

President Roosevelt: "The observance of National Newspaper Week after ten months of war affords an opportunity to re-dedicate ourselves to the freedom that is as vital to us as our daily bread—the freedom to think and speak and write the truth as we see it. Our free press has not only survived—it is an essential part of the steady ballast which enables our ship to ride the storm."

## The Chairman of the WPB

Donald M. Nelson, chairman, War Production Board, in a telegram to PNPA, October, 1942:

"I feel that the nation owes the newspapers a debt of thanks for the invaluable service they have rendered through the Newspapers United Scrap Metal Drive."

On the same subject, he added a few days later:

"The job that the newspapers have done is absolutely unprecedented in this country. It has been magnificent. \* \* \* The whole campaign has been a major contribution to the war effort."

Mr. Nelson again:

"We fully appreciate that the press is an institution as well as an industry—an institution which is absolutely essential in a democratic community, especially so in time of war."

On another occasion:

"Newspapers are essential to the war program."

Before the Association of National Advertisers in New York, November 11, 1942, Mr. Nelson stated that in ordinary times advertising has an indispensable place in American life, and added that advertising has an essential role to play during wartime. He said:

"Advertising, I must repeat, is an essential part of our communications system. We dare not destroy or cripple that communications system in wartime, and we have no remotest desire to do so. Indeed, precisely because some of the functions of that system must be restricted in time of war, the power exercise of the remaining functions becomes more important than ever. Our civilian economy is not a lot of separate pieces, scattered helter-skelter over the landscape—it is all one thing, an integrated whole which operates to keep the nation itself functioning. Every job is important. The jobs change, as war comes, to be sure—but they are still jobs the country needs, and the job of advertising is far from least among them."

## On a Par with War Industries

Paul V. McNutt, chairman, War Manpower Commission, stated February 10, 1942:

"Essential civilian activities are on an equal plane with basic war industries in our war effort."

## From a Fighting General

General Douglas MacArthur to the Pen and Pencil Club, Philadelphia:

"Tell its members from an old soldier at the front that the pen is still mightier than the sword."

General Douglas MacArthur again:

"There has been nothing more astonishing in the progress of war, which is really the application of the mechanics of force to human nature, than the position that public opinion occupies. One cannot wage war under present conditions without the support of public opinion, which is tremendously moulded by the press and other forms of propaganda."

## Newspapers and the Scrap Drive

Robert W. Wolcott, American Industries Salvage Committee:

"I wonder how many of you realize that the newspaper scrap metal drive is the only war effort which the government asked the American people under the leadership of the newspapers to carry through without government participation or sponsorship. I know of no more heartening demonstration of the power of a free press."

## Newspapers for Quick Action

Statement made by Office of War Information in its National Fuel Conservation Program November 10, 1942:

"The Office of War Information is turning to the newspapers of the country as a quick, effective medium to which those who have fuel conserving services to offer can advertise them. With winter near—there is need of immediate action."

## Price Control Aid Lauded

Leon Henderson, until recently OPA Director, in a message to the Newspaper Advertising Executives meeting in Columbus, Ohio, June 1942, praised the newspapers' efforts in explaining the price control program.

## William M. Jeffers Asks Aid of Newspapers

William M. Jeffers, Rubber Director, sent this telegram to the ANPA in October, 1942:

"We must start saving rubber now. A voluntary campaign must be started to save precious rubber until nation-wide rationing can be effected. The newspapers constitute one of our most direct and effective channels to the American public. Therefore, I am asking all newspapers, weekly and daily, to put before their readers at once the urgent need for saving rubber."

## Newspapers Must Play a Leading Role

Dr. J. K. Gailbraith, Deputy Administrator, OPA, speaking at the Inland Daily Press Association luncheon, February 18, 1942:

"Surely no one can now doubt that every emergency must be trained for the full and complete mobilization of our economy for war. The job, I hardly need tell you, is one in which the newspapers of the country must play a leading role—for we can only succeed on the basis of public understanding and support. \* \* \* The newspapers of the country have already done a magnificent job in bringing home to every American the importance of saving. The sale of defense bonds is a tribute to this effort."

## Vital and Effective

R. F. Ashenfelter, Pennsylvania Director, OPA:

"The importance of America's free press in government of the people, for the people, by the people has never been more evident than now. Particularly vital and effective has been its work of public education on the price control, rent control, and rationing program of the Office of Price Administration, all of which require the understanding and cooperation of every citizen."

## An Essential Fabric

Cordell Hull, Secretary of State:

"From the days of Peter Zenger, when the cause of liberty was tried and won, . . . a free press has been, and rightly so, a sacred American institution, an essential fabric in our democratic way of life."

## Using Freedom of the Press as War Weapon

Henry Morgenthau, Jr., Secretary of the U. S. Treasury:

"In the teeth of Axis propaganda drives, the overwhelming majority of American newspapers are keeping the public informed of the real issues of this war."

By reporting the news as completely as it can be printed within the limits of national safety, they have checkmated enemy propaganda intended to demoralize and mislead our people. They are using the freedom of the press to help fight the war of the free peoples. They know that a free press cannot survive unless this war is won.

"Beyond this, we at the Treasury have special reason to thank the press, as well as pay tribute to it. With a public spirit that is beyond all praise, the newspapers of the country have given invaluable help to the Treasury Department's War Saving program.

"Every part of the press and all classes of newspaper workers, from apprentices to foremen and from office boys to executives, have helped the Treasury in its job of financing the war. And I should like to thank especially the newspaper boys of the nation, whose sale and delivery of over fifty-six million dollars in War Savings Stamps during the past year is an outstanding achievement."

#### The War Department's Views

Major General A. D. Surlles, Director, Bureau of Public Relations, War Department:

"The contribution that the press of America is making to victory is something in which the newspaper profession and the country as a whole can take deep pride."

#### Supreme Court Justice Speaks

Justice William O. Douglas, United States Supreme Court:

"We are fighting a people's war and therefore we need a free, a vigilant and a well-informed press to help lead us. We as a people know no substitute for a free press. Certainly government cannot provide one. In the absence of a free and vigorous press, we would face disintegration in time of peace and defeat in time of war."

#### Could Not Win Without Newspapers

David E. Lilienthal, Chairman of the T. V. A.:  
"A newspaper makes no munitions, fires no guns, flies no fighting planes. And yet so mighty a weapon is the press that if we were a country without newspapers, we could not win the war."

#### The Governor Depends Upon the Newspapers

Governor Edward Martin, speaking at the 1943 Annual PNPA Convention Luncheon:

"I am depending upon the newspapers of the Commonwealth to carry the story of Pennsylvania's important part in the victory program into the homes of all residents of the state."

#### Have Shouldered Increased Burdens

From Governor James:

"Unselfishly newspapers have shouldered greatly increased burdens in assuming the responsibility of promoting the war effort by bringing to public attention the part that each individual must play in the ultimate victory."

#### The Selective Service Director for Pennsylvania

Colonel B. F. Evans, Acting Director, Pennsylvania Selective Service Headquarters:

"I know that as far as Selective Service is concerned, the newspapers of this Commonwealth have done more than words can describe to help make this great effort successful."

#### Civilian Defense Advanced by Newspapers

Dr. A. C. Marts, former executive director of the Pennsylvania Council of Defense:

"I wish you would convey to the members of your Association my sincere and deep appreciation for the splendid help which the newspapers of this State have given to the civilian defense program. It has been literally worth millions of dollars, judged by the standards of value, and has been an essential factor in instructing the people of Pennsylvania in the various phases of the home front."

"They have come through Magnificently"

S. K. Stevens, Pennsylvania State Historian, September 29, 1942:

"The pages of the newspapers have performed indispensable functions in our war for the American way of life. \* \* \* Both the state and Federal governments have called upon the Press of Pennsylvania for publicity and special war services, and in every case they have come through magnificently."

#### Essential in Canada

Canadian Press dispatch from Ottawa, July 14, 1942:

"Newspaper men have been listed under Section 15 of the National War Service Regulations. This section provides that from time to time the War Service Minister may furnish to Selective Service Board lists of industrial or servicing activities deemed to be essential to the successful prosecution of the war. An employer engaged in any activity so listed is termed a 'war industry'."

#### An Active Combatant

Herbert Morrison, British Home Secretary and Minister of Home Security:

"In this great struggle for the survival of a free civilization, the free press has a part to play not as a mere spectator but as an active combatant."

#### PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I have listened with a great deal of interest to the statement of the gentleman from Lancaster, to which I believe all of us can very thoroughly subscribe. I know that in Philadelphia our newspapers have given unselfish and unstinted support to the government program outlined by the gentleman from Lancaster. Particularly I point out the Philadelphia Record, because I read that paper usually more carefully than others. They gave an entire front page to an explanation of the rationing system, which seems to have gotten off to such a swell start. They gave front page newspaper space that in the advertising business could not be purchased for any money. The other newspapers also gave valuable space which might have meant an awful lot of money in their treasuries.

I want to point this out as a striking exemplification of the sort of progress and the sort of general good that can come from real cooperation between our governmental agencies and the newspapers which are the forum for discussion and for debate among the people and the plain citizens of Pennsylvania. I trust this may be a continuation of a mutual accord between our newspapers and public officials, to have a continued open forum for the discussion of the things that we are most interested in today, for the presentation and discussion of the problems that we have today, so that our war efforts shall go on unhindered and in fact accelerated by such cooperation.

## REPORTS FROM COMMITTEES

Mr. CHARLES H. BRUNNER, Jr., from the Committee on Municipal Corporations, reported as committed, House Bill No. 16, entitled:

An Act prohibiting any political subdivision from imposing any wage, income or occupation tax upon non-residents.

Mr. LEISEY, from the Committee on Counties, reported as committed, House Bill No. 211, entitled:

An Act to add Section 150.1 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing the county treasurer in counties of the fifth class to appoint a solicitor, and providing for his salary payable out of the treasury from which the county treasurer is paid.

Mr. GOODWIN, from the Committee on Townships, reported as committed, House Bill No. 256, entitled:

An Act to amend section one thousand seven hundred nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by permitting taxes to be levied upon either property or occupations.

Mr. JAMES, from the Committee on Townships, reported as committed, House Bill No. 262, entitled:

An Act to further amend section six hundred twenty-two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by increasing amount allowed delegates of townships for expenses while attending the annual meeting of the state association.

Mr. SMITH, from the Committee on Townships, reported as committed, House Bill No. 351, entitled:

An Act to amend section one thousand four hundred one of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," further regulating the establishment and maintenance of sidewalks.

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

An Act to add article seven-A to the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," for the protection of the public health, providing for the appointment, powers and duties of boards of health and health officers.

Mr. GOODWIN, from the Committee on Townships, reported as committed, House Bill No. 354, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class and amending, revising, consolidating, and changing

the law relating thereto," providing for township planning and the creation, organization and powers of township planning commissions.

Mr. LOVETT, from the Committee on Townships, reported as committed, House Bill No. 355, entitled:

An Act to amend section five hundred thirty of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," providing for the filing of the treasurer's bonds.

Mr. FOX, from the Committee on Townships, reported as committed, House Bill No. 356, entitled:

An Act to amend clause one of section seven hundred two of the act, approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," increasing the period for which contracts for lighting may be made.

Mr. GOODWIN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 374, entitled:

An Act to amend section nine of the act, approved the thirteenth day of April, one thousand nine hundred and forty-two (P. L. 37), entitled "An act relating to air raid precautions, including blackouts; conferring certain powers and duties upon the State Council of Defense, local and district Councils of Defense, political subdivisions, members of certain municipal and volunteer agencies and civilians necessary for the safety, defense and protection of civilians and property in the Commonwealth; providing for the mobilization, co-ordination and use of certain municipal agencies and volunteer agencies, including their personnel and equipment; providing for immunity from liability for injury or death to persons or damage to property under certain circumstances, and providing penalties," by providing for the payment of fines recovered under said section to municipalities and townships.

Mr. MURRAY, from the Committee on Judiciary Special, reported as committed, House Bill No. 384, entitled:

An Act to add section 654.2 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," making it a crime for any officer of any labor union to discriminate because of race, color or creed between applicants for membership in such union or between assignments for employment of union members because of their race, color or creed.

Mr. WELSH, from the Committee on Municipal Corporations, reported as committed, House Bill No. 398, entitled:

An Act enabling city, county, poor, institution district, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety or sureties to collect taxes for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective warrants or by the expiration of their terms of office; extending the time for the collection of the same, and validating collections and proceedings for collection made or commenced without previous authority.

Mr. WELSH, from the Committee on Municipal Corporations, reported as committed, House Bill No. 399, entitled:

An Act regulating tax collectors' warrants hereafter issued with tax duplicates; authorizing the collecting of taxes for which the tax collectors have become personally liable, after the final settlement of the tax duplicates and after the expiration of their terms of office.

Mr. FOOR, from the Committee on Townships, reported as committed, House Bill No. 421, entitled:

An Act to add section ten to the act approved the first day of July, one thousand nine hundred thirty-seven, (P. L. 2624), entitled "An act authorizing townships of the second class to adopt and enforce zoning ordinances regulating the location, construction, and use of buildings, the size of courts and open spaces, the density of population, and the use of land," authorizing townships to make appropriations for said purposes.

Mr. SORG, from the Committee on Constitutional Amendments, reported as committed, Senate Bill No. 38, entitled:

A Joint Resolution proposing an amendment to article eight, section eleven, of the Constitution of the Commonwealth of Pennsylvania.

Mr. MCKINNEY, from the Committee on Constitutional Amendments, reported as committed, Senate Bill No. 52, entitled:

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

Mr. CORDIER, from the Committee on Banking, reported as committed, Senate Bill No. 84, entitled:

An Act to amend paragraph A of section four hundred one of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by requiring the Department of Banking to examine all institutions thoroughly at least once every two years, instead of each year as now provided.

Mr. LAUGHNER, from the Committee on Federal Relations, reported as committed, House Resolution No. 14.

The SPEAKER. The Chair requests the gentleman from Lancaster, Mr. Wood, to preside during bills on first reading. Mr. Wood is the dean on the Republican side of the House and it is with pleasure that the Chair presents him to you.

MR. NORMAN WOOD IN THE CHAIR

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 105, entitled:

An Act to reenact and amend the title of, and the act approved the first day of July, one thousand nine hundred and thirty-seven (P. L. 2611), entitled "An act authorizing political subdivisions, other than cities of the first class, to set-off delinquent taxes and municipal claims and penalties, interest, and cost due thereon, against claims and accounts due by such political subdivisions," extending the provisions of said act so that judgments held by such political subdivisions and the costs and interest accrued thereon may be set-off against claim and accounts owing by the political subdivisions.

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. 230, entitled:

An Act to amend section two of the act approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 228), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," making further provision for the service and return of petitions for declaratory judgments.

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. 290, entitled:

An Act to amend sections one and seven of the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation," further regulating the payment of witnesses and the taxation thereof as costs of the proceeding.

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. 321, entitled:

An Act to amend section three 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," changing the requirements for persons in the armed forces of the United States to secure resident hunters' licenses.

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. 328, entitled:

An Act regulating the issuance of birth certificates and copies of, and statements relating to birth records by the Department of Health, the clerks of the orphans' courts,

and the local registrars; limiting the amount of information to be given in such certificates, copies and statements, and declaring such limited certified copies of birth records, competent legal evidence.

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. 332, entitled:

An Act to amend section one thousand two hundred twelve 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," by authorizing the refund of certain moneys erroneously paid into the State Treasury for hunting licenses fees by former county treasurers.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 434, entitled:

An Act providing that in actions for damages for injuries to persons or property allegedly caused by negligence, the question of contributory negligence of the plaintiff shall, in every case, be a matter for determination by the jury.

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

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 440, entitled:

An Act to further amend section seven hundred two of the act approved the fifth day of May, one thousand nine hundred thirty-five, (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the method of approval of amendments of articles of incorporation of nonprofit corporations by the members

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

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Lancaster, Mr. Wood.

#### SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION No. 26

The Clerk of the Senate being introduced, informed

that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, February 23, 1943.

The call of the Nation for civilian help in the successful prosecution of the war and the defense of our homeland has resulted in the enlistment of hundreds of thousands of Pennsylvania's citizens in civilian war service.

For more than two years these patriotic men and women have faithfully and conscientiously served the Nation. Heedless of the time and effort and sacrifice required and intent only upon performing some service for the Nation in its hour of need, they have assumed important positions in State, County and Local Councils of Defense, Selective Service Boards, War Price Boards, Rationing Boards, Red Cross Chapters, including Blood Banks and Nurses' Aide Corps, Aircraft Observation Posts, Civil Air Patrol, Reserve Defense Corps, and auxiliaries thereof, or with some particular work connected with other agencies or boards of the Federal or State Government engaged in furthering the war effort.

The persons performing this patriotic work are prominent citizens of their respective communities, they serve without compensation and perform a necessary and valuable service.

The unselfish devotion of these men and women who have so generously changed their method of life and have sacrificed time, money and often friendships in order to be of assistance to their country deserves public recognition, therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania, recognizing the importance of the patriotic work being performed by these men and women for the common good and for the successful prosecution of the war, hereby extends to them the thanks of the Commonwealth and assures them of the lasting gratitude of its people, and be it further

Resolved, That the Chief Clerk of this House of Representatives shall forward sufficient copies of this Resolution to the State Council of Defense to provide for transmittal thereof to the various boards, organizations and agencies in which these persons are performing their duties.

#### 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. 40.

An Act relating to officers and employes of the Senate and House of Representatives abolishing certain positions creating other positions providing compensation for positions created changing certain existing compensations making an appropriation and ratifying action already taken in relation thereto.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 2, page 2, at the beginning of line 12, by striking out the words and figures "five thousand dollars (\$5,000)" and inserting in lieu thereof the words and figures "four thousand dollars (\$4,000)."

Amend Section 3, page 2, at the end of line 24, by inserting after the word "diem" the following: "The number of pages of the Senate shall not exceed ten (10) and the number of pages of the House of Representatives shall not exceed fifteen (15)".

Amend Section 4, page 3, at the end of line 2, by striking out the words "per annum" and inserting in lieu thereof the following: "for the calendar year 1943 and each year thereafter Provided however that if any such appointee has received any compensation from the Commonwealth during the calendar year 1943 and prior to appointment under this Act while rendering secretarial services to the said floor leaders the amount of such appointee's salary for the said year 1943 shall be reduced by the amount of such compensation".

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

## YEAS—201

Alspach,	Flynn,	Lee,	Root,
Auker,	Foor,	Lelsey,	Rose, S.,
Baker,	Fox,	Leonard,	Rose, W. E.,
Barrett,	Freed,	Levy,	Rowley,
Barton,	Fullerton,	Leydic,	Royer,
Bentzel,	Garber,	Lichtenwalter,	Salus,
Boies,	Gardner,	Livingstone,	Sarge,
Bonawitz,	Gates,	Longo,	Sarraf,
Boorse,	Gillan,	Lovett,	Scanlon,
Boory,	Goodling,	Lyons,	Schuster,
Bower,	Goodwin,	Madigan,	Serrill,
Boyd,	Gorman,	Mahany,	Shaw,
Bradley,	Grant,	Maxwell,	Simons,
Bretherick,	Green,	McAtee,	Skale,
Brigerman,	Greenwood,	McClester,	Smith,
Brown,	Gross,	McKinney,	Snider,
Brunner, C. H.,	Gyger,	McMillen,	Sollenberger,
Brunner, P. A.,	Haberlen,	McSurdy,	Sorg,
Burns,	Hall,	Menna,	Stank,
Cadwalader,	Hamilton,	Mihm,	Stockham,
Calvin,	Hannon,	Miller,	Stonier,
Campbell,	Hare,	Mintess,	Swope,
Chervenak,	Harris,	Mock,	Tahl,
Chudoff,	Haudenshield,	Modell,	Tate,
Cohen,	Heatherington,	Mooney,	Taylor,
Coleman,	Helm,	Moore,	Thompson,
Cook,	Herman,	Moran,	Thrasher,
Cooper,	Hersch,	Moser,	Tiemann,
Cordier,	Hewitt,	Mulr,	Trent,
Corrigan,	Hocke,	Munley,	Trout,
Coulson,	Hoffman,	Murray,	Turbett,
Costa,	Hoggard,	Nowak,	Turner,
Croop,	Holmes,	O'Brien,	Van Allsburg,
Cullen,	Hoopes,	O'Connor,	Verona,
Dague,	Hunter, B. F.,	O'Dare,	Wachhaus,
Dalrymple,	Hunter, W. M.,	O'Neill,	Wagner, K. H.,
Denman,	Huntley,	Owens,	Wagner, P. L.,
Dennison,	Imbrie,	Petrosky,	Wallin,
Depuy,	Irvin,	Pettit,	Walton,
Dillon,	James,	Polaski,	Watkins,
Dix,	Jones,	Powers,	Weiss,
Duffy,	Kennedy,	Readinger,	Weish,
Elder,	Kirley,	Reagan,	Winnor,
Elliott,	Kitchen,	Reese, D. P.,	Wood, L. H.,
Ely,	Kolaniewicz,	Reese, R. E.,	Wood, N.,
Erb,	Kowalski,	Regan,	Worley,
Ewing,	Krepps,	Reilly,	Wright,
Flaglock,	Krise,	Reynolds,	Yeakel,
Finnerty,	Lane,	Riley,	Yester,
Flack,	Laughner,	Robertson,	Fiss,
Fleming,			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.

## BILLS ON THIRD READING

## BILL PASSED OVER

There being no objection House Bill No. 281, Printer's No. 31, was passed over at the request of Mr. Gyger.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 134, as follows:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by providing that said act shall not apply to certain war veterans' organizations or the subordinate units thereof

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

Section 1 Section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 871) is hereby amended to read as follows

Section 11 This act shall not apply to fraternal organizations incorporated under the laws of the Commonwealth religious organizations raising funds for religious purposes colleges schools universities war veterans' organizations or the subordinate units thereof recognized by the General Assembly labor unions municipalities or subdivisions thereof nor to charitable institutions or agencies required by the provisions of existing law to file reports with the Department of Welfare or with any other department or office of the Commonwealth

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:

## YEAS—201

Alspach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Lelsey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boies,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarraf,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,
Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,

Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy	Irvin,	Polaski,	Watkins,
Dillon	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliott	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Relly,	Wright,
Ewing	Krepps,	Reynolds,	Yeakel,
Figlock,	Krise,	Riley,	Yester,
Finnerly,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		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. 286, as follows:

An Act to further amend sections twenty fifty seventy-two and two hundred sixty-five of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth by further regulating the taking of fish from inland waters and the possession thereof

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

Section 1 Section twenty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the third day of June one thousand nine hundred forty-one (P. L. 81) is hereby further amended to read as follows

Section 20 Closed Seasons The following seasons are hereby established for

(a) Charr commonly called brook trout or any species of trout except lake or salmon trout beginning on the first day of August to five o'clock antemeridian on the fifteenth day of April next following There shall be no fishing of any sort whatsoever between the hour of five o'clock postmeridian on the fourteenth day of April and the hour of five o'clock antemeridian on the fifteenth day of April in any stream which has been stocked by the board with any of the fish for which this paragraph prescribes a season

(b) Lake trout or salmon trout from the thirtieth day of September to the thirtieth day of June next following both dates inclusive

(c) Small mouth and large mouth bass white bass crappie strawberry or calico bass pike-perch otherwise called walled-eyed pike or Susquehanna salmon pickerel muskellunge western and northern pike from the first day of December to the thirtieth day of June next following both dates inclusive Provided however That pickerel and perch may be caught and taken not exceeding the daily creel limits fixed by this act during the months of December and January but only when tip-ups are employed while fishing through holes in the ice

Section 2 Sections fifty and seventy-two of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 801) are hereby further amended to read as follows

Section 50 Devices to Catch Game-fish Bait-fish and Fish-bait No person shall use any device means or method whatsoever except as in this article otherwise provided

for taking fish from the waters within this Commonwealth except the following that is to say for

(a) Game-fish two rods and two lines and one hand line with not more than three hooks attached to either line

(b) Bait-fish and fish-bait two rods and two lines with not more than three hooks attached to each line a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than one opening which shall not exceed one inch in diameter The rods hooks and lines must be under the immediate control of the person using the same

(c) Pickerel and perch not more than five tips-up when fishing only through holes in the ice

(d) It shall be unlawful to take or attempt to take fish of any kind by the methods known as snatch-fishing foul hooking or snag-fishing or the taking or fishing for fish with hook or hooks baited or otherwise attached to rod or line or other device for the taking of or fishing for fish with any device whatsoever which may be used to capture any fish by engaging such device in to or with any part of the body of a fish

(e) Eels in rivers of this Commonwealth in addition to such rods and lines eel chutes from the first day of August to the last day of November in each year Sundays excepted but only from four o'clock in the afternoon to eight o'clock in the morning on such days when a special license therefor in addition to the regular fishing license has been first secured Eel chutes to be lawful shall not have any wings of netting of any kind or any cloth or wire netting but shall be constructed of wooden slats or lath which shall not be closer than one-half inch in the bottom Eel chutes shall not be more than five feet long and the width of entrance of an eel chute shall not be more than ten feet A metal tag issued at the time the special license is secured shall be securely fastened to the eel chute in a conspicuous place

No wing walls of stone or other material shall be constructed for more than three-fourths of the distance across any river The heads of no two wing walls when constructed side by side shall be closer together than a distance of twenty feet

All eel chutes must be kept free of rubbish and all game fish found therein must be immediately returned to the water of the river uninjured

During the hours of each day and on Sunday when the operation and use of eel chutes is not legal under this section a portion of the bottom of such chutes shall be removed to facilitate the unobstructed passage of fishes

(f) It shall be unlawful to take or attempt to take fish of any kind by trolling from a moving boat electrically propelled or propelled by an internal combustion motor

Section 72 Closed Season No person shall catch take or have in possession—the same being killed—any game-fish from the first day of December to the fourteenth day of June next ensuing both dates inclusive Provided however That pickerel and perch may be caught and taken not exceeding the daily creel limits fixed by this act during the months of December and January but only when tip-ups are employed while fishing through holes in the ice

Any person violating the provisions of sections seventy-one or seventy-two of this act shall on conviction in the manner provided in chapter fourteen of this act be subject to a penalty of five dollars for each and every fish caught killed or had in possession

In addition to such penalty the license of such person may be revoked for one year for the first offense and two or more years for the second offense at the discretion of the Board

Section 3 Section two hundred sixty-five of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 834) is hereby further amended to read as follows

Section 265 Sunday Fishing Lawful Exception It is lawful to fish in any of the waters wholly within or on the boundaries of this Commonwealth for any species of fish during the open season therefor with not more than two rods and two lines and one hand line with not more than three hooks attached to either line and [it is also lawful]

to take bait-fish and fish-bait with a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than one opening which shall not exceed one inch in diameter and it is also lawful to catch and take pickerel and perch when tip-ups are used while fishing through holes in the ice on the first day of the week commonly called Sunday if the consent of the owner or lessee of the land abutting on a stream or body of water and of the bed thereunder where the fishing is done has first been secured but no such consent shall be required to fish in the manner above provided in a stream or body of water on State owned or Federal lands nor in a river or body of water the bed of which is publicly owned except where the fishing is done from abutting land privately owned in which case the consent of the owner or lessee shall first have been secured It is unlawful to fish on any Sunday in any other manner than hereinbefore provided or in streams and waters contrary to the provisions of this section Any person violating any of the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of twenty-five dollars

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:

## YEAS—201

Alspach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Leisey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boles,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarra,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,
Bower,	Gooding,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliott,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Relly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeakel,
Flglock,	Krise,	Riley,	Yester,
Finnerty,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		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. 144, as follows:

An Act to add section three and one-tenth to the act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 817) entitled "An act authorizing and regulating the growth sale and distribution of forest tree seedlings and transplants by the Department of Forests and Waters regulating the use of such forest tree seedlings and transplants and imposing duties upon the Department of Agriculture with regard to the enforcement of this act" by providing for thinning operations or plantation improvement cutting operations in lands planted with trees purchased under said act and permitting free use or sale of the trees cut or removed in such operations

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

Section 1 The act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 817) entitled "An act authorizing and regulating the growth sale and distribution of forest tree seedlings and transplants by the Department of Forests and Waters regulating the use of such forest tree seedlings and transplants and imposing duties upon the Department of Agriculture with regard to the enforcement of this act" is hereby amended by adding thereto immediately after section three a new section to read as follows

Section 3.1 Notwithstanding the provisions of sections two and three of this act any purchaser of trees shall have the unrestricted right to sell or use such portion of them as has been cut or removed in a thinning operation or a plantation improvement cutting operation which has been approved by the Department of Forests and Waters

Applications for permission to engage in thinning operations or plantation improvement cutting operations shall be submitted in such form as prescribed by the department

All such thinning operations or plantation improvement cutting operations shall be conducted in accordance with the recommendations of the department

The department shall not grant permission to engage in any thinning operation or plantation improvement cutting operation unless it determines that the stand of trees to remain thereafter will be benefited

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:

## YEAS—201

Alspach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Leisey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boles,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarra,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,

Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bracley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burrs,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chevenak,	Harris,	Modell,	Tate,
Chucoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Muir,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliot,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Reilly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeaker,
Figlock,	Krise,	Riley,	Yester,
Finnety,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		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. 314, as follows:

An Act validating county treasurers' sales of real property for delinquent taxes when the reports and returns of such sales were made to the court of common pleas and confirmed finally but no record of such return appears in the office of the prothonotary

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

Section 1 Whenever heretofore any tract of land has been sold by the county treasurer of any county for the purpose of securing the payment of delinquent taxes which were assessed and levied against such land and the county treasurer in pursuance of such sale made return thereof and such return shows that it was presented to the court of common pleas of the proper county and was confirmed finally by such court or by the president judge thereof but the office of the prothonotary contains no record of the return of such sale to the said court such sale and such return thereof shall not be invalidated by reason of the lack of such record if in all other respects the laws relating to the holding of such sale were fully complied with and such treasurers' sales and all such returns thereof are hereby ratified confirmed and validated and the title to any such land purchased by any person or by the county commissioners of any county at such treasurers' sale is hereby declared to be as valid as if a proper record of such return had been entered in the prothonotary's office

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:

YEAS—201

Alspach,	Fleming,	Laughner,	Root,
Auker,	Flynn,	Lee,	Rose, S.,
Baker,	Foor,	Leisey,	Rose, W. E.,
Barrett,	Fox,	Leonard,	Rowley,
Barton,	Freed,	Levy,	Royer,
Bentzel,	Fullerton,	Leydic,	Salus,
Botes,	Garber,	Lichtenwalter,	Sarge,
Bonawitz,	Gardner,	Livingstone,	Sarra,
Boorse,	Gates,	Longo,	Scanlon,
Boory,	Gillan,	Lovett,	Schuster,
Bower,	Goodling,	Lyons,	Serrill,
Boyd,	Goodwin,	Madigan,	Shaw,
Bradley,	Gorman,	Mahany,	Simons,
Bretherick,	Grant,	Maxwell,	Skale,
Brice,	Green,	McAtee,	Smith,
Brigerman,	Greenwood,	McClester,	Snider,
Brown,	Gross,	McKinney,	Sollenberger,
Brunner, C. H.,	Gyger,	McMillen,	Sorg,
Brunner, P. A.,	Haberlen,	McSurdy,	Stank,
Burns,	Hall,	Menna,	Stockham,
Cadwalader,	Hamilton,	Mihm,	Stonier,
Calvin,	Hannon,	Miller,	Swope,
Campbell,	Hare,	Mintess,	Tahl,
Chevenak,	Harris,	Mock,	Tate,
Chudoff,	Haudenshield,	Modell,	Taylor,
Cohen,	Heatherington,	Mooney,	Thompson,
Coleman,	Helm,	Moore,	Thrasher,
Cook,	Herman,	Mcran,	Tiemann,
Cooper,	Hersch,	Mcser,	Trent,
Cordier,	Hewitt,	Muir,	Trout,
Corrigan,	Hocke,	Munley,	Turbett,
Costa,	Hoffman,	Murray,	Turner,
Coulson,	Hoggard,	Nowak,	Van Allsburg,
Croop,	Holmes,	O'Brien,	Verona,
Cullen,	Hoopes,	O'Connor,	Wachhaus,
Dague,	Hunter, B. F.,	O'Dare,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	O'Neill,	Wagner, P. L.,
Denman,	Huntley,	Owens,	Wallin,
Dennison,	Imbrie,	Petrosky,	Walton,
Depuy,	Irvin,	Pettit,	Watkins,
Dillon,	James,	Polaski,	Weiss,
Dix,	Jones,	Powers,	Welsh,
Duffy,	Kennedy,	Readinger,	Winner,
Elder,	Kirley,	Reagan,	Wood, L. H.,
Elliot,	Kitchen,	Reese, D. P.,	Wood, N.,
Ely,	Kolankiewicz,	Reese, R. E.,	Worley,
Erb,	Kowalski,	Regan,	Wright,
Ewing,	Krepps,	Reilly,	Yeaker,
Figlock,	Krise,	Reynolds,	Yester,
Finnety,	Lane,	Riley,	Fiss,
Flack,	Laughner,	Robertson,	Speaker.

NAYS—J

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. 193, entitled:

An Act to amend Section six hundred fifty-one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 372), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," permitting persons under the age of eighteen years to be present in bowling alleys.

On the question,

Will the House agree to the bill on third reading?

Mr. LLOYD H. WOOD. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

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

The Clerk read the amendments as follows:

Amend sec. 1 (Sec. 651), page 2, line 1, by striking out the bracket before the word "pool."

Amend sec. 1 (Sec. 651), page 2, line 1, by striking out the following: "] pool room or"

Amend sec. 1 (Sec. 651), page 2, line 2, by striking out the bracket before the word "bowling-saloon" and after the word "alley."

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

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

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

It was agreed to.

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

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 71, as follows:

An Act to amend section three of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 754) entitled "An act providing for the survey construction reconstruction improvement and maintenance of an Industrial State Highway between the cities of Chester and Philadelphia and making the same a part of the system of State Highways providing for the taking of certain roads and of certain private property therefor under the power of eminent domain and the payment of damages by certain counties and imposing certain powers and duties upon the Highway Commissioner and county commissioners" providing for ascertaining damages for the taking of private property and payment thereof in the same manner as provided by law in the case of State Highways

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

Section 1 Section three of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 754) entitled "An act providing for the survey construction reconstruction improvement and maintenance of an Industrial State Highway between the cities of Chester and Philadelphia and making the same a part of the system of State Highways providing for the taking of certain roads and of certain private property therefor under the power of eminent domain and the payment of damages by certain counties and imposing certain powers and duties upon the Highway Commissioner and county commissioners" is hereby amended to read as follows

Section 3 In carrying out the provisions of this act the [State Highway Commissioner] Department of Highways shall possess all the powers now by law vested in [him] it in relation to the laying out constructing reconstructing improvement and maintenance of State highways and State-aid highways and in addition thereto [he] it shall have and is hereby authorized to exercise the rights of eminent domain for the purpose of condemning and taking private property for any purpose connected with the location relocation widening construction reconstruction improvement or maintenance of said industrial highway The damages for the taking of private property shall be ascertained and paid as pro-

vided by law for damages for the taking of private property in the case of State highways

Provided That before any private property is condemned and taken for said purposes the State Highway Commissioner shall notify the proper board of county commissioners of the proper county within which said property lies in writing of his intention to condemn and take said land whereupon the said commissioners when possible shall enter into an agreement with the owner or owners of said property as to the amount of damage to be paid to said owner or owners which damage if agreed upon shall be paid by the proper county as to property lying within its limits or in case an agreement satisfactory to said county commissioners and the said owner or owners cannot be made the State Highway Commissioner may proceed with the work of construction or improvement and the owner or owners of said property so taken may present their petition to the court of quarter sessions for the appointment of viewers to ascertain and assess damages due therefor The proceedings upon said petition and by said viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for laying out and opening public highways and such damages when ascertained shall be paid by the county in which said property or highway is located

Provided That the county commissioners or any other party to such proceedings may appeal from the award of the viewers to the court of common pleas and shall be entitled to a trial by jury From the judgment of the court of common pleas an appeal may be had to the Supreme or Superior Court as in other cases

Any State funds appropriated or available for the construction improvement and maintenance of State highways and for the payment of damages for the taking of private property therefor shall be available and are hereby appropriated for the construction improvement and maintenance of said Industrial State Highway and for the payment of damages for the taking of private property therefor

Section 2 The provisions of this act shall become effective immediately upon its final enactment and shall apply in the case of all damages for the taking of private property heretofore incurred that have not heretofore been paid

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:

YEAS—201

Alsopach.	Fleming.	Lee.	Root.
Auker.	Flynn.	Lelsey.	Rose, S.
Baker.	Foor.	Leonard.	Rose, W. E.
Barrett.	Fox.	Levy.	Rowley.
Barton.	Freed.	Leydie.	Royer.
Bentzel.	Fullerton.	Lichtenwalter.	Salus.
Boies.	Garber.	Livingstone.	Sarge.
Bonawitz.	Gardner.	Longo.	Sarraf.
Boorse.	Gates.	Lovett.	Scanlon.
Boory.	Gillan.	Lyons.	Schuster.
Bower.	Goodling.	Madigan.	Serrill.
Boyd.	Goodwin.	Mahany.	Shaw.
Bradley.	Gorman.	Maxwell.	Simons.
Bretherick.	Grant.	McAtee.	Skale.
Brice.	Green.	McClester.	Smith.
Brigerman.	Greenwood.	McKinney.	Snider.
Brown.	Gross.	McMillen.	Soilenberger.
Brunner, C. H.	Gyger.	McSurdy.	Sorg.
Brunner, P. A.	Haberlen.	Menna.	Stank.
Burns.	Hall.	Mihm.	Stockham.
Cadwalader.	Hamilton.	Miller.	Stonier.
Calvin.	Hannon.	Mintess.	Swope.
Campbell.	Hare.	Mock.	Tahl.
Chervenak.	Harris.	Modell.	Tate.
Chudoff.	Haudenshield.	Mooney.	Taylor.
Cohen.	Heatherington.	Moore.	Thompson.
Coleman.	Helm.	Moran.	Thrasher.

Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dagua,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dairyple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denmac,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Weish,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Ellott,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Reilly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeakel,
Figlock,	Krise,	Riley,	Yester,
Finnerty,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		

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. 369, as follows:

An Act to amend section seven hundred eleven 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" reducing the fee for registrations issued in the "Dealer's Class"

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

Section 1 Section seven hundred eleven 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" is hereby amended to read as follows

Section 711 Manufacturers Jobbers and Dealers The fee shall be five (\$5.00) dollars for each registration issued to manufacturers jobbers or dealers in motorcycles and bicycles with motor attached registered in the "Dealer's Class"

The fee shall be [twenty-five (\$25.00)] fifteen (\$15.00) dollars for each of the first two registrations and five (\$5.00) dollars for each additional annual registration issued to manufacturers jobbers or dealers in motor vehicles trailers and semi-trailers registered in the "Dealer's Class"

The fees for such registrations when registration is issued on or after the beginning of the seventh month of the registration year but prior to the beginning of the tenth month of the registration year shall be one-half (1/2) of the fee for annual registration The fee for such registrations when registration is issued on or after the beginning of the tenth month of the registration year shall be one-fourth (1/4) of the fees herein specified

Section 2 The provisions of 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:

YEAS—201

Alspach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Lelsey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boles,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarraf,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,
Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dairyple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,

Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliott,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Relly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeakel,
Figlock,	Krise,	Riley,	Yester,
Finnerty,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		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. 373, as follows:

An Act to further amend 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 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 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" changing the definition of "dealer" providing for the issuance and use of temporary registration cards and temporary registration plates or markers and prescribing penalties

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

Section 1 Section one hundred and 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" as last amended by the act approved the twenty-seventh

day of June one thousand nine hundred and thirty-nine (P. L. 1135) is hereby further amended to read as follows

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

"Approved" Having been favorably passed upon by the secretary as suitable for the purpose designed

"Auxiliary Driving Lamp" A complete road illuminating device in addition to or supplementing the head lamps located upon the front of a motor vehicle

"Bicycle With Motor Attached" Every vehicle except a motorcycle as herein defined which is self-propelled by an engine not exceeding four (4) horsepower

"Business District" The territory contiguous to a highway when fifty (50) percent or more of the frontage thereon for a distance of three hundred (300) feet or more is occupied by buildings in use for business

"Chassis" The chassis of a motor vehicle to be propelled by an internal combustion or steam engine shall consist of an assembly of all essential parts with protective housings ready for operation on the highway including as minimum equipment a set of tires attached to wheels driver's seat including cab front wheel fenders running board or mounting step tool compartment priming coat on all parts to be painted pair of front lamps and one rear lamp license brackets jack and a set of tools commonly used for making adjustments and minor repairs on the highway water oil and fuel

"Clearance Lamp" A lamp or lamps so arranged to show white green or amber to the front and red to the rear

"Commercial Motorcycle" Every motorcycle designed to travel on three wheels in contact with the ground and designed for carrying freight merchandise implements or articles of any kind or service in connection with calling for and delivering automobiles to patrons

"Commercial Motor Vehicle" Any motor vehicle designed for carrying freight or merchandise Provided however That a motor vehicle originally designed for passenger transportation to which has been added a removable box body without materially altering said motor vehicle when owned and used by a farmer shall not be deemed a "commercial motor vehicle" for the purpose of this act And further provided That any motor vehicle of the bus type operated under contract with or owned by any school district of this Commonwealth for the transportation of school children shall be deemed a "commercial motor vehicle"

"Crosswalk" That portion of a highway ordinarily included within the prolongation of curb and property lines at intersections or any portion of a highway clearly indicated for pedestrian crossing by lines or other markings on the surface

"Cushion Rubber Tire" A tire molded on a steel base having a longitudinal cavity running circumferentially at the center line of the tire extending from its base with a height of no less than one half the overall standing height of the tire such tires when new being no less than four and one-half (4½) inches high over all including steel base

"Dealer" [Any person firm corporation or association engaged in the purchase and sale of motor vehicles trailers and semi-trailers and who has an established place of business or any person regularly engaged in the business of transporting new vehicles on their own wheels and who has an established place of business] (1) A person actively and principally engaged in and devoting a substantial portion of his time to the business of buying selling or exchanging new motor vehicles trailers or semi-trailers on commission or otherwise who maintains a sales-room or garage devoted principally to the motor vehicle business and who holds a contract in writing with a manufacturer giving such person selling rights for new motor vehicles trailers or semi-trailers or with a jobber of such vehicles who as such jobber holds a manufacturer's fran-

chise or contract giving selling rights on new motor vehicles trailers or semi-trailers in this Commonwealth or (2) a person actively and principally engaged in and devoting a substantial portion of his time to the business of buying selling or exchanging used motor vehicles trailers or semi-trailers and who maintains a salesroom garage or used car lot actually occupied by such person either continuously or at regular intervals and upon which or adjacent thereto is a building owned or rented by such person where his books and records are kept and which is devoted principally to the motor vehicle business in which the repair of motor vehicles is subordinate or incidental to the business of buying selling or exchanging the same or (3) any person regularly engaged in the business of transporting new motor vehicles trailers or semi-trailers on their own wheels and who has an established place of business or (4) a person who is duly authorized to do business in this Commonwealth and is actively engaged in the business of financing sales or making loans on security of motor vehicles Provided however That a person entitled to dealer registration under clause (3) hereof may only use dealer's registration plates for the purpose of transporting new motor vehicles trailers or semi-trailers on their own wheels and a person entitled to dealer registration under clause (4) hereof may only use dealer's registration plates for the purpose of moving or operating a motor vehicle trailer or semi-trailer which he is repossessing or which after repossession he is moving for the purpose of repairing or having repaired demonstrating for sale or which he is moving for delivery to a bona fide purchaser in the regular course of his business

"Department" The Department of Revenue of this Commonwealth

"Emergency Brake" The means of applying braking effort to at least two (2) wheels on a motor vehicle normally operated by the operator's hand Provided however That where there are two (2) brakes both designed to be operated by the foot the one (1) equipped with a ratchet or other device for holding the brake in the applied position shall be considered the "Emergency Brake" and the requirements shall be the same as herein set forth

"Essential Parts" All integral parts and body parts the removal alteration or substitution of which will tend to conceal the identity or substantially alter the appearance of the vehicle

"Explosives" Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion that contains any oxidizing and combustible units or other ingredients in such proportions quantities or packing that any ignition by fire by friction by concussion by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb

"Flammable Liquid" Any liquid which has a flash point of seventy degrees Fahrenheit or less as determined by a tabliabue or equivalent closed cup test device

"Foreign Vehicles" Every motor vehicle trailer or semi-trailer which shall be brought into this Commonwealth otherwise than in the ordinary course of business by or through a manufacturer or dealer and which has not been registered in this Commonwealth

"Gross Weight" The combined weight of the vehicle or combination of vehicles and its or their load or loads exclusive of the operator

"Headlamp" A complete road illuminating device located upon the front of a motor vehicle the rays from which are projected forward other than a sidelight auxiliary driving lamp searchlight or spot lamp

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel The term "highway" shall not be deemed to include a roadway or driveway upon

grounds owned by private persons colleges universities or other institutions

"Intersection" The area embraced within the prolongation of the lateral curb lines or if none then the lateral boundary lines of two or more highways which join one another at an angle whether or not one such highway crosses the other

"Jobber" Any person firm corporation or association engaged in the purchase and sale of new motor vehicles trailers or semi-trailers and their sale directly to dealers

"Learner's Permit" A permit issued to any person to learn to operate a motor vehicle or tractor

"Local Authorities" Every county municipal and other local board or body having authority to adopt local police regulations under the Constitution and laws of this Commonwealth

"Magistrate" A mayor burgess magistrate alderman justice of the peace or other officer having the powers of a committing magistrate

"Manufacturer" Every person engaged in the business of manufacturing motor vehicles trailers semi-trailers motors or bodies of such vehicles

"Mechanical Signal" A moveable device operated mechanically or by the driver and so constructed and arranged as to give a cautionary or direction signal to the front and rear

"Metal Tires" All tires the surface of which in contact with the highway is wholly or partly of metal or other hard non-resilient material

"Motor Bus" Shall include all motor vehicles operated for the carriage of passengers for hire by individuals associations copartnerships or corporations required under the laws of this Commonwealth to obtain certificate of public convenience from the Public Utility Commission of the Commonwealth of Pennsylvania before engaging in the carriage of passengers for hire or by individuals associations copartnerships or corporations who or which were engaged in the business of carrying passengers for hire as common carriers prior to the first day of January one thousand nine hundred and fourteen

"Motorcycle" Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground except any such vehicle as may be included within the term "tractor"

"Motor Omnibus" Shall include all motor vehicles operated for the carriage of passengers for hire by individuals associations copartnerships or corporations who or which were not engaged in the carriage of passengers for hire as common carriers prior to the first day of January one thousand nine hundred and fourteen and who or which are not required under the laws of this Commonwealth to obtain from the Public Utility Commission of the Commonwealth of Pennsylvania certificate of public convenience for the carriage of passengers for hire or motor vehicle of the bus type not operated for the carriage of passengers for hire except as herein provided This definition shall not include or apply to any motor vehicle operated under contract with any school district of this Commonwealth for the transportation of school children such motor vehicles to come within the definitions of commercial motor vehicles or motor vehicles

"Motor Vehicles" Every vehicle as herein defined which is self-propelled except tractors power shovels road rollers agricultural machinery and vehicles which move upon or are guided by a track or travel through the air

"New Motor Vehicle" Every motor vehicle which is not defined as a reconstructed rebuilt or used motor vehicle

"Nonresident" Any person not a resident of this Commonwealth

"Obscured Registration Plate" Every registration plate the characters on which are not legible in daylight at a distance of fifty (50) feet from the front or rear of the motor vehicle on the line of the axis of the vehicle on an approximately level stretch of highway

**"Operator"** Every person who is in actual physical control of a motor vehicle or tractor upon a highway

**"Operator's License"** The license issued to any person to operate a motor vehicle or tractor

**"Overtake"** A vehicle or combination of vehicles shall be deemed to overtake another vehicle or combination of vehicles when all of the vehicle and its load or all of the combination of vehicles and their loads move so that any part of the vehicle or its load or any part of the combination of vehicles or their loads is opposite to or alongside of any other moving vehicle or its load or combination of vehicles or their loads being operated in the same direction as the overtaking vehicle or combination of vehicles

**"Owner"** A person or persons holding the legal title of a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof or other like agreement with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee then such conditional vendee or lessee shall be deemed the owner for the purpose of this act

**"Parking"** The standing of a vehicle except police or fire department vehicle or ambulance whether occupied or not upon a highway otherwise than temporarily for the purpose and while actually engaged in loading or unloading or in obedience to traffic regulations or traffic signs or signals

**"Parking Lamp or Clearance Lamp"** A lamp or lamps so arranged to show white green or amber to the front and red to the rear

**"Pass"** A vehicle or combination of vehicles shall be deemed to pass another vehicle or combination of vehicles when all of the vehicle and its load or all of the combination of vehicles and their loads moves by or in advance of any moving vehicle and its load or combination of vehicles and their loads being operated in the same direction as the passing vehicle or combination of vehicles

**"Passenger Seat"** Each sixteen (16) inches of seating capacity in any motor omnibus or motor bus

**"Peace Officer"** A sheriff deputy sheriff constable member of the Pennsylvania Motor Police or other police officer vested with authority of arrest

**"Pedestrian"** Any person afoot

**"Person"** Every natural person firm copartnership association or corporation

**"Pneumatic Tires"** All tires inflated with compressed air

**"Private Road or Driveway"** Every road or drive not open to the use of the public for purposes of vehicular travel

**"Railway Grade Crossing"** Any set of tracks or rails of any steam gasoline or electric railway line which intersects or crosses any highway at the same level or grade of such highway except electric railway lines within cities boroughs or incorporated towns

**"Rear Lamp"** A lamp located upon the rear of a motor vehicle trailer or semi-trailer so arranged as to show red to the rear and illuminate the rear registration plate

**"Rebuilt Motor Vehicle"** Every motor vehicle which shall have been assembled by using new parts and used parts derived from other motor vehicles of the same make and rebuilt by the manufacturer thereof

**"Reconstructed Motor Vehicle"** Any motor vehicle which shall have been assembled or constructed largely by means of essential parts new or used derived from other motor vehicles or makes of motor vehicles of various names models and types or which if originally otherwise constructed shall have been materially altered by the removal of essential parts or by the addition or substitution of essential parts new or used derived from other motor vehicles or makes of motor vehicles

**"Registration Card"** Includes temporary registration card as well as other registration cards

**"Registration Plates or Markers"** Includes temporary registration plates or markers as well as other registration plates

**"Residence District"** The territory contiguous to a highway not comprising a business district when the frontage on such highway for a distance of three hundred (300) feet or more is closely built up with dwellings or by dwellings and buildings in use for business

**"Resident"** Any person who has a regular place of abode or business in the Commonwealth for a period of more than thirty (30) consecutive days in the year except as otherwise provided in sections four hundred nine and six hundred three

**"Right of Way"** The privilege of the immediate use of the highway

**"Safety Zone"** The area of space officially set aside within a highway for the exclusive use of pedestrians and which is so plainly marked or indicated by proper signs as to be plainly visible at all times while set apart as a safety zone

**"Secretary"** The Secretary of Revenue of this Commonwealth

**"Semi-Trailer"** Every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another vehicle

**"Service Brake"** The means of applying braking effort to at least two (2) wheels on a motor vehicle normally operated by the operator's foot

**"Sidelights"** Any lights upon a motor vehicle other than the headlamp or auxiliary driving lamp or searchlight or spot lamp the rays of which project forward

**"Sign"** Any device mark marker board plate or other contrivance designed for the purpose of guiding traffic or informing of a traffic regulation

**"Signal Lamp"** A lamp located upon the side or rear of a motor vehicle so arranged to show red green or yellow to the rear as a cautionary signal

**"Solid Rubber Tire"** Every tire made of rubber other than a pneumatic tire or a cushion rubber tire

**"Specially Constructed Vehicle"** Any vehicle which shall not have been originally constructed under a distinctive name make model or type by a generally recognized manufacturer of vehicles

**"Spot Lamp"** An auxiliary illuminating device either fixed or movable intended to project a powerful concentrated beam of light

**"State"** A State territory organized or unorganized or district of the United States of America

**"Street Car"** Every device traveling exclusively upon rails when upon or crossing a highway other than railroad cars or trains

**"Tractor"** Every vehicle of the tractor type as defined in the Tractor Code

**"Traffic"** Pedestrians vehicles and street cars either singly or together while using any highway for purposes of travel

**"Traffic Signal"** Any device using words or colored lights or a combination thereof either manually or electrically controlled by which traffic is alternately directed to stop and go

**"Trailer"** Every vehicle without motive power designed to carry property or passengers wholly on its own structure and to be drawn by a motor vehicle

**"Truck Tractor"** Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn

**"Used Motor Vehicles"** Every motor vehicle which has been sold bargained exchanged given away or title transferred from the person who first acquired it from the manufacturer or jobber or dealer and so used as to have become what is commonly known as "second-hand" within the ordinary meaning thereof

"Vehicle" Every device in upon or by which any person or property is or may be transported or drawn upon a public highway excepting tractors agricultural machinery devices moved by human power or used exclusively upon stationary rails or tracks Provided That for the purpose of Article X of this act a bicycle or a ridden animal or a tractor or any other device moving upon wheels on a public highway except a device moving upon wheels upon stationary rails or tracks on a public highway shall be deemed a vehicle

Section 2 Section four hundred and eleven of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred and thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards (a) Upon transfer of ownership or the destruction of any motor vehicle trailer or semi-trailer the registration shall expire (b) When transfer of registration plates is made from one motor vehicle to another owned by the same person application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card (c) The application shall contain the full name and the actual or bona fide address of the owner together with the name manufacturer's serial number engine number the character of the motive power and the horsepower or seating capacity and in the case of a commercial motor vehicle the gross weight of the chassis as given and certified to by the manufacturer and in the case of electric commercial motor vehicles the gross maximum weight of chassis battery body and load as given and certified to by the manufacturer and in the case of trailers and semi-trailers the combined weight of the chassis and body and also such description of the motor vehicle trailer or semi-trailer including lamps and other equipment as the secretary shall require The application shall be signed by the owner if a natural person and in the case where the owner is a corporation copartnership or association by an executive officer thereof or some person specifically authorized by the said corporation copartnership or association to sign the same

(d) When a transfer of registration is made the owner shall be given a transfer registration card and new registration number if transfer is made to another classification [Immediately upon receipt of such transfer registration card the owner shall return to the department the original registration card unless such card has been lost or destroyed]

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

(f) The secretary shall allow the use of temporary registration cards pending the receipt of an annual registration card from the department which shall be valid for all purposes of this act but which shall be void upon the receipt of an annual registration card Temporary registration cards shall be delivered to any notary public magistrate or dealer who shall have the authority to issue such temporary registration cards to any person upon the transfer of ownership of a motor vehicle Provided however That the secretary shall have the authority to suspend the privilege of any such notary public magistrate or dealer to issue temporary registration cards and upon suspension of such privilege the secretary shall require the surrender of any temporary registration cards that such person shall have in his possession upon a find-

ing by the secretary that such person has issued a temporary registration card containing a misstatement of fact or has issued a card in violation of any of the regulations promulgated by the secretary under authority of this subsection Temporary registration cards shall set forth the name and address of the owner of the vehicle the registration number the make engine number and manufacturer's number of the vehicle from which transfer of registration is desired and the make engine number and manufacturer's number of the vehicle that has been purchased the date of issuance of such temporary registration card and any other information that the secretary may require The secretary shall have the power to make such rules and regulations not inconsistent herewith as he shall deem necessary for the purpose of carrying out the provisions of this subsection

(g) It shall be unlawful for any notary public magistrate or dealer knowingly to issue a temporary registration card to any person containing any misstatement of fact

(h) It shall be unlawful for any person making an application of transfer of registration or for any person authorized to present such application to fail to forward or cause to be forwarded to the department such application within forty-eight (48) hours after the transfer of registration plates is made from one motor vehicle to another owned by the same person

Penalty Any person violating any of the provisions of subsection (b) [or] (d) (f) (g) or (h) of this section or any rule or regulation made by the secretary in accordance with subsection (f) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 Section five hundred and seven of said act is hereby amended to read as follows

Section 507 Temporary Use of Registration Plates Pending Transfer After the transfer of registration plate or plates from a motor vehicle trailer or semi-trailer to another motor vehicle trailer or semi-trailer owned by the same owner the owner or operator shall not for a period of twenty (20) days be subject to a fine for the operation of the latter motor vehicle trailer or semi-trailer without the proper transfer registration card for the registration plate or plates displayed provided he shall have made application to the department as required in this act within forty-eight (48) hours after said transfer of registration plate or plates for transfer of the registration and provided he shall upon prosecution make an affidavit or testify under oath to that effect

Section 4 Said act is hereby amended by adding thereto after section five hundred and ten a new section to read as follows

Section 511 Temporary Registration Plates or Markers

(a) The Secretary shall subject to the limitations and conditions hereinafter set forth deliver temporary registration plates or markers to dealers when the application therefor is accompanied by the fee prescribed in this act Such application shall be made upon a form prescribed and furnished by the department Dealers subject to the limitations and conditions hereinafter set forth may issue such temporary registration plates or markers to owners of vehicles provided that such owners shall comply with the pertinent provisions of this section

(b) Every dealer who has made application for temporary registration plates or markers shall maintain in permanent form a record of all temporary registration plates or markers delivered to him and shall also maintain in permanent form a record of all temporary registration plates or markers issued by him and in addition thereto shall maintain in permanent form a record of any other information pertaining to the receipt or the issuance of temporary registration plates or markers that the secretary may require Each record shall be kept for a period of at least three (3) years from the date of entry of such

record Every dealer shall allow full and free access to such records during regular business hours to duly authorized representatives of the department and to peace officers

(c) Every person who issues temporary registration plates or markers shall on the day that he issued such plates or markers send to the department a copy of the temporary registration plate or marker application properly executed by such dealer and the owner

(d) A person shall not issue assign transfer or deliver temporary registration plates or markers to any one other than the bonafide purchaser or owner of the vehicle to be registered nor shall a person issue temporary registration plates or markers unless previous to or at the same time that the dealer sends to the department a copy of the executed temporary registration plate or marker application the owner has sent or sends a bonafide application for annual registration nor shall a person issue temporary registration plates or markers to any one possessed of annual registration plates for a vehicle that has been sold or exchanged nor shall a person who has been convicted of a violation of section six hundred and twenty (j) of this act issue temporary registration plates or markers to any person nor make application for or receive any temporary registration plates or markers for the purpose of issuance to an owner nor shall a person who has been convicted of three or more violations of the provisions of this section make application for or issue any temporary registration plates or markers nor shall a dealer lend to any one or use on any vehicle that he may own temporary registration plates or markers It shall be unlawful for any person to issue any temporary registration plate or marker or plates or markers containing any misstatement of fact or knowingly to insert any false information upon the face thereof

(e) Every person who issues temporary plates or markers shall affix or insert clearly and indelibly on the face of each temporary registration plate or marker on the date of issuance and expiration and the make and serial number of the vehicle for which issued

(f) Every person who makes application for temporary registration plates or markers shall execute the temporary registration plate or marker application and shall return such application to the dealer from whom the vehicle to be registered has been or will be purchased

(g) Every person who makes application for temporary registration plates or markers shall execute and send an application for annual registration plates to the department previous to or at the same time that the dealer sends to the department a copy of the executed temporary registration certificate but in no event shall such application for annual registration plates be made later than the day on which the temporary registration plates or markers are issued to such owner

(h) Every person to whom temporary registration plates or markers have been issued shall permanently destroy such temporary registration plates or markers immediately upon receiving the annual registration plates from the department Provided That if the annual registration plates are not received within twenty (20) days of the issuance of the temporary registration plates or markers the owner shall notwithstanding immediately upon the expiration of such twenty (20) day period permanently destroy the temporary registration plates or markers

(i) Temporary registration plates or markers shall expire and become void upon the receipt of the annual registration plates from the department or upon the rescission of a contract to purchase a motor vehicle or upon the expiration of twenty (20) days from the date of issuance depending upon whichever event shall first occur No refund or credit or fees paid by dealers to the department for temporary registration plates or markers shall be allowed except in the event that the secretary discontinues the issuance of temporary registration plates or markers dealers returning temporary registration

plates or markers to the department may petition for refund or a credit thereof

(j) The secretary shall have the power to make such rules and regulations not inconsistent herewith as he shall deem necessary for the purpose of carrying out the provisions of this section

Penalty Any person violating any of the provisions of subsections (b) (c) (d) or (e) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution for the first offense fifty (\$50) dollars and costs of prosecution for any subsequent offense and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days and upon conviction of a third offense no temporary registration plates or markers shall thereafter be delivered to such person for the purpose of issuing such plates or markers to an owner nor shall such person thereafter issue any temporary registration plates or markers Any person violating any of the provisions of subsections (f) (g) or (h) of this section or any rule or regulation made by the secretary as hereinbefore provided shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution for the first offense and twenty-five (\$25) dollars and costs of prosecution for any subsequent offense and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 5 Said act is hereby amended by adding thereto after Section seven hundred and two a new section to read as follows

Section 702.1 Fee for Temporary Registration The fee for the temporary registration of motor vehicles shall be twenty-five (25c) cents for each set issued and dealers may purchase no less than five (5) sets of temporary registration plates or markers at any one time

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:

YEAS—201

Alsbach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Lelsey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Benzel,	Fullerton,	Lichtenwalter,	Salus,
Boies,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarraf,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,
Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,

Dagte,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Dennan,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depur,	Irvin,	Polaski,	Watkins,
Dillor,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliot,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Reilly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeakel,
Figlock,	Krise,	Riley,	Yester,
Finney,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		Speaker.

NAYS—0

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

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

BILLS PASSED OVER

There being no objection House Bill No. 232, Printer's No. 43, was passed over at the request of Mr. IRVIN.

There being no objection House Bill No. 312, Printer's No. 49, was passed over at the request of Mr. IRVIN for Mr. MENNA.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 115, as follows:

An Act to further amend 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" by permitting the use of red signal lights and sound devices on certain additional vehicles changing the provisions concerning rights of way and providing penalties

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

Section 1 Section eight hundred nine 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 operations 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 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" as amended by section two of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 751) is hereby further amended to read as follows

Section 809 Red Light Visible From in Front of Vehicles No person shall operate or move any vehicle except fire department [and] fire patrol apparatus or the private vehicles of those chiefs of fire departments assistant chiefs of fire departments or fire marshals who in accordance with a statement filed with the Pennsylvania Motor Police prior thereto use the same for answering fire or emergency calls upon a highway with a red light displayed on the front thereof

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

Section 2 Section eight hundred fourteen of said act is hereby amended to read as follows

Section 814 Horns and Warning Devices

(a) Every motor vehicle when operated upon a highway shall be equipped with a horn or other warning device in good working order capable of emitting sound audible under normal conditions from a distance of not less than two hundred (200) feet and it shall be unlawful except as otherwise provided in this act for any vehicle to be equipped with or for any person to use upon a vehicle any siren bell compression or sparkplug whistle or for any person at any time to use a horn or other warning devices otherwise than as a reasonable warning or to make an unnecessary or unreasonably loud or harsh sound by means of a horn or other warning device

(b) Every police [and] fire department and fire patrol vehicle [and every] ambulance or the private vehicle of the chief of any fire department assistant chief of any fire department or fire marshal who in accordance with a statement filed with the Pennsylvania Motor Police prior thereto uses the same for answering fire or emergency calls may be equipped with a bell siren compression or spark plug whistle of a type approved by the secretary

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

Section 3 Section one thousand fourteen of said act as amended by section two of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 751) is hereby further amended to read as follows

Section 1014 Exceptions to the Right of Way Rule

(a) The driver of a vehicle entering a highway from a private road or drive shall yield the right of way to all vehicles approaching on such highway

(b) The driver of a vehicle upon a highway shall yield the right of way to police [and] fire department vehicles [and] ambulances and the private vehicles of those chiefs of fire departments assistant chiefs of fire departments and fire marshals who signify in writing their intention to use such vehicles while answering fire or

emergency calls and file the written declaration prior to such use thereof with the Pennsylvania Motor Police when such vehicles are operated upon official business and the drivers thereof sound audible signal. This provision shall not operate to relieve the driver of [a police or fire department vehicle or ambulance] any such vehicle from the duty to drive with due regard for the safety of all persons using the highway nor shall it protect the driver of any such vehicle from the consequence of any arbitrary exercise of such right of way.

(c) The driver of vehicle entering a through highway or stop intersection which has been established as such under provisions of this act shall yield the right of way to all vehicles approaching in either direction on such through highway. This provision shall not operate to relieve the driver of any vehicle being operated on a through highway from the duty to drive with due regard for the safety of vehicles entering such through highway nor shall it protect the driver of any vehicle on a through highway from the consequence of an arbitrary exercise of such right of way.

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

Section 4 Section one thousand fifteen of said act as last amended by section three of the act approved the twenty-ninth day of June one thousand nine hundred and thirty-seven (P. L. 2329) is hereby further amended to read as follows:

Section 1015 What to do on Approach of Police or Fire Department Vehicle

(a) Upon the approach of any police [or] fire department vehicle [or] ambulance or the private vehicle of the chief of any fire department assistant chief of any fire department or fire marshal who in accordance with a statement filed with the Pennsylvania Motor Police prior thereto uses the same for answering fire or emergency calls giving audible signal the driver of every other vehicle shall immediately drive the same to a position as near as possible and parallel to the right-hand edge or curb of the highway clear of any intersection of highways and shall stop and remain in such position unless otherwise directed by a peace officer until [the police or fire department vehicle or ambulance] such vehicle shall have passed.

(b) It shall be unlawful for the driver of any vehicle street car or trackless trolley omnibus other than one on official business to follow any fire apparatus traveling in response to a fire alarm closer than five hundred (500) feet or to park such vehicle within five hundred (500) feet where fire apparatus has stopped in answer to a fire alarm.

(c) Upon the approach of any police [or] fire department vehicle [or] ambulance or the private vehicle of the chief of any fire department assistant chief of any fire department or fire marshal who in accordance with a statement filed with the Pennsylvania Motor Police prior thereto uses the same for answering fire or emergency calls giving audible signal the operator of every street car or trackless trolley omnibus shall immediately stop and remain in such position unless otherwise directed by a peace officer until [the police or fire department vehicle or omnibus] such vehicle shall have passed.

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

Section 5 All acts and parts of acts inconsistent herewith are hereby repealed.

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:

YEAS—201

Alsopach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Lelsey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boies,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarraf,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Scherster,
Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenschild,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Muir,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Allsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dalrymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrle,	Petit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,	Kennedy,	Reagan,	Winner,
Elder,	Kirley,	Reese, D. P.,	Wood, L. H.,
Elliott,	Kitchen,	Reese, R. E.,	Wood, N.,
Ely,	Kolankiewicz,	Regan,	Worley,
Erb,	Kowalski,	Reilly,	Wright,
Ewing,	Krepps,	Reynolds,	Yeakel,
Figlock,	Krise,	Riley,	Yester,
Finnerty,	Lane,	Robertson,	Fiss,
Flack,	Laughner,		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. 279, as follows:

An Act to amend sections one two and twenty-six of the act approved the fifth day of June one thousand nine hundred and forty-one (P. L. 84) entitled "An act providing for and regulating the appointment promotion and reduction in rank suspension and removal of paid members of the police force in boroughs incorporated towns and townships of the first class maintaining a police force of not less than three members creating a civil service commission in each borough incorporated

town and township of the first class defining the duties of such civil service commission imposing certain duties and expense on boroughs incorporated towns and townships of the first class imposing penalties and repealing inconsistent laws" by making said act applicable permanently to all boroughs incorporated towns and townships of the first class which maintain a police force and saving certain provisions of law from repeal.

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

Section 1 Sections one two and twenty-six of the act approved the fifth day of June one thousand nine hundred and forty-one (P. L. 84) entitled "An act providing for and regulating the appointment promotion and reduction in rank suspension and removal of paid members of the police force in boroughs incorporated towns and townships of the first class maintaining a police force of not less than three members creating a civil service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expense on boroughs incorporated towns and townships of the first class imposing penalties and repealing inconsistent laws" are hereby amended to read as follows

Section 1 Appointments Etc In police Forces in Boroughs Incorporated Towns and Townships of the First Class [This act shall not apply to any borough incorporated town or township of the first class having a police force of less than three members] Hereafter each and every appointment to and promotion in the police force in every borough incorporated town and township of the first class (hereinafter called a municipality) shall be made only according to qualifications and fitness to be ascertained by examinations which shall be competitive as hereinafter provided

[The provisions of this act and of any amendments or supplements thereto shall be in effect as to boroughs only while sections 1125 1127 and 1128 as now contained in "The General Borough Act" are in force subject however to the method of appointment and removal hereinafter provided]

No person shall hereafter be suspended removed or reduced in rank as a paid employe in any police force of any municipality except in accordance with the provisions of this act

Notwithstanding the provisions of this section all appointments of any person made to take the place of a member of the police force serving in the armed forces of the United States during the war in which the United States is now engaged shall be temporary and shall continue only until the person whose place is filled shall return from such service and shall request reinstatement to his former position and in all other cases where appointments have been made since the effective date of this act new appointments shall be made one year after the cessation of hostilities of the war in which the United States is now engaged and all prior appointees who have not qualified under the provisions of the act to which this is an amendment since the cessation of hostilities shall be replaced by persons who have so qualified

Section 2 Civil Service Commission Created Appointments Vacancies There is hereby created in each borough incorporated town and township of the first class where a police force [of not less than three members] is being maintained a civil service commission hereinafter referred to as the commission Each commission shall consist of three commissioners who shall be qualified electors of the political subdivision for which appointed and shall be appointed initially to serve for the terms of two four and six years and as terms thereafter expire shall be appointed for terms of six years as follows

In the case of a borough the appointments shall be made by the borough council in the case of an incorporated town appointments shall be made by the town council and in the case of the townships of the first class the appointments shall be made by the township commissioners

The members of each commission first appointed under the provisions of this act shall be so appointed within thirty days after effective date of this act

Any vacancy occurring in any commission for any reason whatsoever shall be filled for the unexpired term within the period of thirty days after such vacancy occurs Such vacancies shall be filled by the appointing power which made the original appointment

Each member of the commission created by this act before entering upon the discharge of the duties of his office shall take an oath or affirmation to support the Constitution of the United States and of the Commonwealth of Pennsylvania and to perform his official duties with fidelity

Section 26 Repeal Saving Clause and Construction [Except as provided in section 1 all] All acts and parts of acts inconsistent with this act are hereby repealed but this act shall not be construed to repeal sections 1125 1127 and 1128 of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

It is the purpose of this act to furnish a complete and exclusive system for the appointment promotion reduction suspension or removal of members of the police force in every borough incorporated town and township of the first class within this Commonwealth which maintains a police force

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

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:

## YEAS—201

Alsbach,	Fleming,	Lee,	Root,
Auker,	Flynn,	Lelsey,	Rose, S.,
Baker,	Foor,	Leonard,	Rose, W. E.,
Barrett,	Fox,	Levy,	Rowley,
Barton,	Freed,	Leydic,	Royer,
Bentzel,	Fullerton,	Lichtenwalter,	Salus,
Boies,	Garber,	Livingstone,	Sarge,
Bonawitz,	Gardner,	Longo,	Sarraf,
Boorse,	Gates,	Lovett,	Scanlon,
Boory,	Gillan,	Lyons,	Schuster,
Bower,	Goodling,	Madigan,	Serrill,
Boyd,	Goodwin,	Mahany,	Shaw,
Bradley,	Gorman,	Maxwell,	Simons,
Bretherick,	Grant,	McAtee,	Skale,
Brice,	Green,	McClester,	Smith,
Brigerman,	Greenwood,	McKinney,	Snider,
Brown,	Gross,	McMillen,	Sollenberger,
Brunner, C. H.,	Gyger,	McSurdy,	Sorg,
Brunner, P. A.,	Haberlen,	Menna,	Stank,
Burns,	Hall,	Mihm,	Stockham,
Cadwalader,	Hamilton,	Miller,	Stonier,
Calvin,	Hannon,	Mintess,	Swope,
Campbell,	Hare,	Mock,	Tahl,
Chervenak,	Harris,	Modell,	Tate,
Chudoff,	Haudenshield,	Mooney,	Taylor,
Cohen,	Heatherington,	Moore,	Thompson,
Coleman,	Helm,	Moran,	Thrasher,
Cook,	Herman,	Moser,	Tiemann,
Cooper,	Hersch,	Mulr,	Trent,
Cordier,	Hewitt,	Munley,	Trout,
Corrigan,	Hocke,	Murray,	Turbett,
Costa,	Hoffman,	Nowak,	Turner,
Coulson,	Hoggard,	O'Brien,	Van Alsburg,
Croop,	Holmes,	O'Connor,	Verona,
Cullen,	Hoopes,	O'Dare,	Wachhaus,
Dague,	Hunter, B. F.,	O'Neill,	Wagner, K. H.,
Dairymple,	Hunter, W. M.,	Owens,	Wagner, P. L.,
Denman,	Huntley,	Petrosky,	Wallin,
Dennison,	Imbrie,	Pettit,	Walton,
Depuy,	Irvin,	Polaski,	Watkins,
Dillon,	James,	Powers,	Weiss,
Dix,	Jones,	Readinger,	Welsh,
Duffy,			

Elder,	Kennedy,	Reagan,	Winner,
Elliott,	Kirley,	Reese, D. P.,	Wood, L. H.,
Ely,	Kitchen,	Reese, R. E.,	Wood, N.,
Erb,	Kolankiewicz,	Regan,	Worley,
Ewing,	Kowalski,	Relly,	Wright,
Figlock,	Kreppe,	Reynolds,	Yeakel,
Finnerty,	Krise,	Riley,	Yester,
Flack,	Lane,	Robertson,	Fiss,
	Laughner,		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.

## PERMISSION TO ADDRESS HOUSE

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

Mr. Speaker, I arise at this time to call the attention of the House to a problem which is prevalent in this Commonwealth and which I believe properly deserves the attention of the members of this body. As of Monday last, the Federal Food Stamp plan was discontinued in Pennsylvania. This plan was in operation in forty-two counties of the Commonwealth, with eighty thousand needy people and thirteen thousand food dealers participating. Relief clients certified by the State Public Assistance Department under the program have received for each dollar an orange colored stamp good for one dollar's worth of groceries and a blue stamp good for fifty cent's worth of additional groceries.

Mr. Speaker, nine million dollars worth of food purchasing power in this State was provided by that program. It represented a successful attack upon the paradox of undernourishment in the greatest food-producing country in the world. This plan was discontinued and there is confusion and fear in the minds of many of these Public Assistance recipients because of the discontinuance of this program. We all know that the cost of living has arisen terrifically within the last several years. Pennsylvania has been generous with its relief recipients, granting two increases in the last year.

I wish to call to the attention of the membership of this House the fact that on February 9th I introduced a resolution which was referred the same day to the Committee on Federal Relations. This was a simple resolution, calling attention to the fact that this Food Stamp plan would be discontinued, and it simply memorializes the Congress and the Federal officials to take cognizance of the fact that the stamp plan would be discontinued and to provide some other steps whereby the slack would be taken up in some form, either by new categories of relief by the federal government or otherwise to solve this problem for the needy people of Pennsylvania.

I am not rising at this time to criticize the membership of the Federal Relations Committee of the House. I have every confidence in their fairness and their honesty, but I do respectfully urge that now is the time for action on that resolution. I believe that we should bring that resolution to the floor of the House so that the membership shall have an opportunity to express themselves upon it.

I have here a companion resolution to Resolution No. 15, which I will now present. This resolution calls the

attention of the Department of Public Assistance to this problem and calls upon that Department to make some provision in the event the federal government fails to act on this question, that the State Department of Public Assistance take action to the end that the people on these rolls be maintained on a decent standard of living.

The SPEAKER. This is not a privileged resolution, and will be filed with the Clerk under the rules of the House.

## CONDOLENCE RESOLUTION

Messrs. PAUL L. WAGNER and WATKINS offered a privileged resolution which was twice read, considered and adopted as follows

In the House of Representatives, March 2, 1943.

On Monday, March 1, 1943 Our Maker called to his rest, at the age of 89 years, William Henry Kline of Pottsville, Pennsylvania, the father of our distinguished colleague, Honorable G. Edgar Kline, Representative from Schuylkill County.

A native of Lancaster County and early active in civic affairs at Ephrata, Mr. Kline moved over half a century ago to Pottsville. He also resided for many years at Reading. For almost 64 years he was married to Margaret Bowman Emert Kline, also of Lancaster County. In these doubtful times, this long and happy union is of especial significance. Mr. Kline was a member of the Reformed Protestant Church. Besides our colleague, Mr. Kline was survived by two other children, Mrs. Elsie Kline Schneider of Pottsville, and William McKinley Kline, of Washington, D. C.

Before and after the turn of the century Mr. Kline was the proprietor of popular Pennsylvania summer resorts, hostleries, and restaurants, of the type which contributed so much to the graciousness, hospitality, recreation, and sociability of life in the past generation. Many elder citizens of this Commonwealth recall with pleasure their memories of the Tumbling Run Hotel, the Townsend Boathouse and Restaurant at Tumbling Run, the Pennsylvania Hall Hotel at Pottsville, Mr. Kline's restaurant at Fifth and Penn Streets, Reading, and Michael's Restaurant at Pottsville, all operated by Mr. Kline. He was also a cigar manufacturer in Reading and a tire merchant in Pottsville, therefore be it

Resolved, That this House offers its sincere condolences to our colleague and the family, that this resolution be entered upon the Journal of the House, and copies of the resolution be sent to Mr. Kline's widow and children.

## RESOLUTION REPORTED FROM COMMITTEE

Mr. WALTER E. ROSE asked and obtained unanimous consent to report from the Committee on Rules a House Resolution (not printed) and for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, March 1, 1943.

The House of Representatives has learned with deep sorrow of the sudden death on February 23rd, of the Honorable Edward C. Young, in City Hall, Philadelphia.

Mr. Young ably and conscientiously represented the Sixth Legislative District of Philadelphia in this House during the Regular Session of 1941, and the Special Session of 1942.

He was born in Washington, D. C., on June 21, 1877, and received his education in that city.

At one time he served as clerk in the United States Senate Post Office.

He was well known in Philadelphia, and was actively

interested in community and social betterment, therefore be it

Resolved, That the House of Representatives extends to his widow, Cora Young, its most sincere sympathy for her in her great bereavement; and be it further

Resolved, That the Chief Clerk of this House shall transmit a copy of this resolution to his widow.

#### RESOLUTION REPORTED FROM COMMITTEE

Mr. YEAKEL asked and obtained unanimous consent to report from the Committee on Rules a House Resolution (not printed) and for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, March 1, 1943.

In the providence of Almighty God, Clarence J. Buckman, Esq., a member of this House of Representatives in 1909 and 1910, and State Senator for 28 consecutive years thereafter, was suddenly called in death on Wednesday, February 17, 1943, at his home in Langhorne, Bucks County, Pennsylvania. It is, therefore, fitting that a minute be made of his passing and a note of his illustrious career.

Senator Clarence J. Buckman was born in Middletown Township, Bucks County, on October 31, 1879, reared on a farm, attended the Hulmeville Public Schools, and graduated from its High School in 1894, prepared for college at the State Model School in Trenton, New Jersey, and graduated in 1897; he graduated from the Law Department of the University of Pennsylvania in 1900, admitted to the Bucks County Bar and the Philadelphia Bar, and practiced law with his brother, J. Hibbs Buckman, under the firm name of Buckman and Buckman.

The Senator held many positions of honor and trust both public and private. He was a director of the Farmers National Bank of Bristol, Bucks County, Pennsylvania; President of the Joint Commission for Elimination of Toll Bridges over the Delaware River; a member of the Bucks County Republican County Committee; served as delegate to the Republican State Committee in 1907 and to the Republican National Committee in 1916; and in the Senate he served as President pro tem. in 1917. He interested himself in all worthy civic affairs of his Borough of Langhorne and of his County of Bucks, and took an active part in these endeavors; therefore be it

Resolved, That this House do pause for a moment in its order of business to pay homage to its former member and an illustrious son and commend his public works and activities to posterity; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to the widow, Mrs. Ada I. Buckman and their children, expressing to them the deep sorrow of this House at the loss of so fine a public servant, husband and father.

#### RESOLUTION REPORTED FROM COMMITTEE

Mr. LLOYD H. WOOD asked and obtained unanimous consent to report from the Committee on Rules a House Resolution (not printed) and for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, February 24, 1943.

The Honorable Frank H. Stackhouse, a former Member of this House from the Eleventh District of Philadelphia, died on December 24, 1942, the day before his sixty-ninth birthday.

Born on December 25, 1873, he was educated in the public schools of the City of Philadelphia, and for most of his life was employed at the Cramp Ship Yards in that city.

He was elected a Member of this House in 1920, and sat during the Session of 1921; therefore be it

Resolved, That the Members of this House of Representatives extend their sincere sympathy to those who survive him and direct the Chief Clerk of this House to forward to them a copy of this Resolution.

#### CONGRATULATORY RESOLUTION

Mr. PETTIT offered a privileged resolution which was twice read, considered and unanimously adopted as follows:

In the House of Representatives, March 1, 1943.

We have an octogenarian in the House. To look at his picture on page 688 of the 1941 Edition of the Pennsylvania Manual no one would guess that the picture shown there as that of Perry E. Wright of Greene County was that of a man who today celebrates his eighty-first birthday.

He was born on March 3, 1869 in Wind Ridge in Greene County, and the winds of eighty-one winters have carressed the hair on his head and left most of it remaining.

He was Postmaster at Wind Ridge during 1911 and 1913 and a delegate to the World's Sunday School Convention at Glasgow, Scotland in 1924. From 1936 to 1939 he served as Register and Recorder of Greene County and in 1940 was elected a Member of this House and reelected in 1942.

His fairness and honesty are fully proven by the fact that although for many years he acted as an umpire or referee in baseball and other athletic games, he still retained the respect of the voters of Greene County to such an extent as to be twice elected a Member of this House; therefore be it

Resolved, That the Members of this House unanimously extend to the Honorable Perry E. Wright its most sincere congratulations upon his achievement in reaching his present age, and its most profound hopes for many happy returns of the day; and be it further

Resolved, That in testimony thereof a copy of this resolution shall be handed to the Honorable Perry E. Wright by the Chief Clerk of this House.

The SPEAKER. The Chair recognizes the gentleman from Greene, Mr. Wright.

Mr. WRIGHT. Mr. Speaker and Members of the House, this is a thrilling moment to me. In my childhood days I loved history and I liked especially to read the accomplishments of good men, especially Americans. Now then, I want to say this to you, I am proud to be a member of this organization that is filled by Pennsylvania's best citizens. It is my opportunity now to thank the friend that drew the resolution, and I am more thankful than my words will mean. I also want to thank the Speaker and the Members of the House for the greeting they gave me and the privilege to reply. There was something said in the resolution to make you understand that my life is an open book to the folks in my home County of Greene. They know me very, very well, and my job here now today is to talk to you a few minutes about years and about life.

I will say this to you, Mr. Speaker and Members of the House, that nobody, make it positive now, nobody grows old.

Nobody grows old by merely living a number of years, people grow old by deserting their ideals. Years wrinkle the skin but to give up their enthusiasm wrinkles the soul, and when the soul becomes wrinkled they are old indeed. Worry, doubt, self-distrust, fear and despair, these are the long years that bow the head and turn the growing spirit of yesterday back to dust.

Whether eighty or eighteen, there is in every human heart the love of wonder, the sweet amazement of the stars and star-like things and thoughts, the undaunted challenge of events, the unfailing appetite of what next, and the joy and the game of life. The best gift of time is the insight that enables us to make life gladder, kinder and happier to those about us, and those we love.

There are at least three essential factors in every life: kindness, friendship, and goodwill. There are people all around us that are hungry for kindness. Kindness may not be everything, but it opens the way to many a closed door. Deep down in the heart of everyone is a longing for a better life. If wealth, fame and great service are not in our power, kindness always is, so why not be kind, exceptionally kind.

Life here and hereafter is a great adventure, but we have the guidance of a kindly light. Scattered through the leaves of this great, good book, are words that shine out like stars to lead us on our way if we only hear and heed. All alike need the friendship and good will of our fellowmen and the unfailing mercy of God. By the same fact a little self control and patience can make a life rich in beauty. A little word of cheer, a little smile can light up another life. For kindness, friendship and goodwill are the highest activity of the human spirit, the truest wisdom, the secret of happy living and the most powerful force for creative good in the realm of human affairs, are sure standards of human life; let's keep them high.

You are familiar with the fables of the "wonderful one hoss shay," and "old man river" that makes history by rolling along. Personally, I think I am doing pretty good living on borrowed time.

I am walking down on the shady side of eighty as you know, I have turned the bend in the road that leads to destiny. I am slowing into the station. One cannot follow the workings of destiny with a notebook and pencil. All of us need assurance, doubly sure of what lies beyond if it is possible to get it, and you can believe that I am not unmindful of what lies ahead in the nature of things, but why be afraid? Death is just as much a part of life as birth.

Only when death comes early—like night before noon—am I resentful, but when it comes at the end of a long, long day, like a soft glowing sunset at eventide, it is a kind of benediction. Yet, at my age, I cannot help trying to peer into the future. Mystery is the shadow of truth, and my confidence deepens every year.

I still love life in spite of all ills, and I have a great curiosity about what lies beyond. My little personality may be of little value in a big universe, but it thinks, loves and dreams. At times, I have an imaginary view of a springtime, beyond the white winter that men call death.

Life is the most amazing thing we know. It is a form of energy that has no mind of its own. Not with a yardstick and adding machine do we measure the values of life. But, to make life really worthwhile, we need and must have a faith fit to live by, a self fit to live with and a cause fit to live for—something beyond mere personal success. Our job here is two-fold—to make a living and make a life.

Growth in character and efficiency comes largely through personal contact and the mutual sharing of ideas and ideals with a group of men like this and on occasions such as this. When we cease to grow, we begin to die.

It is not enough to add years to our life. We must add life to our years. No doubt the two go together, to love beauty, to seek and vision it—to keep the thrill of living—these are the things that keep us young of soul.

May that vision grow and abide with you, my friends, and at eventide may there be a light—such as never shone on sea or land, and may that light continue to turn your life into light without waste, catching it on the fly and filling it with beauty throughout the coming years.

Mr. Speaker, Members of the House, and friends, what are years but lovely volumes, made from chapters old and new? May each leaf in turn unfolding, bring real happiness to each of you. Thank you.

#### INTERROGATION

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, I ask unanimous consent to interrogate the Minority Floor Leader, the gentleman from Philadelphia, Mr. Cohen.

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

Mr. COHEN. Mr. Speaker, I thought that I would let the subject of interrogation reply. I shall, Mr. Speaker.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, in the course of my three terms in this House I have become a good friend of the Minority Floor Leader and I trust he has become a good friend of mine. There is one personal question, however, which I think he will not mind answering for not only my information but also for that of the House as a whole.

Will the gentleman from Philadelphia please inform us all whether that tie which he is wearing today was bought as a result of his good judgment or was it just a Christmas present?

Mr. COHEN. Mr. Speaker, I might say to the gentleman that he has no cause for complaint because he joined in the congratulations of me upon my tenth wedding anniversary. This tie is a part of the loot of that anniversary. The reason I am wearing it today is because I had expected to amend a bill which passed on third reading by a vote of 201 to 0 because I think the fellows that want to have fires up every alley ought to have ties like this to warn the public.

The SPEAKER. Does the gentleman have a mouth organ?

Mr. COHEN. Mr. Speaker, I have two more like this.

The SPEAKER. Did it come with the tie?

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, I desire to thank the gentleman from Philadelphia. I trust that he receives no more ties of a similar nature until his twentieth anniversary because I am sure if he uses his customary good judgment it will take him ten years to wear those three ties out.

#### 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. 40.

An Act relating to officers and employes of the Senate and House of Representatives abolishing certain positions creating other positions providing compensation for positions created changing certain existing compensations making an appropriation and ratifying action already taken in relation thereto.

Whereupon,

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

## ADJOURNMENT

Mr. FLACK. Mr. Speaker, I move that this House do now adjourn until Monday, March 8, 1943, at 9 p. m.

The motion was agreed to, and (at 2:25 p. m.) the House adjourned.