

by providing the method of designating, and the qualifications of the depositories selected for the deposit of funds of counties of the second class.

Counties.  
Section 407, act  
of May 2, 1929  
(P. L. 1278),  
amended.

Section 1. Be it enacted, &c., That section four hundred seven of the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," is hereby amended to read as follows:

County  
depositories.

Section 407. Designation and Qualification of Depositories.—[Rate of Interest] At said meeting, or at any subsequent meeting agreed upon, said board shall designate the depositories and the rate of interest to be paid by them to the county. [Such rate of interest shall be not less than two per centum per annum calculated on daily balances.

Deposits shall be made with the depositories designated as soon as satisfactory bonds, approved by the county commissioners, are filed with the controller. The bank or banking institutions selected shall have paid-in capital and surplus of not less than five hundred thousand dollars.]

Depositories to  
furnish col-  
lateral.

*Depositories so designated shall, upon receipt of notice of their selection as a depository of county funds, furnish collateral to secure payment of deposits and interest to the county by depositing in escrow securities to be approved by the board. Such securities shall be of the kind and in the amount to be fixed by the board.*

*The county treasurer shall, upon the designation of such depository or depositories, immediately transfer thereto all county funds, and shall thereafter keep such deposits solely in such depository or depositories in the name of the county.*

When effective.

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

Inconsistent acts  
repealed.

Section 3. All acts and parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 13th day of April, A. D. 1937.

GEORGE H. EARLE

—  
No. 77

AN ACT

Providing for the appointment of a commission to draft a report on a plan for the future government of the City of Philadelphia, in accordance with a proposed amendment to the Constitution consolidating the city and county governments of the said city; providing for the employment of certain persons

by the commission; giving the commission the power to subpoena witnesses, books, papers, and records, to hold hearings; and making an appropriation.

Whereas, The Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met have, by joint resolution number one of the regular session of one thousand nine hundred and thirty-five, proposed an amendment to Article Fourteen of the Constitution of this Commonwealth, which would abolish the county of Philadelphia as a governmental subdivision separate and distinct from the City of Philadelphia; and

Preamble.

Whereas, The said amendment was agreed to by a majority of the General Assembly of the regular session of one thousand nine hundred and thirty-five; and

Whereas, The Governor, in his message to the Legislature of this year, has called attention to the necessity for the repassage of the said resolution, and for the drafting of an act providing for the government of the said City of Philadelphia, in the event that the proposed amendment becomes effective by the approval of the electorate of this Commonwealth at the general election of one thousand nine hundred and thirty-eight; therefore,

Section 1. Be it enacted, &c., That a commission is hereby created of fifteen residents of the City of Philadelphia, ten of whom shall be appointed by the Governor, three by the Speaker of the House of Representatives, and two by the President pro tempore of the Senate, one of whom shall be designated chairman by the Governor. The commission shall be known as the Philadelphia Charter Commission.

Philadelphia  
Charter Com-  
mission.  
Membership.

Section 2. The commissioners, so appointed, shall proceed to organize within one month of their appointment at the call of the chairman, who shall generally direct the work of the commission; and the commission shall have power to sit after the adjournment of the Legislature, and to hold its meetings at such time, and in such places within this Commonwealth, as it may deem advisable.

Organization.

Section 3. The members of the commission shall receive no compensation for their services, but shall be reimbursed for all expenses necessarily incurred in the performance of their duties.

Members to  
serve without  
compensation.

Section 4. It shall be the duty of the commissioners to formulate a plan for the government of the City of Philadelphia and the County of Philadelphia as a consolidated unit, looking toward the most suitable allocation, among the officers and council of the City of Philadelphia, of the various judicial, legislative, administrative, and executive functions, now performed by the officers of the County and City of Philadelphia.

Duties.

## Report.

Section 5. Not later than the beginning of the session of the Legislature of one thousand nine hundred and thirty-nine, the commission shall make a report to the Governor and the General Assembly of its recommendations, which report shall include the draft of a proposed act embodying the recommendation of the commission.

## Employes of Commission.

Section 6. The commission shall have the power to employ, and fix the compensation of, such experts, stenographers, law clerks, and research assistants, as it deems necessary to carry into effect the provisions of this act. The commissioners or any one of them, their agents or employes, shall have power to examine the books, records, and papers of any department of the City and/or County of Philadelphia.

## Hearings.

The commission shall also have power to hold hearings, and to issue subpoenas under the hand and seal of its chairman, requesting and commanding any person or persons to appear before it and answer such questions touching matters properly being inquired into by the commission, and to produce such books, papers, records, and documents, as the commission may deem necessary. Such subpoenas may be served upon any person, and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of the commission shall have the power to administer oaths and affirmations to witnesses appearing before the commission. Any person, who shall wilfully\* neglect or refuse to testify before the commission, or to produce any books, papers, records, or documents, shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

## Appropriation.

Section 7. The sum of \$25,000, or so much thereof as may be necessary, is hereby specifically appropriated to the commission created by this act for the purpose of paying the expenses of the members of the commission; for the payment of the compensation of those employed by the commission pursuant to section six; for rent, postage, supplies, telephone, telegraph, and miscellaneous expenses; and for the printing of its report. The moneys hereby appropriated are to be paid out of the State Treasury, upon warrants drawn by the Auditor General upon the State Treasurer, based upon duly itemized vouchers, approved by the chairman of said commission.

## Effective date.

Section 8. This act shall become effective immediately upon approval by the Governor.

\* "wilfully" in the original.

APPROVED—The 13th day of April, A. D. 1937.

GEORGE H. EARLE