

mentations concerning the State's budget and revenue of the departments, boards, commissions and agencies of the Commonwealth.

(2) Such other duties as shall be assigned to him by the Legislative Budget and Finance Committee.

Appropriation.

Section 7. The sum of two hundred thousand dollars (\$200,000), or as much thereof as may be necessary, is hereby specifically appropriated to the Legislative Budget and Finance Committee to pay the expenses of the members of the committee and for the salary or compensation of [the legislative analyst] *executive director*, clerical and other hire and incidental expenses.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 20th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 646

AN ACT

Amending the act of December 22, 1959 (P. L. 1978), entitled "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," changing the commission to an independent administrative commission, providing for its membership, permitting corporations organized to hold race meetings to have a perpetual duration, permitting the renewal of licenses, and authorizing elections to determine if a racing plant is to be located within the county once every four years.

State Harness Racing.

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

Title, section 1, clause (5), section 3, subsections (a) and (c), section 7, and subsection (a), section 20, act of December 22, 1959, P. L. 1978, amended.

Section 1. The title, section 1, clause (5) of section 3, subsections (a) and (c) of section 7, and subsection (a) of section 20, act of December 22, 1959 (P. L. 1978), entitled "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected

from the taxes; authorizing penalties; and making appropriations," are amended to read:

AN ACT

Providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as [a departmental] *an independent* administrative commission [within the Department of Agriculture] and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations. New Title.

Section 1. State Harness Racing Commission.—The State Harness Racing Commission is hereby created as [a departmental] *an independent* administrative commission [within the Department of Agriculture], and it shall have general jurisdiction over all pari-mutuel harness racing activities in the State and the corporations engaged therein. Such commission shall consist of three members who shall be appointed by the Governor, by and with the advice and consent of the Senate. Each commissioner shall hold office for a term of three years. Such commissioners shall receive no salary but shall be reimbursed for expenses incurred in the performance of their official duties. The commission shall appoint such deputies, secretaries, officers, representatives and counsel as it may deem necessary, who shall serve during its pleasure, and shall also appoint such employes it may deem necessary and whose duties shall be prescribed by the commission and whose compensation shall be fixed by the commission within the appropriations available therefor. It shall be the duty of the secretary to keep a full and faithful record of the proceedings of such commission, preserve at the general office of such commission all books, maps, documents, and papers entrusted to his care, prepare for service such papers and notices as may be required of him by the commission, and perform such other duties as the commission may prescribe. The commission, or such officers, employes or agents of the commission as may be designated by the commission for such purpose, shall have the power to administer oaths and examine witnesses, and may issue subpoenas to compel attendance of witnesses, and the production of all relevant and material reports, books, papers, documents, correspondence, and other evidence. Such commission shall, annually, make a full report to the Secretary of Agriculture of its proceedings for the year ending with the

first day of the preceding December and such suggestions and recommendations as it shall deem desirable.

Section 3. Incorporation.—Any number of persons, not less than five, may incorporate for the purpose of conducting harness horse race meetings at which pari-mutuel betting will be conducted, with all the general powers of corporations created under the laws of this State, by making, signing, acknowledging and filing with the Department of State a certificate which shall contain:

* * * * *

(5) Its duration, which [shall not exceed fifty years] *may be forever.*

* * * * *

Section 7. Licenses for Harness Race Meetings.—(a) Any corporation desiring to conduct harness race meetings at which pari-mutuel betting shall be permitted may apply [, annually,] to the State Harness Racing Commission for a license to do so. If, in the judgment of the State Harness Racing Commission, the public interest, convenience or necessity will be served thereby and a proper case for the issuance of such license is shown consistent with the purposes of this act and the best interests of racing generally, it may grant such license for a term ending not later than the fifteenth day of November next succeeding the granting thereof, specifying dates and hours during which, and the place where, the licensee may operate. *Any license so issued may be renewed upon application.*

* * * * *

(c) Applications for licenses shall be in such form as may be prescribed by the commission and shall contain such information or other material or evidence as the commission may require. [Each application for renewal of a license shall be deemed to be an application for a new license.] The term "racing week" shall not include Sunday, and no racing shall be authorized or permitted on that day.

* * * * *

Section 20. Local Option.—(a) The commission shall not consider an application for a license to conduct harness race meetings, until a majority of the electorate of the county in which the racing plant is located, shall have voted in favor of locating a racing plant within the county at an election held on that question. Only one such election shall be held in any county *in any four-year period.*

* * * * *

Section 2. The members of the State Harness Racing Commission in office at the time of this enactment shall continue in office and shall continue to have the same powers and duties as heretofore granted until the expiration of the term for which they were appointed.

Present members to remain.

Section 3. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 20th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 647

AN ACT

Amending the act of October 2, 1959 (P. L. 1251), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; providing for compilation of lists of employes," further providing that one postmaster shall be employed on an annual basis and providing for the appointment of stenographers by the President pro tempore of the Senate.

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

General Assembly.

Section 1. Clauses (10) and (16), section 3, act of October 2, 1959 (P. L. 1251), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; providing for compilation of lists of employes," are amended to read:

Clauses (10) and (16), section 3, act of October 2, 1959, P. L. 1251, amended.

Section 3. The following officers and employes of the Senate shall be appointed by the President pro tempore of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified:

President pro tempore: officers and employes.

* * * * *

(10) One postmaster at [a per diem compensation of twelve dollars (\$12)] *an annual salary of four thousand six hundred eighty dollars (\$4680)*;

* * * * *

(16) Forty-six stenographers, each of whom shall have successfully completed the prescribed course of a