

No. 159.

AN ACT

To amend section nineteen of the act, approved the second day of May, one thousand nine hundred and five (Pamphlet Laws, three hundred and fifty-two), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees"; as amended, by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections.

Section 1. Be it enacted, &c., That section nineteen of the act, approved the second day of May, one thousand nine hundred and five (Pamphlet Laws, three hundred and fifty-two), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," as amended by the act, approved the twelfth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, nine hundred and twenty-four), and as further amended by the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, seven hundred and fifty-one), entitled "An act to amend section nineteen

Department of
Labor and Indus-
try.

Section 19, act of
May 2, 1905 (P.
L. 352), last
amended by act of
June 14, 1923 (P.
L. 751), further
amended.

of an act, approved the second day of May, one thousand nine hundred and five (Pamphlet Laws, three hundred and fifty-two), entitled 'An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women, and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls, and places of amusements, in which proper fire escapes, exits, and extinguishers are required; to provide for the health of all employes, and of men, women, and children in all such establishments, storehouses, and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees'; by providing for inspection of boilers by the Department of Labor and Industry; for examination and certification of boiler inspectors, and a fee therefor; for issuance of certificates of operation, and a fee therefor; and for the use of the fees collected," is hereby further amended to read as follows:

- Boilers.** Section 19. Every boiler used for generating steam or heat in any establishment, as defined in section one of this act, shall be constructed, installed, and operated in accordance with the rules and regulations of the Department of Labor and Industry, and shall be inspected, as provided in this section, by a boiler inspector who holds a commission as a boiler inspector under the rules and regulations of said department.
- Insurance company inspector.** If such boiler is insured in a company authorized to insure in this Commonwealth against loss from the explosion of steam boilers, such inspector shall be in the employ of said company, and the only fee collectible for inspection of such insured boiler shall be the certificate fee of one dollar hereinafter provided for in this section.
- Local inspector.** If such boiler is not so insured, and is located in a city having a boiler inspection department now established by ordinance, such inspector shall be the duly appointed city boiler inspector of such city, or, if it is not so located, such inspector shall be a salaried employe of said Department of Labor and Industry.
- State inspector.** Every such boiler shall be inspected, internally and externally, while not under pressure, at least once in every twelve months, by an inspector described in this section, and shall also be inspected, by such an in-
- Annual inspection while not under pressure.**

spector, at least once in every twelve months while it is under operating conditions. The fee for each annual internal and external inspection while not under pressure, when made by an inspector in the employ of the Department of Labor and Industry, shall be six dollars and fifty cents, and the fee for each inspection under operating conditions made by an inspector in the employ of said department, shall be two dollars and fifty cents: Provided, That the fees for any one boiler, inspected by an inspector in the employ of said department, shall not exceed ten dollars for any one year; and the fee for the inspection of a miniature boiler, by an inspector in the employ of said department, shall not exceed two dollars. Every inspector described in this section, within thirty days after his annual internal and external inspection, while not under pressure, of a boiler that is not located in a city having a boiler inspection department now established by ordinance, shall send a full report of his inspection to the Department of Labor and Industry, and if the report shows that said boiler is not unsafe to operate at the pressure limit named in said report, the department shall issue a certificate permitting the operation of such boiler, at a pressure not exceeding that stated in the report, for not more than thirteen months from the date of said inspection, unless such certificate is earlier revoked because the boiler is found to be unsafe. The Department of Labor and Industry shall collect from the owner or operator of said boiler a fee of one dollar for its said annual certificate. All fees provided for by this act shall be paid to the [Commissioner of the] Department of Labor and Industry, [who] *which* shall transmit the same to the State Treasurer, and all such moneys shall be accounted for in a special fund to be known as the "Boiler Fund." *All moneys which have been paid into the said fund or which shall, prior to the first day of June, one thousand nine hundred and twenty-seven, be paid into the said fund, are hereby specifically appropriated to the Department of Labor and Industry for the payment of salaries, wages, or other compensation of employes necessary for the conduct of the work of the department; for the purchase of supplies and equipment, or for any other expenses of any kind or description reasonably necessary in connection with the conduct of the work of the department: Provided, That all moneys received by the Department of Labor and Industry under the provisions of this act after the first day of June, one thousand nine hundred and twenty-seven, shall be paid into the general fund of the State Treasury and the "Boiler Fund" shall be abolished as soon as all of the moneys therein shall have been expended under the appropriation herein*

Inspection under operating conditions.

Fees.

Proviso.

Report of inspection.

Certificate.

Fee for annual certificate.

"Boiler Fund."

Appropriation.

Proviso.

Boilers to which
act shall not ap-
ply.

Commission as
boiler inspector.

Fee for examina-
tion.

above made. Nothing contained in this section shall apply to boilers subject to Federal inspection and control (including marine boilers, boilers of steam locomotives, and other self-propelled railroad apparatus), nor to boilers on automobiles, boilers of steam fire engines brought into this Commonwealth for temporary use in times of emergency for the purpose of checking conflagration, nor to boilers used exclusively in connection with the operation of an oil well, nor to boilers carrying a pressure of less than fifteen pounds per square inch which are equipped with safety devices approved by the Department of Labor and Industry. A commission as a boiler inspector shall not be granted to any person by the Department of Labor and Industry unless such person has passed, satisfactorily, a written examination of uniform standard, under the rules and regulations of said department, for the administration of the Boiler Code. Every applicant for such examination shall, upon the filing of his application, pay to the [Commissioner] *Department* of Labor and Industry a fee of ten dollars.

APPROVED—The 23d day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 160.

AN ACT

To amend sections two, three, four, five, seven, nine, twenty, twenty-four, twenty-five, twenty-six, and twenty-eight of the act, approved the thirtieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred and seventy-eight), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles; and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended.

Motor vehicles.

Amendments to
act of June 30,
1919 (P. L. 678).

Section 1. Be it enacted, &c., That section two of the act, approved the thirtieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy-eight), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same,