

*in case the death occurred outside of the State and the body is accompanied by a certificate of death, burial or removal, or transit permit issued in accordance with the law or board of health regulations in force where the death occurred, such death certificate, burial or removal, or transit permit may be held to authorize the transportation or carriage of the body into or through the State.*

*Any person who shall wilfully alter any certificate of birth or death, or the copy of any certificate of birth or death, on file in the office of the local registrar, and any person who shall wilfully furnish false information to a physician, undertaker, midwife, or informant, for the purpose of making incorrect certification of births or deaths, and any person who shall wilfully make a false affidavit to establish a false birth record, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine of not more than five hundred dollars, or to undergo an imprisonment of not more than sixty days, or both.*

Wilful altering  
any certificate.

APPROVED—The 22d day of April, A. D. 1937.

GEORGE H. EARLE

No. 104

AN ACT

To amend section one as re-enacted, sections two and three as amended, sections four and five, and section six as amended, of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, one hundred nineteen), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," by changing the personnel, and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing the time for the claiming and distribution of bodies, and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

Section 1. Be it enacted, &c., That section one of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, one hundred nineteen), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as re-enacted by section one of the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three

Anatomical  
Board.

Section 1, act of  
June 13, 1883  
(P. L. 119), as  
last amended by  
act of May 22,  
1933 (P. L.  
849), further  
amended.

(Pamphlet Laws, eight hundred forty-nine), is hereby amended to read as follows:

Board for the distribution of certain dead human bodies.

Section 1. The professors, *associate professors*, and *assistant professors in the department* of anatomy, the professors of surgery and of pathology, [the demonstrators of anatomy and the demonstrators of surgery] of the medical and dental schools and *the medical and dental colleges* of this Commonwealth, which are now or may hereafter become incorporated, [together with one representative from each of the unincorporated schools of anatomy or practical surgery within this Commonwealth, in which there are, or, from time to time, at the time of the appointment of such representatives, shall be, not less than five scholars] and *the Secretary of Health of this Commonwealth* shall be and hereby are constituted a board for the distribution and delivery of dead human bodies, hereinafter described, to and among such *institutions and persons* as, under the provisions of this act, are entitled thereto. [The professor of anatomy in the University of Pennsylvania, at Philadelphia, shall call a meeting of said board for organization, at a time and place to be fixed by him, within thirty days after the passage of this act.]

Minutes.

The said board shall have full power to establish rules and regulations for its government, and to appoint and remove proper officers, and shall keep full and complete minutes of its transactions; and records shall also be kept, under its direction, of all bodies received and distributed by said board, and of the persons to whom the same may be distributed, which minutes and records shall be open at all times to the inspection of each member of said board and of any district attorney of any county within this Commonwealth. *The said board shall have full power to enter into contracts, make purchases, and perform such other acts as are necessary for the proper performance of its duties.*

Record.

Contracts.

Name of board.

The name of said board of distribution shall be—Anatomical Board of the State of Pennsylvania.

Section 2 of said act, as amended by act of April 20, 1921 (P. L. 167), further amended.

Section 2. That section two of said act, as amended by the act, approved the twentieth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred sixty-seven), is hereby further amended to read as follows:

Officials having charge of certain bodies to notify board.

Section 2. All public officers, agents, and servants, and all officers, agents, and servants of any and every county, city, township, borough, district, and other municipality, and of any and every almshouse, prison, morgue, hospital, or other municipality, or other public institution, and all other persons, having charge or control over dead human bodies required to be buried at the public expense, are hereby required to [immediately] notify *immediately* the said board of distribution, or

Notification.

such person or persons as may, from time to time, be designated by said board or its duly authorized officer or agent, whenever any such body or bodies come to his or their possession, charge, or control; and shall, without fee or reward, deliver, *within thirty-six hours after death, except those coroners' cases in which more time may be required*, such body or bodies, and permit and suffer the said board and its agents [and the physicians and surgeons from time to time designated by them, who may comply with the provisions of this act] to take and remove all such bodies to be used within the State for the advancement of medical science.

Removal.

Such notice shall be given to the board of distribution in all cases, but no such body shall be delivered, if any relative by blood or marriage shall claim the body for burial, at the expense of such relative, within thirty-six hours after death, but the body shall be surrendered to said claimant for interment; nor shall any such body be delivered, if any friend, or any representative of a fraternal society of which deceased was a member, or a representative of any charitable organization, shall claim the said body for burial within [twenty-four] *thirty-six* hours after death; said burial to be at the expense of such friend, fraternal society, or charitable organization; nor shall the body be delivered if said person was an honorably discharged soldier, sailor, or marine of the United States, or of the militia of the State of Pennsylvania; in which case said body shall be buried in accordance with the provisions of existing laws.

Bodies claimed by relatives.

Bodies claimed by friends or societies.

Bodies of soldiers, sailors and marines.

Bodies unfit for anatomical purposes.

In case of the death of any person whose body is required to be buried at the public expense, and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes, he shall notify in writing the poor directors, overseers, or, in counties in which there are no poor directors or overseers, then the county commissioners, of the county where such person died, *except that in counties of the first class, it shall be the coroner instead of the county commissioners*; who shall direct some person to take charge of the body of such deceased indigent person, and cause it to be buried; and draw warrants upon the treasurer of their county for the payment of such expenses, which expenses shall not be less than thirty-five dollars nor more than fifty dollars on each body buried in accordance with the provisions of this act. Such warrants shall be made payable to the persons so authorized and directed, who shall have buried the bodies for which [no] *said* warrants are to be drawn. No warrants for the payment of the expenses of the burial of any person whose body is required to be buried at the public expense shall be drawn or paid except upon the certificate of the duly authorized officer or agent of the board, to the effect that such body is un-

Burial.

Warrants.  
Expenses.

Certificate.

fit for anatomical purposes or that the body is that of a soldier, sailor, or marine of the *United States or of the militia of the State of Pennsylvania* required to be buried at the public expense, and that the provisions of this act have been complied with.

Failure to deliver body.

Wherever, through the failure of any person to *notify and deliver* the body of a deceased indigent as required by this act, such body shall become unfit for anatomical purposes, and is so certified by the duly authorized officer or agent of said board of distribution, such body shall be buried *at the expense of* [in accordance with the provisions of this act and] the person so failing to *notify and deliver* such body [shall pay to the county treasurer the expense so incurred, and, upon the refusal or failure of such person on demand to pay such expenses, the poor directors or overseers or, in counties in which there are no poor directors or overseers, then the county commissioners, shall bring suit to recover the same, to be recovered as debts of like amount are by law collectible].

Expenses.

Section 3 of said act, as amended by act of April 20, 1921 (P. L. 167), further amended.

Section 3. That section three of said act, as amended by the act, approved the twentieth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred sixty-seven), is hereby further amended to read as follows:

Distribution of bodies.

Section 3. The said board, or their duly authorized agent, may take and receive such bodies so delivered as aforesaid, and shall, upon receiving them, distribute and deliver them *proportionally and equitably* to and among the *medical and dental* schools and *medical and dental colleges of the Commonwealth*. [physicians, and surgeons aforesaid, in manner following: Those bodies needed for lectures and demonstrations by the said schools and colleges, incorporated and unincorporated, shall be first supplied; the remaining bodies shall then be distributed proportionately and equitably, preference being given to said schools and colleges; the number assigned to each to be based upon the number of students in each dissecting or operative surgery class, which number shall be reported to the board at such times as it may direct. Instead of receiving and delivering said bodies themselves or through their agents or servants, the board of distribution may, from time to time, either directly or by their authorized officer or agent, designate physicians and surgeons who shall receive them and the number which each shall receive] *If additional bodies are available beyond the needs of the medical and dental schools and colleges of the Commonwealth, such bodies may be distributed upon request to physicians and surgeons and to other schools and colleges giving courses in science in which the use of cadaveric material would be advantageous, or may be loaned for demonstration or exami-*

*nation purposes to the State Examining Boards, and to recognized associations of licensed undertakers. The cost of such bodies, including preparation, special handling, and a proportionate share of the overhead cost of the board, shall be collected by said board from such physicians, surgeons, schools, colleges, State Examining Boards, and associations of licensed undertakers, to whom or to which bodies are distributed or loaned.*

Section 4. That section four of said act is hereby amended to read as follows:

Section 4. The said board may employ a carrier or carriers for the conveyance of said bodies, which *bodies* shall be well enclosed within a suitable encasement, and carefully deposited free from public observation. Said carrier shall [obtain receipts by] *give a receipt containing the name of the person, or if the person be unknown [by] a description of each body [delivered] received by him, and shall deposit [said] a duplicate receipt with secretary of the said board.*

Section 5. That section five of the said act is hereby amended to read as follows:

Section 5. No *university, school, college, physician, [or] surgeon, or association* shall be allowed or permitted to receive any such body or bodies until a bond, *approved as to form by the Attorney General, shall have been given to the [Commonwealth] board by such physician or surgeon, or by or in behalf of such university, school, [or] college, [to be approved by the prothonotary of the court of common pleas in and for the county in which such physician or surgeon shall reside, or in which such school or college may be situated, and to be filed in the office of said prothonotary] or association, which bond shall be in the penal sum of one thousand dollars, conditioned that all such bodies which the said physician or surgeon, or the said university, school, [or] college, or association shall receive thereafter shall be used only for the promotion of medical science within this State, and whosoever shall sell or buy such body or bodies, or part or parts of such body or bodies, or in any way traffic in the same, or shall transmit or convey or cause to procure to be transmitted or conveyed said body or bodies, or part or parts of such body or bodies, to any place outside of this State, shall be deemed guilty of a misdemeanor, and shall on conviction, be liable to a fine not exceeding two hundred dollars, or be imprisoned for a term not exceeding one year; but this section shall not be construed as prohibiting any physician or dentist licensed to practice medicine in the Commonwealth of Pennsylvania, or the members of the board, from transporting human specimens outside of the State for their temporary use at scientific meetings or exhibits.*

Section 6 of said act, as last amended by act of May 22, 1933 (P. L. 849), further amended.

Section 6. That section six of said act, as last amended by the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, eight hundred forty-nine), is hereby further amended to read as follows:

Expense of delivery and distribution of cadavers.

Section 6. Neither the Commonwealth nor any county or municipality, nor *any almshouse, prison, morgue, hospital, or other public institution, nor any officer, agent or servant thereof, nor any person or persons having possession of an unclaimed dead human body*, shall be at any expense by reason of the delivery or distribution of any such body, but all the expenses thereof and of said board of distribution, *except as provided in section three of this act*, shall be paid *equitably* by [those] *universities, schools, and colleges regularly receiving the bodies, under such rules and regulations as the board may, from time to time, provide.* [On the first day of September, one thousand nine hundred and thirty-one, and quarterly thereafter, it shall be the duty of the board to ascertain its full operating cost during the preceding three months, and to bill each school, college, physician, or surgeon for such sum, per cadaver furnished, as will equal such cost, except that the sum per cadaver shall never exceed twenty dollars.] All moneys received or collected by the board under this act shall be used by the board for the payment of all expenses incurred in the performance of its duties under this act.

Moneys collected to be used by board.

**Repeals.**

Section 7. That sections five hundred seven and five hundred nine, and clause (d) of section two thousand four hundred two, and clauses (d) and (e) of section two thousand four hundred three of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain

departments, boards and commissions shall be determined," and the amendments thereto, are hereby specifically repealed in so far as said sections and said clauses relate to the Anatomical Board.

Section 8. All acts and parts of acts inconsistent herewith are hereby repealed.

Inconsistent acts repealed.

Section 9. This act shall become effective immediately upon its final enactment.

When effective.

APPROVED—The 22d day of April, A. D. 1937.

GEORGE H. EARLE

No. 105

AN ACT

Relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations.

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