

Board of Public Education shall levy annually, a tax on real property in said districts.

Section 1. The Board of Public Education in school districts of the first class shall levy annually, on or after the second Monday of November and before the first Monday of December next following, a tax of [one mill (.001)] *not less than one or more than one and one-half mills* on each dollar of the total assessment of all real property assessed and certified for taxation in said district.

Money collected to be used for general public school purposes.

Section 2. The taxes and penalties collected under the provisions of this act shall be used by such school district for general public school purposes.

Tax to be in addition to any other taxes.

Section 3. The tax authorized to be levied under the provisions of this act shall be in addition to any other taxes any school district of the first class is empowered to levy and collect under any existing law.

Collection of taxes.

Section 4. The taxes which are levied under the provisions of this act shall be collected at the same time, in the same manner, with like authority, and subject to the same discounts and penalties, as other real estate taxes for school purposes are collected.

[Section 5. The provisions of this act shall apply only to school districts of the first class having a population of 1,500,000 or more persons. If any act reclassifying school districts is passed by the General Assembly during the session of one thousand nine hundred forty-nine, the provisions of this act shall apply only to school districts of the first class under such classification and not to school districts of the first class A.]

Section 6. This act shall become effective immediately upon final enactment and shall expire on the thirty-first day of December, one thousand nine hundred fifty-one.]

Act effective immediately.

Section 2. The provisions of this reenacting and amending act shall become effective immediately upon final enactment.

APPROVED—The 29th day of May, A. D. 1951.

JOHN S. FINE

No. 118

AN ACT

To further amend section 1311 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (Pamphlet Laws 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and

regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations, subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers, common carriers by airplane, or brokers.

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

Section 1. Section 1311 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (Pamphlet Laws 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of

"Public Utility Law."

Section 1311, act of May 28, 1937, P. L. 1053, as last amended by act of July 3, 1941, P. L. 267, further amended.

supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations, subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," as last amended by the act, approved the third day of July, one *thousand nine hundred forty-one (Pamphlet Laws 267), is hereby further amended to read as follows:

Section 1311. Violations by Motor Carriers, Common Carriers by Airplane or Brokers.—Any person or corporation operating as a motor carrier or as a common carrier by airplane, and any operator or employe of such carrier, and any person or corporation operating as a broker, without a certificate of public convenience, permit or license, authorizing the service performed, as required by this act, shall, upon conviction of a first or second offense in a summary proceeding before any per-

* "thosauand" in original.

son having the power of a committing magistrate, be sentenced to pay the costs of prosecution and a fine of not less than twenty-five dollars nor more than three hundred dollars, *and in default of the payment of such fine and costs of prosecution, to undergo imprisonment not exceeding thirty days*; and any subsequent offense by such person or corporation shall constitute a misdemeanor, and, upon conviction thereof, such person or corporation shall be sentenced to pay the costs of prosecution and a fine of not less than one hundred dollars nor more than five hundred dollars, or undergo imprisonment not exceeding six months, or both, in the discretion of the court. Whenever imprisonment is imposed under this section, the term "person" or "corporation" as applied to associations, shall mean the partners or members thereof, and as applied to corporations, the officers thereof.

APPROVED—The 29th day of May, A. D. 1951.

JOHN S. FINE

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No. 119

AN ACT

To further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws, seven hundred thirty-six), entitled, as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," by amplifying the provisions thereof as to persons entitled to such payments.

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

**Workmen's
compensation.**

Section 1. Section 1 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws, seven hundred thirty-six), entitled, as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of com-

Section 1, act of June 21, 1939, P. L. 566, as last amended by act of April 18, 1949, P. L. 507, further amended.