

nance or resolution in accordance with the will of the electors as ascertained at said elections. In case of a failure so to do, the duty herein imposed upon the legislative body of any municipality may be enforced by mandamus.

Section 8. Repeal.—Section one of the act, approved the twenty-second day of April, one thousand seven hundred and ninety-four (3 Sm. L. 177), entitled “An act for the prevention of vice and immorality and of unlawful gaming, and to restrain disorderly sports and dissipation,” be, and the same is hereby, repealed in so far as it prohibits baseball and football games on Sunday.

Section 9. Constitutionality.—The provisions of this act are severable, and if any of the provisions hereof are held to be unconstitutional, the decision shall not be construed to impair any other provision of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein.

Section 10. Hunting and Fishing.—Nothing contained in this act shall relate to Sunday hunting and fishing or be construed as repealing any law relating thereto.

Section 11. Effective Date.—This act shall be effective immediately upon final enactment.

APPROVED—The 25th day of April, A. D. 1933.

GIFFORD PINCHOT

No. 50

AN ACT

Relating to insurance companies, exchanges, associations, societies, orders and individuals under the supervision of the Insurance Department; authorizing the Insurance Commissioner, during the existing emergency, to suspend laws relating to certain payments by insurers, and to impose conditions upon the conduct of the business of insurance; and providing penalties.

WHEREAS, A public emergency exists affecting the health, comfort and safety of the people of the Commonwealth by reason of the problems connected with the reopening of such banking institutions as have been closed during the banking holidays beginning March fourth, one thousand nine hundred and thirty-three, and by reason of the inability of insurers to function in a normal manner due to the circumstances hampering the ordinary conduct of the business of insurance and of trade, commerce and industry. Preamble.

Section 1. Be it enacted, &c., That during the period of the emergency, as hereinafter defined, the Insurance Insurance Commissioner.

Emergency powers.

Commissioner shall have the power to suspend, in whole or in part, any provisions of the insurance law relating to payments by insurers on account of policy loans, surrenders, or other withdrawals of cash in excess of two hundred and fifty dollars on each policy of insurance at the option of policyholders; and, in addition thereto and not in limitation thereof, he shall have power to impose any conditions upon the methods used in the conduct of insurance in aid of policyholders who may be unable to meet premium payments, otherwise than by loan, surrender, or other withdrawal, because of bank closings during banking holidays, and generally to safeguard, by rules and regulations adopted by him from time to time, the interests of policyholders, beneficiaries and the public. The Insurance Commissioner may publish notice of any action taken by him hereunder or otherwise bring it to the attention of the insurers in any manner prescribed by him.

Effect of regulations on existing law.

Section 2. Such rules or regulations may, to the extent hereinbefore stated, be inconsistent with existing law, and, in such event, shall supersede such existing law inconsistent therewith to the extent authorized by this act.

Proclamations ratified.

Section 3. Any proclamation of the Insurance Commissioner issued since the declaration of the general banking holiday on March fourth, one thousand nine hundred and thirty-three, concerning the transaction of business by insurers within the limits defined in section one of this act, is hereby ratified and confirmed in all respects.

Section 4. Any such suspension of law, or any such rule or regulation provided for in any proclamation of the Insurance Commissioner, since March fourth, one thousand nine hundred and thirty-three, or hereafter, under the terms of this act, shall become ineffective upon the termination of such emergency, and thereupon all the provisions of law which may have been suspended or superseded pursuant to this act shall become effective.

Period of emergency.

Section 5. The period of the emergency herein provided shall terminate one year after the approval of this act by the Governor.

Violation.

Section 6. Any person, corporation, exchange, association, society or order violating any provision of this act, or of any proclamation made by the Insurance Commissioner pursuant hereto, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding one thousand dollars, or to undergo imprisonment for a term not exceeding one year, or both.

Penalty.

"Insurer," defined.

Section 7. The word "insurer," as used in this act, includes all corporations, exchanges, associations, societies, orders and individuals under the supervision of the Insurance Department of this Commonwealth.

Section 8. If any section, part or provision of this act shall be declared unconstitutional, invalid or ineffective by any court or other authority of competent jurisdiction, such declaration shall not affect any other section, provision or part hereof. Constitutionality.

Section 9. This act shall take effect immediately upon approval by the Governor. When effective.

APPROVED—The 26th day of April, A. D. 1933.

GIFFORD PINCHOT

No. 51

AN ACT

To amend section five hundred and six and five hundred and eight of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by authorizing the funding of certain indebtedness.

Section 1. Be it enacted, &c., That sections five hundred and six and five hundred and eight of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as last amended by the act approved the twenty-ninth day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, two hundred forty-three), are hereby further amended to read as follows: Public school system.

Section 506. The board of school directors in any school district of this Commonwealth, in any year, in order to purchase or acquire proper sites or grounds for school buildings, or any lands additional to any present school sites or grounds, or to erect, enlarge, equip or furnish any school building, or to repair or rebuild any new or old building, or in order to pay or refund any existing indebtedness of any school district, or to pay any indebtedness incurred by any municipality for or on account of any school district or for school purposes, as is herein required to be assumed by any school district Sections 506 and 508, act of May 18, 1911 (P. L. 309), as last amended by act of May 29, 1931 (P. L. 243), further amended.
May create indebtedness and issue bonds.