

Classes whose rates, etc., affect rates, charges, facilities or service of company doing business within State.

Not to extend to anything excluded by Constitution of United States or by act of Congress.

Proviso.

Not to apply to production of heat or power for use of producer.

Article five of said act amended.

Power to make joint investigations, hold joint hearings or issue joint orders.

*classes which do not furnish service within this State but whose rates, charges, facilities, or service affect the rates, charges, facilities, or service of a public service company furnishing service within this State, shall be considered as doing business within this State for the purpose of this act: And provided further, That the provisions of this act shall not be so construed as to extend to any matter or thing excluded under the Federal Constitution or act of Congress of the United States: And provided further, That none of the provisions of this act shall apply to the generation, transmission, or distribution of electricity; to the manufacture or distribution of gas; to the furnishing or distribution of water; or to the production, delivery, or furnishing of steam, or any other substance for heat or power, by a producer, who is not otherwise a public service company, for the sole use of such producer, or for the use of tenants of such producer, and not for sale to others.*

Section 2. That article five of said act is hereby amended by adding thereto the following section:

*Section 30. The commission shall have full power and authority to make joint investigations, hold joint hearings, and issue joint or concurrent orders in conjunction or concurrence with any official board or commission of any State or of the United States, whether in the holding of such investigations or hearings or in the making of such orders the commission shall function under agreements or compacts between States or under the concurrent power of States to regulate interstate commerce or as an agency of the Federal government or otherwise.*

APPROVED—The 12th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 317.

AN ACT

Authorizing the Governor of the Commonwealth of Pennsylvania, through proclamation, to close any county or counties or any section of any county of Pennsylvania to hunting or fishing, or to close any stream or parts of any stream to fishing, or to forbid the use of smoking material or other use of fire in or near woodlands, when such action is necessary to conserve either the health or welfare of our people or our natural resources; and repealing existing laws.

Hunting and fishing and use of fire in woods.

Section 1. Be it enacted, &c., That from and after the passage of this act when the Governor of the Commonwealth, upon recommendation of the department or departments having jurisdiction over the interest or interests to be protected, shall consider such action

necessary to conserve either the health or welfare of our people or our natural resources because of drought and consequent danger from forest fires or because of low water and the presence of contagious or infectious diseases, he shall have authority through proclamation

(a) To close for a period not to exceed one season at one time any county or counties or any section of any county of this Commonwealth to either hunting or fishing;

County may be closed to hunting or fishing.

(b) To close for any period any stream or part of any stream to fishing;

Streams may be closed.

(c) To forbid for any period the smoking of tobacco in any form and the building of camp fires within woodlands or the burning of brush and other rubbish within woodland or within two hundred feet of woodland in any county, counties, or parts thereof.

Use of fire in woods may be forbidden.

Such proclamation shall become effective twenty-four (24) hours after certified time of issuance.

When proclamation effective.

If after the issuing of any proclamation, as herein provided, the Governor is satisfied that the occasion has passed for maintaining the provisions of the proclamation he may annul it by another proclamation.

Proclamation may be annulled.

Section 2. Each and every person violating any provision of such proclamation shall, upon conviction in a summary proceeding before any magistrate, alderman, or justice of the peace, be sentenced to pay a fine not exceeding one hundred dollars, and, in default of the payment of such fine and costs, be imprisoned in the county jail one day for each dollar of fine and costs unpaid; not, however, exceeding thirty days.

Violation of proclamation.

Section 3. The act of May fourteenth, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred thirty), entitled "An act authorizing the Governor of the Commonwealth of Pennsylvania, through proclamation, to close any county or counties, or any section of any county of Pennsylvania, to hunting or fishing, or to close any stream or parts of streams to fishing, when such action is necessary to conserve either the health or welfare of our people or our natural resources," is hereby repealed.

Repeal.

Act of May 14, 1915 (P. L. 530).

APPROVED—The 12th day of May, A. D. 1925.

GIFFORD PINCHOT.