

Repeal.

Section 6. All acts or parts of acts inconsistent herewith are repealed.

APPROVED—The 14th day of May, A. D. 1925.

In approving this bill I cannot refrain from expressing my emphatic opposition to that part of the bill which provides that the Commonwealth shall share equally with the city of Philadelphia in its part or proportion of the cost of the lighting, repair, maintenance, and up-keep of the Philadelphia-Camden bridge.

When the construction of this bridge was authorized the Legislature specifically declared that upon the completion of the bridge it should be turned over "to the City of Philadelphia and such agent or agents as shall be designated by the State of New Jersey, by whom the same shall be maintained." This provision expressed what is, in my judgment, the proper policy to be pursued. The Commonwealth, both under the law as it has previously existed and under the bill which I am approving, will deed over to the City of Philadelphia in fee simple all of the Pennsylvania property acquired in connection with the erection of the bridge. This will be a valuable asset to the City of Philadelphia. In consideration of receiving it the City of Philadelphia ought to be willing to absorb the entire share of the cost of operating and maintaining the bridge chargeable to Pennsylvania interests.

I can see no justification whatever for expending State funds for any participation in the cost of maintaining the bridge in view of the circumstances mentioned; and if this bill had contained an appropriation for the maintenance of the bridge I should unhesitatingly have vetoed it.

I am, however, advised that the approval of this bill will not establish a contract between the Commonwealth and the City of Philadelphia with respect to the operation and maintenance of the bridge, so that the next Legislature can, and I hope will, so amend the law as to restore the policy declared in 1919, when the construction of the bridge was authorized.

I am approving the present bill, notwithstanding my earnest objection to the provision to which I have referred, because there are certain other provisions in it which I am advised are essential to the opening and operation of the bridge at the earliest moment when it will be ready to accommodate traffic.

GIFFORD PINCHOT.

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No. 403.

### A SUPPLEMENT

To an act, approved the seventh day of March, one thousand nine hundred and one (Pamphlet Laws, twenty), entitled "An act for the government of cities of the second class," providing for the establishing by ordinance and regulating a Department of City Transit; defining the powers, duties, and jurisdiction of the department, and providing for its officers and employes.

Cities of  
second class.

Department of  
city transit  
may be estab-  
lished.

Members of  
city transit com-  
mission.

Section 1. Be it enacted, &c., That an additional executive department in the government of cities of the second class may be created by ordinance, to be known as the Department of City Transit, which shall be in charge of a City Transit Commission consisting of five (5) residents of the city to be appointed by the mayor, subject to the approval of council, one of whom shall be designated to serve from his appointment until January first, one thousand nine hundred and twenty-six; and one from his appointment until Janu-

ary first, one thousand nine hundred and twenty-seven; one from his appointment until January first, one thousand nine hundred and twenty-eight; one from his appointment until January first, one thousand nine hundred and twenty-nine; and one from his appointment until January first, one thousand nine hundred and thirty. Their respective successors shall be appointed on the expiration of their respective terms to serve five (5) years. An appointment to fill a casual vacancy shall be only for the unexpired portion of the term. Three (3) of the members shall be a quorum. They may make regulations for their own organization and procedure consistent with the laws of this Commonwealth and the ordinances of the city. They shall serve without compensation and shall make annually to the mayor a report of their transactions and recommendations. They may employ a chief engineer and such other persons and employes as may be necessary, whose salaries, together with the necessary expenses of the commission, shall be provided for in the discretion of council by the proper appropriations and ordinances.

Terms of members.

Vacancies.

Quorum.

Organization and procedure.

Report.

Employes.

Section 2. The Department of City Transit shall have the power to design, construct, manage, administer, and supervise any and all transit facilities purchased, leased, located, constructed, or otherwise acquired, equipped, owned, maintained, used, or operated by such city. Such transit facilities shall include railroads and extensions thereof for the transportation of persons and property over, under, upon, through, and across any street, highways, avenues, bridges, viaducts, rivers, waters, and public and private lands, or partly over, under, through, or across any or all of the same. They shall be taken to mean and include tunnels, subways, bridges, elevated structures, tracks, poles, wires, conduits, power houses, stations, lines for the transmission of power, car barns, shop yards, sidings, turnouts, switches, stations and approaches thereto, cars and motor equipment, and all works, buildings, appliances, and appurtenances necessary and convenient for the proper construction, equipment, maintenance, and operation of such transit facilities or any or more of them.

Powers of department.

Section 3. It shall be the duty of the Department of City Transit to take the necessary action to enforce and carry into effect the laws of this Commonwealth and the ordinances of the city pertaining to transit facilities, as defined by this article.

Duty to enforce laws relating to transit facilities.

Section 4. The Transit Commission shall from time to time make such recommendation to the council of the city as to them shall seem proper for the improvement and development of facilities for transportation of persons and property within such city.

Commission to make recommendations for improvement.

Technical employes need not be residents.

Section 5. The engineers, draftsmen, designers, and other technical employes of said Department of City Transit may be appointed without regard to whether they are residents of such city or not.

Repeal.

Section 6. That all acts or parts of acts, general, local, or special, inconsistent, be and the same are hereby repealed.

APPROVED—The 14th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 404.

AN ACT

To amend sections three, four, five, nine, and eleven of an act, approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred ninety-six), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," changing the provisions of the act which regulate the payment of pensions, requiring certain things from the pensioners, and requiring the cities to set aside additional funds in certain cases.

Cities of second class.

Pension fund.

Section 3 of act of May 28, 1915 (P. L. 596), amended.

Application for retirement.

Pension.

Proviso.

Section 4 amended.

Amount of pension.

Section 1. Be it enacted, &c., That section three of an act, approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred ninety-six), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," is hereby amended to read as follows:

Section 3. Every person now or hereafter employed by the said cities, as herein provided, if any, of the age of sixty years and upwards, who shall have been so employed for a period of twenty years or more, shall, upon application to the board of pensions herein created, be retired from service, and shall during the remainder of his or her life receive the pension or compensation fixed by this act, subject to such qualifications as are herein contained: *Provided, That if such person had been employed by the said city for a period covering eighteen years or more prior to the passage of this act and shall thereafter be re-employed it shall be necessary that the period of his or her re-employment shall extend over a period of two years before such person shall be entitled to receive the pension fixed by this act.*

Section 2. That section four of said act is hereby amended to read as follows:

Section 4. During the lifetime of the said person, he or she shall be entitled to receive [as] a pension [annually] from the fund set aside for the purpose,