

(4) gas or electric welding, or
 (5) the repairing or servicing of vehicles,
 shall wear industrial quality eye protective devices at all times while engaged in such activities or exposed to such known dangers.

Section 2. Schools, colleges and universities shall have the power to receive Federal, State and local moneys and to expend the same to provide such devices and shall furnish such devices to all visitors and spectators and all other persons required under the provisions of this act to wear them.

Section 3. Enforcement of this act shall be in accordance with standards, rules and regulations promulgated by the State Board of Education.

Section 4. For the purposes of this act, "industrial quality eye protective devices" ¹ mean devices meeting the standards of the American Standard Safety Code for Head, Eye and Respiratory Protection, Z2.1—1959, promulgated by the American Standards Association, Incorporated.

Section 5. This act shall take effect immediately.

APPROVED—The 19th day of July, A. D. 1965.

WILLIAM W. SCRANTON

No. 117

AN ACT

HB 336

Authorizing the Secretary of Mines and Mineral Industries to acquire, either amicably or by condemnation, certain lands affected by open pit or strip mines; authorizing the reclamation of such lands, and providing for the use or disposal thereof.

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

Section 1. The Secretary of Mines and Mineral Industries, on behalf of the Commonwealth, with the approval of the Governor, shall have the power to acquire, either amicably or by exercise of the power of eminent domain, land which has been affected by open pit or strip mines, including refuse banks, and which, in its present state, is hazardous or otherwise detrimental to the health and safety of the citizens of the Commonwealth and for the restoration of which Federal funds have been made available and/or State funds have been appropriated.

¹ "means" in original

Section 2. Prior to acquiring any land pursuant to this act, the Secretary of Mines and Mineral Industries shall extend to the owners thereof an opportunity to backfill, plant and do other acts of restoration thereon to the same extent and within the same time limits as prescribed by the act of June 27, 1947 (P. L. 1095), known as the "Anthracite Strip Mining and Conservation Act," or the act of May 31, 1945 (P. L. 1198), known as the "Bituminous Coal Open Pit Mining Conservation Act," whichever the case may be, and if the owners agree to do so and, weather permitting, start such restoration within a period of thirty days, the land shall not be acquired by the Commonwealth.

Section 3. The Secretary of Mines and Mineral Industries shall attempt to purchase any land which he has determined should be acquired for the purpose of restoration and which the owners have not agreed to restore as hereinbefore provided. In any case where the Secretary of Mines and Mineral Industries and the owners of the land are unable to agree upon the amount to be paid therefor, the Secretary of Mines and Mineral Industries may exercise the power of eminent domain against such land by filing in the court of common pleas of the county in which the land is located a declaration of taking in the form and manner prescribed by the act of June 22, 1964 (P. L. 84), known as the "Eminent Domain Code." All proceedings in such condemnation shall be pursuant to and in compliance with the said "Eminent Domain Code."

Section 4. The purchase price, in the case of an amicable acquisition, or the damages as finally determined, in the case of acquisition by condemnation, and the necessary expenses incidental thereto, shall be paid from the appropriations made by the General Assembly for such purposes and/or the appropriations to which Federal funds made available for such purposes have been credited.

Section 5. The Secretary of Mines and Mineral Industries shall have the power to backfill, plant and perform other acts of restoration on any lands so acquired to the extent and subject to such conditions as State and/or Federal funds are appropriated and available therefor.

Section 6. After restoration the Secretary of Mines and Mineral Industries may, with the approval of the Governor, transfer jurisdiction of such land, or any portion thereof, to the Department of Forests and Waters, the Pennsylvania Game Commission, the Pennsylvania Fish Commission, or such other State department or State agency as can best utilize such land for public purposes.

Section 7. If the retention of such land by the Commonwealth is determined to be impractical, the Secretary of Mines and Mineral Indus-

tries may, with the approval of the Governor, sell such land to counties or municipalities at the cost of acquisition and restoration or at public sale to the highest bidder. Such land shall be sold subject to the condition that no open pit or strip mining shall be carried on thereon at any time thereafter. The proceeds of any such sale shall be credited to the appropriation from which the purchase price or damages were originally paid or the then current appropriation for similar purposes.

Section 8. No land, with respect to which a bond conditioned upon the restoration thereof is in effect, shall be acquired pursuant to the provisions of this act, nor shall this act be construed to relieve any person from any obligation to backfill, plant or perform other restoration required by law.

Section 9. There is hereby appropriated to the Department of Mines and Mineral Industries the sum of one million dollars (\$1,000,000) to be established as a separate fund for the purposes herein provided, which fund shall be called the "Coal Lands Improvement Fund," into which moneys received from sale of lands as set forth hereinbefore shall accumulate as a revolving fund.

Section 10. This act shall take effect immediately.

APPROVED—The 19th day of July, A. D. 1965.

WILLIAM W. SCRANTON

No. 118

AN ACT

HB 451

Regulating the sale of tickets for passage aboard certain vessels, the advertising practices pertaining thereto, and providing penalties for violations.

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

Section 1. No person shall issue, sell or offer for sale in this Commonwealth in the regular course of business any ticket for passage aboard any vessel required by law to be registered in this country or in any other country which does not have clearly imprinted thereon the country of registry of such vessel.

Section 2. No person issuing, selling or offering to sell any ticket for passage aboard any vessel required to be so registered shall directly or indirectly cause to be placed before the public in this Commonwealth