

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

Section 1. Subsection (d) of section 221, act of July 17, 1961 (P. L. 659), known as the "Pennsylvania Bituminous Coal Mine Act," is amended to read:

Section 221. Mine Foreman; Ventilation.—* * *

(d) In case of accident to a ventilating fan or its machinery, or if the fan stoppage is a planned interruption whereby the ventilation of the mine [would be seriously] is interrupted, [or where the fan has been stopped for a period of time in excess of thirty minutes in a gassy mine and sixty minutes in a non-gassy mine,] the mine foreman shall order the power to be disconnected from the affected portions and withdraw the men immediately from the face areas. In mines employing the use of multiple fans equipped with self-closing doors which operate automatically when the fan is stopped, such action need not be taken provided the minimum requirements are met by other fans of the system. If the fan has been stopped for a period of time in excess of fifteen minutes in a gassy mine, and thirty minutes in a non-gassy mine, the mine foreman shall order the men withdrawn from the mine. If the mine foreman shall deem it necessary, he may withdraw the men from a gassy mine in less than the said [thirty] fifteen minutes and from a non-gassy mine in less than the said [sixty] thirty minutes. He shall not allow the men to return to their work until the ventilation has been restored, and the mine has been thoroughly examined by certified personnel and reported safe. A record shall be made of said examination.
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Section 2. This act shall take effect immediately.

APPROVED—The 15th day of December, A. D. 1965.

WILLIAM W. SCRANTON

No. 417

AN ACT

HB 1691

Amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Com-

monwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the membership of the State Highway Commission and providing that highway programs determined by the commission, with certain exceptions, shall not be changed, deleted or altered except by the commission.

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

Section 1. Subsections (a) and (b) of section 468 and subsection (c) of section 2011, act of April 9, 1929 (P. L. 177), known as "The Administrative Code of 1929," added August 14, 1963 (P. L. 918), are amended to read:

Section 468. State Highway Commission.—(a) There is hereby created a State Highway Commission which shall consist of [~~seven~~] nine members, one of whom shall be the Secretary of Highways, ex officio, who shall be the chairman of the commission. The chairmen of the Committee on Highways of the Senate and of the House of Representatives, respectively, shall be ex officio members of the commission.

(b) The Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate, appoint the [~~four~~] six remaining members of the commission, not more than three of whom shall be members of the same political party. Not more nor less than one appointed member of the commission shall be a resident of the counties of Philadelphia and Allegheny, respectively. [Two of the initially appointed members of the commission shall continue in office for terms of two years, one for terms of four years, one for terms of six years from the date of their appointment.] Immediately after the adoption of this amendment, the Governor shall appoint two members of the commission, who shall not be members of the same political party, for terms of two years, two members, who shall not be of the same political party, for terms of four years, and two members, who shall not be of the same political party, for terms of six years. The term of each [initially appointed] member so appointed shall be designated by

the Governor at the time of appointment but their successors shall each be appointed for terms of six years, except that any person appointed to fill a vacancy shall serve only for the unexpired term. Any member of the commission may be appointed to succeed himself. All members shall serve for their appointed terms and until their successors shall have been appointed and qualified. The Governor shall fill any vacancy not later than ninety days after such vacancy occurs.

* * *

Section 2011. State Highway Commission.—

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(c) The commission shall have the power, and its duties shall be, to gather and study all available information, data, statistics and reports, relating to the need for highway construction or reconstruction in the Commonwealth to determine on the basis of available information, data, statistics and reports, the highways which should be constructed or reconstructed and the recommended order of priority in which such highways should be constructed or reconstructed and to certify from time to time the results of such determination to the Governor, to the General Assembly and to the Secretary of Highways, for their consideration. Highway programs so determined shall not be changed, deleted or altered, with the exception of secondary highways and highways financed one hundred percent by State funds, except by the commission.

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Section 2. This act shall take effect immediately.

APPROVED—The 15th day of December, A. D. 1965.

WILLIAM W. SCRANTON

No. 418

AN ACT

HB 1795

Authorizing the Department of Property and Supplies, with the approval of the Governor, to lease certain land situate in Collier Township, Allegheny County.

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

Section 1. The Department of Property and Supplies, with the approval of the Governor, is hereby authorized on behalf of the Common-