

monwealth and authorizes and directs the Secretary of Highways to proceed with their completion to the extent and at such times as funds from Federal-aid participation, current revenues and proceeds from borrowing are available for such purposes.

Section 2. This act shall take effect immediately.

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

WILLIAM W. SCRANTON

No. 429

AN ACT

HB 2127

Amending the act of May 13, 1909 (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," authorizing the use of sulphur dioxide in certain food items.

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

Section 1. Clause fifth of subsection (a) of section 3, act of May 13, 1909 (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," amended September 19, 1961 (P. L. 1511), is amended to read:

Section 3. (a) That for the purpose of this act, an article of food shall be deemed to be adulterated,—

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Fifth. If it contains any added sulphurous acid, sulphur dioxide, or sulphites, benzoic acid or benzoates, or other preservatives, except as hereafter provided, or if it contains any added boric acid or borates, salicylic acid or salicylates, formaldehyde, hydrofluoric acid or fluorides, fluoborates, fluosilicates, or other fluorine compounds, saccharin, or other artificial sweetening agents, except as hereafter provided, metallic salts, betanaphthol, hydronaphthal, abrastol, asaprol, pyroligeneous acid, or

other ingredients deleterious to health; or if, in the case of confectionery, it contains any of the substances mentioned in this paragraph, or any mineral substance, or injurious color or flavor, alcoholic liquor, or any other ingredients, not herein mentioned, deleterious to health: Providing, That this act shall not be construed to prohibit the use of harmless colors of any kind, in confectionery or in fruits used in fruit cake, when used for coloring, and not for any fraudulent purpose: And provided further, That nothing in this act shall be construed to prohibit the use of common salt, sugar, pure corn syrup, pure glucose, wine vinegar, cider vinegar, malt vinegar, sugar vinegar, glucose vinegar, distilled vinegar, spices or their essential oils, alcohol (except in confectionery), edible oils, edible fats, wood smoke applied directly as generated, or proper refrigeration: And provided further, That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only, and as a solvent for glazes, and that oil of sweet birch, or methylsalicylic ester, may be used as a substitute for oil of wintergreen as a flavor: And provided further, That in the preparation of certain specific food items hereinafter designated, sulphur dioxide, either free ¹ or in simple combination, may be present not in excess of twenty-five hundred (2500) parts per million in dried fruits or molasses, three hundred (300) parts per million in precooked, dehydrated or dried potatoes, two hundred (200) parts per million in [reconstituted] grape, lemon or lime juice and in fresh or frozen apples, apricots, peaches, pears, or potatoes, if peeled, sliced or cut, one hundred fifty (150) parts per million in "maraschino" cherries, glazed or decorative fruits, all tolerances being allowed for: And provided further, That when any dried fruit or molasses is used in any foods or food products or is contained as a part of or as an ingredient in any food, the sulphur dioxide in such dried fruits or molasses shall not exceed the proportion of two hundred (200) parts per million; and that sodium benzoate may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum, or benzoic acid equivalent thereto: And provided further, That when any quantity of sulphur dioxide or sodium benzoate is ² used in any article of food, the fact that sulphur dioxide or sodium benzoate has been used in the preparation thereof shall be plainly stated on each package of such food: And provided further, That any article of food containing saccharin or any artificial sweetening agent may be manufactured, transported or

¹ "of" in original.

² "ised" in original.

sold if a reference to the name of the artificial sweetening agent as prescribed by the department is placed upon the label. Said label shall also contain such appropriate warning statement as shall be prescribed by the Department of Agriculture.

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

WILLIAM W. SCRANTON

No. 430

AN ACT

HB 1023

Providing for the redesignation of Indiana State College at Indiana, Pennsylvania as the Indiana University of Pennsylvania, and for the continuation of all existing powers and responsibilities of the board of trustees and institution, and authorizing all other State colleges, with the approval of the State Board of Education, to elect to become universities operated under the provisions of this act.

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

Section 1. Short Title.—This act shall be known and may be cited as the “Indiana University of Pennsylvania Act.”

Section 2. Redesignation of Indiana State College.—The name of Indiana State College, located and established at Indiana, Pennsylvania, is hereby changed to the “Indiana University of Pennsylvania.”

Section 3. Redesignation of the Board of Trustees.—The Board of Trustees of Indiana State College is hereby redesignated as the “Indiana University of Pennsylvania Board of Trustees.”

Section 4. Board of Trustees, Organization.—The board of trustees shall organize at such times each year as it shall determine and, subject to the approval of the Governor, elect a president. The board shall also elect a treasurer, a business manager, a secretary and such officers as it shall determine. A majority of the board shall constitute a quorum.

Vacancies on the board shall be filled by the Governor for the unexpired terms. The board shall meet twice annually on dates to be fixed by it and shall provide the State Board of Education with a copy of the minutes of its meetings.

Section 5. Powers and Duties of Board of Trustees.—(a) The affairs of the university established under this act shall be administered by the president and shall be supervised by the board. Subject to any law and