

Management
and operation.

Section 6. In the management and operation of the Maximum Security State Penitentiary, the Department of Welfare shall have all the powers conferred, and perform all the duties imposed by the laws of this Commonwealth on the Boards of Trustees of the Eastern and Western State Penitentiaries; and all the laws of this Commonwealth relating to the care, maintenance, management, safekeeping, employment, pardon, and parole of convicts confined in State penitentiaries shall be deemed to apply to convicts detained in such penitentiaries.

When effective.

Section 7. This act shall become effective immediately upon final enactment.

APPROVED—The 21st day of June, A. D. 1937.

GEORGE H. EARLE

No. 376

AN ACT

Providing for the erection, construction and equipment of a new Pennsylvania Industrial School, to take the place of the present Pennsylvania Industrial School at Huntingdon; designating the manner of acquiring or setting aside of land for the erection and construction of the new school by The General State Authority; authorizing the Commonwealth to lease the new school and its grounds from The General State Authority upon its completion, and the Department of Welfare to manage and operate the same; providing that the cost of maintaining inmates therein be borne by the Commonwealth and the counties to the extent and in the manner provided by law in the case of inmates maintained in the Pennsylvania Industrial School at Huntingdon; and conferring powers, and imposing duties upon certain State departments, boards, commissions, and officers.

Preamble.

WHEREAS, The present Pennsylvania Industrial School at Huntingdon, originally intended as a Middle State Penitentiary, with its high walls and towers has all the aspects of a State Penitentiary, and the addition of a medium security bloc has detracted little from its forbidding appearance; and

WHEREAS, The internal arrangement of the cell blocs with barred windows and double locked switches contradicts the idea that this institution is a school devoted to rehabilitation; and

WHEREAS, The erection of a new industrial school and the use of the present institution at Huntingdon for the detention of defective delinquents will accomplish one important step in the development of an adequate penal institution program for the Commonwealth; and

WHEREAS, It is the desire of the Commonwealth of Pennsylvania that The General State Authority con-

struct such new industrial school and lease the same to the Commonwealth; therefore,

Section 1. Be it enacted, &c., That the Department of Welfare, with the approval of the Governor, shall select for acquisition, either by the Department of Property and Supplies in the name of the Commonwealth or by The General State Authority with funds of the Authority, a tract of land of not less than one thousand acres, well supplied with water, and capable of being sewered and drained for the erection and construction thereon, by The General State Authority, of an institution to be known as the Pennsylvania Industrial School, with a capacity of not less than twelve hundred inmates, to take the place of, and to serve the same purposes as, the present Pennsylvania Industrial School at Huntingdon. The title to the lands so acquired shall be approved by the Attorney General. If it shall be found that the Commonwealth owns State forest lands or other lands suitable, in whole or in part, for such use, such lands may be designated by the Department of Welfare, with the approval of the Governor and the department, board, or commission of the Commonwealth having possession and control of the same, and used for the aforesaid purpose, and any additional lands necessary may be selected and acquired, as aforesaid.

Pennsylvania
Industrial
School.

Section 2. Upon the acquisition of any land in the name of the Commonwealth, or designation of any land of the Commonwealth, as provided in section one, the Department of Property and Supplies shall have authority to convey the same to The General State Authority for the purpose of having such Authority erect and construct thereon the new Pennsylvania Industrial School. The plans and specifications of the school, whether erected on land acquired directly by The General State Authority or by conveyance to it from the Commonwealth, shall be subject to the approval of the Department of Welfare, and shall provide for suitable buildings and an adequate water supply system, sewage treatment works, heat and electric power plant or plants, service lines, and other necessary equipment, structures, and improvements. The buildings shall be of modern design, plain, and substantial, and capable of extension as the needs of the institution may require. The setting and the architecture shall express the principle of rehabilitation through the greatest possible freedom of choice and expression in work, education, and recreation, consistent with the protection of society.

Plans for
erection of
new school.

Section 3. The Department of Welfare may enter into an agreement with The General State Authority, for the use of inmates in the present Pennsylvania Industrial School at Huntingdon in improving the site of

Use of inmates
of Pennsylvania
Industrial
School,
at Huntingdon.

the new school, the preparation of building materials, the construction of new buildings, and improvements pertinent thereto, or to engage in farming or dairying work. In the case of any such agreement, the Department of Welfare shall have power to transfer from the present Pennsylvania Industrial School, at Huntingdon, such inmates as it may deem necessary for these purposes, provided a suitable building or buildings are available for the custody of such inmates. Such agreement shall require that The General State Authority shall pay to the Manufacturing Fund in the State Treasury, for the labor of such inmates, such wages for each inmate so employed as may be agreed upon in accordance with the laws regulating the employment of prison or inmate labor. The expense of maintaining such inmates at the site of the new school shall be borne by the respective counties from which they shall have been committed, and shall be paid to the State Treasurer through the Department of Revenue, as provided by law in the case of inmates maintained in the Pennsylvania Industrial School at Huntingdon; but such actual expense shall be paid in the first instance by the Department of Welfare, from appropriations made for such purposes.

Wages.

Lease.

Section 4. The Department of Property and Supplies, with the approval of the Governor, is hereby authorized to enter into a lease for not more than fifty (50) years with The General State Authority to acquire the use of the new Pennsylvania Industrial School and any lands or farms connected therewith, for the purpose of having the same managed and operated by the Department of Welfare. In such case the management and operation of the school and the care, maintenance and employment of the inmates shall be the function of the Department of Welfare. Subject to and in the manner provided in The Administrative Code of one thousand nine hundred twenty-nine, and its amendments, the Department of Welfare shall have power to employ and fix the compensation of a superintendent, deputy superintendent, chaplain, guards, physicians, mechanics, clerks, stenographers, and other employes as may be deemed necessary for the proper maintenance and management of the school and the safekeeping therein of its inmates. The compensation of all persons so appointed, and all other expenses in connection with the care and maintenance of inmates of said school shall be paid from the appropriation made to the Department of Welfare for such purposes; but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such inmates were committed, to the extent and in the manner provided by law in the case of inmates maintained in the Pennsylvania Industrial School at Huntingdon.

Section 5. Upon the completion of the new Pennsylvania Industrial School, and after the execution of a lease of the same by the Commonwealth of Pennsylvania from The General State Authority, the Department of Welfare shall transfer, under the provisions of The Administrative Code of one thousand nine hundred twenty-nine, from the Pennsylvania Industrial School at Huntingdon, all persons who are then detained therein, unless directed otherwise as provided by the Mental Health Act of July eleventh, one thousand nine hundred thirty-three* (Pamphlet Laws, nine hundred ninety-eight), and all books, papers, records, and documents in the possession of the said school and the board of trustees thereof. Thereafter, all commitments which were heretofore made by the courts of this Commonwealth to the Pennsylvania Industrial School at Huntingdon shall be made to the new Pennsylvania Industrial School erected under the provisions of this act. The Department of Welfare shall advise all of the courts of this Commonwealth of the date from and after which commitments shall be made to the new school.

After completion
of the school.

Section 6. In the management and operation of the new Pennsylvania Industrial School, the Department of Welfare shall have all the powers conferred and perform all the duties imposed by the laws of this Commonwealth on the Board of Trustees of the Pennsylvania Industrial School at Huntingdon. All laws of this Commonwealth now relating to the care, maintenance, management, safekeeping, employment, training, and treatment, pardon, and parole of persons detained in the Pennsylvania Industrial School at Huntingdon shall be deemed to apply to persons detained in, and committed to, the new Pennsylvania Industrial School.

Management
of school.

Section 7. This act shall become effective immediately upon final enactment.

When effective.

APPROVED—The 21st day of June, A. D. 1937.

GEORGE H. EARLE

No. 377

AN ACT

To amend the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, one thousand one hundred ninety-nine), entitled "An act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction, and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare," providing for the con-

* Should be "one thousand nine hundred twenty-three."