

Section 7. The provisions of this act shall become effective immediately upon its final enactment.

Act effective immediately.

APPROVED—The 21st day of May, A. D. 1943.

EDWARD MARTIN

No. 198

AN ACT

Authorizing the Governor of the Commonwealth of Pennsylvania, with the advice of the Attorney General and the approval of certain members of the General Assembly, for a limited period of time, to suspend or modify laws, either in whole or in part, under certain circumstances, during the existence of the present war.

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

Suspension or modification of laws during the existence of the present war.

Whereas, It is the desire of the General Assembly of the Commonwealth to assist and support to the fullest extent the President of the United States in discharging his duties as Commander-in-Chief of the Army and Navy and of the militia of the several states, and

Whereas, It is hereby declared that it is the policy of the General Assembly of the Commonwealth of Pennsylvania that no act of the General Assembly of this Commonwealth should hinder, impede, delay or interfere with the conduct of the war effort, and that provision be made for the temporary suspension or modification of the enforcement of such acts when the General Assembly of this Commonwealth is not in session, and

Whereas, Article I, section 12 of the Constitution of the Commonwealth of Pennsylvania provides that no power of suspending laws shall be exercised unless by the Legislature or by its authority:

Section 1. Upon the request of the President of the United States, the Secretary of War, the Secretary of the Navy, or the Attorney General of the United States, when accompanied by a statement of the Attorney General of the United States that an act of the General Assembly or any part thereof will conflict with the enforcement of a particular Federal statute, or lawful regulation relating to the prosecution of the war, or will hinder, impede, delay or interfere with the conduct of the war effort, the Governor, with the advice of the Attorney General of this Commonwealth, may at any time when the General Assembly is not in session promulgate orders suspending or modifying the enforcement of such act of the General Assembly in whole or in part, generally or in its application to particular areas, classes of persons, corporations or circumstances,

Governor may act to suspend, if General Assembly is not in session, under certain circumstances.

Proviso.

upon such terms and conditions as may be necessary to impose, and he may from time to time amend, revoke or rescind any such order: Provided, That the Governor shall not promulgate any order suspending or modifying the enforcement of any act of the General Assembly in whole or in part under the provisions of this section without the prior approval of at least a majority of the following members of the General Assembly: The Speaker of the House of Representatives, the Majority Floor Leader and the Minority Floor Leader of the House of Representatives, the President pro tempore of the Senate, the Majority Floor Leader and the Minority Floor Leader of the Senate.

Section 2. Subject to the provisions of section one of this act, power conferred by this act shall not be exercised unless and until the Governor shall find and proclaim after such study, investigation or hearing, as he may make, direct or conduct, that the enforcement of the act of the General Assembly or any part thereof described in the request required by section one of this act, will conflict with the enforcement of a particular Federal statute or lawful regulation relating to the prosecution of the war, or will hinder, impede, delay or interfere with the conduct of the war effort.

Section 3. Any order promulgated by the Governor pursuant to the provisions of this act shall be effective for the period of time specified therein, or if no period is specified, for the period during which this act remains in force, unless the order is sooner rescinded or revoked by order of the Governor or by action of the General Assembly.

Governor to report proceedings, if any, to the General Assembly within one week after it next convenes.

Section 4. The Governor shall report to the General Assembly at its next session, within one week after it convenes, the proceedings taken by him pursuant to the authority conferred by this act, and shall transmit at the same time, to the General Assembly, copies of all orders so promulgated by him.

When effective.

Section 5. This act shall become effective the day following the adjournment of the present session of the General Assembly, and shall remain in force and effect until sixty days after the first Tuesday in January, one thousand nine hundred and forty-five.

APPROVED—The 21st day of May, A. D. 1943.

EDWARD MARTIN