

Section 3. Section 11 of the act, reenacted and amended April 8, 1937 (P. L. 277) and amended June 21, 1947 (P. L. 791), is amended to read:

Section 11 of the act, reenacted and amended April 8, 1937, P. L. 277 and amended June 21, 1947, P. L. 791, further amended.

Section 11. [Approval of] Plans, *Permits and Inspections*.—(a) Before any elevator shall be erected and installed, [or undergo repairs amounting to one-half or more of the original value of the said elevator,] detailed plans and specifications of the said apparatus, in duplicate, shall be submitted to the department for approval. The application for the approval of plans of elevators shall be accompanied by the following fees: Dumb-waiters, seven dollars and fifty cents (\$7.50); freight elevators, ten dollars (\$10); and passenger elevators, fifteen dollars (\$15). If the said plans are approved, a permit for the erection [or repair] *and installation* of such elevator shall be issued by the department, and a final inspection shall be made of the apparatus when installed [or repairs completed] *and ready for operation*, before final approval shall be given by the department. The elevator shall not be operated until such final inspection and approval be given, unless a temporary permit be granted by the department.

(b) *No elevator shall hereafter be repaired, renovated or reerected when the changes involve major repairs unless a permit is obtained from the department. Major repairs are those likely to involve reinspection or testing and may be more specifically defined by rules and regulations established by the department. When repairs or changes are extensive, the department may require that duplicate plans and specifications be submitted to it before a permit is granted. The fee for such permit shall be fifteen dollars (\$15) for passenger elevators and ten dollars (\$10) for freight elevators. Where major repairs have been made on an elevator or lifting apparatus, it shall not again be operated until a final inspection or test and approval by the department has been given. The testing or inspection fee shall be five dollars (\$5).*

APPROVED—The 25th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 372

AN ACT

Regulating the manufacture of stuffed toys intended for sale, gift, or use in Pennsylvania; providing for registration of such manufacturers, the paying of a fee for such registration, the issuance of a seal of approval to such manufacturers; providing that material used in such toys shall

be new and free from dangerous or harmful substances; providing for disinfection of such material containing products of animal origin; and prescribing penalties.

Stuffed toys.

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

Construction.

Section 1. The provisions herein set forth shall be construed to cover and apply to the manufacture, sale and distribution of all stuffed toys and filled playthings of all types which are intended for sale, gift or use in the Commonwealth.

Definition.

Section 2. As used in this act —

(1) The term "Department" shall mean the Department of Labor and Industry.

(2) The term "new" shall mean any article or material which has not been subjected to a previous manufacturing process, or which has not been previously used for any purpose.

(3) The term "person" shall include individuals, partnership, associations, trusts, corporations, and any other individual or any other business entity.

(4) The term "stuffed toy" shall mean any article intended for use by infants or children as a plaything which is filled with or contains any fiber, chemical or other stuffing.

Registration.

Section 3. Manufacturers of all stuffed toys manufactured in this Commonwealth or intended for sale, gift or use in this Commonwealth shall register with the department on forms as provided by the department. The forms shall set forth, among other items, the name and address of the manufacturer, the type of stuffed toys manufactured, the composition of the stuffing and such other information as the department may require. A fee of one hundred dollars (\$100.00) shall accompany each registration. This registration shall be valid for a period of one (1) year and may be renewed, annually, by filling out of such forms as shall be prescribed by the department, which form shall be accompanied by payment of a fee of twenty-five (\$25.00) dollars.

Issuance of seal and appeal procedures.

Section 4. Upon receipt of the registration form, the department shall, if the applicant is in compliance with this act and the regulations of the department, issue a seal of approval to the manufacturer, which seal must appear on each stuffed toy intended for sale, gift or use in this Commonwealth. If the department fails to issue such seal of approval or renewal of the seal, the applicant may appeal to the Industrial Board which will hold a hearing

to determine whether or not the applicant is in compliance with this act and the regulations thereunder. The procedure used in such hearing shall be the same as that required in trial in assumpsit in the courts of common pleas of this Commonwealth. Appeals from the decision of the Industrial Board shall be to the Court of Common Pleas of Dauphin County on questions of law only.

Section 5. All material used in stuffed toys shall be new and free from dangerous or harmful chemicals or other substances and shall be free from oil, dirt, refuse and similar substances. Manufacturers using material in stuffed toys containing products of animal origin must obtain a certificate of disinfection from the department on forms provided by the department. Such application shall contain with it a random sample of the said product of animal origin as it is contained in stuffed toys ready for market. In disinfection of such material only processes approved by the department may be used. In determining what processes shall be approved, the department shall insure that the said product of animal origin shall be clean and pure and neither harmful nor dangerous to potential users thereof.

Material and processed material in stuffed toys.

Section 6. Only stuffed toys which have been issued a seal as provided in section 4 of this act may be sold, distributed or given away in this Commonwealth.

Requirement of seal for sale, etc.

Section 7. The provisions of this act shall be administered by the department. The secretary or his authorized representative may take for analysis samples of stuffed toys from manufacturers, retailers or distributors thereof.

Administration.

Section 8. If any manufacturer of stuffed toys or any stuffed toys are found in violation of this act or the regulations thereunder, the department may suspend the sale of such toys by the manufacturer and prohibit the sale or giving away of such toys by retailers, distributors or other persons having such toys. In pursuance of the above, the department may confiscate such toys pending an appeal, by any party injured, to the Industrial Board; such appeal shall utilize the procedures set forth in section 4 of this act, and appeal from the decision of the Industrial Board shall be as therein set forth.

Violation: suspension, confiscation and appeal.

Section 9. Prosecutions for violations of this act or the regulations thereunder shall be in the form of summary proceedings before an alderman, magistrate or justice of the peace. Any person who violates any of the provisions of this act shall, in a summary proceeding, be sentenced to pay a fine of not less than one hundred dollars (\$100.00) nor more than three hundred dollars

Penalty.

*"appel" in original

(\$300.00) for each offense, and in default of payment thereof, undergo imprisonment of not less than thirty days nor more than sixty days.

Effective date.

Section 10. This act shall take effect in sixty days.

APPROVED—The 25th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 373

AN ACT

Authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

Interstate Compact on Mental Health.

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

Section 1. The Governor is hereby authorized and directed to execute a compact on behalf of the Commonwealth of Pennsylvania with any other state or states legally joining therein in form substantially as follows:

INTERSTATE COMPACT ON MENTAL HEALTH

The contracting states solemnly agree that:

ARTICLE I.

Purposes.

The party states find that the proper and expeditious treatment of the mentally ill and mentally deficient can be facilitated by cooperative action to the benefit of the patients, their families and society as a whole. Further the party states find that the necessity of and desirability for furnishing such care and treatment bears no primary relation to the residence or citizenship of the patient but that on the contrary the controlling factors of community safety and humanitarianism require that facilities and services be made available for all who are in need of them. Consequently, it is the purpose of this compact and of the party states to provide the necessary legal basis for the institutionalization or other appropriate care and treatment of the mentally ill and mentally deficient under a system that recognizes the paramount importance of patient welfare and to establish the responsibilities of the party states in terms of such welfare.

ARTICLE II.

Definitions.

As used in this compact:

(1) "Sending states" shall mean a party state from which a patient is transported pursuant to the provisions