

No. 161.

AN ACT

To amend section two of an act, approved the thirtieth day of May, one thousand eight hundred and ninety-three (Pamphlet Laws, one hundred and eighty-three), entitled "An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor."

Section 1. Be it enacted, &c., That section two of an act, approved the thirtieth day of May, one thousand eight hundred and ninety-three (Pamphlet Laws, one hundred and eighty-three), entitled "An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor," which reads as follows:—

"Section 2. That *ten* citizens of the State be appointed by the Governor for the term of five years, who are hereby constituted commissioners of said park. As often as a vacancy occurs, either by expiration of term or otherwise, the Governor may fill said vacancy, either for another term of five years or for the expired term, as the case may be. The said commissioners shall organize annually, on the first Monday of June, by the election of a president and secretary to serve for one year, but they shall receive no compensation for their service as commissioners," is hereby amended to read as follows:—

Section 2. That *thirteen* citizens of the State be appointed by the Governor for the term of five years, who are hereby constituted commissioners of said park. As often as a vacancy occurs, either by expiration of term or otherwise, the Governor may fill said vacancy, either for another term of five years or for the expired term, as the case may be. The said commissioners shall organize annually, on the first Monday of June, by the election of a president and secretary to serve for one year, but they shall receive no compensation for their service as commissioners.

Valley Forge Park.
Commissioners.

Section 2, act of
May 30, 1893 (P.
L. 183), cited for
amendment.

Number.

Vacancies.

Organization.

Compensation.

APPROVED—The 26th day of April, A. D. 1921.

WM. C. SPROUL.

No. 162.

AN ACT

Relating to the preparation of a new Constitution of the Commonwealth by a convention and its adoption or rejection by the people, and making an appropriation.

Section 1. Be it enacted, &c., That at the primary election for the year one thousand nine hundred and twenty-one, the question "shall a constitutional convention be held in the year one thousand nine hundred and twenty-two, as provided in the act of Assembly,

Constitutional con-
vention.

Submission of
question at pri-
mary election.

approved theday of, one thousand nine hundred and twenty-one" (inserting the date of the approval of this act), followed by the words "yes" and "no" in appropriate voting blocks, shall be printed upon the official ballots to be used at such primary election as provided by the election laws of the Commonwealth for the submission of questions to the vote of the people. Below the said question shall appear the words "voters favoring the holding of a constitutional convention in the year one thousand nine hundred and twenty-two will mark a cross (X) to the right of the word 'yes.' Those opposing the holding of a convention will mark a cross (X) to the right of the word 'no.'"

Time of convening. Section 2. If a majority of the electors who shall vote upon the aforesaid question shall favor the holding of a constitutional convention, the said convention shall convene in the Senate chamber in the State Capitol in the city of Harrisburg on the second Tuesday of January, one thousand nine hundred and twenty-two, at twelve o'clock noon, and shall conclude its sessions not later than August first, one thousand nine hundred and twenty-two.

Delegates. Section 3. The said constitutional convention, if authorized by the electors as hereinbefore provided, shall consist of three delegates from each congressional district within the Commonwealth, as said districts are constituted at the time of said primary election, and twenty-five delegates from the Commonwealth at large, chosen as hereinafter provided.

Section 4. Nominations for district delegates to the said constitutional convention shall be made at the primary election for the year one thousand nine hundred and twenty-one. Names of candidates for nomination shall be printed upon the official ballot of each political party upon the filing of nomination petitions in their behalf, in the office of the Secretary of the Commonwealth, at least forty days before the date of the said primary. Such nomination petitions shall be in the form required by law for the nomination of candidates for the office of representative in Congress, and shall be signed by at least two hundred qualified electors of the congressional districts within which the respective candidates shall reside, as provided by law.

The Secretary of the Commonwealth, in forwarding to the county commissioners of each county a list of the candidates for the various offices to be nominated at the said primary election, shall include the names of the candidates of each party for delegates to the constitutional convention.

Each elector voting at such primary shall be entitled to vote for two candidates for district delegate to such constitutional convention.

The county commissioners, or the proper return judges, shall make the proper certification of returns of votes cast for the candidates for nomination for the office of delegate to the constitutional convention to the Secretary of the Commonwealth.

The two candidates of any political party receiving the largest number of votes at the said primary election shall be the nominees of such party for delegates from the congressional district within which such candidates reside.

Nominations for district delegates, made as herein provided, shall be of full force and effect in the event that the electors at the said primary election shall authorize the holding of a constitutional convention in the year one thousand nine hundred and twenty-two, but, in the event that the electors at such primary election shall not authorize the holding of a constitutional convention in said year, the nominations made at said primary election shall be void and of no force or effect whatsoever.

Section 5. Nominations for district delegates to said constitutional convention, if authorized as hereinbefore provided, may also be made by nomination papers in the manner provided by law for the nomination by nomination papers of candidates for representative in Congress.

Nomination papers.

Section 6. If the electors at the said primary election for the year one thousand nine hundred and twenty-one shall authorize the holding of a constitutional convention as hereinbefore provided, district delegates to such convention shall be elected at the municipal election for the year one thousand nine hundred and twenty-one.

Election of district delegates.

The ballots for use at such municipal election in the several congressional districts of the Commonwealth shall contain the names of the candidates for district delegates from such congressional districts, nominated as hereinbefore provided, and each elector voting at such municipal election shall be entitled to vote for two district delegates to such constitutional convention, and the three candidates for district delegates in each congressional district receiving the highest vote shall be the district delegates from such district to the constitutional convention.

Section 7. If a constitutional convention be authorized as hereinbefore provided, the Governor shall appoint twenty-five delegates to said convention from the Commonwealth at large. Returns of the said election shall be made by the proper prothonotary or return judges to the Secretary of the Commonwealth, who shall certify the result to the Governor, who shall thereupon declare by proclamation the names of the persons duly elected and of those appointed by him.

Delegates appointed by Governor.

Vacancies.

Any vacancies occurring in the office of district delegate or delegate at large to said constitutional convention may be filled by vote of the remaining delegates.

Organization of convention.

Section 8. If a constitutional convention be authorized as hereinbefore provided, it shall be called to order by the Governor, and it shall immediately organize by electing a president, secretary, and such other officers as shall be necessary for the transaction of its business. It shall have the power to adopt rules of procedure, finally to determine the election and qualification of delegates, and generally to adjourn to such time or times and such place or places as it shall determine.

Constitution proposed by Commission on Amendment and Revision.

Section 9. It shall be the duty of such constitutional convention to consider the constitution recommended by "The Commission on Constitutional Amendment and Revision," appointed under the act approved the fourth day of June, Anno Domini one thousand nine hundred nineteen.

The convention may submit a proposed constitution as a whole, or may submit separately such parts thereof as it may determine.

Framing of questions to be submitted to electors.

The convention shall also frame the questions necessary to elicit from the electors their approval or rejection of the said proposed constitution, and of any parts to be separately submitted, in brief form and so that they can be answered by either the word "yes" or the word "no."

Constitution proposed by convention.

Section 10. Such constitution as may be proposed by the constitutional convention shall be engrossed and signed by the president and secretary of the convention, and shall be delivered to the Secretary of the Commonwealth not later than the first Monday of September of the year one thousand nine hundred and twenty-two. The Secretary of the Commonwealth shall enter the proposed constitution upon the records of his office. He shall publish the said proposed constitution in at least two newspapers, in every county of the State wherein said number of newspapers may be published, once during the week immediately preceding the election, and shall publish the same in convenient form and send a copy thereof to every elector in the Commonwealth making application therefor. He shall also cause to be sent through the county commissioners to each polling place in the Commonwealth, in sufficient time to be there available to persons voting thereat, at least ten copies of the constitution so published, for the use of voters desiring to consult the same while in the polling place.

Delivery to Secretary of Commonwealth.**Publication.****Certification of questions.**

The questions framed by the convention as aforesaid shall be by said convention certified to the Secretary of the Commonwealth, who shall in turn, at least thirty days before the general election of one thousand nine

hundred and twenty-two, certify the same to the county commissioners of the several counties. The questions so certified shall be printed on the official ballot to be used at such general election, followed by the words "yes" and "no" and appropriate voting blocks, as provided by the election laws of the Commonwealth for the submission of questions to the vote of the people.

Printing of questions on ballots.

Section 11. The constitution, and any parts thereof to be submitted separately, proposed by such constitutional convention, shall be submitted to the qualified electors of the Commonwealth for their approval or rejection at the general election in the year one thousand nine hundred and twenty-two. A majority of the electors voting upon the adoption or rejection of the proposed constitution shall be necessary for its adoption. Such proposed constitution, and any parts thereof submitted separately, if approved by a majority of electors voting thereon, shall become effective, unless the proposed constitution or the schedule thereto shall otherwise provide, upon the first day of January, one thousand nine hundred and twenty-three. Returns of the vote cast for and against the proposed constitution, and for and against any parts thereof submitted separately as hereinbefore provided, shall be canvassed as provided by law, and shall be certified by the prothonotary of every county to the Secretary of the Commonwealth, who shall compute the same, and certify the result to the Governor. If from said certificate it shall appear that the proposed constitution, and any parts thereof submitted separately, shall have been adopted by the people, the Governor shall immediately make proclamation thereof.

Submission to voters.

Vote required for adoption.

When constitution shall become effective.

Returns of vote

Proclamation by Governor.

Section 12. The members of the constitutional convention, if held as provided by this act, shall each receive a salary of one thousand dollars (\$1,000), payable in five equal instalments, an allowance for traveling expenses of twenty cents per mile circular for one session, and an allowance for postage, stationery, and contingencies of one hundred dollars (\$100).

Compensation of delegates.

The convention shall have the power to employ and to fix the compensation of such secretary, officers, assistants, clerks, and other employes, as shall be deemed necessary to carry out the provisions of this act.

Employes of convention.

Section 13. It is the intent of this act that the procedure provided for the nomination and election of district delegates shall be the same as that provided by law for the nomination and election of representatives in Congress, and matters relating to the nomination and election of delegates, not expressly covered by this act, shall be governed by the laws relating to the nomination and election of such representatives.

Construction of act.

Section 14. The sum of two hundred eighty-five thousand dollars (\$285,000), or so much thereof as may

Appropriation.

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be necessary, is hereby appropriated for the payment of the salaries and expenses connected with the said constitutional convention, and the advertising connected with the submission thereof, the necessary printing and binding, which shall be done by the Department of Public Printing and Binding on the order of the chairman. Payment of all money shall be on order of the president of the convention and on warrant of the Auditor General.

APPROVED—The 27th day of April, A. D. 1921.

WM. C. SPROUL.

No. 163.

AN ACT

To amend section one thousand two hundred ten as amended, and section one thousand one hundred three, and section five hundred twenty-four as amended, of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith"; and repealing section one thousand two hundred twelve thereof.

School districts.

Teachers' salaries.

Section 1. Be it enacted, &c., That section one thousand two hundred ten of an act, approved the eighteenth day of May, one thousand nine hundred eleven (one thousand nine hundred and eleven, Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," which, as amended by an act, approved the tenth day of July, one thousand nine hundred nineteen (one thousand nine hundred and nineteen, Pamphlet Laws, nine hundred and ten), entitled "An act to further amend section one thousand two hundred ten and to repeal sections one thousand two hundred eleven, one thousand two hundred thirteen, and two thousand eight hundred and five of an act, approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws, three hundred and nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same,