

paid into the State Treasury for registrations and license fees, for the year beginning January first, one thousand nine hundred and twenty-one, or which may be paid into the State Treasury from said sources thereafter, be, and the same are hereby, specifically appropriated to the State Highway Department for the purpose of assisting in the construction, maintenance, improvement, and repair of State highways and State-aid highways as described in the act of Assembly creating the State Highway Department, approved May thirty-first, one thousand nine hundred and eleven; said moneys to be paid from the State Treasury, upon requisition of the Highway Commissioner, and after audit and approval by the Auditor General and State Treasurer, in the usual manner.

Section 2. That the motor vehicle fees hereby dedicated to the State Highway Department shall include the payment of any and all expenses necessary to carry out the purpose of the several acts of Assembly pertaining to the operation of the State Highway Department and the construction, and maintenance of State highways and State-aid highways, and for the payment of salaries and traveling expenses of any employes necessary in the judgment of the State Highway Commissioner to effectually carry on the work of the State Highway Department.

Purpose of appropriation.

APPROVED—The 23d day of March, A. D. 1921.

WM. C. SPROUL.

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NO. 22.

AN ACT

Amending article two, section one (s), article five, section one, and article five, section seven, of an act known as The Public Service Company Law, approved the twenty-sixth day of July, Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws, thirteen hundred and seventy-four), so as to extend certain provisions thereof to street railway corporations.

Section 1. Be it enacted, &c., That article two, section one (s), of an act, known as The Public Service Company Law, approved the twenty-sixth day of July, Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws, thirteen hundred and seventy-four), which reads as follows:—

“Article II. Section 1 (s). If a railroad corporation or a street railway corporation, to construct and maintain, whenever the commission may require the same, such switch or other connections with or between the lines of other companies of the same character, where the same is reasonably practical and can readily

Street railway companies.

Public Service Company Law of 1913 (P. L. 1374), amended.

Section 1 (s). Article II, cited for amendment.

be connected, to form a continuous line of transportation, and to cause the conveyance of persons and property between points within this Commonwealth to be without unreasonable interruption or delay; and to establish through routes and service therein, and just and reasonable joint rates, fares, and charges applicable thereto; and, where practicable, transport freight over the same without transfer from the originating cars; and shall not discriminate in the said rates, fares, charges, or in any rules or regulations applicable thereto, between any such connecting lines: Provided, That no railroad corporation or street railway corporation shall be required to give the use of its tracks or terminal facilities to any other common carrier: And provided, *That this section shall not apply to a street railway corporation engaged in the business of carrying passengers, but not engaged in the general business of transporting freight, and which does not generally solicit the transportation of freight as a main branch of its business,*" be, and the same is hereby, amended to read as follows:—

Duties of public service companies.

Article II. Section 1 (s). If a railroad corporation or a street railway corporation, to construct and maintain, whenever the commission may require the same, such switch or other connections with or between the lines of other companies of the same character, where the same is reasonably practical and can readily be connected, to form a continuous line of transportation, and to cause the conveyance of persons and property between points within this Commonwealth to be without unreasonable interruption or delay; and to establish through routes and service therein, and just and reasonable joint rates, fares, and charges applicable thereto, and, where practicable, transport freight over the same without transfer from the originating cars; and shall not discriminate in the said rates, fares, charges, or in any rules or regulations applicable thereto, between any such connecting lines: Provided, That no railroad corporation or street railway corporation shall be required to give the use of its tracks or terminal facilities to any other common carrier: And provided, *That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways, elevated railways, or subways.*

Through routes.

Proviso.

Proviso.

Street passenger railways.

Section 2. That article five, section one, of the said act, which reads as follows:—

Section 1, Article V, cited for amendment.

"Article V. Section 1. The commission shall have general administrative power and authority, as provided in this act, to supervise and regulate all public service companies doing business within this Commonwealth.

“Said power and authority shall include the power to inquire into and regulate the service, rates, fares, tolls, or charges of any and all public service companies, including individual and joint rates; the charges for long and short transmission of messages and conversations by telegraph and telephone companies; the making of repairs, alterations, and improvements in and to such service; as shall be reasonably necessary for the accommodation or safety of its patrons, employes, and the public; the granting of transfers to or from one part of the system of the same common carrier to another part; the routing of the lines of street railways, under the provisions of the act, entitled ‘An act authorizing traction or motor power companies, and street passenger railway companies, owning, leasing, controlling, or operating different lines of street railways, to operate all of said lines as a general system, and to lay out such new routes or circuits over the whole or any part of any street or streets occupied by such different companies, and to run cars thereon for such distances and in such directions as will, in the opinion of the operating company, best accommodate public travel,’ approved the fifteenth day of May, Anno Domini one thousand eight hundred and ninety-five (Pamphlet Laws, sixty-five), or otherwise; the just and equitable distribution of trains, cars, vehicles, and motive power, or other facilities of all common carriers; the granting, construction, operation, or discontinuance of switches, sidings, and crossings; the construction, operation, or discontinuance of switch connections with or between lines of railroad corporations; the location or abolition of freight and passenger stations, wharves, docks, or piers; the use and compensation for cars owned or controlled by persons other than the carrier; the safety, adequacy, and sufficiency of the facilities, plant, and equipment for the carrying on of their business by said public service companies; the quantity or quality of water, gas, electricity, or light, heat, or power supplied; and, as specifically provided in this act, the issuing of stocks, trust certificates, bonds, notes, or other evidences of indebtedness or other securities by public service companies,” be, and the same is, amended to read as follows:—

Article V. Section 1. The commission shall have general administrative power and authority, as provided in this act, to supervise and regulate all public service companies doing business within this Commonwealth.

Powers and duties  
of commission.

Said power and authority shall include the power to inquire into and regulate the service, rates, fares, tolls, or charges of any and all public service companies, including individual and joint rates, the charges for long and short transmission of messages

Service and rates.

Repairs, etc.	<p>and conversations by telegraph and telephone companies; the making of repairs, alterations, and improvements in and to such service as shall be reasonably necessary for the accommodation or safety of its patrons, employes, and the public; the granting of transfers to or from one part of the system of the same common carrier to another part; the routing of the lines of street railways, under the provisions of the act, entitled "An act authorizing traction or motor power companies and street passenger railway companies, owning, leasing, controlling, or operating different lines of street railways, to operate all of said lines as a general system, and to lay out such new routes or circuits over the whole or any part of any street or streets occupied by such different companies, and to run cars thereon for such distances and in such directions as will, in the opinion of the operating company, best accommodate public travel," approved the fifteenth day of May, Anno Domini one thousand eight hundred and ninety-five (Pamphlet Laws, sixty-five), or otherwise; the just and equitable distribution of trains, cars, vehicles, and motive power or other facilities of ail common carriers; the granting, construction, operation, or discontinuance of switches, sidings, and crossings; the construction, operation, or discontinuance of switch or other connections with or between lines of railroad or street railway corporations; the location or abolition of freight and passenger stations, wharves, docks, or piers; the use and compensation for cars owned or controlled by persons other than the carrier; the safety, adequacy, and sufficiency of the facilities, plant, and equipment for the carrying on of their business by said public service companies; the quantity or quality of water, gas, electricity, or light, heat, or power supplied; and, as specifically provided in this act, the issuing of stocks, trust certificates, bonds, notes, or other securities by public service companies: <i>Provided, That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways, elevated railways, or subways.</i></p>
Transfer.	
Routing.	
General system.	
Distribution of cars, etc.	
Switches, etc.	
Street railways.	
Facilities	
Securities.	
Proviso.	
Street passenger railways.	

Section 3. That article five, section seven, of said act, which reads as follows:—

Section 7, Article V, cited for amendment.

"Article V. Section 7. The commission shall have power to require railroad corporations and street railway corporations to construct and maintain such switch or other connections, with or between the lines of other companies of the same character, as are reasonably practicable, and as the commission shall deem necessary and proper, for the service, accommodation, and convenience of the public; and shall also have power to establish through routes and joint rates and classifications, for the conveyance of persons and

property between any two or more points within this Commonwealth, whenever the railroad corporations concerned shall have refused or neglected voluntarily to establish such through routes and joint rates and classifications, and to prescribe the just terms and conditions under which said through routes shall be operated: Provided, That in establishing such through routes, the commission shall not require any railroad company, without its consent, to embrace in such route substantially less than the entire length of its railroad and of any intermediate railroad, operated in conjunction and under a common management or control therewith, which lies between the termini of such proposed through route, unless to do so would make such through route unreasonably long as compared with another practicable through route which would otherwise be established.

"The commission shall, in case of failure of the railroad corporations or street railway corporations concerned to agree among themselves upon the division of the cost of construction, maintenance, and operation of the connections thus provided for, or the allowance to be made for the interchange of service, or the apportionment of any joint rates, ascertain and by order prescribe and fix the equitable and just apportionment and division of the same.

*"Nothing in this section shall give the commission power over street railway corporations engaged in the business of carrying passengers, but not engaged in the general business of transporting freight, and which do not generally solicit the transportation of freight as a main branch of their business,"* be, and the same is hereby, amended to read as follows:—

Article V. Section 7. The commission shall have power to require railroad corporations and street railway corporations to construct and maintain such switch or other connections, with or between the lines of other companies of the same character, as are reasonably practicable, and as the commission shall deem necessary and proper, for the service, accommodation and convenience of the public; and shall also have power to establish through routes and joint rates and classifications, for the conveyance of persons and property between any two or more points within this Commonwealth, whenever the railroad or street railway corporations concerned shall have refused or neglected voluntarily to establish such through routes and joint rates and classifications, and to prescribe the just terms and conditions under which said through routes shall be operated: Provided, That in establishing such through route, the commission shall not require any railroad company, without its consent, to embrace in such route substantially less than the entire length of its railroad and of any intermediate railroad, operated

Connections.

Through routes and rates.

Proviso.

in conjunction and under a common management or control therewith, which lies between the termini of such proposed through route, unless to do so would make such through route unreasonably long as compared with another practicable through route which would otherwise be established.

Ascertainment  
of cost.

The commission shall, in case of failure of the railroad corporations or street railway corporations concerned to agree among themselves upon the division of the cost of construction, maintenance, and operation of the connections thus provided for, or the allowance to be made for the interchange of service, or the apportionment of any joint rates, ascertain and by order prescribe and fix the equitable and just apportionment and division of the same:

Proviso.

Street passenger  
railways.

*Provided, That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways, elevated railways, or subways.*

APPROVED—The 23d day of March, A. D. 1921.

WM. C. SPROUL.

NO. 23.

AN ACT

Providing for the transfer of convicts from the Eastern Penitentiary to the Western Penitentiary, and from the Western Penitentiary to the Eastern Penitentiary, and their imprisonment in the penitentiary to which transferred; imposing the cost of the maintenance of convicts so transferred upon the counties in which they were convicted; directing that certain notice of such transfer of a convict be given; and making appropriations.

Penitentiaries.

Transfer of  
convicts.

Section 1. Be it enacted, &c., That the Board of Inspectors of the Eastern Penitentiary, with the approval of the Board of Inspectors of the Western Penitentiary, is hereby authorized and empowered to transfer any convicts imprisoned at any time in the Eastern Penitentiary from the Eastern Penitentiary to the Western Penitentiary; and the Board of Inspectors of the Western Penitentiary, with the approval of the Board of Inspectors of the Eastern Penitentiary, is hereby authorized and empowered to transfer any convicts imprisoned at any time in the Western Penitentiary from the Western Penitentiary to the Eastern Penitentiary; and any convict so transferred shall serve out the unexpired term of his or her sentence in the penitentiary to which transferred, in accordance with the laws in force with reference to the punishment of persons convicted of crime and sentenced to the State penitentiaries, and as though such convict had

Effect of transfer  
upon term of  
imprisonment.