

are acquired under said agreement shall be dissatisfied with said acquisition and the terms and conditions thereof contained in said agreement, then it shall and may be lawful for any such stockholder or stockholders, within thirty days after the filing of said agreement in the office of the Secretary of the Commonwealth, to apply by petition to the court of common pleas of the county in which the chief office of the said last mentioned corporation may be situated to appoint three disinterested persons to estimate and appraise the damage, if any, which such stockholder or stockholders shall suffer or sustain by reason of the purchase and acquisition provided for by said agreement; and the award of such appraisers, or that of a majority of them, when confirmed by the said court, shall be final and conclusive, and the persons so appointed shall also appraise the share or shares of said stockholders in the said corporation without regard to any depreciation resulting from said purchase and acquisition; and the said corporation may, at its election, either pay to the said holder the amount of damages so found or the value of the stock so ascertained, and, upon payment of the value of the stock as aforesaid, the same shall be transferred to said acquiring corporation for cancellation.

Repeal.

Section 4. That all acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 24th day of February, A. D. 1921.

WM. C. SPROUL.

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No. 4.

AN ACT

Relating to vocational rehabilitation; accepting the provisions and benefits of the act of Congress, approved the second day of June, one thousand nine hundred and twenty, entitled "An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment"; providing for the rehabilitation of disabled persons and their return to civil employment; and providing for the cooperation of the State Board of Education and the Department of Labor and Industry in carrying out the provisions of this act.

Vocational rehabilitation.

Definitions.

"Persons disabled."

"Rehabilitation."

Section 1. Be it enacted, &c., That, for the purpose of this act, the terms "persons disabled" shall be construed to mean any person who, by reason of a physical defect or infirmity, whether congenital or acquired by accident, injury, or disease, is or may be expected to be totally or partially incapacitated for remunerative occupation; the term "rehabilitation"

shall be construed to mean the rendering of a person disabled fit to engage in a remunerative occupation.

Section 2. The Commonwealth of Pennsylvania does hereby accept the provision and benefits of the act of Congress, entitled "An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment," approved June second, one thousand nine hundred and twenty, and will observe and comply with all requirements of such act.

Acceptance of act  
of Congress by  
Pennsylvania.

Section 3. The State Treasurer is hereby designated and appointed custodian of all moneys received by the Commonwealth from appropriations made by the Congress of the United States for the vocational rehabilitation of persons disabled in industry or otherwise, and is authorized to receive and provide for the proper custody of the same, and to make disbursements therefrom upon the order of the State Board of Education and warrant of the Auditor General.

State Treasurer  
custodian of Fed-  
eral funds.

Section 4. The State Board of Education is hereby designated as the State Board for the purpose of co-operating with the Federal Board for Vocational Education in carrying out the provisions and purposes of said Federal act providing for the vocational rehabilitation of persons disabled in industry or otherwise, and is empowered and directed to cooperate with said Federal Board in the administration of said act of Congress, to prescribe such courses of vocational training as may be necessary for the vocational rehabilitation of persons disabled in industry or otherwise, and provide for the supervision of such training, and to direct the disbursement and administer the use of all funds provided by the Federal Government for the use of this State for the vocational rehabilitation of such persons.

State Board.

Section 5. It shall be the duty of the State Board of Education and the Department of Labor and Industry of this Commonwealth to formulate a plan of cooperation, through the Bureau of Rehabilitation of the Department of Labor and Industry, in accordance with the provisions of this act and said act of Congress. Such plan shall become effective when approved by the Governor of the Commonwealth.

Plan for cooper-  
ation.

Section 6. The State Board of Education shall appoint a competent agent, who shall, under its direction and control, supervise the work of rehabilitation conducted by the Bureau of Rehabilitation of the Department of Labor and Industry under the provisions of this act, for the purpose of recommending, for approval by the State Board of Education, such of the work of rehabilitation which meets the requirements of the Federal act for the rehabilitation of persons disabled in industry or otherwise. When such work

Approval by Gov-  
ernor.

Supervising agent.

Recommendation  
by agent.

Reimbursement of  
Department of  
Labor and In-  
dustry.

in rehabilitation has been approved by the State Board of Education, the State Board of Education shall reimburse the Department of Labor and Industry, from Federal funds available for rehabilitation, in so far as such administration meets the provisions of the Federal act and has been approved by the State Board of Education.

Access to records,  
etc.

The Department of Labor and Industry shall place at the disposal of the agent of the State Board of Education all of its records and reports concerning rehabilitation carried on under the provisions of this act, and shall provide facilities for the inspection of the actual work of rehabilitation.

Chief of Bureau.

Section 7. It shall be the duty of the Chief of the Bureau of Rehabilitation to direct, as hereinafter provided and subject to the supervision provided in section six of this act, the rehabilitation of any persons disabled in industry or in any legitimate occupation and their return to civil employment: Provided, That said duty of the chief of the bureau shall not be construed to apply to aged or helpless persons requiring permanent custodial care, or to blind or deaf persons under the care of any State or semi-State institution, or to any epileptic or feeble-minded person, or to any person who may not be susceptible to such rehabilitation.

Proviso.

Powers of chief.

Section 8. The Chief of the Bureau of Rehabilitation shall have power, with the approval of the Commissioner of Labor and Industry:

Relations with  
hospitals.

(a) To establish relations with all public and private hospitals to require prompt and complete reports of any disabled persons under treatment in such hospitals. The persons thus reported may be promptly visited by representatives of the Bureau of Rehabilitation, who shall make record of their condition and report to the chief of the bureau, who shall then determine whether the person is susceptible to rehabilitation. Such persons as may be found susceptible shall be acquainted by the chief of the bureau with the rehabilitation facilities offered by the State and the benefits of entering upon remunerative work at an early date. Any disabled person who chooses to take advantage of these rehabilitation facilities shall be registered with the chief of the bureau, and a report kept of every such person and the measures taken for his or her rehabilitation. The chief of the bureau shall proffer to any such person counsel regarding the selection of a suitable occupation and of an appropriate course of training, and shall initiate definite plans for beginning rehabilitation as soon as the physical condition of the person permits.

Receipt of applica-  
tions.

(b) To receive applications of any disabled persons for advice and assistance regarding their rehabilita-

tion. The persons thus known to be disabled may be visited, examined, and advised, in the same manner and for the same purposes as specified in clause (a) of this section.

(c) To make a survey to ascertain the number and condition of disabled persons within the Commonwealth. The persons thus known to be disabled may be visited, examined, registered, and advised, in the same manner and for the same purpose as specified in clause (a) of this section.

Survey of disabled persons in State.

(d) To arrange with the Superintendent of Public Instruction for training courses in the public schools in the Commonwealth in selecting occupations for disabled persons registered with the chief of the bureau.

Courses in public schools.

(e) To arrange with any educational institution for training courses in selected occupations for disabled persons registered with the chief of the bureau.

Courses in other schools.

(f) To arrange with any public or private organization, or commercial, industrial, or agricultural establishment, for training courses in selected occupations for disabled persons registered with the chief of the bureau.

Courses in industrial establishments.

(g) To arrange for social service for the visiting of disabled persons registered with the chief of the bureau and of their families in their homes, during the period of training and after its completion, to give advice regarding any matter that may affect rehabilitation.

Social service.

(h) To make such studies and reports as may be helpful for the operation of this act.

Studies and reports.

(i) To cooperate with any department of the Federal Government, or of the Government of this Commonwealth, or with any private agency, in the operation of this act.

Cooperation with other agencies.

Section 9. The Department of Labor and Industry, through the Bureau of Rehabilitation, subject to the supervision provided in section six of this act, shall have general supervision, management, and direction, of all matters within the provisions of this act, except that when the Bureau of Rehabilitation discovers disabled persons, entitled to receive assistance or training under the provisions of this act, who desire to go into public educational institutions or classes or institutions of higher education in Pennsylvania, the names of such persons shall be certified to the State Board of Education, and when such persons enter these institutions or classes to receive training, such training shall be under the direct supervision and control of the State Board of Education.

Powers of Department of Labor and Industry.

Section 10. If any section or provision of this act is decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of this act as a whole, or any part thereof, other than the part so decided to be unconstitutional or invalid.

Severability of act.

Act of July 18,  
1919 (P. L.  
1045), not re-  
pealed.

Section 11. This act does not repeal or affect any of the provisions of the act, approved the eighteenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, one thousand forty-five), entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry, and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations; providing for the appointment of a chief of the bureau, subordinate officers, and employes, and furnishing suitable accommodations; and making an appropriation."

Duration of oper-  
ation of act.

Section 12. This act shall be in effect and operative so long as there are funds available for the use of this Commonwealth from appropriations made by the Congress of the United States in pursuance of the act of Congress referred to in section two of this act or similar systems and no longer.

Section 13. The Secretary of the Commonwealth is hereby directed to forward a certified copy of this act to the Federal Board for Vocational Education.

APPROVED—The 2nd day of March, A. D. 1921.

WM. C. SPROUL.

No. 5.

### AN ACT

Amending the twelfth section of an act, approved the third day of May, one thousand nine hundred and seventeen (Pamphlet Laws, one hundred and forty-nine), entitled "An act amending the twelfth section of an act, entitled 'An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions,' approved the fourteenth day of May, Anno Domini one thousand nine hundred and fifteen; providing that counties, cities, boroughs, townships, school districts, and other municipalities shall not be required to file affidavits of defense."

Practice.

Section 1. Be it enacted, &c., That section twelve of an act, approved the third day of May, one thousand nine hundred and seventeen (Pamphlet Laws, one hundred and forty-nine), entitled "An act amending the twelfth section of an act, entitled 'An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions,' approved the fourteenth day of May, Anno Domini one thousand nine hundred and