

Section 3. The moneys in the General Fund and the Motor License Fund are hereby specifically appropriated for transfer as provided in this act. Moneys specifically appropriated.

APPROVED—The 28th day of May, A. D. 1931.

GIFFORD PINCHOT

No. 123

AN ACT

To further amend section two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth."

Section 1. Be it enacted, &c., That section two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as last amended by the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, four hundred fifty-one), entitled "An act to amend sections two hundred twenty, as amended, two hundred twenty-one, two hundred twenty-two, two hundred twenty-three, two hundred twenty-four, two hundred twenty-five, as amended, and two hundred eighty-five, as amended, of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled 'An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth,' " is hereby further amended to read as follows:

Fish.

Section 285, act of May 2, 1925 (P. L. 448), as last amended by act of April 9, 1929 (P. L. 451), further amended.

Section 285. *Fish License Fund Established.*—All fees, fines, penalties and other moneys paid, received, recovered, and collected, (a) under the provisions of any law repealed and replaced by this act, and now held in the State Treasury as a fund, or any part of a fund separate and apart from the various purposes designated by law, or (b) that may be hereafter paid, recovered, received, and collected under the provisions of any act repealed and replaced by this act, or (c) that may be paid, received, recovered, and collected under the provisions of this act, shall be placed in a separate fund by the State Treasurer, to be known as

“The Fish Fund,” and shall be used solely for the payment of all expenses incurred by the Department of Revenue in procuring, issuing, or supervising the issuance of resident and nonresident fishing licenses and license buttons, and under the direction of the board for the following purposes:

(a) The payment of the salaries, wages, or other compensation of the Commissioner of Fisheries, [and] such deputies, directors, superintendents, bureau or division chiefs, experts, scientists, engineers, surveyors, draftsmen, accountants, secretaries, auditors, inspectors, examiners, statisticians, clerks, stenographers, bookkeepers, messengers, fish wardens, laborers, and other assistants and employes as may be required for the work of the board, *and such special deputy attorneys general, assistant deputy attorneys general, as may be assigned by the Attorney General to the board or for handling any legal business pertaining to its work;*

(b) The payment of the traveling and other expenses of the members, officers, and employes of the Board of Fish Commissioners;

(c) The purchase, through the Department of Property and Supplies as purchasing agency, of such furniture, furnishings, stationery, supplies, materials, equipment, fuel, motor vehicles, and printing and binding, as may be necessary in the conduct of the work of the board, and the payment of premiums on surety bonds for such officers or employes of the board as may be required to furnish them policies of Workmen’s Compensation Insurance and policies of liability insurance, covering the aforesaid motor vehicles and persons operating same, which bonds or insurance policies shall have been contracted for by the Department of Property and Supplies as agent of the board;

(d) The payment of postage, telegrams, telephone rentals, telephone toll charges, and rentals for patented leased office devices or machines;

(e) Rentals for any offices outside of the Capitol Buildings or any other grounds, buildings, or quarters necessary for the work of the board;

(f) The propagation, protection, and distribution of fish and the stocking of waters within this Commonwealth, as provided by law;

(g) Necessary repairs and improvements to fish hatcheries or other buildings, offices, or quarters used in the work of the board;

(h) Field work, gathering spawn, and transferring fish;

(i) The maintenance and operation of a boat on Lake Erie, and the cruiser “Anna” at Torresdale on the Delaware River; and

(j) Any contingent, incidental, or other expenses of

any kind or description reasonably necessary in carrying on the work of the board;

(k) With the consent of the Governor, for the purchase of lands and waters and for the impounding of waters and to make the same available for use by the citizens of the Commonwealth for fishing, hunting, and forest purposes, and said lands and waters so purchased shall be under the supervision, direction and control of the board; and

(1) The purchase and acquisition of additional land and water for State fish hatcheries, the purchase, acquisition, and erection of buildings, ponds, and other extensions incidental to fish hatcheries and for the propagation and protection of fish and hatcheries hereafter established, and for the distribution of fish from hatcheries, and the stocking of waters within this Commonwealth. All moneys received from license fees in any fiscal year in excess of three hundred and fifty thousand (\$350,000) dollars shall be expended solely and exclusively for the purposes set forth in this clause.

All moneys in such separate fund, from time to time, are hereby specifically appropriated to the Department of Revenue and the board, and may be expended for the purposes hereinbefore enumerated. [The amount of this appropriation, to be expended by the Department of Revenue hereunder, shall be subject to approval by the Governor, and all] All printing, buttons, and other supplies or materials, purchased by the Department of Revenue for the purpose of performing its duties under the provisions of this act, shall be purchased through the Department of Property and Supplies as purchasing agency.

Estimates of the amounts to be expended under this act, from time to time, by the Department of Revenue and the Board of Fish Commissioners, respectively, shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments, boards, and commissions, and it shall be unlawful for the Auditor General to honor any requisition for the expenditure of any moneys out of this appropriation by the Department of Revenue or by the Board of Fish Commissioners in excess of the estimates approved by the Governor. Subject to the foregoing provision, [The] the Auditor General shall, from time to time, upon requisition of the Secretary of Revenue or of the Commissioner, draw his warrant on the State Treasurer for the amount specified in such requisition not exceeding, however, the amount in such fund at the time of making such requisition.

Section 2. This act shall become effective on the first day of June, one thousand nine hundred and thirty-one.

Effective
date.

APPROVED—The 28th day of May, A. D. 1931.

GIFFORD PINCHOT