

No. 347

## AN ACT

To amend sections one, two, seven and nineteen of the act, approved the second day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five hundred thirteen), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by further regulating the construction and maintenance of boilers, and extending the provisions of the act to certain boilers heretofore exempt therefrom; and repealing existing laws.

Sections 1, 2, 7  
and 19, act of  
May 2, 1929  
(P. L. 1513),  
amended.

Section 1. Be it enacted, &c., That sections one, two, seven and nineteen of the act, approved the second day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five hundred thirteen), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," are hereby amended to read as follows:

Boilers.  
Definitions.

Section 1. Definitions.—Be it enacted, &c., That as used in this act, "boiler" shall mean a vessel in which power or heat is generated, and including all piping and apparatus connected thereto, up to and including the stop-valve or valves nearest the boiler.

*"Boilers used on farms" shall mean any boilers used for threshing grain, baling hay or straw, filling silos and shredding fodder, grinding feed, sawing wood, crushing or pulverizing stone, operating dairy equipment, or other similar agricultural operations, except boilers owned or operated by any person regularly engaged in such business.*

"Department" shall mean the Department of Labor and Industry of the Commonwealth of Pennsylvania.

"Establishment" shall mean any room, building or place within this Commonwealth, where persons are employed or permitted to work for compensation of any kind, to whomever payable, and any place of business to which the public has access, except farms or private dwellings.

"Inspector" shall mean an inspector examined and authorized by the Department of Labor and Industry to inspect boilers in this Commonwealth, or boilers destined for use in this Commonwealth.

"Person" shall mean any individual, firm, partnership, unincorporated association, corporation or municipality, and shall include the Commonwealth.

“Place of public assembly” shall mean any building or portion thereof designed, intended and used for occupation by persons for purposes of entertainment, instruction or amusement.

“School” shall mean any building or portion thereof where persons assemble for purposes of education, and shall include public and private schools, academies, colleges and universities.

Wherever the singular is used in this act, it shall be construed to include the plural, and wherever the masculine gender is used it shall be construed to include the feminine and neuter.

Section 2. General Requirement.—Every boiler used or destined for use [in] *by* any establishment, and every boiler used or destined for use in any school or place of public assembly in this Commonwealth, shall be so constructed, installed, maintained and operated, with respect to the thickness and strength of the materials used in construction, stay bolts and braces, drums, headers, tubes, doors, riveting, *welding*, steam, air and water gauges, safety valves, blow offs, all necessary piping, and all other parts and appurtenances, as to safely sustain the pressure at which the said boiler is designed and intended to operate: Provided, That nothing in this act shall be construed to apply to boilers [carrying a pressure of not more than fifteen pounds per square inch, which are equipped with safety devices approved by the department, nor to apply to boilers in municipalities wherein provision is now made by ordinance for their inspection, nor to boilers] subject to Federal inspection and control on steam locomotives, railroad cars, or steam boats, nor to equipment used in connection with the operation of trains, nor to boilers on other common carriers, [nor to boilers used in the operation of oil wells] *nor to boilers carrying a pressure of not more than fifteen pounds per square inch, which are equipped with safety device approved by the department, except such boiler located in theatres, motion picture theatres, hospitals, schools and colleges.*

Section 7. Inspection of Uninsured Boilers.—If such boiler is not so insured, [or is not located in a city having a department established by ordinance for the inspection of boilers,] then such inspection shall be made by an inspector in the employ of the department, and there shall be a fee charged for each inspection as hereinafter provided for in this act.

Section 19. Repealer.—Section nineteen of an act, approved the second day of May, one thousand nine hundred and five (Pamphlet Laws, three hundred and fifty-two), entitled “An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary, by regulating

Inconsistent acts  
repealed.

the age at which minors can be employed, and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments and of men, women and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the chief factory inspector, shall constitute the Department of Factory Inspection; to enforce the same and providing penalties for violations of the provisions thereof; fixing the term and salaries of the chief factory inspector and his appointees," and its amendments. [and all other acts or parts of acts inconsistent with the provisions of this act are hereby repealed.] *All acts and parts of acts, general, local or special, inconsistent with or supplied by this act, are hereby repealed.*

APPROVED—The 5th day of June, A. D. 1937.

GEORGE H. EARLE

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No. 348

AN ACT

To ratify and adopt a compact or agreement negotiated by commissioners designated by the Governor of the Commonwealth of Pennsylvania, and commissioners designated by the Governor of the State of Ohio, relative to the development, use, and control of the Pymatuning Lake and the State owned land surrounding said lake for fishing, hunting, recreational, and park purposes.

Preamble.

WHEREAS, Commissioners for the Commonwealth of Pennsylvania, and commissioners for the State of Ohio negotiated a compact or agreement relative to the development, use, and regulation of Pymatuning Lake and the State owned land surrounding said lake for fishing, hunting, recreational, and park purposes; and

WHEREAS, Such compact or agreement has been executed in duplicate, one for each State, on behalf of the Commonwealth of Pennsylvania, by and through the Water and Power Resources Board, and on behalf of the State of Ohio, by and through the Conservation Division, which compact or agreement is contained in the following words: