

## No. 534

## AN ACT

To amend the act, approved the twentieth day of March, one thousand nine hundred and thirteen (Pamphlet Laws, six), entitled "An act to prohibit the making or dissemination of false or misleading statements or assertions concerning any merchandise, securities, or services, and providing penalties for the violation thereof," by including display or placard advertising; and changing the penalties prescribed; and the manner of providing violations.

Section 1. Be it enacted, &c., That section one of the act, approved the twentieth day of March, one thousand nine hundred and thirteen (Pamphlet Laws, six), entitled "An act to prohibit the making or dissemination of false or misleading statements or assertions concerning any merchandise, securities, or services, and providing penalties for the violation thereof," is hereby amended to read as follows:

Section 1, act of March 20, 1913 (P. L. 6), further amended.

Section 1. Be it enacted, &c., That whoever, in a newspaper, periodical, circular, form, letter, or other publication, published, distributed, or circulated in this Commonwealth, in any advertisement in this Commonwealth, or by any display or placard advertising in this Commonwealth, knowingly makes or disseminates, or causes to be made or disseminated, any statement or assertion concerning the quantity, the quality, the value, the merit, the use, the present or former price, the cost, the reason for the price, or the motive or purpose of a sale, of any merchandise, securities, or services; or concerning the method or cost of production or manufacture of such merchandise; or the possession of rewards, prizes, or distinctions conferred on account of such merchandise; or the manner or source of purchase of such merchandise or securities, which is untrue or calculated to mislead, shall, for the first or second offense, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than two hundred dollars (\$200.00) and costs of prosecution, and, in default of such fine and costs, shall be sentenced to undergo imprisonment in the county jail for not more than thirty days, and for a third or subsequent offense, shall be guilty of a misdemeanor, and on conviction be sentenced to pay a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment in the county jail not exceeding sixty days, or by both such fine and imprisonment.

False or misleading statements or publication.

Regarding merchandise, securities or services.

Penalty.

Section 2. Provided, however, that the provisions of this act shall not apply to any owner, publisher, printer, agent or employe of a newspaper or other publication or periodical, who, in good faith and without knowledge of any false, deceptive or misleading statements or as-

Proviso.

*sertions, publishes, causes to be published, or takes part in the publication of such advertising or advertisements.*

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 535

AN ACT

To amend the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, nine hundred twelve), entitled "An act to protect the public health; defining and providing for the licensing of bakeries, and regulating the inspection, maintenance, and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale, and offering for sale of bakery products; conferring powers on the Department of Agriculture; and providing penalties," further regulating bakeries and the importation of bakery products; providing for injunctions in certain cases; and changing the penalties prescribed.

Section 3, act  
of May 22, 1933  
(P. L. 912),  
amended.

Section 1. Be it enacted, &c., That section three of the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, nine hundred twelve), entitled "An act to protect the public health; defining and providing for the licensing of bakeries, and regulating the inspection, maintenance, and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale, and offering for sale of bakery products; conferring powers on the Department of Agriculture; and providing penalties," is hereby amended to read as follows:

Section 3. Annual License and License Fee.—It shall be the duty of every person, whether a resident or non-resident of this Commonwealth, operating a bakery, to apply to the Department of Agriculture for a license to do so, and to register with the department all bakery products baked, prepared, manufactured or compounded in such bakeries, before the first day of January, one thousand nine hundred thirty-four, and annually thereafter before the first day of January of each succeeding year, and pay to the Department of Agriculture, at the time said application for registration and license is filed, an annual fee as follows: For bakeries using less than one hundred barrels of flour per week, five dollars (\$5.00); for bakeries using one hundred barrels and less than two hundred barrels of flour per week, ten dollars (\$10.00); and bakeries using two hundred barrels or more per week, twenty dollars (\$20.00): Provided, however, That any person operating a bakery in Pennsylvania who does not use more than fifty pounds of flour,