

or oleomargarine, showing the date and amount of such purchase, the amount paid and the name and address of the person, partnership or corporation from whom purchased. Such record shall be open to the inspection of the Secretary of Agriculture or his designated representative.

(6) The Secretary of Agriculture from time to time, and for such periods of time as he may determine, may require any charitable or penal institution, other than a State-owned and State operated institution, to report within the period of thirty days from the date of his request, the amount of such purchases, the source of such purchases, the date of purchase, and the price paid, together with information of the total quantity of butter purchased during the same periods.

Authority vested
in Secretary of
Agriculture.

Section 2. Any persons knowingly violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding two years for each offense or both at the discretion of the court.

Penalty.

Section 3. This act is a temporary act, and shall be effective only for a period of two years after its enactment.

Act effective for
2 years only.

Section 4. This act shall become effective immediately upon final enactment.

Act effective
immediately.

APPROVED—The 30th day of April, A. D. 1943.

EDWARD MARTIN

No. 72

AN ACT

To further amend section one thousand one hundred thirty-three of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provision for the creation of the office of district superintendent, in districts where such office does not exist.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section one thousand one hundred thirty-three of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsyl-

Section 1133,
act of May 18,
1911, P. L. 309,
as amended by
act of June 20,
1939, P. L. 491,
further amended.

vania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended by the act, approved the twentieth day of June, one thousand nine hundred and thirty-nine (Pamphlet Laws, four hundred ninety-one), is hereby further amended to read as follows:

Elections.

Section 1133. The board of school directors in every school district of the first and second class shall, and in every district of the third class may, by a majority vote of all the members thereof, elect a properly qualified person as district superintendent, together with such properly qualified assistant district superintendents as it deems wise. The directors of any school district required or electing to have a district superintendent of schools shall not participate in the election of a county superintendent, and the public schools of any district which has a district superintendent shall not be subject to the superintendence or supervision of a county or an assistant county superintendent, but shall all be under the supervision of the district superintendent.

**Creation of office
of district
superintendent.**

After the first day of July, one thousand nine hundred and forty, the board of school directors of any school district not employing a district superintendent at the effective date of this act, shall, before creating the office of district superintendent, obtain the approval of the county board of school directors. *In the event that the county board of school directors shall refuse such approval, or shall neglect to act upon the application of the board of school directors for a period of thirty days from the date of the submission of such application to it, the board of school directors may employ one or the other but not both of the following remedies:*

(1) *It may appeal to the Superintendent of Public Instruction, who may sustain or reverse the action of the county board, and in the event of reversal shall grant approval to the creation of the office of district superintendent in such district, or*

(2) *It may submit the question of the creation of the office of district superintendent in such district to a vote of the qualified electors of the district. If a majority of such electors voting on the question shall favor the creation of such office, the same shall thereby be created. The board of school directors shall certify their desire to create said office to the county commissioners, who shall cause the question to be submitted in*

the manner provided by the election laws of this Commonwealth at the next general, municipal or primary election occurring more than thirty days after such certification.

APPROVED—The 30th day of April, A. D. 1943.

EDWARD MARTIN

No. 73

AN ACT

Providing for and regulating the accumulation, investment and expenditure by counties, cities, boroughs, incorporated towns and townships of funds for post war projects.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: Municipal post war projects.

Section 1. Definitions.—As used in this act the word or phrase: Definitions.

“Municipality” means any county, city, borough, incorporated town or township.

“Post war period” means any period commencing not earlier than six months after the cessation of hostilities in all wars in which the United States is now engaged.

“Special Fund” means a Capital Reserve Fund created, invested and expended in accordance with this act.

Section 2. Creation of Capital Reserve Fund.—Any municipality shall have power to create a special fund and to accumulate therein moneys for expenditure in accordance with the provisions of this act during the post war period. Such special fund may consist (a) of moneys transferred during any fiscal year from appropriations made for any particular purpose which may not be needed; (b) of surplus moneys in the general fund of the treasury of the municipality at the end of any fiscal year.* No such moneys shall be paid into the fund after the commencement of the post war period. Financing.

The municipality shall annually show in its budget the amount of moneys in the special fund.

Section 3. Investment of Fund; Budget; Record.—The moneys in the fund shall be kept separate and apart from any other fund by the treasurer of the municipality, and the moneys in the special fund may be invested by the corporate authorities of the municipality in securities legal for the investment of the sinking fund moneys of the municipality. The interest earnings on investments shall be paid into the special fund. The corporate authorities may sell any such Investment restrictions.

* “and” in original.