

shall undergo imprisonment for not more than thirty days, and for the third or subsequent offense shall be sentenced to pay a fine of not more than five hundred dollars (\$500), or undergo imprisonment for ninety days, or both. All fines collected under this act shall be paid to the department and shall be, by it, paid into the State Treasury through the Department of Revenue.

APPROVED—The 11th day of December, A. D. 1968.

RAYMOND P. SHAFER.

No. 372

AN ACT

HB 2689

Amending the act of May 27, 1949 (P. L. 1903), entitled "An act providing for powers, responsibilities, duties and limitations of the Governor, Adjutant General, Department of Military Affairs, Pennsylvania State Armory Board, Military Reservation Commission in connection with the armed Military and Naval forces and the internal security of the Commonwealth; for the definition, organization, powers and limitations of the unorganized militia, Pennsylvania National Guard, Pennsylvania Guard, Naval Militia, Pennsylvania Naval Militia and for coordination with the government of the United States in the organization and functioning of the Pennsylvania National Guard and the National Guard of the United States apportioned the Commonwealth," further regulating the pay of officers and men on active duty and State service in certain cases.

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

Section 1. Section 834, act of May 27, 1949 (P. L. 1903), known as "The Military Code of 1949," amended November 10, 1959 (P. L. 1473), is amended to read:

Section 834. Pay of Officers and Men on Active Duty and State Service.—When the Pennsylvania National Guard or Pennsylvania Guard, or any part thereof, is ordered on active duty for State service by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof, the commissioned officers, warrant officers and enlisted personnel so ordered shall be entitled to the same per diem pay and allowances and transportation in kind provided for in current Armed Forces Pay and Allowance Act: Provided, That notwithstanding any provisions of such act, the per diem pay of any such personnel shall not be less than ten dollars (\$10) per diem. The grades of enlisted men shall be

such as the Governor as Commander-in-Chief may from time to time direct, and shall conform to the grades authorized in tables of organization for the National Guard published by the Department of

the Army or Department of the Air Force. All payments of per diem pay and service shall be made by the Adjutant General in the usual manner. No deductions shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws, rules or regulations of a civil character.

APPROVED—The 11th day of December, A. D. 1968.

RAYMOND P. SHAFER.

No. 373

AN ACT

HB 2788

Amending the act of August 10, 1951 (P. L. 1189), entitled, as amended, "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents, assistant superintendents, inspectors, chief clerks and school guards) in bureaus of police in cities of the second class; and defining the powers and duties of civil service commissions in such cities for such purposes," further regulating residence requirements of persons appointed to positions in the bureau of police.

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

Section 1. Section 3, act of August 10, 1951 (P. L. 1189), entitled, as amended, "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents, assistant superintendents, inspectors, chief clerks and school guards) in bureaus of police in cities of the second class; and defining the powers and duties of civil service commissions in such cities for such purposes," amended June 10, 1955 (P. L. 147), is amended to read:

Section 3. Each applicant for original appointment to any position in the competitive class in any bureau of police in any city of the second class shall undergo a physical examination, subsequent to a mental examination but prior to appointment, which shall be conducted by a commission composed of doctors of medicine appointed for that purpose by the mayor. Said commission shall certify to the civil service commission that the applicant is free from bodily or mental defects, deformity or disease that might incapacitate him from the performance of the duties of the position he is seeking. No application for such appointment shall be received from any person who is under twenty-one years of age or over thirty-five years of age at the date of his application. [Nor shall any such application be received from any person who has not been a bona fide resident of the city for one year next preceding the date of his application: Provided, That any] Any city of the second class may by ordinance