

*of any elementary school building situate in such district, establish and maintain a kindergarten.*

Number.

*The number of kindergartens in any one district shall be fixed by the board of school directors, and shall be open during the school year.*

Discontinuance.

*If the average attendance in any one kindergarten in any district is ten or less for the school year, the school directors shall, at the close of the school year, discontinue the same.*

Teachers.

*The board of school directors shall appoint and assign a sufficient number of teachers or kindergartners to such kindergartens, who shall be graduates of a high school in good standing, and shall have had a course of two years in kindergarten work in some normal school or in some private school which has a course equal to a normal school. Any teacher who shall possess qualifications at least equal to those herein prescribed shall be eligible to appointment.*

Taxes.

*The board of school directors of each school district, in addition to all other taxes authorized to be levied by the act to which this is an amendment, may levy an annual tax for the establishment and maintenance of kindergartens, not to exceed two mills on the dollar of the assessed valuation of taxable property in the district. Such taxes, when levied, shall be kept in a separate fund and shall be used only for the purpose for which they were levied. If, at the end of any school year, all kindergartens in any district shall be discontinued, the board of school directors may transfer any moneys in such fund to the general fund for the support of public schools in the district.*

Kindergarten fund.

APPROVED—The 24th day of May, A. D. 1921.

WM. C. SPROUL.

No. 392.

AN ACT

To amend section four of an act, approved the twentieth day of June, one thousand nine hundred and seventeen (Pamphlet Laws, six hundred eighteen), entitled "An act relating to the appointment of persons to the police department in cities of the third class; providing for and regulating examinations, the manner of appointments, and the manner and power of removal of employees of said department; and providing a method for fixing compensation."

Cities of third class.

Police.

Section 1. Be it enacted, &c., That section four of an act, approved the twentieth day of June, one thousand nine hundred and seventeen (Pamphlet Laws, six hundred eighteen), entitled "An act relating to the appointment of persons to the police department in cities of the third class; providing for and regulating

examinations, the manner of appointments, and the manner and power of removal of employes of said department; and providing a method for fixing compensation," which reads as follows:—

"Section 4. Said board shall make and keep in numerical order a list containing the names of all applicants for positions in said police department who may pass the required mental and physical examinations. Where more than one person takes examinations for any of said positions at the same time, those successfully passing such examination shall be entered upon the list of eligible names in the order of their respective percentages, the highest coming first; the board shall furnish the council a certified copy of any and all lists so prepared and kept. Wherever any vacancy shall occur or any appointment be required in said police department, the city council shall make written application to the president of said board, who shall forthwith certify to the city council, in writing, the first three names on the list of applicants for positions in the police department; and thereupon the superintendent of the department of public affairs shall nominate to the city council one of the three persons whose names are submitted to fill such positions, and, if the city council approves such nomination, the persons nominated shall be appointed to fill such vacancy and shall be assigned for service in the police department. If the council do not approve such nomination, then the superintendent of the department of public affairs shall submit another nomination for such position from the remaining two names; and, if such nomination is not approved by the council, he shall submit the third name; and the person of the three submitted, whose nomination by the superintendent is approved by the city council, shall be appointed to fill such a position in the police department. The name of the person so appointed shall be immediately stricken from the list of said board, and the names of the two rejected persons shall immediately be restored to their former place in the said list," is hereby amended to read as follows:—

Section 4. Said board shall make and keep in numerical order a list containing the names of all applicants for positions in said police department who may pass the required mental and physical examinations. Where more than one person takes examinations for any of said positions at the same time, those successfully passing such examination shall be entered upon the list of eligible names in the order of their respective percentages, the highest coming first. The board shall furnish the council a certified copy of any and all lists so prepared and kept. Wherever

Section 4, act  
of June 20, 1917  
(P. L. 618),  
cited for  
amendment.

Eligibility  
list.

Method of  
appointment.

any vacancy shall occur or any appointment be required in said police department, the city council shall make written application to the president of said board, who shall forthwith certify to the city council, in writing, the first three names on the list of applicants for positions in the police department; and thereupon the superintendent of the department of public affairs shall nominate to the city council one of the three persons whose names are submitted to fill such positions, and, if the city council approves such nomination, the person nominated shall be appointed to fill such vacancy, and shall be assigned for service in the police department. If the council do not approve such nomination, then the superintendent of the department of public affairs shall submit another nomination for such position from the remaining two names, and, if such nomination is not approved by the council, he shall submit the third name; and the person of the three submitted whose nomination by the superintendent is approved by the city council, shall be appointed to fill such a position in the police department. The name of the person so appointed shall be immediately stricken from the list of said board, and the names of the two rejected persons shall immediately be restored to their former place in said list: *Provided, however, That if any names of applicants shall be submitted to the said council, and shall be rejected three times by the said council, then such names shall be stricken from the eligible list.*

Names rejected  
three times.

APPROVED—The 24th day of May, A. D. 1921.

WM. C. SPROUL.

No. 393.

### AN ACT

Authorizing the directors of the poor of Jenkins Township, Pittston City, and Pittston Township, in Luzerne County, to acquire property, and to erect and equip an asylum for the insane, and to levy taxes and borrow money therefor.

Section 1. Be it enacted, &c., That the directors of the poor of Jenkins Township, Pittston City, and Pittston Township, in Luzerne County, are hereby authorized to purchase or acquire by condemnation under the right of eminent domain a suitable site or parcel of ground upon which to erect an asylum for the insane of such poor district, unless, in their opinion, land already owned by the poor district can be used for the purpose. Said directors of the poor are further authorized to cause plans and specifications for the erection, furnishing, and equipment of a building

Jenkins Town-  
ship and Pittston  
City and Town-  
ship.

Insane asylum.

Site.

Plans.