

Contractor's
bond.

Failure to
furnish.

The successful bidder, when advertising is required herein, shall be required to furnish a bond, with sufficient surety, in the amount of fifty per centum of the amount of the contract, within ten days after the contract has been awarded, and upon failure to furnish such bond within such time the previous award shall be void.

APPROVED—The 14th day of April, A. D. 1921.

WM. C. SPROUL.

No. 95.

AN ACT

To empower cities of the third class to establish a firemen's pension fund, to take property in trust therefor, and regulating and providing for the regulation of the same.

Cities of the
third class.

Firemen's pension
fund.

Maintenance.

Direction and
control.

Beneficiaries.

Period of service.

Firemen's reserve.

Apportionment.

Section 1. Be it enacted, &c., That the several cities of the third class of this Commonwealth, incorporated by general or special laws, shall have power to establish by ordinance a firemen's pension fund, to be maintained by an equal and proportionate monthly charge against each member of the fire department, which shall not exceed annually three per centum of the pay of such member; which fund shall be under the direction of councils or committed to the direction of such officers of the city as may be designated by councils, and applied, under such regulations as councils may by ordinance prescribe, for the benefit of such members of the fire department as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service; but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale.

Such ordinance may prescribe a minimum period of continuous service, not less than twenty years, after which members of the department may be retired from active duty, and such members as retired shall be subject to service from time to time as a firemen's reserve until unfitted for such service, when they may be finally discharged by reason of age or disability.

Payments made under the provision of this section shall not be a charge on any other fund in the treasury of the city or under its control, save the firemen's pension fund herein provided for. The basis of the apportionment of the pension shall be determined by the rate of the monthly pay of the member at the date of death, honorable discharge, or retirement, and shall

not, in any case, exceed in any year one-half the annual pay of such member, computed at such monthly rate.

Section 2. It shall be competent for any such city to take by gift, grant, devise, or bequest any money or property, real, personal, or mixed, in trust for the benefit of such pension fund, and the care, management, investment, and disposal of such trust funds or property shall be vested in such officer or officers of such city for the time being as the said city may designate, and such care, management, and disposal shall likewise be directed by ordinance, and the said trust funds shall be governed thereby, subject to such directions, not inconsistent therewith, as the donors of such funds and property may prescribe.

Donations.

Section 3. Whenever any person shall become entitled to receive a benefit from the firemen's pension fund, and shall have been admitted to participate therein, he shall not be deprived of his right to an equal and proportionate participation therein upon the basis upon which he first became entitled thereto, save from one or more of the following causes, that is to say: Conviction of a crime or misdemeanor; becoming an habitual drunkard; becoming a nonresident of the State; or failing to comply with the same general regulation relating to the management of said fund which may be made by ordinance and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund after such due notice and hearing as shall be prescribed by ordinance.

Causes of forfeiture.

Section 4. That there may be paid to the organization or association constituting and having in charge the distribution of firemen's pension funds in every city of the third class, one per centum of all city taxes collected by the city, other than taxes levied to pay interest on or extinguish the debt of the municipality or any part thereof.

Appropriation of city taxes.

Section 5. The organization herein mentioned shall consist only of such as is by city ordinance designated as the official and authorized organization or association to hold, receive, and distribute the funds or moneys for the purpose of pensioning the firemen of said cities.

Official organization.

Section 6. All acts or parts of acts inconsistent herewith be, and the same are hereby, repealed.

Repeal.

APPROVED—The 18th day of April, A. D. 1921.

WM. C. SPROUL.