

thousand nine hundred and twenty-one (Pamphlet Laws, seventy-one), entitled "An act providing for the salaries of court criers and tipstaves of the several courts in counties of the fourth class," is hereby amended to read as follows:

Section 1 of act of March 31, 1921 (P. L. 71), amended

Section 1. Be it enacted, &c., That in counties of the fourth class the salaries of the court criers shall be fixed by the judges of the several courts, and shall not exceed one thousand [six hundred and fifty] *eight hundred* dollars per annum; and the salaries of tipstaves shall not exceed one thousand five hundred dollars per annum. Such salaries shall be payable out of the county treasury in the manner now provided by law.

Salaries of court criers and tipstaves.

APPROVED—The 30th day of March, A. D. 1927.

JOHN S. FISHER

No. 64

AN ACT

To amend further sections four and five of an act approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred and ninety-six), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions," by changing the provisions of the act which regulate the payment of pensions and the contributions of employes.

Section 1. Be it enacted, &c., That section four of an act approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred and ninety-six), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions;" which was amended by an act approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, seven hundred forty-two), entitled "An act to amend sections three, four, five, nine, and eleven of an act approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred ninety-six), entitled 'An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions,' changing the provisions of the act which regulate the payment of pensions, requiring certain things from the pensioners, and requiring the cities to set aside additional funds in certain cases," is hereby amended to read as follows:

Cities of the second class.

Pensioners.

Section 4 of act of May 28, 1915 (P. L. 598), as amended by act of May 14, 1925 (P. L. 742), further amended.

Amount of pension.	Section 4. During the lifetime of the said person, he or she shall be entitled to receive a pension from the fund set aside for the purpose, fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the last five years of his or her employment by the said city.
Proviso.	Said pension shall be paid in monthly payments: Provided, That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided, during a period of twenty years, such person shall be required to pay unto the board of pensions monthly an amount equal to not less than two nor more than three per centum of his or her pension until such time as his or her contributions shall have extended during a period of twenty years. Should any person so employed, after twenty years of service, be dismissed, voluntarily retire, or be in any manner deprived of his or her position or employment before attaining the age of sixty years, upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service, said person shall be entitled to the pension above mentioned, notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the service of such city; but said pension shall not commence until he or she has attained the age of sixty years. Should any employe, however, become totally and permanently disabled after ten years of service, he or she shall be entitled to the said pension: Provided, That if any employe who has served less than ten years becomes totally and permanently disabled by reason of injury sustained in the actual performance of duty such employe shall be entitled to the said pension. Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians, designated by the board, that the employe is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office. Once a year the board of pensions may require a disability pensioner to undergo a medical examination by three physicians appointed by the board, and should such physicians thereupon report and certify to the board that such beneficiary is no longer incapacitated and should the pension board concur in such report the pension to such beneficiary shall be discontinued.
Before attaining age of 60 years.	The pension paid to any one employe shall not exceed one hundred <i>and twenty-five</i> dollars per month and shall not be computed on rate of pay in excess of two hundred <i>and fifty</i> dollars per month.
Monthly payment.	Section 2. That section five of said act is hereby amended to read as follows:
Total disability after 10 years of service.	Section 5. The city employes shall, after the passage of this act, pay unto the board of pensions monthly an amount equal to not less than two nor more than
Proviso.	
Proof.	
Physician's statement.	
Examination.	
Limit of payment.	
Section 5 amended.	
Monthly payments by employes.	

three per centum of their monthly salaries or wages, as fixed by the board of pensions; in no event, however, paying at a rate greater than [six] *seven dollars and fifty cents* per month, which shall be applied to the purposes of this act. Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the beneficiary received the pension herein provided if such beneficiary has so contributed to the pension fund during a period of twenty years. If at the time the beneficiary received the pension herein provided he or she shall not have been a contributor to the pension fund during a period of twenty years such person shall be required to pay unto the board of pensions an amount equal to not less than two nor more than three per centum of his or her monthly pension until such time as his or her contributions shall have extended during a period of twenty years. If, for any cause, an employe contributing to the pension fund shall cease to be an employe of any such cities of the second class before said employe becomes entitled to the pension conferred by this act, the total amount of the contributions paid unto the pension fund by such employe shall be refunded to him or her in full without interest: Provided, however, If any such employe shall have returned to him or her the amount contributed, as aforesaid, and shall afterwards reenter the employ of such city, said employe shall not be entitled to the pension designated until twenty years after said reemployment, unless he or she shall return to the pension fund the amount withdrawn; in which event the period of twenty years shall be computed from the time the said employe first entered the service of said city. In the event of the death of any such employe before the said employe becomes entitled to the pension aforesaid, the said total amount of contributions aforesaid shall be paid over to the estate of the said deceased employe or to his or her heirs.

If a contributor for 20 years.

If not a contributor for 20 years.

Refund of contributions on leaving employ.

Proviso.

Death of employe.

APPROVED—The 31st day of March, A. D. 1927.

JOHN S. FISHER

No. 65

AN ACT

Relating to municipal indebtedness; imposing certain powers and duties upon the Department of Internal Affairs, and the officers of counties, cities of the third class, boroughs, towns, townships, school districts of the second, third, and fourth classes and poor districts, in connection with proceedings to incur and increase indebtedness; and the establishing and maintaining of sinking funds; fixing the maximum maturity of refunding bonds; and providing penalties.

Section 1. Be it enacted, &c., That the word "Municipality," as used in this act, shall mean any county, city of the third class, borough, town, township, school

Municipalities.
Supervision of indebtedness.