

power to sell such real estate on petition to the court of common pleas as provided by law for the sale of county property. Sale.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 495

AN ACT

To amend section three hundred eleven as amended by the act, approved the second day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating the rights of persons elected by vote of the people who become members of the retirement system in counties of the second class.

Section 1. Be it enacted, &c., That section three hundred eleven of the act, approved the second day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as last amended by the act, approved the fourth day of April, one thousand nine hundred thirty-five (Pamphlet Laws, twelve), is hereby further amended to read as follows:

Section 311. "County Employee" Defined.—A county employe, for the purpose of this subdivision of this act, is any person employed by the county or by the county poor district at a wage or salary payable at stated intervals; that is to say, semi-monthly, monthly, quarterly, or annually. The term may, at the option of the Retirement Board, include any person elected by the vote of the people, and any such person admitted or readmitted to membership in said fund, shall receive credit for his previous service in the employ of the county as an elected or appointed employe or official, upon the payment of such amount due as contributions for such previous service as shall be determined by the Retirement Board. In all cases of doubt, the Retirement Board shall determine who is an employe within the meaning of this act.

Section 311, act of May 2, 1929 (P. L. 1278), as last amended by act of April 4, 1935 (P. L. 12), further amended.

"County employe," defined.

Powers of Retirement Board.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE