

No. 63

AN ACT

Amending the act of May 28, 1915 (P. L. 596), 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," increasing the amount of pensions and increasing the minimum and maximum amount of pensions in certain cases.

Cities of second class—pension fund.

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

Subsections (b), (b.1) and (c), section 4, act of May 28, 1915, P. L. 596, amended February 1, 1956, P. L. 983, further amended.

Section 1. Subsections (b), (b.1) and (c) of section 4, act of May 28, 1915 (P. L. 596), 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," amended February 1, 1956 (P. L. 983), are amended to read:

Section 4. * * *

Amount of pension payment to employes pensioned prior to June 1, 1951.

(b) The pension paid to any employe pensioned prior to the first day of June, one thousand nine hundred fifty-one, shall not be less than [one hundred] *one hundred thirty* dollars nor exceed [one hundred and thirty-seven dollars fifty cents] *one hundred forty-seven dollars and fifty cents* per month and shall not be computed on rate of pay in excess of two hundred and fifty dollars per month. The pension paid to any employe pensioned after the first day of June, one thousand nine hundred fifty-one and prior to the first day of July, one thousand nine hundred fifty-five, shall not be less than [one hundred] *one hundred thirty* dollars nor exceed [one hundred seventy-five] *one hundred eighty-five* dollars per month and shall not be computed on rate of pay in excess of three hundred fifty dollars per month. The pension paid to any employe pensioned after the first day of July, one thousand nine hundred fifty-five, shall not be less than [one hundred] *one hundred thirty* dollars nor exceed two hundred forty-seven dollars and fifty cents per month and shall not be computed on rate of pay in excess of four hundred fifty dollars per month.

To employes pensioned after June 1, 1951, and prior to July 1, 1955.

To employes pensioned after July 1, 1955.

Further provisions made for certain minimum and maximum pensions.

(b.1) Any employe who had been a member of the pension fund prior to the first day of June, one thousand nine hundred fifty-one, and who had retired or was pensioned prior thereto, and whose average salary for the last five years of his or her employment by the city was two hundred dollars per month or more but less than two hundred fifty dollars per month, shall have his or her pension computed on fifty-five per centum of his or her average salary during the aforesaid five-year period of time *and shall be paid an additional sum of ten dollars*

per month. Any employe who had been a member of the pension fund prior to the first day of June, one thousand nine hundred fifty-one, and who had retired or was pensioned prior thereto, whose average salary during the last five years of his or her employment with the city was two hundred fifty dollars per month or more, shall receive a pension of not more than [one hundred thirty-seven dollars fifty cents] *one hundred forty-seven dollars and fifty cents per month.*

(c) Any employe who is a member of the pension fund on the first day of June, one thousand nine hundred fifty-one, and who shall retire or be pensioned prior to the first day of July, one thousand nine hundred fifty-five, and whose average salary for the last five years of his or her employment by the city has been two hundred dollars a month or more but less than two hundred and fifty dollars per month, shall have his or her pension computed on fifty-five per centum of his or her average salary during the aforesaid five-year period of time *and shall be paid an additional sum of ten dollars per month.* Any employe who is a member of the pension fund on the first day of June, one thousand nine hundred fifty-one, and who shall retire or be pensioned prior to the first day of July, one thousand nine hundred fifty-five, whose average salary during the last five years of his or her employment with the said city has been two hundred and fifty dollars per month or more, shall receive a pension of not less than [one hundred thirty-seven dollars and fifty cents] *one hundred forty-seven dollars and fifty cents per month.* Any employe who is a member of the pension fund on the first day of July, one thousand nine hundred fifty-five, and who shall retire or be pensioned then or thereafter, and whose average salary for the last five years of his or her employment by the said city has been less than two hundred and fifty dollars per month, shall have his or her pension computed on sixty per centum of his or her average salary during the aforesaid five-year period of time, *but in no event shall he or she receive a pension of less than one hundred thirty dollars per month.* Any employe who is a member of the pension fund on the first day of July, one thousand nine hundred fifty-five, and who shall retire or be pensioned then or thereafter, and whose average salary for the last five years of his or her employment by the said city has been two hundred and fifty dollars or more per month, shall have his or her pension computed on fifty-five per centum of his or her average salary during the aforesaid five-year period of time. Any employe who is a member of the pension fund on the first day of July, one thousand nine hundred fifty-five, and who shall retire or be pensioned then or thereafter, and whose aver-

Computation of pension payment based on certain salaries to employes who are members of fund June 1, 1951, and who shall retire or be pensioned prior to July 1, 1955.

To employes who are members of fund July 1, 1955, and who shall retire or be pensioned then or thereafter.

Persons entitled to receive payments upon death of pensioner.

age salary for the last five years of his or her employment with the said city has been two hundred and fifty dollars or more per month, shall receive a pension of not less than one hundred and fifty-one dollars and twenty-five cents per month. In the event of the death of any person receiving a pension under this act, there shall be paid to such person or persons as he or she shall have designated in writing and filed with the board of pensions as his or her beneficiary or to his or her estate a lump sum representing the difference, if any, between the total contributions paid into the pension fund by him or her as an employe and the total pension payments received by him or her during his or her lifetime, but such lump sum shall be paid only when such total contributions exceed the total pension payments made.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 15th day of May, A. D. 1957.

GEORGE M. LEADER

No. 64

AN ACT

Amending the act of June 3, 1937 (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," requiring that summary offenses under the act be commenced before certain specified magistrates, aldermen or justices of the peace.

The Game Law.

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

Section 1202, act of June 3, 1937, P. L. 1225, amended April 18, 1949, P. L. 494, and April 18, 1949, P. L. 509, further amended.

Section 1. Section 1202, act of June 3, 1937 (P. L. 1225), known as "The Game Law," amended April 18, 1949 (P. L. 494), and April 18, 1949 (P. L. 509), is amended to read:

Section 1202. Procedure.—All summary proceedings under the provisions of this act shall be commenced by affidavit made within two years after the date of any violation *before the nearest available magistrate, alderman or justice of the peace within the city, borough, incorporated town or township in the county where the alleged violation occurred, or if there is no person holding the office of magistrate, alderman or justice of the peace in such city, borough, incorporated town or township, then such information shall be brought before such nearest available magistrate, alderman or justice of the peace in any adjoining city, borough, incorporated town or township in the county.*