

shall take the place of the pleadings in the case and be filed of record.

Said agreement of reference become the pleadings.

Section 2. Sections 10, 25 and 26 of the act are amended to read:

Sections 10, 25 and 26 of the act amended.

Section 10. [And provided also, That no] *No* suit or action which shall be set down for trial at any court of *common pleas or the Municipal Court of Philadelphia*, shall be referred (except by consent of parties) within thirty days before, nor during the sitting of such court, unless such suit or action shall have been previously continued to the next term.

Limitation of time on reference.

Section 25. [Provided, That the court] *The several courts of common pleas and the Municipal Court of Philadelphia* may, after appeal, allow the plaintiff to suffer a non-suit, with like effect as if the cause had not been referred, as aforesaid, if the special circumstances of the case shall appear to require it.

Non-suit.

Section 26. It shall be lawful for the [court] *several courts of common pleas and the Municipal Court of Philadelphia* to set aside an award of arbitrators, on due proof—

Power reserved to court to set aside an award on proof of misbehaviour or corruption.

I. That the arbitrators misbehaved themselves in the course of the hearings before them.

II. That the award was procured by corruption, or other undue means.

Section 3. This act shall take effect when funds necessary to carry out its provisions are initially appropriated for such purpose by the Council of the City of Philadelphia.

Effective date.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 182

## A SUPPLEMENT

To the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," authorizing the retransfer of credits of certain State employes to the Public School Employes' Retirement System.

Public school employees' retirement system.

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

Section 1. Any person who has heretofore been a contributor to the Public School Employees' Retirement System and has ceased to be a contributor, has become a State employe and a member of the State Employees' Retirement System and has previously transferred credits for service in the public school system in this Commonwealth from the Public School Employees' Retirement System to the State Employees' Retirement System, may retransfer such credits from the State Employees' Retirement System to the Public School Employees' Retirement System upon written application and certification by the State Employees' Retirement System of the service credit to be retransferred and upon the repayment to the Public School Employees' Retirement System of all sums previously withdrawn and paid into the State Employees' Retirement System on account of such previous service.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 183

AN ACT

Amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," redefining State employe with respect to officers and employes of Pennsylvania State University.

State employes' retirement system.

The first paragraph, clause 6, section 1, act of June 27, 1923, P. L. 858, amended April 20, 1956, P. L. 1505, May 21, 1956, P. L. 1655, and May 24, 1956, P. L. 1676, further amended.

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

Section 1. The first paragraph of clause 6 of section 1, act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in