

(4) To administer the expenditure of funds made available by the government of the United States for vocational rehabilitation,

(5) To make surveys to ascertain the number and condition of physically handicapped persons within the Commonwealth [and],

(6) To administer the laws of the Commonwealth providing for vocational rehabilitation, and

(7) *To administer the Rehabilitation Center at Johnstown.*

* * * * *

Section 7, act of May 22, 1945, P. L. 848, amended by adding a new clause (6).

Eligibility for vocational rehabilitation.

Proviso.

Effective immediately.

Section 3. Section 7 of the act is amended by adding, at the end thereof, a new clause to read:

Section 7. Eligibility for Vocational Rehabilitation.— Vocational rehabilitation services shall be provided to any disabled individual, (1) who is a resident of the State at the time of filing his application therefor, and whose vocational rehabilitation the State board determines after full investigation can be satisfactorily achieved, or (2) who is eligible therefor under the terms of a reciprocal agreement with another state or with the Federal government: Provided, That except as otherwise provided by law, or as specified in any agreement with the Federal government with respect to classes of individuals certified to the State board thereunder, the following rehabilitation services shall be provided at public cost only to disabled individuals found to require financial assistance with respect thereto:

* * * * *

(6) *Training or instruction.*

Section 4. This act shall take effect immediately.

APPROVED—The 13th day of May, A. D. 1959.

DAVID L. LAWRENCE

No. 57

AN ACT

Amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," further providing for pension payments to members of the pension fund becoming disabled.

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

Cities of the second class.

Section 1. Section 11, act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," amended May 13, 1949 (P. L. 1328), is amended to read:

Section 11, act of May 25, 1933, P. L. 1050, amended May 13, 1949, P. L. 1328, further amended.

Section 11. Members of the fund shall be eligible to pension under said fund upon written application of such member, stating his desire to withdraw from service in said city, which application shall show [either

Eligibility for pension.

(1) That] *that* such employe has rendered at least twenty years service to the said city, at least one year of which was immediately prior to his application, but which does not otherwise necessitate continuous service but that such service shall total twenty years, and shall include and may include service in the armed forces of the United States in times of war or active service in the Pennsylvania State Militia when said militia has been mobilized for internal police duty [; or

(2) That such applicant, while a member of the fund, was injured in the line of duty and disabled through such injury, that such disability continues, and that the applicant is no longer entitled to payments from the city under the provisions of the Workmen's Compensation Act, and its amendments. Upon the approval by the board, such member of the fund shall become a beneficiary thereunder].

Section 2. Section 11.1 of the act, added June 28, 1955 (P. L. 206), is amended to read:

Section 11.1, act of May 25, 1933, P. L. 1050, added June 28, 1955, P. L. 206, amended.

Section 11.1. In addition to applicants eligible for pension pursuant to section eleven of this act, any member who has been admitted to membership in this fund, who has become totally and permanently disabled [upon compliance with such rules and regulations pertaining thereto as may be adopted by the board shall be entitled to receive a pension from this fund if he has rendered at least fifteen years' service to said city at least one year of which was immediately prior to his application but which need not have been otherwise continuous service. Such service shall total fifteen years and shall include service in the armed forces of the United States in times of war] *after fifteen years of service, shall be*

Permanent and total disability.

entitled to the said pension. Any member having served less than fifteen years, who has become totally and permanently disabled by reason of injury sustained in the actual performance of duty, shall be entitled to pension payments in amounts which, together with any payments he receives under "The Pennsylvania Workmen's Compensation Act" or "The Pennsylvania Occupational Disease Act," will equal fifty per centum of his final salary, provided such combined payments shall be not less than two hundred dollars (\$200) per month and not more than two hundred fifty dollars (\$250) per month. Such service shall include service in the armed forces of the United States in times of war, or active service in the Pennsylvania State Militia when it has been mobilized for internal police duty. 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 payments to such beneficiary shall be discontinued.

APPROVED—The 13th day of May, A. D. 1959.

DAVID L. LAWRENCE

No. 58

AN ACT

Amending the act of May 22, 1935 (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired, and disabled employees of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a board for the management thereof; providing the amount, mode, and manner of payment to beneficiaries thereof, and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations, or associations having the same or similar purposes, and of such additional monies as may be necessary to carry out the provisions of this act," further providing for the payment of pensions upon disability.

Police Relief
Fund.

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