

director for two consecutive terms, of six years each, may be elected to the position of attorney or solicitor for the board of which he was a member by the unanimous vote of all the other members of the board, and, after resigning his office as school director, shall be entitled to receive such pay for his services as solicitor as the board of school directors may determine: *Provided, however, That a school director may be appointed to the position of secretary to the board of which he was a member during the term for which he was elected or appointed upon the unanimous consent of all the other members of the board after resigning his office as school director, and he shall be entitled to receive such pay for his services as secretary as the board of school directors shall determine.*

APPROVED—The 14th day of August, A. D. 1959.

DAVID L. LAWRENCE

No. 246

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing pension payments to retired members of fire departments regardless of employment for compensation.

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

The Third Class City Code.

Section 1. Section 4323, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662), is amended to read:

Section 4323, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, further amended.

Section 4323. Causes for Forfeiture of Rights in Fund; Other Employments.—Whenever any person shall become entitled to receive a pension from the firemen's pension fund, and shall have been admitted to participate therein, he shall not thereafter be deprived of his right to participation therein upon the basis upon which he first became entitled thereto, except for one or more of the following causes, that is to say: Conviction of a felony or misdemeanor, becoming an habitual drunkard, or failing to comply with some general regulation relating to the management of said fund which may be made by the managers, and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund. Any termination of a pension shall be only after such due notice and

hearing as shall be prescribed by regulation of the managers.

[In case any retired member of the fire department shall, after retirement, engage in employment for compensation, his pension from the firemen's pension fund shall be reduced to such an amount that when added to the compensation he receives for employment, it shall equal the compensation he was receiving as a member of the fire department at the time of his retirement. At any time when such other employment for compensation ceases his pension shall be fully restored.]

APPROVED—The 14th day of August, A. D. 1959.

DAVID L. LAWRENCE

No. 247

AN ACT

Amending the act of July 28, 1953 (P. L. 723), entitled "An act relating to counties of the second class; amending, revising, consolidating and changing the laws relating thereto," further regulating the amount of retirement allowances and payments to the retirement fund by the county and by employees.

Second Class
County Code.

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

Subsection (a),
section 1712, act
of July 28, 1953,
P.L. 723, amend-
ed February 1,
1956, P. L. 987,
further amended.

Section 1. Subsection (a) of section 1712, act of July 28, 1953 (P. L. 723), known as the "Second Class County Code," amended February 1, 1956 (P. L. 987), is amended to read:

Section 1712. Amount of Retirement Allowances.—

(a) The retirement allowance paid under the provisions of this article shall equal fifty per centum of the amount which would constitute the average monthly compensation as received by the county employe during the last twenty-four months in which period of time the said county employe made monthly contributions into the retirement fund prior to his or her retirement. *Such average monthly compensation shall include the compensation which any county employe would have been entitled to and would have received except for deduction from compensation due to time spent in serving as an elected State official: Provided, That the county and the employe shall make monthly contributions based on the last compensation equal to the amount the county and he or she would have paid into the retirement fund had such compensation been paid by the county.* No retirement allowance shall be computed on a monthly compensation in excess of five hundred dollars (\$500),