

of Congress of the United States of America now in effect or which may hereafter be enacted shall be lawful.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 8th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 632

AN ACT

Providing for the payment of the salary, medical and hospital expenses of employes of State penal and correctional institutions, who are injured in the performance of their duties; and providing benefit to their widows and dependents in certain cases.

State penal institution employes injured in course of employment to receive certain benefits.

Injury caused by inmate to State penal institution employe to be compensated with full salary and all medical and hospital expenses, less any workmen's compensation.

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

Section 1. Any employe of a State penal or correctional institution under the Bureau of Correction of the Department of Justice, who is injured during the course of his employment by an act of any inmate or any person confined in such institution or by any person who has been committed to such institution by any court of the Commonwealth of Pennsylvania, shall be paid, by the Commonwealth of Pennsylvania, his full salary, until the disability arising therefrom no longer prevents his return as an employe of such institution at a salary equal to that earned by him at the time of his injury.

All medical and hospital expenses incurred in connection with any such injury shall be paid by the Commonwealth of Pennsylvania until the disability arising from such injury no longer prevents his return as an employe of such institution at a salary equal to that earned by him at the time of his injury.

During the time salary for such disability shall be paid by the Commonwealth of Pennsylvania, any workmen's compensation received or collected for such period shall be turned over to the Commonwealth and paid into the General Fund, and if such payment shall not be so made, the amount so due the Commonwealth shall be deducted from any salary then or thereafter becoming due and owing.

The widow and minor dependents of any employe who dies within one year as a result of such injuries shall be paid benefits equal to fifty per cent of the full salary of the deceased employe.

When a widow and minor dependents not in her custody are entitled to payments, one-half of such payments shall be paid to the widow and one-half to the dependents. In every case the amount payable to minor dependents

Benefits to widow and minor dependents.

shall be divided equally among them and be paid to the persons or institutions having custody of them.

In the case of a widow or a widow with minor dependents in her custody, such benefits shall terminate when such widow remarries. In the case of minor dependents, except when in the custody of a remarried widow, such benefits shall terminate when all of the minor dependents become eighteen years of age. Neither a widow nor minor dependents shall receive any benefits under this act while receiving benefits under the Federal Social Security Law. The benefits provided by this act shall be reduced by the amount of any workmen's compensation benefits received or collected by any such widow or minor dependents because of the same injury. Payments for the benefit of minor dependents shall be made to the person having legal custody of them.

Termination of benefits for widow and minors.

Section 2. No absence from duty of any employe of a State penal or correctional institution under the Bureau of Correction of the Department of Justice by reason of any such injury shall in any manner be deducted from any period of leave allowed the employe by law or by regulation.

Effect of absence on regular leave of absence.

APPROVED—The 8th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 633

AN ACT

Amending the act of June 25, 1895 (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," changing the mode for the advance in classification of cities upon their increase in population.

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

Cities.

Section 1. Section 2, act of June 25, 1895 (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," amended August 16, 1951 (P. L. 1239), is amended to read:

Section 2, act of June 25, 1895, P. L. 275, amended August 16, 1951, P. L. 1239, further amended.

Section 2. [The classification of said cities respectively, to determine whether they shall advance in classification, shall be ascertained and fixed by reference to their population according to the last preceding United States census, and whenever it shall appear by any such census that any city of the second, second A or third class

Classification of cities, to determine whether they shall advance in classification, to be ascertained and fixed according to last preceding United States census.