

collected by his office, and shall also include the services of employes paid directly by such county official out of such fees. As soon as practicable, the retirement board shall issue to each original member a certificate certifying the aggregate length of his service prior to January first of the year retirement system was established. Such certificate shall be final and conclusive as to his prior service unless thereafter modified by the board upon application of the member. The retirement board may also give credit to any person who was a county employe for each year that he was employed [previous to the first day of January, one thousand nine hundred forty-five,] for at least two hundred days per year, on a per diem basis for the purpose of the computation of his retirement credit. The time during which a member is absent from service without pay shall not be counted in computing the service of a contributor unless allowed by the county commissioners and approved by the board.

APPROVED—The 16th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 679

AN ACT

Amending the act of June 1, 1959 (P. L. 392) entitled "An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto," making technical changes and clarifying language.

State Employes' Retirement Code of 1959.

Paragraph (c), subsection (1), section 202, act of June 1, 1959, P. L. 392, amended August 4, 1959, P. L. 621, further amended.

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

Section 1. Paragraph (c) of subsection (1) of section 202, act of June 1, 1959 (P. L. 392), known as the "State Employes' Retirement Code of 1959," amended August 4, 1959 (P. L. 621), is amended to read:

Section 202. Classes of Membership.—

(1) Membership in the retirement system shall be comprised of the following classes:

* * * * *

(c) Class C which shall consist of (i) all officers or employes of the Pennsylvania State Police who are contributors as of August 1, 1959, and (ii) all officers or employes of the Pennsylvania State Police having police power who become contributors subsequent to August 1, 1959, and [for each of whom a member's annuity is calculated on the basis] *who make contributions at a rate determined to provide a member's annuity of one one-hundredth (1/100) of final average salary for*

each year of service and *for each of whom* a State annuity is calculated on the basis of two one-hundredths (2/100) of final average salary for each year of service.

* * * * *

Section 2. Subsection (1) of section 207 of the act is amended to read :

Subsection (1), section 207 of the act, amended.

Section 207. Credit for Military Service.—

(1) A State employe who during the period from [December 7, 1941,] *September 16, 1940*, to July 27, 1953, entered into active military service, defined as full time service in the armed forces of the United States, under a requisition from or by executive order of the President of the United States, or in the armed forces organized for the defense of the Commonwealth by the authority of this Commonwealth, shall be allowed credit for the period during which he was in active military service and salary deductions were paid into the fund either during such active military service or thereafter in accordance with the provisions of article III, sections 301 and 302.

* * * * *

Section 3. Paragraph (i) of subsection (2) of section 302 of the act, amended August 4, 1959 (P. L. 621), is amended to read :

Paragraph (1), subsection (2), section 302 of the act, amended August 4, 1959, P. L. 621, further amended.

Section 302. Members' Contributions on Account of Past Service.—

* * * * *

(2) The following members are entitled to make contributions on account of past service according to the provisions of subsection (1) of this section :

* * * * *

(i) A State employe who entered active military service between [December 7, 1941,] *September 16, 1940*, and July 27, 1953, and who does not elect to pay into the fund during the period of his active military service an amount equal to his salary deductions, may, during the period of such active military service or at any time after completion of such active military service and return to State service, pay into the fund an amount which shall be equal to the periodic salary deductions multiplied by the number of the pay periods during which he was absent from State employment or State service in active military service to the credit of the members' annuity savings account in such manner as may be agreed upon by the State employe and the retirement board, but in no event shall such payments be made in installments less than sufficient to pay such amount by the time the member attains superannuation retirement age.

* * * * *

Subsection (8),
section 401
of the act,
amended.

Section 4. Subsection (3) of section 401 of the act is amended to read:

Section 401. Superannuation Retirement Allowances.

* * * * *

(3) Upon retirement on or after superannuation retirement age, a contributor who is a member of the joint coverage group shall receive a superannuation retirement allowance computed in accordance with the applicable provisions of subsections (1) and [(2)] (1.1) of this section but reduced in accordance with the provisions of section 403.

Subsection (4),
section 402
of the act,
amended.

Section 5. Subsection (4) of section 402 of the act is amended to read:

Section 402. Withdrawal Benefits.—

* * * * *

(4) Upon discontinuance of service before reaching superannuation retirement age, a contributor who is a member of the joint coverage group and who is qualified to receive a withdrawal allowance shall be entitled to receive a withdrawal allowance computed in accordance with the applicable provisions of subsections (2) and [(3)] (2.1) of this section but reduced in accordance with the provisions of section 403 of this article.

Clause (b),
subsection (2),
section 405.1
of the act,
added August 4,
1959, P. L. 621,
amended.

Section 6. Clause (b) of subsection (2) of section 405.1 of the act, added August 4, 1959 (P. L. 621), is amended to read:

Section 405.1. Annuitant's Allowance Upon Return to Service and Subsequent Retirement.—

* * * * *

(2) Upon subsequent discontinuance of service, the allowance of a contributor who was formerly receiving a superannuation retirement allowance or a withdrawal allowance according to the provisions of the State Employees' Retirement System or the Public School Employees' Retirement System, shall be computed according to the following provisions:

* * * * *

(b) A contributor who is a member of the single coverage group who has credit for multiple service shall receive an allowance *computed* with respect to total credited service according to the provisions of section 401 subsection [(2)] (1.1) or section 402 subsection [(3)] (2.1) of this article as the case may be.

Section 7. Subsection (2) of section 405.1 of the act, added August 4, 1959 (P. L. 621), is amended by adding, at the end thereof, a new clause to read :

Subsection (2), section 405.1 of the act, added August 4, 1959, P. L. 621, amended by adding a new clause (c).

Section 405.1. Annuitant's Allowance Upon Return to Service and Subsequent Retirement.—

* * * * *

(2) Upon subsequent discontinuance of service, the allowance of a contributor who was formerly receiving a superannuation retirement allowance or a withdrawal allowance according to the provisions of the State Employees' Retirement System or the Public School Employees' Retirement System, shall be computed according to the following provisions :

* * * * *

(c) *A contributor who is a member of the joint coverage group shall receive an allowance computed with respect to total credited service according to the provisions of clause (a) or clause (b), as the case may be, of this subsection but reduced in accordance with the provisions of section 403 of this article.*

Section 8. This act shall become effective immediately.

Act effective immediately.

APPROVED—The 16th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 680

AN ACT

Amending the act of June 1, 1945 (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," providing that a bond shall be submitted with a bid proposal.

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

State Highway Law.

Section 1. The act of June 1, 1945 (P. L. 1242), known as the "State Highway Law," is amended by adding, after section 405, a new section to read :

Act of June 1, 1945, P. L. 1242, amended by adding a new section 405.1.

Section 405.1. Proposal Guaranty for Execution of Contract.—Each proposal shall be accompanied by a proposal guaranty in the form of a bond, in favor of and payable to the Department of Highways, Commonwealth of Pennsylvania, in a sum equal to five per centum of the proposal price of the work, conditioned that the contractor shall execute a contract for the work according to the terms of the proposal. Each bond shall have as