

No. 1978-189

AN ACT

HB 2238

Amending the act of February 1, 1966 (1965 P.L.1656, No.581), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," providing for equal rights between men and women.

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

Section 1. The last paragraph of section 1190, act of February 1, 1966 (1965 P.L.1656, No.581), known as "The Borough Code," amended October 9, 1967 (P.L.399, No.181), is amended to read:

Section 1190. Removals.—* * *

If for reasons of economy or other reasons it shall be deemed necessary by any borough to reduce the number of paid employes of the police or fire force, then such borough shall apply the following procedure: (i) if there are any employes eligible for retirement under the terms of any retirement or pension law, then such reduction in numbers shall be made by retirement of such employes, starting with the oldest employe and following in order of age respectively, (ii) if the number of paid employes in the police force or fire force eligible to retirement is insufficient to effect the necessary reduction in numbers, or if there are no persons eligible for retirement, or if no retirement or pension fund exists, then the reduction shall be effected by furloughing the **[man or men] person or persons**, including probationers, last appointed to the respective force. Such removal shall be accomplished by furloughing in numerical order commencing with the **[man] person** last appointed until such reduction shall have been accomplished. In the event the said police force or fire force shall again be increased the employes furloughed shall be reinstated in the order of their seniority in the service.

Section 2. Clauses (59) and (65) of section 1202 and section 2816 of the act are amended to read:

Section 1202. Specific Powers.—The powers of the borough shall be vested in the corporate authorities. Among the specific powers of the borough shall be the following, and in the exercise of any of such powers involving the enactment of any ordinance or the making of any regulation, restriction or prohibition, the borough may provide for the enforcement thereof and may prescribe penalties for the violation thereof or for the failure to conform thereto:

* * *

(59) Rooms for veterans' and **[sons] children** of veterans' organizations. Upon application therefor, to furnish to each organization composed of American veterans of any war in which the United States was engaged and **[sons] children** of such veterans, a room or rooms in any

public building of such borough, sufficient for the meeting of each of such organizations at least once each month; and in the case of municipally owned utilities, to furnish service without charge to such rooms, and also to buildings occupied by organizations of veterans of any war in which the United States was engaged.

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(65) Community nurse services. To appropriate money annually for the expense of community nurse services to any nonprofit associations or corporations which provide community nursing services for the control of communicable disease, the immunization of children, the operation of child health centers (Well-Baby Clinics), instructive visits to [**mothers**] **parents** of new babies, beginning in the prenatal period, and family health guidance, including nutrition, detection and correction of defects all of which relate to the responsibilities of local boards of health.

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Section 2816. Purchase of Plots for Burial of Deceased Service [**Men**] **Persons**.—Any borough may purchase plots of ground, in any cemetery or burial ground within its limits, for the interment of such deceased members of the armed forces, as have heretofore died or shall hereafter die within such borough, or shall die beyond such borough and shall have a legal residence within the borough at the time of their death, and whose bodies are entitled to be buried by the county under the provisions of existing law. Such plots of ground shall be paid for out of the treasury of such borough.

Section 3. This act shall take effect in 60 days.

APPROVED—The 4th day of October, A. D. 1978.

MILTON J. SHAPP