

No. 1980-181

AN ACT

HB 1991

Amending the act of June 5, 1941 (P.L.84, No.45), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the police force in boroughs, incorporated towns and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expense on boroughs, incorporated towns and townships of the first class; imposing penalties, and repealing inconsistent laws," granting additional powers to the commission relating to the scheduling of applicants' physical examinations.

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

Section 1. Section 11, act of June 5, 1941 (P.L.84, No.45), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the police force in boroughs, incorporated towns and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expense on boroughs, incorporated towns and townships of the first class; imposing penalties, and repealing inconsistent laws," amended May 21, 1943 (P.L.338, No.158), is amended to read:

Section 11. General Provisions Relating to Examinations.—Each commission shall make rules and regulations, to be approved as provided in section 6 hereof, providing for the examination of applicants for positions in the police force and for promotions therein, which rules and regulations shall prescribe the minimum qualifications of all applicants to be examined and the passing grades. All examinations for positions or promotions in the police force of any municipality shall be practical in character and shall relate to such matters and include such inquiries as will fairly test the merit and fitness of the persons examined to discharge the duties of the employment sought by them. All examinations shall be open to all applicants who have the minimum qualifications required by the rules and regulations. Each applicant for examination shall be subject to the regulations adopted by the commission and shall be required to submit to a physical examination *either before or after* being admitted to the regular examination held by the commission.

Public notice of the time and place of every examination, together with the information as to the kind of position or place to be filled,

shall be given by publication once in a newspaper of general circulation in the municipality or in a newspaper circulating generally in the municipality at least two weeks prior to each examination, and a copy of the notice shall be prominently posted in the office of the commission or other public place.

The commission shall post in its office the eligible list containing the names and grades of those who have passed the examination for position under this act. Persons, male or female, who served in the military or naval service of the United States during any war in which the United States has been, is now or shall hereafter be engaged, and who have honorable discharges from such service, who have successfully passed the examination, shall be given the additional credits and preference in appointment and promotion provided for by any law of this Commonwealth.

Section 2. Section 19 of the act is amended to read:

Section 19. Physical Examinations.—All applicants for examination shall undergo a physical examination *as provided in section 11* which shall be conducted under the supervision of a doctor of medicine appointed by the civil service commission. No person shall be eligible **[to take an examination]** *for appointment* until said doctor certifies that the applicant is free from any bodily or mental defects, deformity or disease that might incapacitate him from the discharge of the duties of the position desired.

Section 3. This act shall take effect immediately.

APPROVED—The 17th day of October, A. D. 1980.

DICK THORNBURGH