

Water fountains or coolers shall be hand-operated or hand-and-foot operated.

(i) Elevators.—Where elevators are to be provided they shall be accessible to, and usable by, the physically disabled at all levels normally used by the general public. Elevators shall be designed to allow for traffic by wheelchairs.

(j) Controls.—Switches and controls for light, heat, ventilation, windows, draperies, elevators, fire alarms, and all similar controls of frequent or essential use, shall be placed within the reach of individuals in wheelchairs.

(k) Hazards.—Every effort shall be exercised to obviate all hazards to individuals with physical disabilities.

Section 3. Enforcement.—The Department of Labor and Industry shall be responsible for enforcement of this act.

Section 4. Effective Date.—This act shall take effect immediately.

APPROVED—The 1st day of September, A. D. 1965.

WILLIAM W. SCRANTON

No. 236

AN ACT

SB 730

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," providing that payments to widows and children of policemen retired on pension or who die while in the service shall be mandatory.

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

Section 1. Section 4301 and subsection (c) of section 4303, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662) and amended August 1, 1963 (P. L. 440), are amended to read:

Section 4301. Police Pension Fund; Direction of.—Cities shall establish, by ordinance, a police pension fund, to be maintained by an equal and proportionate monthly charge against each member of the police force, which shall not exceed annually three per centum of the pay of such member and [if council elects, by ordinance, to make such payments,] an additional amount not to exceed one per centum of the

pay of such member to be paid by such member or the municipal corporation if deemed necessary by the council to provide sufficient funds for payments required by subsection (c) of section 4303 to widows, or if no widow survives or if she survives and subsequently dies or remarries, then to the child or children under the age of eighteen years, of members of the police force or of members retired on pension; which fund shall at all times be under the direction and control of council but may be committed to the custody and management of such officers of the city or citizens thereof, or corporations located therein, as may be designated by council, and applied, under such regulations as council may, by ordinance, prescribe, for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability, widows, or if no widow survives or if she survives and subsequently dies or remarries, then to the child or children under the age of eighteen years, of members of the police force or of members retired on pension if council so elects; but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale, together with service increments as hereinafter provided. Any compensation paid to a corporate custodian of the police pension fund shall be paid from the general fund of the city.

Section 4303. Allowances and Service Increments.—

* * *

(c) [If council elects, by ordinance, to make such payments, the] The widow of a member of the police force or a member who retires on pension who dies [on or after January 1, 1960] or if no widow survives or if she survives and subsequently dies or remarries, then the child or children under the age of eighteen years of a member of the police force or a member who retires on pension who dies on or after the effective date of this amendment, shall, during her lifetime or so long as she does not remarry in the case of a widow or until reaching the age of eighteen years in the case of a child or children, be entitled to receive a pension calculated at the rate of fifty per centum of the pension the member was receiving or would have been receiving had he been retired at the time of his death.

Section 2. This act shall take effect immediately.

APPROVED—The 1st day of September, A. D. 1965.

WILLIAM W. SCRANTON