

Section 19. No Simultaneous Payments of Salary and Retirement Allowance.—Should a person receiving a superannuation retirement allowance, or an involuntary retirement allowance, or a total disability retirement allowance, be re-employed by the county, the retirement allowance of such person shall immediately cease. Such person shall thereupon be reinstated as a contributor, and there shall be restored to his credit as accumulated deductions the actuarial value of his member's annuity computed as of the date of his re-employment. For the purposes of this section if a person serves as a juror, master, or arbitrator or is employed on a per diem basis for thirty days or less per year he shall not be deemed re-employed.

APPROVED—The 28th day of September, A. D. 1965.

WILLIAM W. SCRANTON

No. 290

AN ACT

SB 927

Amending the act of August 5, 1941 (P. L. 803), entitled, as amended, "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," granting retirement credit for certain employment and during leaves of absence, increasing allowances and the county share for certain employes, and further defining reemployment.

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

Section 1. Section 10, act of August 5, 1941 (P. L. 803), entitled, as amended, "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," reenacted and amended May 2, 1949 (P. L. 881) and amended July 12, 1961 (P. L. 563), is amended to read:

Section 10. Service Allowance.—In computing the length of service of a contributor for retirement purposes, full credit shall be given to each original member for each year of service rendered to the county prior to January first of the year the retirement system was established. This shall include the service of a county official whose compensation was in the form of fees collected by his office, and shall also include the services of employes paid directly by such county official out of such

fees, and shall include the service of an officer of the county paid on a salary basis prior to the date of establishment of the retirement system in a county and paid on a per diem basis on January 1, 1960. Full credit shall also be given for each year of service of a contributor who was a per diem employe of the county for a period of at least five years prior to the time the system became effective and who averaged at least two hundred days of employment in each of those years. 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 the 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 for at least two hundred days per year, on a per diem basis, for the purpose of the computation of his retirement credit upon payment by the employe of the amount which the retirement board determines should have been his contribution during such period. Such payment may be made in installments over a period fixed by the retirement board. The time during which a member is absent from service without pay [shall not] may be counted in computing the service of a contributor, [unless] if allowed by the county commissioners and approved by the board, and if the employe pays both his personal contribution and the county's contribution into the fund based upon the contributions made the year immediately preceding the leave of absence.

Section 2. The act is amended by adding after section 16, a new section to read:

Section 16.1. Increase of Allowances and the County Share for Certain Employes.—When the board has adopted the one eightieth class the county may in the case of an employe who has retired and has his monthly allowance calculated under that class provide that the minimum retirement allowance shall be seventy-five dollars (\$75) for each year in that class, not to exceed two thousand seven hundred dollars (\$2700) per year. If he had his monthly allowance calculated under the one

one-hundredth class the county may provide that the minimum retirement allowance shall be sixty dollars (\$60) for each year in that class, not to exceed two thousand one hundred sixty dollars (\$2160) per year. If he had his monthly allowance calculated under the one one hundred-twentieth class the county may provide that the minimum retirement allowance shall be fifty dollars (\$50) for each year in that class, not to exceed one thousand eight hundred dollars (\$1800) per year.

Section 3. Section 17.1 of the act, reenacted and amended May 2, 1949 (P. L. 881), is amended to read:

Section 17.1. No Simultaneous Payments of Salary and Retirement Allowance.—Should a person receiving a superannuation retirement allowance or an involuntary retirement allowance or a total disability retirement allowance be re-employed by the county, the retirement allowance of such person shall immediately cease. Such person shall thereupon be reinstated as a contributor and there shall be restored to his credit, as accumulated deductions, the actuarial value of his member's annuity, computed as of the date of his re-employment. For the purposes of this section if a person serves as a juror, master, or arbitrator or is employed on a per diem basis for thirty days or less per year he shall not be deemed re-employed.

APPROVED—The 28th day of September, A. D. 1965.

WILLIAM W. SCRANTON

No. 291

AN ACT

SB 1058

Repealing certain special acts and parts of acts relating to hawkers and peddlers in Carbon County.

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

Section 1. The following special acts and parts of acts are repealed in so far as they relate to Carbon County.

(1) The act of April 17, 1846 (P. L. 364), entitled "An act supple-