

No. 514

AN ACT

To amend section one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, six hundred sixty-two), entitled "An act relating to retirement from the Pennsylvania National Guard," as amended by the act, approved the twelfth day of July, one thousand nine hundred and thirty-five (Pamphlet Laws, six hundred eighty-one), by providing that service in excess of thirty-nine years and five months may be counted as more than forty years of service.

Section 1. Be it enacted, &c., That section one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, six hundred sixty-two), as amended by the act, approved the twelfth day of July, one thousand nine hundred thirty-five (Pamphlet Laws, six hundred eighty-one), is hereby further amended to read as follows:

Section 1. *Grade of Retired Officer or Enlisted Man.*—When any person now retired, or who may hereafter be retired from the Pennsylvania National Guard, has served in the Pennsylvania National Guard, whether as an enlisted man or officer, or both, for a period of more than forty years, he shall, upon application made to the Adjutant General, be placed upon the retired list as of the next higher grade, but not higher than Major-General; and if he shall have served in the Pennsylvania National Guard for more than thirty years, whether as an enlisted man or officer, or both, he shall, upon application made to the Adjutant General, be placed upon the retired list as of the next higher grade, but not higher than Colonel: Provided, however, That in considering the period of service aforesaid, the military service by such enlisted man or officer, whether in the Pennsylvania National Guard, engaged in the Federal Service, or in the United States Army, Navy, or Marine Corps, in any war or military service in which the United States has participated, including the Spanish-American War, the Philippine Insurrection, the Mexican Border service, or the World War, or other United States foreign military service, shall be included and counted double in calculating the period of service for retirement with increased grade under the provisions of this act: *Provided further, That for the purpose of retirement, an officer who has served for more than thirty-nine years and five months, shall be deemed to have had more than forty years of service.* All retired officers shall be entitled to wear the uniform of their grade, as retired officers of the Pennsylvania National Guard, on all proper military and semi-military occasions. This act shall be construed to include deceased officers and enlisted men, heretofore retired, who had more than forty years of service, if ap-

Section 1, act of June 22, 1931 (P. L. 662), as amended by act of July 12, 1935 (P. L. 681), further amended.

National Guard.

Forty years' service.

Thirty years' service.

Proviso.

Proviso.

Rights of retired persons.

Deceased officers and enlisted men.

plication is made to the Adjutant General, by some society, post, or camp of honorably discharged soldiers, that the name of such officer or enlisted man be placed upon the retired list as of the next higher grade, but not higher than Major General.

When effective.

Section 2. This act shall become effective immediately upon final enactment.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 515

AN ACT

Providing for the erection, construction and equipment of armories for the use of the Pennsylvania National Guard; designating the manner of acquiring or setting aside of land for the erection and construction of armories thereon by The General State Authority; authorizing the Commonwealth to lease such armories and their grounds from The General State Authority upon their completion, and the Armory Board of the State of Pennsylvania to manage and operate the same; and conferring powers and imposing duties upon certain State departments and boards.

Preamble.

WHEREAS, It is the desire of the Commonwealth of Pennsylvania that The General State Authority construct armories for the use of the Pennsylvania National Guard and lease the same to the Commonwealth.

Armory Board to select sites.

Section 1. Be it enacted, &c., That the Armory Board of the State of Pennsylvania, with the approval of the Governor, may select for acquisition either by the Department of Property and Supplies in the name of the Commonwealth or by The General State Authority with funds of the Authority, lands for the erection and construction thereon by The General State Authority of armories for the use of the Pennsylvania National Guard. The title to the lands so acquired shall be approved by the Attorney General. If it shall be found that the Commonwealth owns land suitable in whole or in part for such use, such lands may be designated by the Armory Board of the State of Pennsylvania, with the approval of the Governor and the department, board or commission of the Commonwealth having possession and control of the same, and any additional lands necessary may be selected and acquired as aforesaid.

Conveyance to General State Authority to erect and equip armories for the Pennsylvania National Guard.

Section 2. The Department of Property and Supplies shall have authority to convey any lands so acquired or any lands now owned to The General State Authority for the purpose of having such Authority erect and construct thereon and equip armories for the