

Section 202, act of July 15, 1957, P. L. 901, amended September 23, 1959, P. L. 938, further amended.

Charter commission—members, number, selection, nomination, and election.

Section 1. Section 202, act of July 15, 1957 (P. L. 901), known as the "Optional Third Class City Charter Law," amended September 23, 1959 (P. L. 938), is amended to read:

Section 202. The charter commission shall consist of not less than nine nor more than fifteen members, which number shall be designated in the ordinance or the petition calling for an election. Three of the members of the commission shall be selected by the mayor and council from among their number. The remainder of the members shall be elected by the qualified voters at the same election the question is submitted to the electors *or at the next succeeding primary or municipal election*. Candidates for the office of charter commissioner shall be nominated and placed upon the ballot containing the question *or if not placed upon such ballot shall be placed upon the ballot at the next succeeding primary or municipal election* and the proceedings thereon adjudicated in the manner provided by *and subject to the provisions of the Pennsylvania Election Code which relate to the nomination of candidates nominated by nomination papers filed by political bodies for other offices elective by the voters of a city, except that they shall be nominated and listed without any political designation or slogan, and no nomination paper shall be signed or circulated prior to thirty days before the last day on which such papers may be filed. Each voter shall be instructed to vote on the question and, regardless of the manner of his vote on the question, to vote for the designated number of members of a charter commission who shall serve if the question is *or has been* determined in the affirmative.

Section 2. This act shall take effect immediately.

APPROVED—The 28th day of April, A. D. 1961.

DAVID L. LAWRENCE

No. 67

AN ACT

Amending the act of July 28, 1953 (P. L. 723), entitled "An act relating to counties of the second class; amending, revising, consolidating and changing the laws relating thereto," authorizing the Civil Service Commission to certify persons for appointments as police from examinations held within a two-year period.

Second Class
County Code.

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

* "the" in original.

Section 1. Section 1512, act of July 28, 1953 (P. L. 723), known as the "Second Class County Code," is amended to read:

Section 1512,
act of July 28,
1953, P. L. 723,
amended.

Section 1512. Manner of Making Appointments.—Every position of employment, except that of superintendent of police or equivalent official, unless filled by promotion or reinstatement, shall be filled only in the following manner: The county commissioners shall notify the commission of any vacancy in the police force which is to be filled and shall request the certification of a list of eligibles. The commission shall certify for each existing vacancy, from the eligible list, the names of three persons thereon, who have received the highest average in the last preceding examination held within a period of [one year] *two years* next preceding the date of the request for such eligibles. The county commissioners shall thereupon, with sole reference to the merits and fitness of the candidates, make an appointment from the three names certified, unless they make objections to the commission as to one or more of the persons so certified for any of the reasons stated in the preceding section. As each subsequent vacancy occurs in the same or another position, precisely the same procedure shall be followed.

Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 28th day of April, A. D. 1961.

DAVID L. LAWRENCE

No. 68

AN ACT

Amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; conferring powers and imposing duties on local officers and the Department of Highways; and making an appropriation out of the Motor License Fund; and repealing existing legislation," authorizing the use of allocated money for payment of interest and principal and sinking fund charges on bonds issued for road or street improvement purposes.

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

Allocation of
fuels and liquids
fuels tax
proceeds.

Section 1. Section 4, act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; conferring powers and

Section 4, act of
June 1, 1956,
P. L. 1944,
amended by
adding a new
clause (2.1).