

(1) "Employer" means an individual, partnership, association or corporation, a legal representative, trustee, receiver, trustee in bankruptcy, and any common carrier by rail, motor, water, air or express company, doing business in or operating within the Commonwealth.

(2) "Employee" includes every person who may be permitted, required or directed by any employer, as defined in section 2, in consideration of direct or indirect, gain or profit, to engage in any employment.

After one week of employment, employer required to pay for medical examination or record if required as condition of employment.

Section 2. It shall be unlawful for any employer to require any employe or applicant for employment to pay the cost of a medical examination, or the cost of furnishing any medical records, required by the employer as a condition of employment, if the applicant or employe works for the employer for one work week: Provided, That the provisions of this act shall not apply where medical examination is required by law as a condition of employment.

Violation:
Penalty.

Section 3. Any employer violating the provisions of this act shall be guilty of a summary offense and, upon conviction thereof, shall be sentenced to pay a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100). It shall be the duty of the Department of Labor and Industry to enforce the provisions of this act.

Act effective immediately.

Section 4. This act shall take effect immediately.

APPROVED—The 19th day of June, A. D. 1961.

DAVID L. LAWRENCE

No. 226

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," permitting expenditures for fire protection from the general township fund; authorizing contracts for fire protection to be made without the approval of the township auditor; and providing that the consent of the electors to a tax for fire protection purposes shall only be required when the purpose of the tax is to provide a place for housing fire apparatus.

The Second
Class Township
Code.

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

Section 1. Clause IV. of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481) and amended May 24, 1951 (P. L. 370), is amended to read :

Clause IV., section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, and amended May 24, 1951, P. L. 370, further amended.

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

* * * * *

IV. Fire Protection.—[To] *Out of the general township fund* to purchase, or contribute to the purchase of, fire engines and fire apparatus, for the use of the township and to appropriate moneys to fire companies located therein for the operation and maintenance thereof, and for the purchase and maintenance of fire apparatus, and for the construction, repair and maintenance of fire company houses, in order to secure fire protection for the inhabitants of the township. An annual report of the expenditure of such appropriated moneys shall be made to the township supervisors for each completed fiscal year of the township by such fire companies, verified by an officer thereof, before any further payments shall be made to such fire companies out of appropriations for any current fiscal year. To ordain rules and regulations for the government of such fire companies and their officers. To enter into contracts with the proper authorities of near or adjacent cities, boroughs, or townships, or fire departments, fire companies, or fire company therein, for the furnishing to such townships of fire protection by the fire department, fire *departments, fire companies, or fire company of such cities, boroughs, or townships, and to **make appropriations therefor [: Provided, That such contracts before being entered into by township supervisors shall be first approved by the township auditors].

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Section 2. Clause 4 of subsection A of section 905 of the act, amended July 2, 1953 (P. L. 354), is amended to read :

Clause 4, subsection A, section 905 of the act, amended July 2, 1953, P. L. 354, further amended.

Section 905. Township and Special Tax Levies.—
A. The board of township supervisors may, by resolu-

* "department" in original.

** "made" in original.

tion, levy taxes upon all real property and upon all occupations, or upon real property alone, within the township made taxable for township purposes, as ascertained by the last adjusted valuation for county purposes, for the purposes and at the rates hereinafter specified. All taxes shall be collected in cash.

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4. [A] *An annual tax, not exceeding two mills, [and not exceeding the amounts hereinafter limited, for the purpose of purchasing and maintaining fire apparatus and to provide, with the assent of the electors of the township as hereinafter provided, a suitable place for the housing of the same, and to make appropriations to fire companies for the purchase and maintenance of fire apparatus; but no new fire apparatus shall be thereafter purchased by the township, or by any fire company from appropriations made by the township, without the consent of the electors as hereinafter provided] pursuant to provision therefor in the township budget, for the purpose of purchasing and maintaining fire apparatus, for the purpose of making appropriations to fire companies for the purchase and maintenance of fire apparatus, and with the assent of the electors of the township, for the purpose of providing a suitable place for the housing of fire apparatus.*

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APPROVED—The 19th day of June, A. D. 1961.

DAVID L. LAWRENCE

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No. 227

AN ACT

Authorizing the Department of Forests and Waters to acquire approximately five acres of land in Milford Township, Juniata County, for State forest administrative purposes.

Real property.

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

Department of
Forests and
Waters author-
ized to acquire
certain land in
Milford Town-
ship, Juniata
County.

Section 1. The Department of Forests and Waters is hereby authorized and empowered to purchase on behalf of the Commonwealth approximately five acres of land situate in Milford Township, Juniata County, presently under option from the Mifflintown Municipal Authority, at a purchase price of eighty dollars (\$80) per acre, notwithstanding present limitations on the price to be paid for State forest *land, the land herein referred to being deemed necessary by said department for State forest administrative purposes.

* "and" in original.