

Section 2. This act shall take effect the first Monday of January, 1962. **Effective date.**

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

DAVID L. LAWRENCE

No. 239

AN ACT

Amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," providing for payments to dependent parents.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: **Cities of second class.**

Section 1. Clause (2), section 9, act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," amended December 18, 1959 (P. L. 1934), is amended to read: **Clause (2), section 9, act of May 25, 1933, P. L. 1050, amended December 18, 1959, P. L. 1934, further amended.**

Section 9. Any individual eligible to membership in such fund, as aforesaid, shall be required—

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(2) To contribute to said fund five per centum of his rated monthly salary or wages, but not in excess of twenty-five dollars a month which shall be deducted from his salary or wages by the city controller from the payroll for the last half of each month, and paid into the fund. All beneficiaries of the fund shall, in addition thereto, pay the sum of one dollar a month into the said fund, and in the case of active members, the city controller shall deduct said contribution from the payroll of the last half of each month and the secretary of the fund shall deduct the sum of one dollar from the pen- **Contribution by individual employe.**
Contribution by beneficiaries.

Receipts and disbursements of firemen's relief and pension fund.

sion paid each pensioner. The amount so collected shall be paid into the firemen's relief and pension fund and out of the funds of the firemen's relief and pension fund there shall be paid to the beneficiary of any deceased member of the fund, the sum of one thousand two hundred dollars.

Payment upon resignation or dismissal of member.

When any member of the fund shall resign or be dismissed from service there shall be paid to him from the fund a sum of money equal to all dues paid by him into the fund, without interest. When any member of the fund shall die in active service there shall be paid from the fund a sum of money equal to all dues paid by him into the fund, without interest, to his widow, if there be such widow, or in the absence of such widow to such person or persons as he shall have designated on a form prepared and *approved by the board for such purpose, or in the absence of such widow and such designation to his estate.

Payment upon death of member.

When any beneficiary shall die before he has received pension payments equal in amount to his total contributions to the fund, there shall be paid a sum of money equal to the difference between the amount of his said contributions and the amount he shall have received as pension payments, without interest, to his widow, if there be such widow, or in the absence of such widow to such person or persons as he shall have designated on a form prepared and approved by the board for such purpose, or in the absence of such widow and such designation to his estate.

Payment upon death of beneficiary.

Payments upon death in line of duty.

In addition when any member of the fund shall die as a result of injuries incurred while in the performance of his duties, there shall be paid to his widow from the fund monthly sums in amounts which, together with any payments received under "The Pennsylvania Workmen's Compensation Act" or "The Pennsylvania Occupational Disease Act," will be equal to fifty per centum of his salary at the time of his death, provided such combined payment shall be not less than two hundred dollars per month and not more than two hundred fifty dollars per month. Such monthly payments shall continue for three hundred fifty weeks, or until the widow shall remarry, or until her death, whichever shall first occur.

Surviving children.

In the event there are surviving children but no widow, or after the payments herein provided for the widow have been discontinued by reason of the end of the three hundred fifty week period or her remarriage or death, each unmarried child of the deceased member under the age of eighteen years shall thereafter receive payments equal to twenty-five per centum of the payments above provided for the widow, but in no case shall total payments to one family be more than two hundred fifty dollars. Where there is only one child, the minimum

* "approval" in original.

monthly payments shall be sixty dollars. Where the maximum amount is payable, it shall be divided equally among the children entitled thereto. The payments for each child shall terminate upon his reaching the age of eighteen years or his marriage or death. These payments shall consist of any payments received under "The Pennsylvania Workmen's Compensation Act" or "The Pennsylvania Occupational Disease Act," supplemented by the necessary amounts from the pension fund. *In the event there are no surviving children or no widow entitled to receive the payments provided for in this act, any dependent parents of the member shall receive the payments the widow would have received had she survived and not remarried.*

Regular employes shall serve at least fifteen days in each month and appear on both semi-monthly payrolls of said bureau of fire in said month in order to be credited for one month's service for pension under this act. In the event, however, that such regular employe served one or more days in any month while serving as a substitute employe prior to becoming a regular employe, such regular employe shall be given a full month's credit for the day or days in every month so served as a substitute: Provided, That the dues for each month so credited are paid in full.

Service of regular members.

Payments to the widows and children of members killed while on duty shall first be made on and after July 1, 1959.

Effective date of payment.

Section 2. This act shall take effect immediately.

Act effective immediately.

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

DAVID L. LAWRENCE

No. 240

AN ACT

Amending the act of June 24, 1937 (P. L. 2045), entitled, as amended, "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," qualifying the liability of property owners with respect to minor children.

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

The Support Law.