

with an exemplified copy of the will or other instrument, if any, in pursuance of which he has been appointed or qualified. [and when] *When* he is an executor, administrator c. t. a., testamentary trustee, or testamentary guardian *under a will of a decedent who either died prior to April 1, 1956, or whose will was probated outside of the United States*, and wishes to exercise a power with respect to Pennsylvania real estate, the will must be admitted to probate in Pennsylvania as required by law.

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APPROVED—The 21st day of June, A. D. 1963.

WILLIAM W. SCRANTON

No. 97

AN ACT

Amending the act of May 24, 1893 (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," authorizing an increase in the minimum pensions of policemen in cities of the first class in certain cases.

Police pensions.

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

Section 1, act of May 24, 1893, P. L. 129, amended July 2, 1937, P. L. 2795, further amended.

Section 1. Section 1, act of May 24, 1893 (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," amended July 2, 1937 (P. L. 2795), is amended to read:

Cities may establish police retirement system.

Section 1. Be it enacted, &c., That the several cities of this Commonwealth, incorporated by general or special laws, shall establish by ordinance a police retirement fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three and one-half per centum of the pay of such member and by annual appropriations made by the city, which fund shall be under the direction of councils or committed to the direction of such officers of the city as may be designated by councils, and applied under such regulations as councils may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service, but such retirement allowances as shall be made to those who are retired by reason of the disabilities or age shall be in conformity with a uniform scale.

Monthly charge.

Applied by regulations prescribed by ordinance.

The annual appropriation made by the city each year shall be sufficient, when added to the contributions made by members of the police force during such year and income from investments, to pay in full the retirement allowances payable during such year.

Annual appropriation by city.

Such ordinance may prescribe a minimum period of continuous service, not less than twenty years and a minimum age of fifty years, after which members of the force may be retired from active duty, and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service, when they may be finally discharged by reason of age or disability.

Minimum service and age requirements.

Payments made under the provisions of this section shall not be a charge on any other fund in the treasury of the city or under its control save the police retirement fund herein provided for. The basis of the apportionment of the retirement allowance shall be determined by the rate of the monthly pay of the member at the date of death, honorable discharge, or retirement, and shall not [in any case] exceed in any year one-half the annual pay of such member computed at such monthly rate, *unless the retirement allowance so determined is less than one hundred twenty-five dollars (\$125.00) per month, in which case the minimum retirement allowance of any member presently or hereafter entitled to a retirement allowance may be increased to one hundred twenty-five dollars (\$125.00) per month.*

Apportionment of payment.

APPROVED—The 21st day of June, A. D. 1963.

WILLIAM W. SCRANTON

No. 98

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," clarifying provisions of existing law relating to supervisors and roadmasters.

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

The Second Class Township Code.

Section 1. The first paragraph of section 516, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), is amended to read:

First paragraph, section 516, act of May 1, 1933; P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, further amended.