

tributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," is hereby amended to read as follows:

Manner of payment.

Section 6. (4) All payments from the funds created by this act shall be made by the State Treasurer only, upon warrant signed by the chairman of the Retirement Board and countersigned by the secretary of the Retirement Board; and no warrant shall be drawn except by order of the Retirement Board, duly entered in the record of its proceedings.

Proviso

*Provided, That no warrant shall be signed by the chairman of the Retirement Board for any State annuity granted under any of the provisions of this act, unless the contributor entitled to the annuity shall during his or her lifetime hold himself or herself in readiness to advise and consult with his or her successor or associates and to perform such duties as he or she shall be called upon to perform of a character similar to those which he or she performed at the time of retirement, as shall be reasonable in view of his or her physical condition, residence, and occupation.*

APPROVED—The 6th day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 109.

AN ACT

To further amend clause seven of section one of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand and forty-three), entitled "An act establishing a public school employes' retirement system, and creating a Retirement Board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

Public schools.

Employes' retirement system.

Clause 7, section 1, act of July 18, 1917 (P. L. 1043), further amended.

Section 1. Be it enacted, &c., That clause seven of section one of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand and forty-three), entitled "An act establishing a public school employes' retirement system, and creating a Retirement Board

for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," which was amended by section one of the act, approved the twenty-first day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, two hundred and forty-five), entitled "An act to amend sections one and twelve of an act, approved the eighteenth day of July, one thousand nine hundred seventeen (Pamphlet Laws, ten hundred forty-three), entitled 'An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," is hereby further amended to read as follows:

(7) "Employe" shall mean any teacher, principal, supervisor, supervising principal, county superintendent, district superintendent, assistant superintendent, any member of the staff of the State normal schools, or of the staff of the State Department of Public Instruction, or of the staff of the State Board of Education, or any clerk, stenographer, janitor, attendance officer, or other person engaged in any work concerning or relating to the public schools of this Commonwealth, or in connection therewith, or under contract or engagement to perform one or more of these functions: Provided, That no person shall be deemed an employe, within the meaning of this act, who is not regularly engaged in performing one or more of these functions as a full-time occupation, outside of vacation periods. In all cases of doubt the Retirement Board shall determine whether any person is an employe as defined in this act: And provided further, That those employes of the Department of Public Instruction who are members of or are entitled to membership in the retirement system herein established may withdraw from the system, and be entitled to reimbursement of moneys which they have paid in, by so electing in writing filed with the Retirement Board on or before the first day of July, one thousand nine hundred and [twenty-

Employe defined.

Proviso.

Proviso.

one] *twenty-five*. After said date all new employes in the Department of Public Instruction shall be members of said system, unless they elect otherwise in writing filed with the Retirement Board within [thirty days] *one year* after beginning their employment.

APPROVED—The 6th day of April, A. D. 1927.

GILBERT WINCHOT

No. 110.

### AN ACT

To further amend clause five of section twenty-nine of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, seventy-three), entitled "An act to provide for the incorporation and regulation of certain corporations."

Corporations.

Clause 5, section 29 of act of April 29, 1874 (P. L. 73), further amended.

Section 1. Be it enacted, &c., That clause five of section twenty-nine of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, seventy-three), entitled "An act to provide for the incorporation and regulation of certain corporations," which was amended by the act, approved the ninth day of May, one thousand eight hundred and eighty-nine (Pamphlet Laws, one hundred fifty-nine), entitled "An act supplementary to an act entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, amending the twenty-ninth section of said act, so as to provide for the further regulation of and granting additional powers to all corporations now or hereafter incorporated under the provisions of said act for the insurance of owners of real estate, mortgagees and others interested in real estate, from loss by reason of defective titles, liens and incumbrances," is hereby further amended to read as follows:

Companies for insurance of titles.

Investment of trust funds.

Clause V. The said companies shall keep all trust funds and investments separate and apart from the assets of the companies, and all investments made by the said companies as fiduciaries shall be so designated as that the trust to which such investment shall belong shall be clearly known: *Provided, That every such company shall have the right to clear receipts and payments of trust money in the regular course of business in the same manner as other funds held by it: And provided further, That said companies may assign to their various trust estates participation in a general trust fund of mortgages upon real estate se-*