

District superintendents *and associate superintendents* shall be entitled to the following minimum annual salaries:

(1) In districts having a population of less than forty-five thousand (45,000) six thousand dollars (\$6000);

(2) In districts having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000), six thousand five hundred dollars (\$6500);

(3) In districts having a population of one hundred fifty thousand (150,000) or more, seven thousand dollars (\$7000).

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

No. 406

AN ACT

To further amend sections 315 and 413 of the act, approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

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

Section 1. Sections 315 and 413 of the act, approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability \*and compensation thereunder; and prescribing penalties," as last reenacted and amended by the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 520), are hereby further amended to read as follows:

Section 315. In cases of personal injury all claims for compensation shall be forever barred, unless, within one year after the accident, the parties shall have agreed upon the compensation payable under this article; or

The Pennsylvania Workmen's Compensation Act.

Sections 315 and 413, act of June 2, 1915, P. L. 736, as last reenacted and amended by act of June 21, 1939, P. L. 520, further amended.

Time limit for filing claim for compensation for personal injury.

\* "nad" in original.

unless, within one year after the accident, one of the parties shall have filed a petition as provided in article four hereof. In cases of death all claims for compensation shall be forever barred, unless, within one year after the death, the parties shall have agreed upon the compensation under this article; or unless, within one year after the death, one of the parties shall have filed a petition as provided in article four hereof. Where, however, payments of compensation have been made in any case, said limitations shall not take effect until the expiration of one year from the time of the making of the most recent payment prior to date of filing such petition: *Provided, That any payment made under an established plan or policy of insurance for the payment of benefits on account of non-occupational illness or injury shall not be considered to be payment in lieu of workmen's compensation, and such payment shall not toll the running of the Statute of Limitations.*

When claims for compensation in cases of death must be filed; in varying cases.

Proviso: Where insurance payments for non-occupational illness or injury are made.

Section 413. The board, or a referee designated by the board, may, at any time, review and modify or set aside an original or supplemental agreement, upon petition filed by either party with the board or in the course of the proceedings under any petition pending before such board or referee, if it be proved that such agreement was procured by the fraud, coercion, or other improper conduct of a party, or was founded upon a mistake of law or of fact: *Provided, That, except in the case of eye injuries, an agreement can only be reviewed, modified, or set aside if a petition is filed with the board within one year after the date of the most recent payment of compensation made prior to the filing of such petition.*

Review and modification of agreements.

Proviso: Petition to be filed within one year after most recent payment of compensation.

The board, or referee designated by the board, may, at any time, modify, reinstate, suspend, or terminate an original or supplemental agreement or an award, upon petition filed by either party with such board, upon proof that the disability of an injured employe has increased, decreased, recurred, or has temporarily or finally ceased, or that the status of any dependent has changed. Such modification, reinstatement, suspension, or termination shall be made as of the date upon which it is shown that the disability of the injured employe has increased, decreased, recurred, or has temporarily or finally ceased, or upon which it is shown that the status of any dependent has changed: *Provided, That, except in the case of eye injuries, an agreement or an award can only be reviewed, modified, or reinstated during the time such agreement or award has to run, if for a definite period; and, except in the case of eye injuries, no agreement or award shall be reviewed, or modified, or reinstated, unless a petition is filed with the board*

Modification of agreement or award upon change of disability or status

Proviso: Time limitations filing petition for modification.

Further proviso:  
Where insurance  
payments for  
non-occupational  
illness or injury  
are made.

within one year after the date of the most recent payment of compensation made prior to the filing of such petition: *And provided further, That any payment made under an established plan or policy \*of insurance for the payment of benefits on account of non-occupational illness or injury shall not be considered to be payment in lieu of workmen's compensation, and such payment shall not toll the running of the Statute of Limitations.*

Powers of board  
or referee.

The board or referee to whom any such petition has been assigned may subpoena witnesses, hear evidence, make findings of fact, and award or disallow compensation, in the same manner and with the same effect and subject to the same right of appeal, as if such petition were an original claim petition.

Petition to  
terminate or  
modify to operate  
as a supersedeas.

The filing of a petition to terminate or modify a compensation agreement or award as provided in this section shall operate as a supersedeas, and shall suspend the payment of compensation fixed in the agreement or by the award, in whole or to such extent as the facts alleged in the petition would, if proved, require.

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

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No. 407

AN ACT

To further amend subsection C of section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (Pamphlet Laws 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment, and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by temporarily excluding, under certain conditions, taxes imposed on real property transfers in certain school districts in determining tax limitations.

Taxation.

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

\* "or" in original.