

*phlet Laws 177), entitled "An act providing for the payment into the State Treasury, without escheat, of certain moneys and property, subject to escheat under the provisions of any act of the General Assembly; and for the refund thereof with interest to persons entitled thereto, and making an appropriation for such refund," its amendments and supplements, but any money paid into the State Treasury in any such case shall be paid into it through the Department of Revenue.*

APPROVED—The 22nd day of December, A. D. 1951.

JOHN S. FINE

No. 462

AN ACT

To further amend the act, approved the fourth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1625), entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; and imposing certain charges on counties," by further defining "final salary"; authorizing the transfer from the one one-hundred-twentieth (1-120) to the one one-hundredth (1-100) class of members contributions at option of the board and adjusting the county annuity on superannuation retirement upon such transfers, and providing for minimum retirement allowance in certain cases.

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

Section 1. Section 1 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1625), entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; and imposing certain charges on counties", as last amended by the act, approved the fifteenth day of May, one thousand nine hundred forty-five (Pamphlet Laws 524), and the act, approved the eighteenth day of May, one thousand nine hundred forty-five (Pamphlet Laws 688), is hereby further amended to read as follows:

Section 1. Be it enacted, &c., That the following words and phrases, as used in this act, shall be construed to have the following meanings:

"Board," the county retirement board created by this act.

"County Employe," any person whether elected or appointed, who is employed by the county, by the county institution district or its predecessor the county poor board, or any independent poor district thereof and employed by the county, by the county prison authorities, by the county house of detention authorities, or by

Third class  
counties employes  
retirement  
system.

Section 1, act of  
June 4, 1937,  
P. L. 1625, as  
last amended by  
act of May 15,  
1945, P. L. 524,  
and act of May  
18, 1945, P. L.  
688, further  
amended.

Definitions.

the county retirement system, whose salary or compensation is paid in regular periodic installments, but shall not, except as hereinafter provided, include any person who is employed on a per diem basis.

“Fund,” the county employes’ retirement fund created by this act.

“Accumulated Deductions,” the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act and standing to the credit of the members’ annuity reserve account, together with the regular interest thereon.

“Contributor,” any person who has accumulated deductions in the fund created by this act standing to the credit of the members’ annuity reserve account.

“Beneficiary,” any person in receipt of a retirement allowance under this act.

“Prior Service,” all service as a county employe served not later than December thirty-first, preceding the year the retirement system shall be established in any county.

“Original Member,” a member who was a county employe on the date of establishment of the retirement system in said county.

“New Member,” a member who shall have become a member of the retirement system after the establishment of the retirement system in said county.

“Superannuation Retirement Age,” as applied to a contributor, means sixty years of age or upwards.

“Final Salary,” the *highest* average annual salary received by contributor for [the] *any* five *consecutive* years of service [immediately] preceding retirement, or in the event a member has not served five years, the total salary received divided by the number of years served.

“Regular Interest,” interest at the rate of three and one-half per centum, compounded annually.

“County Annuity,” payments for life or during disability derived from contributions made by the county.

“Member’s Annuity,” payments for life or during disability derived from contributions made by the contributor.

“Retirement Allowance,” the county annuity plus the member’s annuity.

Section 5, said act, as amended by act of August 5, 1941, P. L. 840, further amended by adding, at end thereof, a new paragraph.

Section 2. Section 5 of said act, as amended by the act, approved the fifth day of August, one thousand nine hundred forty-one (Pamphlet Laws 840), is hereby further amended by adding, at the end thereof, a new paragraph to read as follows:

Section 5. County Employes’ Retirement Fund.—

\* \* \* \* \*

*The board may at any time, by rule, authorize members of the retirement system, whether original or new members, to transfer from the one one-hundred-twentieth (1-120) class to the one one-hundredth (1-100) class, and whenever such transfer shall be authorized, salary deductions applicable to such transferred members shall be based upon the same age of the contributor as was used in determining the per centum of salary deduction applicable while in the one one-hundred-twentieth (1-120) class.*

Section 3. Section 11 of said act is hereby amended to read as follows:

Section 11, said act, amended.

Section 11. Superannuation Retirement Allowance.—Any contributor who has reached superannuation retirement age may retire for superannuation by filing with the board a written statement duly signed by the contributor setting forth at what time he desires to be retired. Said application shall retire said contributor at the time so specified.

On retirement for superannuation, a beneficiary shall receive a retirement allowance which shall consist of, (a) a member's annuity which shall be the actuarial equivalent of his accumulated deductions standing to his credit in the members' annuity reserve account, and (b) a county annuity equal to one one-hundred-twentieth (1-120) of his final salary multiplied by each year of total service and in addition thereto in the case of an original member one one-hundred-twentieth (1-120) of his final salary multiplied by each year of prior service. *At any time the board by rule may, by increasing the county annuity, authorize the payment of a minimum retirement allowance of one hundred dollars (\$100) per month to every beneficiary who has retired for superannuation after twenty (20) years service, but the total county annuity shall never exceed fifty per centum of the final salary.*

*Whenever the board shall, by rule, authorize members of the retirement system to transfer from the one one-hundred-twentieth (1-120) class to the one one-hundredth (1-100) class, the county annuity shall be calculated as follows:*

(a) *For service prior to the time of transfer, at the one one-hundred-twentieth (1-120) rate.*

(b) *For service subsequent to the time of transfer to the time of retirement, at the one one-hundredth (1-100) rate.*

*(c) For all service prior to the time of commencing contribution, as the time he contributed at the one one-hundred-twentieth (1-120) rate bears to the total time of contribution and as the time he contributed at the one one-hundredth (1-100) rate bears to the total time of contribution.*

APPROVED—The 22nd day of December, A. D. 1951.

JOHN S. FINE

No. 463

AN ACT

Relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employes, including teachers and other employes of the public school system, and officers and employes of State-aided institutions of learning; requiring oaths or affirmations by applicants for public office or employment and by present appointed officers and employes; prohibiting appointment or employment and requiring discharges after hearing in certain cases; imposing conditions on the payment of appropriations to State-aided institutions of learning; requiring statements under oath or affirmation of candidates for elective public offices; and imposing duties on State and local appointing authorities and certain other State officers.

"Pennsylvania  
Loyalty Act."

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

Section 1. This act shall be known and may be cited as the "Pennsylvania Loyalty Act."

Section 2. Definitions.—For the purposes of this act:

"Organization" means an organization; corporation, company, partnership, association, trust, foundation, fund, club, society, committee, political party, or any group of persons, whether or not incorporated, permanently or temporarily associated together for joint action or advancement of views on any subject or subjects.

"Subversive organization" means any organization which engages in or advocates, abets, advises or teaches, or a purpose of which is to engage in or advocate, abet, advise or teach, activities intended to overthrow, destroy or alter, or to assist in the overthrow, destruction or alteration of, the constitutional form of the government of the United States or of the Commonwealth of Pennsylvania, or of any political subdivision of either of them, by force or violence.

"Subversive person" means any person who commits, attempts to commit, or aids in the commission, or advocates, abets, advises or teaches, by any means, any person to commit, attempt to commit, or aid in the com-