

No. 566

## AN ACT

Authorizing council of any incorporated town to create the office of town manager, and prescribe his powers and duties.

Town Manager.

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

Authority to create town manager and method of electing.

Section 1. Town Manager May Be Created by Ordinance; Election.—The council of any town may, at its discretion, at any time, create by ordinance the office of town manager and may, in like manner, abolish the same. While said office exists, the council shall, from time to time and whenever there is a vacancy, elect, by a vote of a majority of all the members, one person to fill said office, who shall serve until the first Monday of January of the even-numbered year succeeding his election and until his successor qualifies, subject, however, to removal by the council at any time by a vote of the majority of all the members.

Powers and duties; Bond.

Section 2. Powers and Duties; Bond.—The powers, duties and compensation of the town manager shall be regulated by ordinance. The council and the president of the council, when authorized by ordinance, may delegate subject to recall any of their respective non-legislative and non-judicial powers and duties to the town manager. He shall give a bond to the town with one or more sureties or one bonding company, to be approved by the council, in such sum as it shall by ordinance direct, conditioned for the faithful performance of his duties.

Incompatible Offices.

Section 3. Incompatible Offices.—Neither the president nor any member of the town council shall be eligible to hold the office of town manager.

Effective date.

Section 4. Effective Date.—This act shall take effect January 1, 1956.

APPROVED—The 24th day of May, A. D. 1956.

GEORGE M. LEADER

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No. 567

## AN ACT

Amending the act of August twenty-four, one thousand nine hundred fifty-one (Pamphlet Laws 1304), entitled "An act to improve local health administration throughout the Commonwealth by authorizing the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; exempting cer-

tain municipalities from the jurisdiction of single-county or joint-county departments of health; permitting the dissolution of departments or boards of health in certain municipalities; authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health and administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health, and the administration of State grants; and repealing an act which confers health powers upon counties of the first class, regulating pension and retirement rights of employes of single-county and joint-county departments of health, except in counties of the second class.

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

**Local Health Administration Law.**

Section 1. The act of August twenty-four, one thousand nine hundred fifty-one (Pamphlet Laws 1304), known as the "Local Health Administration Law," is amended by adding, after section 26, a new section to read:

Act of August 24, 1951, P. L. 1304, amended by adding a new section 26.1.

*Section 26.1. Retirement of Employes.—(a) Each employe of any single-county department of health, except in counties of the second class, and each employe of any joint-county department of health may join the State employes' retirement association in the manner authorized by the act of June twenty-seven, one thousand nine hundred twenty-three (Pamphlet Laws 858).*

*(b) Each employe of any single-county department of health may join the retirement system of the county by which such department was created, except in counties of the second class wherein such employe shall be a member of the county employes' retirement system in the manner authorized by the act of July twenty-eight, one thousand nine hundred fifty-three (Pamphlet Laws 723), known as the "Second Class County Code," and its amendments.*

*(c) Each employe of any joint-county department of health may join the retirement system of any county participating in the creation of the joint-county department of health. The participating counties shall pay to the retirement fund of the system joined by the employe the amount the county would be required to pay if the employe were a county employe.*

*(d) Any employe of a municipality who is a member of the retirement system established by the municipality who shall be employed by a county department of health, except in counties of the second class, may retain his membership in the retirement system of the municipality by which he was previously employed.*

*(e) The single-county department of health or joint-county department of health shall deduct from the em-*

*ploye's salary the amount of such employe's contribution to the pension or retirement fund of the pension or retirement system joined by the employe and pay the amount thereof to the pension or retirement fund. In counties of the second class, the employe's contribution as paid into the retirement fund shall be made in the manner authorized by the act of July twenty-eight, one thousand nine hundred fifty-three (Pamphlet Laws 723), known as the "Second Class County Code," and its amendments.*

APPROVED—The 24th day of May, A. D. 1956.

GEORGE M. LEADER

No. 568

AN ACT

Amending the act of June twenty-seven, one thousand nine hundred twenty-three (Pamphlet Laws 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing 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," further regulating the rights of employes of county health departments.

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

State employes' retirement system.

Clause 6, section 1, act of June 27, 1923, P. L. 858, amended January 14, 1952, P. L. 1911, further amended.

Section 1. Clause 6 of section one, act of June twenty-seven, one thousand nine hundred twenty-three (Pamphlet Laws 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing 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," amended January fourteen, one thousand nine hundred fifty-two (Pamphlet Laws 1911), is amended to read:

Section 1. Be it enacted, &c., That the following words and phrases as used in this act, unless a different