

such officers and clerks shall each receive additional compensation at the rate of two dollars (\$2) for each [one hundred] *fifty* votes, or fraction thereof, cast after the first one hundred votes.

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APPROVED—The 28th day of August, A. D. 1959.

DAVID L. LAWRENCE

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No. 290

AN ACT

Amending the act of May 4, 1927 (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing that the civil service provisions of the act shall not apply to the retirement of police and firemen.

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

The Borough Code.

Section 1. Section 1165, act of May 4, 1927 (P. L. 519), known as "The Borough Code," reenacted and amended July 10, 1947 (P. L. 1621), is amended to read:

Section 1165, act of May 4, 1927, P. L. 519, reenacted and amended July 10, 1947, P. L. 1621, further amended.

Section 1165. Appointments of Police and Firemen.—This subdivision (j) of this article shall not apply to any borough having a police force of less than three members or to volunteer departments, or companies employing their own operators, or to boroughs having less than three salaried operators of fire apparatus. This subdivision (j) of this article is subject as heretofore to the power of council to determine compensation. Hereafter each and every appointment to and promotion in the police force or as fire apparatus operators paid directly by the borough in every borough shall be made only according to qualifications and fitness, to be ascertained by examinations which shall be competitive as hereinafter provided.

No person shall hereafter be suspended, removed or reduced in rank as a paid employe in any police force or as a paid operator of fire apparatus of any borough, except in accordance with the provisions of this subdivision. *However, nothing in this subdivision (j) shall apply to retirement nor shall anything herein prevent any borough from adopting a compulsory retirement age for its employes or for any class or classes thereof and from retiring all such employes automatically when they reach such age.*

APPROVED—The 28th day of August, A. D. 1959.

DAVID L. LAWRENCE