

## No. 366

## AN ACT

Reenacting and amending the act of August 17, 1951 (P. L. 1254), entitled "An act fixing the minimum pensions of policemen and firemen in certain cities," taking advantage of amendment to section 11 of Article III. of the Constitution and increasing the minimum amount.

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

Cities, second class A, pensions.

Section 1. The act of August 17, 1951 (P. L. 1254), entitled "An act fixing the minimum pensions of policemen and firemen in certain cities," is reenacted and amended to read:

Act of August 17, 1951, P. L. 1254, reenacted and amended.

Section 1. Any policeman or fireman who, at the time this *reenacting and amending* act becomes effective or thereafter, is a beneficiary under any policemen's or firemen's pension or retirement system which was established by any city of the second class A, or to which any such city has made financial contributions or appropriations, shall be paid not less than [one hundred ten dollars (\$110.00)] *one hundred forty dollars (\$140.00)* per month.

Minimum pension of policemen and firemen.

Section 2. The annual appropriation made by such city, whether or not it retains its classification as a city of the second class A, shall be sufficient, when added to the contributions made by members during such year, sums received from tax distributions, and income from investments, to pay in full the retirement allowance payable during such year.

Amount of annual appropriations by such cities.

Section 3. The provisions of this act shall not be applied so as to result in a reduction of the monthly payments to any beneficiary now receiving such payments.

Present monthly payments not to be reduced.

Section 4. [Provided, That any] *Any* increase in pension payment received by any person under the provisions of this act shall be deemed cost-of-living increases, and shall not be construed as a permanent and binding obligation of the pension fund which will, in perpetuity, \*entitle present and future pensioners to secure pensions predicated upon such increases. Such increased pensions shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living [: Provided, That in]. *In* no event shall any decrease in living costs result in decreasing the pension payments in effect prior to the passage of this act.

Increased pension payments deemed cost of living increases only.

Increased pensions subject to revision by General Assembly.

No decreases.

\* "entitled" in original.

Inconsistent acts repealed.

Section 5. All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Section 6. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

Section 2. This reenacting and amending act shall take effect immediately.

APPROVED—The 21st day of September, A. D. 1959.

DAVID L. LAWRENCE

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No. 367

AN ACT

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," further regulating qualifications of elected county surveyors; providing an office allowance for seventh and eighth class county surveyors.

The County Code.

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

Section 1001, act of August 9, 1955, P. L. 323, amended.

Section 1. Section 1001, act of August 9, 1955 (P. L. 323), known as "The County Code," is amended to read:

Section 1001. County Surveyor; Qualifications; Duties and Compensation; Vacancies.—The county surveyor to be elected in each county, as hereinbefore provided, shall be a [practical] *registered* surveyor, or *registered professional civil engineer*, and shall perform all the duties assigned to him by the county commissioners or by law.

*Surveyors in seventh and eighth class counties may be granted, in addition to any other fee or compensation, an allowance of not more than five hundred dollars (\$500) for maintenance of an office.*

Any vacancy occasioned by death, resignation, removal or otherwise, shall be filled by the court of quarter sessions, by the appointment of a competent person, being a practical surveyor, to fill such vacancy during the balance of the unexpired term.

APPROVED—The 21st day of September, A. D. 1959.

DAVID L. LAWRENCE