

Act of May 28,
1915, P. L. 596,
amended by
adding a new
section 5.1.

Section 1. The act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," is amended by adding, after section 5, a new section to read:

Additional eligi-
bility for prior
service in fire or
police bureaus.

Section 5.1. Each person who shall become an employe of the city after having been employed by the city in the bureau of fire or the bureau of police, and who shall desire to have such previous service counted for eligibility to receive a pension under the provisions of section 3 of this act, shall be required to pay to the fund an amount equal to five per centum of his or her total salary or wages theretofore received by him or her, but in no event contributing more than twenty-five dollars (\$25) per month for each previous month of service for which he receives credit as an employe of the city in the bureau of fire or the bureau of police with interest at the rate earned by the fund during the period of such prior employment. Full payment of such amount shall be a condition precedent to the member receiving credit for all or any part of said period of previous service for eligibility to receive a pension. Such amount shall be collected from the monthly salary or wages of the member over the period of two years in the manner provided in section 5 of this act, or in such manner and period as the board of managers may determine. If, however, any such member shall be injured while in the actual performance of duty before he shall have made such full contribution for past service, so long as the disability continues, he or she shall be eligible to pension under this act, but any amount which he or she shall not yet have paid to the fund as a contribution for past services under this section at the date of his or her injury shall be paid, if the board, in its discretion, shall so determine, in such monthly payments as the board may determine, which amounts shall be deducted from his or her pension as and when monthly payments thereof shall be made.

Full payment of
contribution a
condition pre-
cedent for credit.

Collection of
payment of
contribution.

In cases of dis-
ability from in-
jury in line of
duty.

APPROVED—The 19th day of June, A. D. 1961.

DAVID L. LAWRENCE

No. 247

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," re-

quiring publication of ordinances not more than sixty days nor less than seven days prior to passage in one newspaper circulating generally in the township.

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

Section 1. Clause XLI. of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481) and amended June 1, 1956 (P. L. 2021), is amended to read:

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from which such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

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XLI. Ordinances.—To adopt ordinances prescribing the manner in which such specific powers of the township shall be carried out. All such ordinances, unless otherwise provided by law, shall be published *not more than sixty days nor less than seven days* prior to passage at least once in one newspaper circulating generally in the township. Such ordinances shall be recorded in the ordinance book of the township and shall become effective five days after such adoption. In any case in which maps, plans, or drawings of any kind are adopted as part of an ordinance, the supervisors may, instead of publishing the same as part of the ordinance, refer in publishing the ordinance to the place where such maps, plans, or drawings are on file and may be examined. The board of supervisors may prescribe fines and penalties not exceeding three hundred dollars in any instance for the violation of any such township ordinances, which fines and penalties may be collected by suit or summary proceeding brought in the name of the township before any justice of the peace. Proceedings for the violation of township ordinances and for the collection of fines and penalties imposed thereby may be commenced by warrant, or by summons, at the discretion of the justice of the peace before whom the proceeding is begun. No warrant shall be issued, except upon complaint on oath or affirmation specifying the ordinance for the violation of which the same is issued. All proceedings shall be directed to, and be served by, a constable of the town-

The Second Class Township Code.

Clause XLI., section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, and amended June 1, 1956, P. L. 2021, further amended.

ship. Warrants shall be returnable forthwith and upon such return like proceeding shall be had, as in cases of summary conviction. All fines and penalties collected for the violation of township ordinances shall be paid over to the township treasury. Upon judgment against any person by summary conviction, or by proceedings by summons on default of the payment of the fine or penalty imposed and the costs, the defendant may be sentenced and committed to the township lockup for a period not exceeding five days, or to the county jail, or workhouse for a period not exceeding thirty days.

Any person aggrieved may, within thirty days after any ordinance or resolution takes effect, make complaint as to the legality of such ordinance or resolution to the court of quarter sessions upon entering into recognizance with sufficient surety to prosecute the same with effect, and for the payment of costs. The determination and order of the court thereon shall be conclusive.

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Effective date.

Section 2. This act shall take effect in ninety days.

APPROVED—The 19th day of June, A. D. 1961.

DAVID L. LAWRENCE

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No. 248

AN ACT

Providing for and fixing the fees and mileage for witnesses attending a coroner's inquest; imposing duties on coroners; and repealing inconsistent legislation.

Coroners' inquests.

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

Witness fees and mileage.

Section 1. Each person who has been duly subpoenaed and attends a coroner's inquest for the purpose of offering relevant testimony thereat, except any salaried police officer, during working hours, shall be entitled to a witness fee of five dollars (\$5) per day for each day of required attendance and the mileage from his or her residence, but limited to the Pennsylvania State line, to the place of inquest at the rate of seven cents (7¢) for every mile circular actually and necessarily traveled in attending such inquest. The coroner shall certify with his report the name and address of each witness, the date or dates such witness attended any inquest, and the amount of fees and mileage such witness is entitled to receive, said fees and mileage to be paid by the county where the inquest is held.

Contents of coroner's certificate.