

Docketing of lien given effect of a judgment.

(b) *With the exception of those claims which have been assigned, any municipal claim, including interest, penalty and costs, imposed by a city of the first class, shall be a lien only against the said property after the lien has been docketed by the prothonotary. The docketing of the lien shall be given the effect of a judgment against the said property only with respect to which the claim is filed as a lien. The prothonotary shall enter the claim in the judgment index.*

Writ of execution to issue.

(c) *A writ of execution may issue directly without prosecution to judgment of a writ of scire facias. Any property sold in execution shall be sold in compliance with the provisions of section 31.2.*

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 1st day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 232

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing payments to widows or children of policemen retired on pension or who die while in the service.

The Third Class City Code.

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

Section 4301, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, and amended July 27, 1959, P. L. 569, further amended.

Section 1. Section 4301, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662) and amended July 27, 1959 (P. L. 569), is amended to read:

Section 4301. Police Pension Fund; Direction of.—
 Cities shall establish, by ordinance, a police pension fund, to be maintained by an equal and proportionate monthly charge against each member of the police force, which shall not exceed annually three per centum of the pay of such member and if council elects, by ordinance, to make such payments, an additional amount not to exceed one per centum of the pay of such member to be paid by such member or the municipal corporation if deemed necessary by the council to provide sufficient funds for payments to widows, or if no widow survives or if she survives and subsequently dies or remarries, then to the child or children under the age of eighteen years, of

members of the police force or of members retired on pension [or killed in the service]; which fund shall at all times be under the direction and control of council but may be committed to the custody and management of such officers of the city or citizens thereof, or corporations located therein, as may be designated by council, and applied, under such regulations as council may, by ordinance, prescribe, for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability, widows, or if no widow survives or if she survives and subsequently dies or remarries, then to the child or children under the age of eighteen years, of [retired] members of the police force or of members retired on pension if council so elects [and the families of such as may be injured or killed in the service]; but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale, together with service increments as hereinafter provided. Any compensation paid to a corporate custodian of the police pension fund shall be paid from the general fund of the city.

Section 2. Subsection (c) of section 4303 of the act, added July 27, 1959 (P. L. 569), is amended to read:

Subsection (c), section 4303 of act, added July 27, 1959, P. L. 569, amended.

Section 4303. Allowances and Service Increments.—

* * * * *

(c) If council elects, by ordinance, to make such payments, the widow of a member of the police force or a member who retires on pension [or is killed in the service] who dies on or after January 1, 1960, or if no widow survives or if she survives and subsequently dies or remarries, then the child or children under the age of eighteen years of a member of the police force or a member who retires on pension who dies on or after the effective date of this amendment, shall, during her lifetime or so long as she does not remarry in the case of a widow or until reaching the age of eighteen years in the case of a child or children, be entitled to receive a pension calculated at the rate of fifty per centum of the pension the member was receiving or would have been receiving had he been retired at the time of his death.

Section 3. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 1st day of August, A. D. 1963.

WILLIAM W. SCRANTON