

but reduced according to the provisions of section 403 of this article.

Section 13. Subsection (13) of section 503 of the act, added December 17, 1959 (P. L. 1929), is repealed.

Subsection (13), section 503 of act added December 17, 1959, P. L. 1929, repealed.

Section 14. Section 504 of the act is amended by adding, at the end thereof, a new subsection to read:

Section 504 of act amended by adding a new subsection (10).

Section 504. Duties of Employers.—

* * * * *

(10) *Each employer shall advise each employe who is eligible of his right to make an election to become a member of the dual coverage group.*

Section 15. Section 505 of the act is amended by adding, at the end thereof, a new subsection to read:

Section 505 of act, amended by adding a new subsection (9).

Section 505. Duties of School Employes.—

* * * * *

(9) *Each school employe who is or becomes eligible for membership in the dual coverage group and who desires such membership shall file an election with the retirement board in accordance with the provisions of section 203 subsection (3).*

Section 16. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 27th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 526

AN ACT

Amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," providing pensions for surviving spouses under certain terms and conditions.

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

Cities of second class.

Section 1. The act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment

Act of May 25, 1933, P. L. 1050, amended by adding four new sections 9.2, 9.3, 9.4 and 9.5.

to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," is amended by adding, after section 9.1, four new sections to read:

Section 9.2. Married Persons; Pension to Surviving Spouse.—(a) Any married person who elects in writing to be governed by the provisions of this amendment and who retires under the provisions of this act shall, at the time of his retirement, receive the pension provided by this act during his lifetime and a pension after his death, payable to his surviving spouse at the time of retirement, equal to fifty per centum of his pension: Provided, That such person so retiring shall have been married to his spouse for not less than five years prior to the date of retirement and the spouse is dependent upon such deceased employe at the time of his death.

(b) The pension to be paid to such surviving spouse shall begin on the first day of the month in which the death of the deceased spouse occurs or the first day of the month following the surviving spouse's attainment of the age of forty-five, whichever is the later, and shall continue to and terminate upon the death of such surviving spouse, unless such surviving spouse shall remarry, in which event the payment of the survivor's pension shall thereupon be terminated.

(c) The word "pension" as used in this section shall be construed to mean the sum of the pension provided by this act plus the amount of service increment, if any, to which the married person retiring shall be entitled.

(d) When any surviving spouse receives payments under the provisions of this section, such surviving spouse shall not be entitled to any withdrawal of contributions made into the fund by the deceased employe, nor shall the children, parents or estate of the deceased employe be entitled to a refund of said contributions.

Surviving spouse
entitled to bene-
fits.

Section 9.3. (a) A surviving spouse of any active member of the fund who:

(1) at the time of his death was in active service with the city; and

(2) had elected to be governed by the provisions of this amendment; and

(3) had otherwise qualified for a pension as to years of service and age, shall be entitled to survivorship benefits equal to fifty per centum of the pension which would have been payable to such active member had he retired at the date of his death: Provided, That such employe shall have been married to his spouse for not less than five years prior to the date of his death and

that the spouse was dependent upon such deceased employe at the time of his death.

(b) Such surviving spouse shall be entitled to receive payments commencing the first day of the month next following the death of the deceased spouse or upon the first day of the month when the surviving spouse attains the age of forty-five, whichever is later, and such payments shall continue to and terminate upon the death of such surviving spouse: Provided, however, That in the event that such surviving spouse shall remarry, the payment of the survivorship pension shall thereupon be terminated.

(c) The word "pension" as used in this section shall be construed to mean the sum of the pension under the terms of this act, including the amount of service increments, if any, to which the deceased member of the fund would have been entitled had he retired upon the date of his death.

(d) When any surviving spouse receives payments under the provisions of this section, such surviving spouse shall not be entitled to any withdrawal of contributions made into the fund by the deceased employe, nor shall the estate of the deceased be entitled to a refund of said contributions.

Section 9.4. Any member of the fund, within ninety days after the effective date of this amendment, or within ninety days of his appointment to the bureau of fire, may elect to be governed by the provisions of this amendment, *provided such election shall be in writing and that writing shall be filed with the secretary of the Firemen's Relief and Pension Fund.

Time and way to make election.

Section 9.5. Each member who elects to be governed under the provisions of this amendment shall agree to contribute one-half of one per centum of his rated monthly salary or wages in addition to all other required contributions as set forth in this act.

Agreement to added contribution.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 27th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 527

AN ACT

Amending the act of May 22, 1935 (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and

* "provide" in original.