

thereof the period of time during which he was receiving the benefits of this section 401 (4) and sections 301 (5) and 405 (5).

Section 2. Subsection (5) of section 405 of the act, added October 5, 1967 (P. L. 355), is amended to read:

Section 405. Disability Allowances.—

* * *

(5) Any member of Class E or E.1, who by reason of physical or mental disability, shall become permanently incapacitated from performing his regular judicial functions or duties, and who shall hold himself in readiness to advise with his successor and his colleagues and perform such duties as may be imposed upon him as judge, special master, referee, auditor, or examiner, in such ways as he may reasonably be able to do, as assigned by the Chief Justice of the Supreme Court, may, irrespective of length of service or age, retire and elect to receive during a period of time equal to the unexpired portion of his term or until death, whichever first occurs, a sum equal to the salary he was receiving immediately prior to his retirement. During the period that he is receiving such benefits such member shall not be permitted to practice as an attorney and shall receive no additional compensation for performing any judicial duties except expenses as are provided for judges when serving outside their ju-

ditional districts and retirement benefits as provided herein. Upon expiration of the aforesaid period of time, such member shall be entitled to receive the benefits provided by the other provisions of this act, which he shall have earned by his service, including in the computation thereof the period of time during which he was receiving the benefits of this section 405 (5) and sections 301 (5) and 401 (4).

Section 3. The provisions of this act shall take effect immediately and shall apply to expenses payable to judges on and after October 5, 1967.

APPROVED—The 31st day of July, A. D. 1968.

RAYMOND P. SHAFER.

No. 251

AN ACT

SB 1511

To provide for an additional law judge of the court of common pleas in the thirty-ninth judicial district.

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

Section 1. In addition to the judges provided for in the act of January 8, 1952 (P. L. 1844), entitled "An act to designate the several judicial districts of the Commonwealth, as required by the Constitution, and to provide for the election and commissioning of judges learned in the law for the said districts," an additional law judge is hereby authorized and provided for the court of common pleas of the thirty-ninth judicial district, who shall possess the same qualifications which are required by the Constitution and laws for the president judge of the court of common pleas of the district and who shall hold his office for a like term and by the same tenure and shall have the same power, authority and jurisdiction and shall be subject to the same duties, restrictions and penalties and shall receive the same compensation provided for by law for judges learned in the law as if the same office had been established in the time of and subject to the provisions of the act of June 1, 1956 (P. L. 1959), entitled, as amended, "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the County Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, certain state officers, and the salary and expenses of the members of the General Assembly, and repealing certain inconsistent acts."

Section 2. At the municipal election in November 1969, the qualified electors of the thirty-ninth judicial district shall elect, in the same manner prescribed by law for the election of the president judge of the court of common pleas of the district, a competent person learned in the law to serve as additional law judge of the court of common pleas of the thirty-ninth judicial district from the first Monday in January 1970, for a term of ten years. Vacancies in the office hereby created whether caused by death, resignation, expiration of term or otherwise shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge of the court.

Section 3. The Governor may appoint a competent person, learned in the law, as additional law judge of the court of common pleas of the thirty-ninth judicial district to serve until the first Monday of January 1970.

Section 4. This act shall take effect immediately.

APPROVED—The 31st day of July, A. D. 1968.

RAYMOND P. SHAFER.