

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 1355** Session of  
1975

INTRODUCED BY DeMEDIO, SHUMAN, MRKONIC, WARGO, GILLESPIE,  
MISCEVICH, PETRARCA, GEESEY AND LYNCH, JUNE 3, 1975

REFERRED TO COMMITTEE ON MILITARY AND VETERANS AFFAIRS,  
JUNE 4, 1975

AN ACT

1 Amending the act of May 27, 1949 (P.L.1903, No.568), entitled  
2 "An act providing for powers, responsibilities, duties and  
3 limitations of the Governor, Adjutant General, Department of  
4 Military Affairs, Pennsylvania State Armory Board, Military  
5 Reservation Commission in connection with the armed Military  
6 and Naval forces and the internal security of the  
7 Commonwealth; for the definition, organization, powers and  
8 limitations of the unorganized militia, Pennsylvania National  
9 Guard, Pennsylvania Guard, Naval Militia, Pennsylvania Naval  
10 Militia and for coordination with the government of the  
11 United States in the organization and functioning of the  
12 Pennsylvania National Guard and the National Guard of the  
13 United States apportioned the Commonwealth," further  
14 regulating the pay of officers and men on active duty and  
15 State service in certain cases.

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

18 Section 1. Section 834, act of May 27, 1949 (P.L.1903,  
19 No.568), known as "The Military Code of 1949," amended October  
20 16, 1972 (P.L.927, No.221), is amended to read:

21 Section 834. Pay of Officers and Men on Active Duty and  
22 State Service.--When the Pennsylvania National Guard or  
23 Pennsylvania Guard, or any part thereof, is ordered on active  
24 duty for State service by the Governor as Commander-in-Chief and

1 pay is authorized for such duty under the order prescribing the  
2 performance thereof, the commissioned officers, warrant officers  
3 and enlisted personnel so ordered shall be entitled to the same  
4 per diem pay and allowances and transportation in kind provided  
5 for in current Armed Forces Pay and Allowance Act: Provided,  
6 That notwithstanding any provisions of such act, the per diem  
7 pay of any such personnel shall not be less than [twenty-five  
8 dollars (\$25)] thirty-five dollars (\$35) per diem. The grades of  
9 enlisted men shall be such as the Governor as Commander-in-Chief  
10 may from time to time direct, and shall conform to the grades  
11 authorized in tables of organization for the National Guard  
12 published by the Department of the Army or Department of the Air  
13 Force. All payments of per diem pay and service shall be made by  
14 the Adjutant General in the usual manner. No deductions shall be  
15 made from the pay of officers or enlisted men in active service  
16 for dues or other financial obligations imposed by any by-laws,  
17 rules or regulations of a civil character.

18 Section 2. This act shall take effect immediately.