

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 1989** Session of  
1979

INTRODUCED BY LEVI, DeMEDIO, WEIDNER, FRYER AND  
A. C. FOSTER, JR., NOVEMBER 14, 1979

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, NOVEMBER 14, 1979

AN ACT

1 Amending the act of June 1, 1945 (P.L.1232, No.427), entitled  
2 "An act providing for and regulating the appointment,  
3 promotion and reduction in rank, suspension and removal of  
4 paid operators of fire apparatus in boroughs, incorporated  
5 towns and townships of the first class; creating a civil  
6 service commission in each borough, incorporated town and  
7 township of the first class; defining the duties of such  
8 civil service commission; imposing certain duties and  
9 expenses on boroughs, incorporated towns and townships of the  
10 first class; imposing penalties; and repealing inconsistent  
11 laws," granting additional powers to the civil service  
12 commission relating to the scheduling of applicants' physical  
13 examinations.

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

16 Section 1. Sections 11 and 19, act of June 1, 1945  
17 (P.L.1232, No.427), entitled "An act providing for and  
18 regulating the appointment, promotion and reduction in rank,  
19 suspension and removal of paid operators of fire apparatus in  
20 boroughs, incorporated towns and townships of the first class;  
21 creating a civil service commission in each borough,  
22 incorporated town and township of the first class; defining the  
23 duties of such civil service commission; imposing certain duties

1 and expenses on boroughs, incorporated towns and townships of  
2 the first class; imposing penalties; and repealing inconsistent  
3 laws," granting additional powers to the civil service  
4 commission relating to the scheduling of applicants' physical  
5 examinations," are amended to read:

6 Section 11. General Provisions Relating to Examinations.--

7 Each commission shall make rules and regulations to be approved,  
8 as provided in section six hereof, providing for the  
9 examinations of applicants for positions as fire apparatus  
10 operators and for promotion thereof, which rules and regulations  
11 shall prescribe the minimum qualifications of all applicants to  
12 be examined and passing grades. All examinations for promotions,  
13 or positions as fire apparatus operators of any municipality,  
14 shall be practical in character and shall relate to such  
15 matters, and include such inquiries as will test the merit and  
16 fitness of the persons examined to discharge the duties of the  
17 employment sought by them.

18 All examinations shall be open to all applicants who have the  
19 minimum qualifications required by the rules and regulations.

20 Each applicant for examination shall be subject to the  
21 regulations adopted by the commission and shall be required to  
22 submit to a physical examination either before or after being  
23 admitted to the regular examination held by the commission.

24 Public notice of the time and place of every examination,  
25 together with the information as to the kind of position or  
26 place to be filled, shall be given by publication, once in a  
27 newspaper of general circulation in the municipality, or in a  
28 newspaper circulating generally in the municipality at least two  
29 weeks prior to each examination, and a copy of the notice shall  
30 be prominently posted in the office of the commission or other

1 public place.

2 The commission shall post in its office the eligible list  
3 containing the names and grades of those who have passed the  
4 examination for position.

5 Under this act, soldiers as defined by the act, approved the  
6 fifth day of August, one thousand nine hundred forty-one  
7 (Pamphlet Laws, eight hundred seventy-two), who have  
8 successfully passed the examination shall be given the  
9 additional credits provided for by said act.

10 Section 19. Physical Examinations.--All applicants for  
11 examination shall undergo a physical examination as provided in  
12 section 11 which shall be conducted under the supervision of a  
13 doctor of medicine appointed by the civil service commission. No  
14 person shall be eligible [to take an examination] for  
15 appointment until said doctor certifies that the applicant is  
16 free from any bodily or mental defects, deformity, or disease  
17 that might incapacitate him from the discharge of the duties of  
18 the position desired.

19 Section 2. This act shall take effect immediately.