

# ANNUAL REPORT

## BOARD of PENSION COMMISSIONERS

CITY OF LOS ANGELES  
CALIFORNIA



FOR THE FISCAL YEAR ENDED JUNE 30, 1955

With

CHARTER AND ORDINANCE PROVISIONS  
GOVERNING PENSION SYSTEM

November 1, 1955

To the Mayor and the City Council  
of the City of Los Angeles

Gentlemen:

In accordance with the provisions of Section 64 of the City Charter, we present herewith a report upon operations of the fire and police pension system for the fiscal period ended June 30, 1955. We have adopted the report of the Manager-Secretary as the annual report of the Board and believe it to be complete and comprehensive.

During the course of the year 338 appointments were made to active service including 4 re-appointments. In addition thereto there were 3 members restored from disability pension. Ninety-two service pensions, 34 disability pensions, 55 widows' pensions and 7 dependents' pensions were granted and 1 widow's pension was reinstated and 100 pensions were discontinued by reason of death, remarriage, restoration to active service and minors attaining age eighteen years making a net increase in the pension roll for the year of 89 pensions. It is noted that members in active service increased during the course of the year and 29 members returned from military leave leaving 71 members on military leave at the close of the year.

It is regretfully necessary that we mention the death of L. W. Van Aken, President of the Board of Pension Commissioners, on July 23, 1955. Mr. Van Aken became a member of the Board on August 18, 1947, and became Vice-President on November 18, 1947, and was elected President on December 15, 1953. His untimely death has left uncompleted a series of objectives which he had personally initiated for the welfare of the civic organizations of which he was a member and in the interest of making more popular and more effective the processes of local government.

The members of the Board wish to express their appreciation for the courteous cooperation given by members of the staff and officers of other departments.

Respectfully submitted,

BOARD OF PENSION COMMISSIONERS



President

JH,JR:GW

Personnel of the  
BOARD OF PENSION COMMISSIONERS

L. W. Van Aken, President

George W. Jones, M.D., Vice-President

Leo V. Butler

J. Herman, Jr.

C. A. Owen

October 14, 1955

Board of Pension Commissioners  
of the City of Los Angeles

Honorable Members:

In accordance with the provisions of Section 64 of the City Charter, I have prepared and present herewith for your consideration a statement covering the operations of the fire and police pension system for the fiscal year ended June 30, 1955. This report is accompanied by a statement of assets and liabilities, statistical data and comments which it is hoped will serve to present a clear picture of such operations.

On July 1, 1954, 25 applications were pending. During the course of the fiscal year 192 additional petitions were received. Of the total of 217 petitions 189 were granted, 5 withdrawn, 2 denied and 21 pending as of June 30, 1955. The details of the pensions granted and terminated during the course of the fiscal year period are as follows:

	20 Yr. Serv.	20-25 Years Serv.	Serv. Disa.	Non- Serv. Disa.	Serv. Widows	Non- Serv. Widows	Serv. Depts.	Non- Serv. Depts.	Total
Balance 7-1-54 .....	2053	249	279	41	720	18	26	5	3391
Granted .....	45	47	24	10	53	2	5	2	188
Reinstated .....	.....	.....	.....	.....	1	.....	.....	.....	1
Deaths .....	59	3	11	1	13	1	.....	.....	88
Remarriages .....	.....	.....	.....	.....	5	2	.....	.....	7
Majority .....	.....	.....	.....	.....	.....	.....	2	.....	2
Restored to Duty .....	.....	.....	3	.....	.....	.....	.....	.....	3
Withdrawn .....	2*	.....	3*	.....	.....	.....	.....	.....	5*
Denied .....	.....	.....	.....	.....	2*	.....	.....	.....	2*
Increased .....	.....	.....	5*	.....	.....	.....	.....	.....	5*
Decreased .....	.....	.....	12*	.....	12*	3*	.....	.....	27*
	<u>2039</u>	<u>293</u>	<u>289</u>	<u>50</u>	<u>756</u>	<u>17</u>	<u>29</u>	<u>7</u>	<u>3480</u>

\*Statistical—these figures do not affect pension roll.

## MEMBERSHIP

As of June 30, 1955, there were 2,624 firemen and 4,453 policemen as members of the system including members on leave of absence without pay, members on military leave and members on suspension. The following statement presents an analysis of the length of service of such members:

	Fire	Police	Total
25-Year Members			
Men with less than 5 years .....	444	622	1,066
With less than 10 years .....	1,106	2,601	3,707
With less than 20 years .....	715	953	1,668
With 20 years service and over .....	236	144	380
On Military Leave (Eligibility dates not counted) .....	12	59	71
20-Year Members			
Men eligible to retire .....	111	74	185
<b>TOTAL</b> .....	<u>2,624</u>	<u>4,453</u>	<u>7,077</u>

**ANALYSIS OF MEMBERSHIP**

The following schedule presents an analysis of the changes in membership of both the Fire and Police Departments during the last five fiscal years:

	1950-51	1951-52	1952-53	1953-54	1954-55
Membership—July 1st .....	6,933	6,816	6,889	6,895	6,955
On Leave .....	16	19	34	15	12
On Military Leave .....	14	303	203	131	86
Active Membership—June 30th....	6,903	6,494	6,652	6,749	6,857
Additions:					
New Appointments .....	147	308	204	272	338
Restorations .....	1	1	1	1	4
Returned from leave .....	127	150	140	111	111
Returned from military lv....	51	155	93	50	30
Discontinued on military lv...	....	2	2	....	3
	7,229	7,110	7,092	7,183	7,343
Withdrawals:					
Service retirements .....	108	71	61	57	92
Disability retirements .....	27	33*	37	24	34
Resigned .....	71	104**	75***	81****	66*
Discharged .....	40	10	17	33	23**
Deaths .....	19	18**	9	18****	5
Leaves granted .....	130	165	121	108	120
Military leaves granted .....	340	57	23	5	18
Active Membership—June 30th....	6,494	6,652	6,749	6,857	6,985
On Leave .....	19	34	15	12	21
On Military Leave .....	303	203	131	86	71
Total Membership—June 30th ....	6,816	6,889	6,895	6,955	7,077

\* Including 1 granted in 1950-51

\*\* Including 1 on military leave

\*\*\* Including 2 on military leave

\*\*\*\* Including 4 on military leave in each category

**APPOINTED FISCAL YEAR 1954-55**

During the course of the year 338 members were appointed and became members of the system. Two hundred fifty-nine or 77% of such members were married at the date of entrance. Four of such members were re-appointees and were of an age below age thirty-one. Of the 338 original appointees the median age was 25, the mode 25 and the average was 25.

**PENSIONS CLASSIFIED BY AMOUNTS**

The following schedule shows the classification of pensions paid by the number of pensioners in \$10.00 brackets up to the monthly amount of \$250.00, and also the average pension being paid in each classification:

Amounts	Service	Disability	Widows	Minors	Dependents	Total
50- 59 .....	....	....	2	....	....	2
60- 69 .....	....	....	6	....	....	6
70- 79 .....	....	....	6	....	....	6
80- 89 .....	....	2	13	1	2	18
90- 99 .....	....	1	16	1	2	20
100-109 .....	698	20	273	6	1	998
110-119 .....	356	4	122	2	1	485
120-129 .....	319	29	120	5	....	473
130-139 .....	162	49	19	9	....	239
140-149 .....	123	6	21	2	....	152
150-159 .....	122	25	41	....	....	188
160-169 .....	76	23	19	1	....	119
170-179 .....	50	13	14	2	....	79
180-189 .....	45	20	8	1	....	74
190-199 .....	47	9	10	....	....	66
200-209 .....	66	31	33	....	....	130
210-219 .....	52	6	8	....	....	66
220-229 .....	33	19	8	....	....	60
230-239 .....	29	9	8	....	....	46
240-249 .....	23	6	3	....	....	32
250 or over.....	131	67	23	....	....	221
	<u>2,332</u>	<u>339</u>	<u>773</u>	<u>30</u>	<u>6</u>	<u>3,480</u>
Average Pension.....	142.99	191.29	130.06	128.31	97.36	144.62

**AGE OF PENSIONERS**

The following is an analysis of the ages of all pensioners at the close of June 30, 1955:

Ages	Service	Disability	Widows	Minors	Dependents	Total
0- 18 .....	....	....	....	30	....	30
20- 25 .....	....	....	2	....	....	2
25- 30 .....	....	4	2	....	....	6
30- 35 .....	....	24	7	....	....	31
35- 40 .....	....	37	8	....	....	45
40- 45 .....	....	19	21	....	....	40
45- 50 .....	56	39	52	....	....	147
50- 55 .....	281	43	128	....	....	452
55- 60 .....	835	85	141	....	....	1,061
60- 65 .....	589	45	154	....	....	788
65- 70 .....	358	25	114	....	....	497
70- 75 .....	148	10	77	....	3	238
75- 80 .....	47	6	43	....	....	96
80- 85 .....	16	1	17	....	1	35
85- 90 .....	1	....	6	....	1	8
90-100 .....	1	1	1	....	1	4
	<u>2,332</u>	<u>339</u>	<u>773</u>	<u>30</u>	<u>6</u>	<u>3,480</u>
Average Age ....	61	53	60	10	79	

**SERVICE PENSIONS**

The total number of members who have retired upon service pension is presented by departments for the last 15 fiscal years in the following statement:

	Fire	Police	Total
1940-1941.....	76	45	121
1941-1942.....	79	185	264
1942-1943.....	74	203	277
1943-1944.....	151	194	345
1944-1945.....	106	215	321
1945-1946.....	86	176	262
1946-1947.....	36	62	98
1947-1948.....	38	59	97
1948-1949.....	25	40	65
1949-1950.....	35	65	100
1950-1951.....	51	57	108
1951-1952.....	28	43	71
1952-1953.....	24	37	61
1953-1954.....	27	30	57
1954-1955.....	45	47	92

In accordance with the Charter amendment of June 16, 1947, 301 members have retired upon service pension who entered the service of the City subsequent to January 16, 1927. These retirements are included in the totals shown above and are analyzed by departments and years as follows:

	Fire	Police	Total
1947-1948.....	5	16	21
1948-1949.....	9	16	25
1949-1950.....	12	30	42
1950-1951.....	27	27	54
1951-1952.....	11	23	34
1952-1953.....	15	28	43
1953-1954.....	14	21	35
1954-1955.....	22	25	47

**ELIGIBILITY**

There were as of June 30, 1955, 565 members eligible to retire. One hundred eighty-five of these members were 20-year men and 380 were 25-year men. The following schedule shows the number of men eligible to retire at the end of each fiscal year as indicated:

	Fire	Police	Total
1940-1941.....	165	128	293
1941-1942.....	116	88	204
1942-1943.....	76	85	161
1943-1944.....	218	138	356
1944-1945.....	312	340	652
1945-1946.....	310	312	622
1946-1947.....	290	270	560
1947-1948.....	256	234	490
1948-1949.....	240	215	455
1949-1950.....	392	367	759
1950-1951.....	353	341	694
1951-1952.....	350	316	666
1952-1953.....	390	300	690
1953-1954.....	365	266	631
1954-1955.....	347	218	565

During the fiscal year 1955-1956, 71 twenty-five year members will become eligible if their service is continuous. Fifty-six of these members are firemen and 15 are policemen.

**YEARS OF SERVICE—20-Year Men**

Years of Service	Fire	Police	Total
26 .....	.....	1	1
28 .....	6	1	7
29 .....	13	18	31
30 .....	26	31	57
31 .....	43	7	50
32 .....	6	10	16
33 .....	1	2	3
34 .....	3	1	4
35 .....	2	1	3
36 .....	.....	1	1
37 .....	1	.....	1
38 .....	2	.....	2
39 .....	3	1	4
40 .....	2	.....	2
41 .....	1	.....	1
42 .....	1	.....	1
45 .....	1	.....	1
TOTAL.....	111	74	185

**YEARS OF SERVICE—25-Year Men**

Years of Service	Fire	Police	Total
20 .....	27	3	30
21 .....	8	4	12
22 .....	57	21	78
23 .....	26	14	40
24 .....	10	19	29
25 .....	37	26	63
26 .....	55	23	78
27 .....	10	26	36
28 .....	6	8	14
TOTAL.....	236	144	380

**DISABILITY PENSIONS**

The total number of members retiring upon disability pension is represented by departments for the last eight fiscal years in the following statements:

	Fire		Police		Total
	Service	Non-Service	Service	Non-Service	
1947-1948 .....	3	4	8	6	21
1948-1949 .....	3	5	4	6	18
1949-1950 .....	13	.....	14	9	36
1950-1951 .....	8	1	17	2	28
1951-1952 .....	11	1	16	4	32
1952-1953 .....	15	3	17	2	37
1953-1954 .....	7	1	13	3	24
1954-1955 .....	10	7	14	3	34



**ANALYSIS OF RATES**

There are 289 service connected disability pensions and 50 non-service connected disability pensions classified by rates in the following schedule as of June 30, 1955:

Rate	Fire	Police	Total
40% .....	20	32	52
50% .....	41	52	93
55% .....	10	9	19
57½% .....	1	....	1
60% .....	30	37	67
65% .....	17	44	61
66½% .....	1	....	1
70% .....	2	3	5
75% .....	8	19	27
80% .....	....	2	2
85% .....	2	1	3
90% .....	2	6	8
<b>TOTAL</b> .....	<b>134</b>	<b>205</b>	<b>339</b>

**ANALYSIS OF DISABILITY PENSIONERS BY AGE**

Age	Fire	Police	Total
25-30 .....	2	2	4
30-35 .....	6	18	24
35-40 .....	13	24	37
40-45 .....	10	9	19
45-50 .....	19	20	39
50-55 .....	26	17	43
55-60 .....	24	61	85
60-65 .....	13	32	45
65-70 .....	13	12	25
70-75 .....	5	5	10
75-80 .....	2	4	6
80-85 .....	1	....	1
90-95 .....	....	1	1
<b>TOTAL</b> .....	<b>134</b>	<b>205</b>	<b>339</b>

Average Age .....53

**MILITARY LEAVES**

On June 30, 1954, there were 86 members on military leave. The following schedule indicates the operation of military leave authorization during the fiscal year 1954-1955:

On Leave June 30, 1954 .....	86
Granted during 1954-55 .....	18
	<u>104</u>
Restored—Now active .....	29
Pensioned on military leave .....	1
Resigned on military leave .....	1
Discharged on military leave .....	2
	<u>71</u>
On Leave June 30, 1955 .....	71

All of the 71 men on military leave are twenty-five year men. Eight of these members have less than five years service. Sixty-three have more than five years service. It is noted that these members on military leave do not receive credit in the pension system for such service subsequent to June 25, 1955, but they are protected in seniority in the position from which they were granted the military leave.

## LITIGATION

### **Skaggs v. City of Los Angeles, etc., et al.**

In this proceeding, commenced during the fiscal year 1950-51, plaintiff prayed for both the declaration of his pension rights and a peremptory writ of mandate commanding and ordering the Board to grant him a service pension upon the ground that he had served twenty years in the aggregate as of April 1, 1945, had obtained a vested right to such pension and could not be divested thereof even though he, effective prior to the date upon which he made application for such pension, had been discharged from the Police Department after a trial before the Board of Rights. As of the end of the fiscal year 1953-54 and subsequent to the time that the District Court of Appeal reversed the judgment of the trial court and ruled that plaintiff was entitled to nothing, plaintiff's petition for a hearing in the Supreme Court, granted on June 15, 1954, was still pending. Said hearing was had and the matter submitted to said court on September 29, 1954 and, on October 22, 1954, it affirmed the judgment of the trial court in all respects except that it instructed it to recompute the pension payments effective as of July 9, 1945. Said court held: that plaintiff's right to a pension became vested on April 1, 1945, the date upon which he completed twenty years of aggregate service in the Police Department; that he did not forfeit his pension rights because there was no charter provision to that effect; that he did not forfeit the same on the grounds of public policy; that the fact that he was not a member of the Fire and Police Pension System on the date that he filed for pension did not preclude him therefrom because his right thereto had become vested while he was still a member; that during the period between the date upon which he filed his application and the date upon which the Board denied the same, the Statute of Limitations as tolled and that, therefore, he was not barred by the three-year Statute of Limitations from asserting his right to a pension; and that his application for a pension complied with the provisions of Section 363 and 376 of the City Charter and he was not required to thereafter file any further claims or demands thereunder. Thereafter, the trial court recomputed the pension payments due plaintiff but rendered judgment without interest. The same was entered on January 4, 1955, and on January 31, 1955, plaintiff appealed from the part of said judgment which denied him interest. As of the close of the fiscal year, said appeal was still pending.

### **Malone v. City of Los Angeles, etc., et al.**

In this proceeding, commenced during the fiscal year 1953-54, Kathryn Malone, as the Guardian of Joseph William Kacl II, the minor son of a deceased fireman, petitioned the court for a writ of mandate to compel the Board to resume the pension payments on behalf of said minor which it had discontinued effective November 28, 1952, upon its learning that said minor had been adopted by his stepfather, Gerald Malone. As of the close of the last fiscal year, the Board's appeal to the District Court of Appeal, from the trial court's judgment in favor of petitioner, had been argued before and submitted to said court but remained undecided. Said court affirmed the judgment of the trial court on July 7, 1954. The Board's petition for rehearing in the District Court of Appeal was denied on July 22, 1954. The Board's petition for hearing in the Supreme Court was denied on September 2, 1954. The court held that the minor's pension could not be terminated by reason of his adoption by his stepfather because

he had a vested right thereto and there was no provision in the Charter for its termination in the event of his adoption. Said judgment is final and this proceeding is fully concluded.

**Abbott v. City of Los Angeles, etc., et al.**  
**Abney v. City of Los Angeles, etc., et al.**  
**Adams v. City of Los Angeles, etc., et al.**  
**Behrns v. City of Los Angeles, etc., et al.**  
**Mason v. City of Los Angeles, etc., et al.**

In these proceedings, commenced during this fiscal year, about 700 petitioners pray for a declaration of their pension rights and a peremptory writ of mandate to compel the Board to pay them pensions calculated upon the salaries now being paid to active members in the Fire and Police Departments. Some of said petitioners are retired members who were active members in the Fire or Police Department prior to July 1, 1925, the date upon which the pension provisions were amended to provide that pensions thereafter granted to members would not increase or decrease with the salaries paid to members in active service. The other petitioners are widows whose deceased husbands were active members of the Fire or Police Department prior to January 17, 1927, the date upon which the pension provisions were amended to provide that all pensions thereafter granted would not increase or decrease with the salaries paid to members in active service. Said petitioners contend that both of said amendments are unconstitutional and invalid as to them and that they are entitled to fluctuating pensions based upon the salaries being paid to members in active service. The Board filed its answer to each of the five petitions and, as of the close of the fiscal year, none of said proceedings had been noticed or set for trial.

### **Guardianships**

Thirty-one accounts, 2 petitions, 1 for authority to purchase auto for minor and the other for an order to withdraw funds for the education of the minor, 1 return of sale of personal property, and 1 order for transfer of minor were received and examined; 9 requests for special notice of steps and proceedings were served and filed; 2 minor guardianships were discontinued on account of reaching majority and 7 were added; 4 incompetency proceedings were discontinued, 3 on account of death and 1 because of restoration to capacity; 2 incompetency proceedings were added. As of June 30, 1955, there were 43 guardianships pending, 30 covering 43 minors and 13 covering incompetents.

### **Maritals**

In addition to checking the marital histories and the validity of the last marriages of pensioners and members about to retire, the marital histories and the validity of the last marriages of 730 active members of the Fire Department were carefully studied and based upon the information submitted by them on the marital forms supplied by the Department and the documents forwarded by them to us, 218 were complete and in order. In quite a few cases, extensive legal research into the marriage and divorce laws of other states was required before determinations could be made as to the validity of the last marriages of the parties involved. Many memoranda, in cases where it was deemed necessary or advisable, were made and put into the files of members involved so as to have written records of the determinations made and the reasons therefor.

### OPERATIONS

The cash balance as of June 30, 1955, was \$1,987,061.00 as compared to \$921,194.00 on June 30, 1954. The bond portfolio showed an increase of \$297,000.00 with a total par value of \$21,920,000.00 and an appraised value of \$21,411,877.00. The surplus resulting from operations amounted to \$1,329,431.00. Early in July \$400,000.00 was permanently invested in corporate bonds. A total of \$600,000.00 was invested in short term government bonds maturing \$300,000.00 in October and \$300,000.00 in November.

### Real Property

One parcel of property was sold during the year for a total consideration of \$800.00 and a net profit of \$469.00. As of June 30, 1955, there were 98 properties on hand.

### Surety Bonds

Six of the 11 employees were under bond as follows:

Position	Amount of Bond
Manager-Secretary .....	\$100,000
Chief Accountant .....	25,000
Principal Clerk Stenographer .....	5,000
Senior Clerk Stenographer .....	5,000
Senior Clerk Typist .....	5,000
Senior Clerk .....	5,000

### Personnel

Eleven individuals were employed in the Department including one Assistant City Attorney. All rates of compensation paid were within the general range of salaries for similar positions in the city government.

Respectfully submitted,



Manager-Secretary

JWD:GW  
Encs.

**CITY OF LOS ANGELES  
FIRE AND POLICE PENSION FUND**

**BALANCE SHEETS  
As of June 30, 1955 and 1954**

**EXHIBIT I**

**ASSETS**

<b>Cash:</b>	<u>June 30, 1955</u>		<u>June 30, 1954</u>	
Deposits with City Treasurer .....	\$ 1,987,061		\$ 921,194	
Cash Revolving Funds .....	325		325	
Cash in Suspense .....	71	\$ 1,987,457	71	\$ 921,590
		<u>                    </u>		<u>                    </u>
<b>Investments:</b>				
Bond Investments—General at Par .....	\$21,920,000		\$21,623,000	
Street Improvement Bonds— at Par .....	17,398		22,068	
Treasurer's Deeds—at Cost .....	1,267		1,257	
Trust Deeds Receivable—at Cost .....	7,637		11,045	
Real Property—at Cost .....	27,023		27,258	
	<u>                    </u>		<u>                    </u>	
	\$21,973,325		\$21,684,628	
 Bond Premiums (Less Discounts) .....	<u>176,581</u>	\$22,149,906	<u>181,931</u>	\$21,866,559
Accrued Interest .....		188,345		164,350
		<u>                    </u>		<u>                    </u>
		<u>\$24,325,708</u>		<u>\$22,952,499</u>

**CITY OF LOS ANGELES  
FIRE AND POLICE PENSION FUND**

**BALANCE SHEETS  
As of June 30, 1955 and 1954**

**EXHIBIT I**

**LIABILITIES**

	June 30, 1955	June 30, 1954
Accounts Payable .....	\$ 216	\$ 327
<b>Deferred Credits:</b>		
Prepaid Payments—Street		
Bonds .....	\$ 1,361	\$ 1,361
Deposits on Real Property Sales..	300           1,661	300           1,661
	\$24,323,821	\$20,499,150 2,451,361
<b>Fund Capital:</b>		
Accumulated Surplus .....	\$21,828,581	\$20,499,150
Reserve for Investment Losses ....	2,495,250	2,451,361
	\$24,325,708	22,950,511 \$22,952,499

**CITY OF LOS ANGELES  
FIRE AND POLICE PENSION FUND**

**STATEMENT OF OPERATIONS COMPARED  
Fiscal Years Ended 1948-49 to 1954-55 Inclusive**

**EXHIBIT II**

<b>Revenues:</b>	<b>1954-55</b>	<b>1953-54</b>	<b>1952-53</b>	<b>1951-52</b>	<b>1950-51</b>	<b>1949-50</b>	<b>1948-49</b>
Taxes .....	\$4,420,757	\$4,184,617	\$3,832,736	\$3,504,635	\$3,266,233	\$3,075,827	\$3,019,755
Interest .....	616,513	563,509	531,973	510,300	492,563	484,722	450,013
Rental of Property .....	150	150	180	165	81	468	1,408
Members' Contributions .....	2,247,588	2,100,587	2,004,618	1,803,395	1,668,861	1,669,958	1,519,397
Sales of Unclaimed Property .....	38,945	16,793	9,557	17,534	14,362	26,634	15,743
Bonus .....	35	161	174	56	86	502	194
Donations .....	757	101	40	1,100	311	565	.....
Miscellaneous .....	266	437	7,712	1,106	1,640	411	2,031
<b>TOTAL REVENUES</b> .....	<b>\$7,324,861</b>	<b>\$6,866,355</b>	<b>\$6,386,990</b>	<b>\$5,838,291</b>	<b>\$5,444,137</b>	<b>\$5,259,087</b>	<b>\$5,008,541</b>
<b>Deduct:</b> Amount applicable to prior year's expenditures (Charter Sec. 186) .....	.....	.....	.....	.....	.....	.....	287,128
<b>REVENUES AVAILABLE</b> for current year's expenditures .....	<b>\$7,324,861</b>	<b>\$6,866,355</b>	<b>\$6,386,990</b>	<b>\$5,838,291</b>	<b>\$5,444,137</b>	<b>\$5,259,087</b>	<b>\$4,721,413</b>
<b>Expenditures:</b>							
<b>Pensions Paid:</b>							
Service .....	\$3,909,343	\$3,787,430	\$3,736,833	\$3,673,892	\$3,544,662	\$3,379,192	\$3,282,563
Disability .....	681,389	612,099	547,713	486,343	433,147	381,753	374,419
Widows .....	1,141,720	1,062,308	1,013,865	967,331	907,165	832,693	754,276
Minors .....	38,549	31,310	27,706	31,946	32,405	35,851	30,545
Dependents .....	7,010	8,025	10,528	8,202	9,523	11,018	11,859
<b>Non-Service:</b>							
Disability .....	81,925	67,867	60,887	50,986	43,699	38,954	19,004
Widows .....	46,358	43,089	29,536	31,043	20,790	15,011	7,162
Minors .....	10,587	8,230	9,838	3,264	2,856	1,136	.....
<b>Total Pensions</b> .....	<b>\$5,916,881</b>	<b>\$5,620,358</b>	<b>\$5,436,906</b>	<b>\$5,253,007</b>	<b>\$4,994,247</b>	<b>\$4,695,608</b>	<b>\$4,479,828</b>
Administrative Expense .....	78,549	79,966	83,387	66,415	64,027	60,416	56,804
<b>TOTAL EXPENDITURES</b> .....	<b>\$5,995,430</b>	<b>\$5,700,324</b>	<b>\$5,520,293</b>	<b>\$5,319,422</b>	<b>\$5,058,274</b>	<b>\$4,756,024</b>	<b>\$4,536,632</b>
<b>EXCESS OF REVENUES OVER EXPENDITURES</b> .....	<b>\$1,329,431</b>	<b>\$1,166,031</b>	<b>\$ 866,697</b>	<b>\$ 518,869</b>	<b>\$ 385,863</b>	<b>\$ 503,063</b>	<b>\$ 184,781</b>

**CITY OF LOS ANGELES  
FIRE AND POLICE PENSION FUND**

**STATEMENT OF FUND CAPITAL  
For the Fiscal Years ender June 30, 1955 and 1954**

**EXHIBIT III**

ANNUAL REPORT—1954-55

	Fiscal Year Ended June 30, 1955			Fiscal Year Ended June 30, 1954		
	Accumulated Surplus	Reserve for Investment Losses	Total	Accumulated Surplus	Reserve for Investment Losses	Total
Balance as of beginning of period .....	\$20,499,150	\$ 2,451,361	\$22,950,511	\$19,333,119	\$ 2,448,015	\$21,781,134
<b>Add:</b>						
Excess of revenues over expenditures .....	1,329,431	.....	1,329,431	1,166,031	.....	1,166,031
Net gain on disposition of investments .....	.....	43,889	43,889	.....	3,346	3,346
Balance at end of period .....	<u>\$21,828,581</u>	<u>\$ 2,495,250</u>	<u>\$24,323,831</u>	<u>\$20,499,150</u>	<u>\$ 2,451,361</u>	<u>\$22,950,511</u>



**FIRE AND POLICE PENSION FUND  
ADMINISTRATIVE EXPENSE COMPARED**

**SCHEDULE 1**

<b>OPERATING EXPENSE</b>	<b>1954-55</b>	<b>1953-54</b>	<b>1952-53</b>	<b>1951-52</b>	<b>1950-51</b>	<b>1949-50</b>	<b>1948-49</b>
Salaries .....	\$ 63,499	\$ 62,152	\$ 60,100	\$ 51,297	\$ 49,015	\$ 46,691	\$ 44,533
Communications .....	621	550	597	568	530	509	460
Insurance and Bond Premiums .....	284	1,302	366	1,813	396	1,774	403
Office Equipment .....	603	555	294	102	.....	.....	.....
Office Supplies .....	494	467	763	776	1,109	875	739
Printing and Binding .....	1,030	1,052	863	965	805	1,204	789
Traveling .....	43	269	665	889	405	875	837
Investment .....	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Field Equipment .....	29	185	313	215	170	336	180
Maintenance and Repairs .....	17	20	.....	12	.....	.....	11
Petroleum Products .....	87	.....	.....	.....	.....	.....	.....
Transportation .....	14	85	1	2	30	4	.....
Annual Audit .....	795	766	937	684	610	747	1,218
Litigation .....	620	481	148	7	101	16	135
Mailing Service .....	295	229	184	171	144	184	240
Medical Service .....	6,924	6,966	7,147	5,491	5,263	3,737	3,238
Miscellaneous .....	8	310	194	18	60	87	646
Actuarial Investigation .....	.....	.....	7,050	.....	.....	.....	.....
Equipment, Furniture and Fixtures .....	186	1,576	765	405	2,389	377	375
<b>TOTAL EXPENSE</b> .....	<b>\$ 78,549</b>	<b>\$ 79,965</b>	<b>\$ 83,387</b>	<b>\$ 66,415</b>	<b>\$ 64,027</b>	<b>\$ 60,416</b>	<b>\$ 56,804</b>

**STATEMENT OF CASH RECEIPTS AND SOURCES THEREOF**  
**Fiscal Years 1948-49 to 1954-55 Compared**

**SCHEDULE 2**

	1954-55	1953-54	1952-53	1951-52	1950-51	1949-50	1948-49
Total Receipts and Revenue .....	\$11,467,307	\$8,036,760	\$7,182,667	\$6,986,392	\$7,418,315	\$8,128,116	\$8,451,077
<b>Deduct:</b>							
Revenue (Exhibit II) .....	\$ 7,324,860	\$6,866,355	\$6,386,990	\$5,838,291	\$5,444,137	\$5,259,087	\$4,721,413
<b>Adjustments:</b>							
Accrued Interest .....	23,995*	18,114*	1,659*	7,340*	24,653*	11,159*	39,905*
Prepaid Interest .....	20,790	9,028	3,263	9,602	17,814	8,311	17,725
Bond Premiums Amortized .....	7,427	5,554	7,595	5,246	7,677	7,703	9,109
Taxes Receivable .....							287,128
Miscellaneous .....	241	2,226	116	124	247	19,334*	19,932
<b>TOTAL REVENUE RECEIPTS .....</b>	<b>\$ 7,329,323</b>	<b>\$6,865,049</b>	<b>\$6,396,305</b>	<b>\$5,845,923</b>	<b>\$5,445,222</b>	<b>\$5,244,608</b>	<b>\$5,015,402</b>
<b>CAPITAL RECEIPTS .....</b>	<b>\$ 4,137,984</b>	<b>\$1,171,711</b>	<b>\$ 786,362</b>	<b>\$1,140,469</b>	<b>\$1,973,093</b>	<b>\$2,883,508</b>	<b>\$3,435,675</b>
<b>Analysis—Capital Receipts</b>							
Bond Investments .....	\$ 4,129,156	\$1,150,859	\$ 759,288	\$1,098,971	\$1,913,727	\$2,742,306	\$3,311,590
Street Improvement Bonds .....	4,671	8,501	9,946	6,779	8,523	23,719	16,451
Real Property .....	750	2,715	4,873	6,517	18,732	51,076	62,371
Trust Deeds—Installments .....	3,407	9,636	12,255	28,110	31,998	63,011	45,126
Miscellaneous Collections .....	----	----	----	92	113	3,396	137
<b>TOTALS .....</b>	<b>\$ 4,137,984</b>	<b>\$1,171,711</b>	<b>\$ 786,362</b>	<b>\$1,140,469</b>	<b>\$1,973,093</b>	<b>\$2,883,508</b>	<b>\$3,435,675</b>

\*Deductions

**STATEMENT OF CASH DISBURSEMENTS AND OBJECTIVES THEREOF**  
**Fiscal Years 1948-49 to 1954-55 Compared**

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**SCHEDULE 3**

	1954-55	1953-54	1952-53	1951-52	1950-51	1949-50	1948-49
Total Disbursements .....	\$10,401,440	\$8,855,922	\$6,273,659	\$7,587,571	\$7,883,056	\$6,973,514	\$10,520,475
<b>Deduct:</b>							
Expenditures (Exhibit II) .....	\$ 5,995,430	\$5,700,324	\$5,520,293	\$5,319,422	\$5,058,274	\$4,756,024	\$ 4,536,632
<b>Adjustments:</b>							
Prepaid Interest .....	20,790	9,028	3,263	9,602	17,814	8,311	17,725
Expense Abatements .....	56	2,248	52	30	195	---	---
Accounts Payable .....	217*	327*	4,811*	335*	47*	57	133*
Miscellaneous .....	1,084*	2,570	43*	2,465*	494	513	2,159
<b>TOTAL OPERATING DEDUCTIONS</b> ...	<b>\$ 6,014,975</b>	<b>\$5,713,843</b>	<b>\$5,518,754</b>	<b>\$5,326,254</b>	<b>\$5,076,730</b>	<b>\$4,764,905</b>	<b>\$ 4,556,383</b>
<b>CAPITAL OPERATIONS</b> .....	<b>\$ 4,386,465</b>	<b>\$3,142,079</b>	<b>\$ 754,905</b>	<b>\$2,261,317</b>	<b>\$2,806,326</b>	<b>\$2,208,609</b>	<b>\$ 5,964,092</b>
<b>Analysis—Capital Operations</b>							
Bond Investments .....	\$ 4,385,980	\$3,141,885	\$ 754,770	\$2,261,087	\$2,799,806	\$2,203,417	\$ 5,961,530
Real Property .....	87	94	70	136	6,130	1,464	2,470
Unapplied Charges—Investments .....	398	100	65	94	390	3,728	92
<b>TOTALS</b> .....	<b>\$ 4,386,465</b>	<b>\$3,142,079</b>	<b>\$ 754,905</b>	<b>\$2,261,317</b>	<b>\$2,806,326</b>	<b>\$2,208,609</b>	<b>\$ 5,964,092</b>

\*Deductions

BOARD OF PENSION COMMISSIONERS

**FIRE AND POLICE PENSION FUND  
BOND DISTRIBUTION**

June 30, 1955

**SCHEDULE 4**

	Rate	Maturity Date	Par Value
<b>UNITED STATES GOVERNMENT</b>			
U. S. Savings "G" .....	2½	1956/62	\$1,500,000
U. S. Treasury .....	2½	1965	250,000
U. S. Savings "K" .....	2.76	1966	200,000
U. S. Treasury .....	2½	1967/62	500,000
U. S. Treasury .....	2½	1968/63	400,000
U. S. Treasury .....	2½	1969/64	50,000
U. S. Treasury .....	2¾	1980/75	3,600,000
U. S. Treasury .....	3¼	1983/78	500,000
TOTAL GOVERNMENTS .....			\$ 7,000,000
<b>CORPORATES</b>			
Allied Chemical and Dye .....	3½	1978	\$ 300,000
Aluminum Co. of America .....	3½	1964	100,000
Aluminum Co. of America .....	3	1979	300,000
American Tel. & Tel. ....	2¾	1975	300,000
American Tel. & Tel. ....	2¾	1980	200,000
Atlantic Refining .....	3¼	1979	100,000
Baltimore Gas & Electric .....	2⅞	1981	150,000
Bethlehem Steel .....	3	1979	250,000
Bethlehem Steel .....	2¾	1970	150,000
Boston Edison .....	2¾	1970	200,000
California Oregon Power .....	3⅞	1974	100,000
Canadian National Railway .....	4½	1956	100,000
Central Illinois Light .....	2⅝	1979	100,000
Central Maine Power .....	3½	1970	141,000
Cleveland Electric Illuminating .....	3	1970	150,000
Commonwealth Edison .....	3	1999	246,000
Commonwealth Edison .....	2¾	1999	200,000
Commonwealth Edison .....	3	1979	150,000
Consumers Power .....	3	1984	80,000
Continental Oil .....	3	1984	300,000
Dallas Power & Light .....	2⅞	1979	200,000
Deere & Co. ....	3⅞	1977	300,000
Deere & Co. ....	2¾	1965	25,000
Delaware Power & Light .....	2⅞	1979	150,000
Detroit Edison .....	2¾	1985	200,000
Detroit Edison .....	3	1970	150,000
Duke Power .....	2⅞	1979	250,000
Duquesne Light .....	2¾	1977	200,000
Firestone Tire and Rubber .....	3¼	1977	248,000
General Motors .....	3¼	1979	500,000
Great Northern Railway .....	2¼	1961	200,000
Illinois Bell Telephone .....	2¾	1981	150,000
Illinois Bell Telephone .....	3	1978	200,000
Illinois Power .....	2⅞	1979	100,000
Long Island Lighting .....	3	1958	100,000
Long Island Lighting .....	3¼	1972	100,000
Metropolitan Edison .....	2¾	1980	200,000
Michigan Bell Telephone .....	3⅞	1988	200,000
Mountain States Telephone .....	2⅞	1986	100,000
National Steel .....	3⅞	1982	250,000
New England Tel. & Tel. ....	3	1974	200,000
New Jersey Bell Telephone .....	3⅞	1988	250,000
N. Y. State Electric & Gas .....	3¼	1984	200,000
N. Y. Telephone .....	3	1981	100,000
N. Y. Telephone .....	3	1989	200,000

**FIRE AND POLICE PENSION FUND  
BOND DISTRIBUTION**

June 30, 1955

**SCHEDULE 4—(Continued)**

	Rate	Maturity Date	Par Value
<b>CORPORATES—(Continued)</b>			
Northern Indiana Public Service .....	3 7/8	1973	\$ 150,000
No. States Power (Minn.) .....	2 3/4	1975	200,000
No. States Power (Wisc.) .....	3	1979	199,000
Ohio Edison .....	2 7/8	1980	200,000
Pacific Gas & Electric .....	3	1979	200,000
Pacific Gas & Electric .....	3	1983	30,000
Pacific Tel. & Tel. ....	3 1/8	1983	150,000
Pennsylvania Power & Light .....	3	1975	200,000
Peoples Gas Light & Coke .....	3 1/4	1979	200,000
Phillips Petroleum .....	2 3/4	1964	100,000
Potomac Electric Power .....	2 7/8	1984	200,000
Potomac Electric Power .....	2 3/4	1985	100,000
Public Service of N. H. ....	3 1/4	1973	195,000
Public Service Electric & Gas .....	3	1972	75,000
Public Service Electric & Gas .....	2 7/8	1979	197,000
Public Service Electric & Gas .....	2 3/4	1980	100,000
Public Service Indiana .....	3	1979	100,000
San Diego Gas & Electric .....	2 7/8	1984	100,000
Shell Union Oil .....	2 1/2	1971	400,000
Southern Bell Telephone .....	3	1979	150,000
Southern California Edison .....	3 1/8	1973	100,000
Southern Counties Gas .....	3 1/4	1984	200,000
Southwestern Bell Telephone .....	3 1/8	1983	100,000
Southwestern Public Service .....	3.20	1979	196,000
Standard Oil N. J. ....	2 3/4	1974	500,000
Swift and Company .....	2 7/8	1973	48,000
Swift and Company .....	2 5/8	1972	152,000
Union Oil of California .....	2 3/4	1970	400,000
Union Pacific Railway .....	2 7/8	1976	500,000
Virginia Electric .....	3	1978	100,000
Wisconsin Electric Power .....	3 1/8	1984	150,000
Wisconsin Power & Light .....	3 1/4	1971	144,000
Wisconsin Public Service .....	3 1/4	1971	134,000
TOTAL CORPORATES .....			\$14,360,000
<b>MISCELLANEOUS</b>			
Dominion of Canada .....	2 3/4	1974	\$ 200,000
International Bank .....	3	1972	50,000
International Bank .....	3	1976	110,000
International Bank .....	3 3/8	1975	100,000
International Bank .....	3 1/2	1969	100,000
TOTAL MISCELLANEOUS .....			560,000
TOTAL PAR VALUE .....			\$21,920,000
Appraised Value	\$21,411,877		
Book Value	\$22,096,581		

## CHARTER AND ORDINANCE PROVISIONS GOVERNING PENSION SYSTEM

### ARTICLE XVII DEPARTMENT OF PENSIONS

Sec. 180. The Board of Pension Commissioners shall administer the fire and police pension system of the city, and have exclusive control of the administration and investment of the fire and police pension fund which may be established as hereinafter provided; provided, however, that any money in such fund shall be kept on deposit in the City Treasury or be invested in bonds and securities authorized by law as legal investment for savings banks. Such bonds or other securities purchased as aforesaid shall be placed in the custody of the Treasurer, who is hereby directed to act as a depository for such bonds or securities. All interest and earnings from such investments shall accrue and be deposited to the credit of the fire and police pension fund.

Sec. 181. Any member of the Fire or Police Department who shall have served in such department for twenty years or more in the aggregate in any capacity or rank whatever, on his request, or by order of the board, if it be deemed for the good of the department, shall be retired from further service in such department, and such member shall thereafter during his lifetime, be paid in equal monthly installments from said fund a pension as follows: for twenty years' aggregate service, forty per cent (40%) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the date of his retirement; and an additional two per cent (2%) of such average rate of salary for each year over twenty and less than twenty-five years in the aggregate served by such member before retirement; for twenty-five years' aggregate service, fifty per cent (50%) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the date of his retirement; and an additional one and two-thirds per cent ( $1\frac{2}{3}\%$ ) of such average rate of salary for each year over twenty-five and less than thirty-five years in the aggregate served by such member before retirement; for thirty-five years or more aggregate service, two-thirds ( $\frac{2}{3}$ ) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the date of his retirement. Provided, further, however, that any such member of the Fire or Police Department who shall have become a member of such department prior to January 17, 1927, who shall have served in such department for thirty years in the aggregate in any capacity or rank whatever, shall, on his request, or by order of the board, if it be deemed for the good of the department, be retired from further service in such department, and he shall thereafter, during his lifetime, be paid in equal monthly installments from said fund a pension equal to two-thirds ( $\frac{2}{3}$ ) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the date of his retirement. Provided, that after twenty years' aggregate service, on request of such member who shall have become a member of such department prior to January 17, 1927, or by the board for the good of the department, such member shall be retired and paid in equal monthly installments from said fund a limited pension as follows: For twenty years'

aggregate service, fifty per cent (50%) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the date of his retirement; and an additional one and two-thirds per cent ( $1\frac{2}{3}\%$ ) of such average rate of salary for each year over twenty years and less than thirty years in the aggregate served by such member before retirement.

In computing the aggregate period of service of a member of the Fire or Police Department for the purposes of this section, there shall be included the period or periods of time, if any, while such member was on disability retirement pursuant to the provisions of Sections 182 or 182 $\frac{1}{4}$  of this charter.

The provisions of this section are subject to the further conditions set forth in Section 181 $\frac{1}{2}$  of this charter.

Sec. 181 $\frac{1}{2}$ . No member of said departments entering said departments on or subsequent to January 17, 1927, shall receive a pension from said fire and police pension fund, pursuant to the provisions of Section 181 of this article, in an amount greater than the maximum pension payable pursuant to the provisions of Section 181 of this article to one entering such department subsequent to January 17, 1927, and having like years of service occupying the position of Battalion Chief of the Fire Department or Captain of the Police Department (or if there be then no positions so designated, the positions the duties of which most nearly correspond to those now attached to the position of Battalion Chief of the Fire Department or Captain of the Police Department) at the time of the retirement of such member.

Sec. 182. Whenever any member of the Fire or Police Department shall become so physically or mentally disabled by reason of bodily injuries received in, or by reason of sickness caused by the discharge of the duties of such person in such department as to render necessary his retirement from active service, the board shall order and direct that such member be retired from further service in such department; and thereafter such member so retired shall, during his lifetime, be paid from said pension fund a pension in an amount to be determined by the said board, but which pension shall be equal to not less than fifty per cent (50%), nor more than ninety per cent (90%), of the salary attached to the rank or position held by him in such department at the date of such retirement order. Such pension shall be paid in equal monthly installments. Provided, however, that any pension granted to any member of the Fire or Police Department for disability or sickness, as provided for in this section, shall cease when the disability or sickness ceases and such member shall, subject to civil service and other provisions of this charter governing the appointment of city employees, have been restored to active duty in such department of which such person was a member at the time of retirement to the same rank or position which such person held at said time. Provided, further, that the Board of Pension Commissioners shall have the power to hear and determine all matters pertaining to the granting and termination of any pension award as provided for in this section. Said board shall make its findings in writing, based upon the report of at least three regularly licensed, practicing physicians, and such other evidence concerning such disability as it may have before it. Said board shall determine the degree of disability and such determination shall govern the amount of pension to be awarded to such disabled member as hereinabove provided; and provided, further, that upon the written request of any such retired member, or upon its own motion, said board shall have the power, at any time prior to the restoration of such retired member to active service, to

consider new evidence pertaining to the case of any such retired member, and to increase or decrease the amount of such pension award to be thereafter paid.

Sec. 182 $\frac{1}{4}$ . Any member of the Fire or Police Department who shall have served in such department for five years or more in the aggregate from the date of his last appointment to such department and who has become physically or mentally incapacitated by reason of injuries or sickness other than injuries received or sickness caused by the discharge of the duties of such person in such department, and who is incapable as a result thereof from performing his duties, shall be retired upon written application of such person or of any person acting in his behalf or of the head of the department in which such member is employed.

The board shall cause such member to be examined by and a written report thereon rendered by three regularly licensed, practicing physicians selected by said board, and shall hear such other evidence relating to such disability of such member as may be presented to said board. If, upon considering the report of such physicians and such other evidence as shall have been presented to it, said board finds that said member has become physically or mentally incapacitated by reason of the injuries or sickness other than injuries received or sickness caused by the discharge of the duties of such member in such department, and he is incapable as a result thereof of performing his duties, and if said board finds that such disability was not due to or caused by the moral turpitude of such member, he shall be retired from further service in such department, and thereafter such member so retired shall, during his lifetime, be paid from said pension fund a pension in an amount equal to forty per cent (40%) of the highest salary (exclusive of any amount payable by reason of assignment to special duty) attached to the rank of policeman or fireman at the date of such retirement order. Such pension shall be paid in equal monthly installments. Provided, however, that any pension granted to any member of the Fire or Police Department for disability or sickness as provided in this section shall cease when the disability or sickness ceases, and such member shall, subject to civil service and other provisions of this charter governing the employment of city employees, have been restored to active duty in such department of which such person was a member at the time or retirement to the same rank or position which such person held at said time. Provided, further, that the Board of Pension Commissioners shall have the power to hear and determine all matters pertaining to the granting and termination of any pension award as provided for in this section.

This section shall be applicable only where a member is not entitled to a disability pension under the provisions of Section 182.

Sec. 182 $\frac{1}{2}$ . If at any time any member of the Fire or of the Police Department or the widow, child or children, or dependent parent or parents of any such member, or any other person hereafter entitled under the provisions of this article to pension benefits, shall be granted, because of the sickness, injury or death of such member, any compensation or award, under any general law providing for compensation or indemnity in case of the sickness, injury or death arising out of the performance of duty of such member, then and in that event any payments made pursuant to the provisions of this article to such member or to such widow, child or children, dependent parent or parents or other person, shall be construed to be and shall be payments of such compensation or award under such general law, and any payments made under the provisions of this article shall be first applied to payment of such compensation or award and any balance of such payments made pursuant to the provisions of this



article shall be deemed to be pension payments; and it is hereby provided that the pension provided for in this article for such member or such widow, child or children, dependent parent or parents, or such other person in case of any such award under such general law, shall be reduced in amount to the difference between the amount of pension provided for in this article, and the total amount of such compensation or award granted and paid under such general law until the total amount awarded under such general law shall have been fully paid.

After payment of the total amount of such compensation or award granted under such general law the payments herein provided for shall continue as pension benefits subject to the provisions of this article.

Sec. 183. Whenever any member of the Fire or Police Department shall die as a result of any injury received during the performance of his duty, or from sickness caused by the discharge of such duty, or after retirement, or while eligible to retirement from such department on account of years of service, then an annual pension shall be paid in equal monthly installments to his widow, or child or children, or dependent parent or parents, in an amount equal to one-half ( $\frac{1}{2}$ ) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the time of his death or the date of his retirement from active duty in such department. Said pension shall be paid to the widow during her lifetime or until she remarries, and thereafter a pension shall be paid in equal monthly installments, in an amount equal to one-half ( $\frac{1}{2}$ ) of the average monthly rate of salary assigned to the ranks or positions held by such member during the three years immediately preceding the time of his death or the date of his retirement from active duty in such department to the legally appointed guardian of the child or children of such deceased member until such child or children shall have attained the age of eighteen years, or to his child or children should there be no widow until such child or children shall have attained the age of eighteen years, or to his dependent parent or parents during their lifetime or during such dependence, should there be no widow or child. Provided, however, that during the lifetime of such widow or until she shall remarry, an additional amount shall be paid to such widow for each child during the lifetime of such child, or until such child shall have married or reached the age of eighteen years, as follows: For one child, twenty-five per cent (25%) of the pension allowed as hereinabove set forth; for two children, forty per cent (40%) of such pension; and for three or more children, fifty per cent (50%) of such pension. Provided, further, however, that no widow of a pensioner shall be entitled to a pension unless she shall have been married to such deceased pensioner at least one year prior to the date of his retirement; and provided, further, that no widow of a member of the Fire or Police Department eligible for retirement from such department, who dies from causes other than those arising out of or from the performance of his duties, shall be entitled to a pension unless she shall have been married to such deceased member for at least one year prior to the date of his death, and provided, further, that if such widow, child or children shall marry, then the pension paid to the person so marrying shall cease, and provided, further, that should the dependency of such parent or parents terminate, then the pension paid to such dependent parent or parents shall cease. Provided, however, that the pension payable hereunder to the widow, child or children or dependent parent or parents of a member of the Fire or Police Department who became a member of such department on or subsequent to January 17, 1927, who, after retirement on account of years of service, but having served

less than twenty-five years in the aggregate prior to the time of such retirement, or who, while eligible to retirement from such department on account of years of service, but prior to having served twenty-five years in the aggregate shall die from causes other than those arising out of or from the performance of his duties, shall not exceed the amount of the pension which such retired member was receiving at the time of his death or which such member eligible for retirement would have been eligible to receive at the date of his death under the provisions of Section 181 and 181½ of this charter, and the additional amount payable to such widow on account of children pursuant to the provisions of this section shall be the applicable percentage hereinabove set forth of a pension in such maximum amount.

Sec. 183½. Whenever any member of the Fire or Police Department (other than a member retired on account of years of service or a member eligible to retirement on account of years of service, but including a member retired on account of disability pursuant to the provisions of Section 182¼ of this charter) who shall have served in such department for five years or more in the aggregate from the date of his last appointment to such department, shall die from causes other than those arising out of or from the performance of his duties, then an annual pension shall be paid in equal monthly installments to his widow, or child or children, or dependent parent or parents, in an amount equal to forty per cent (40%) of the highest salary (exclusive of any amount payable by reason of assignment to special duty) attached to the rank of policeman or fireman at the date of such member's death. Said pension shall be paid to the widow during her lifetime or until she remarries, and thereafter a pension in the same amount shall be paid in equal monthly installments to the legally appointed guardian of the child or children of such deceased member until such child or children shall have attained the age of eighteen years, or to his child or children should there be no widow until such child or children shall have attained the age of eighteen years, or to his dependent parent or parents during their lifetime or during such dependence, should there be no widow or child, provided, however, that during the lifetime of such widow or until she shall remarry, an additional amount shall be paid to such widow for each child during the lifetime of such child, or until such child shall have married or reached the age of eighteen years, as follows: for one child, twenty-five per cent (25%) of the pension allowed as hereinabove set forth; for two children, forty per cent (40%) of such pension; and for three or more children, fifty per cent (50%) of such pension. Provided, further, however, that no widow shall be entitled to a pension pursuant to the provisions of this section unless she shall have been married to such deceased member for at least one year prior to the date of his death.

An provided further, that no widow of a member who shall die while on disability retirement pursuant to the provisions of Section 182¼ of this charter shall be entitled to a pension pursuant to the provisions of this section unless she shall have been married to such deceased member for at least one year prior to the date of his retirement.

Sec. 184. That all pensions granted in accordance with the provisions of section 181, 182, 182¼, 183 and 183½ hereof shall remain in full force and effect for the period granted, and any increase or decrease of salaries of active members of the Fire and Police Department shall not in anywise affect the amount of the pensions to be paid to retired members of such departments, or to any other person pensioned pursuant to the provisions of this article, nor shall the amount of such pensions be changed for any other reason, except as otherwise specifically provided in this article.

Sec. 185. For the purpose of the provisions contained herein, the Fire Department shall consist of all persons duly and regularly appointed in the Fire Department under civil service rules and regulations to perform the duties of a regular fireman in the City of Los Angeles, under whatever designation they may be described in any salary or departmental ordinance providing compensation for said Fire Department; and the Police Department shall consist of all members of such Police Department appointed under civil service rules and regulations and sworn in, as provided by law, to perform the duties of a regular police officer of the City of Los Angeles, under whatever designation that they may be described in any salary or departmental ordinance providing compensation for the members of said Police Department. The provisions as herein in this charter contained shall apply to all members of the Fire and Police Departments as in this section defined, and to all members of said departments who have been heretofore granted pensions.

Sec. 186. For the purpose of providing for the payment of pensions, the expense of said Department of Pensions, and maintaining a reserve for said purposes henceforth, a fund is hereby created, to be known as the fire and police pension fund, which shall consist of all moneys heretofore paid into and all moneys, property and investments now in the fire and police pension fund, and all moneys hereafter paid into said fund in accordance with the provisions of this charter and of this section.

In order that the Council may be advised as to the amount of tax levy required to be made by the provisions of this section, the Board of Pension Commissioners shall annually and not later than the first day of June of each year prepare and transmit to the Council a statement consisting of and including only the following items:

(1) The estimated requirements for the next succeeding fiscal year to pay and discharge (a) disability pensions, (b) widows' pensions, (c) minors' pensions, (d) dependents' pensions, and (e) the expense of said Department of Pensions; and

(2) A sum equal to six per centum of the estimated total payrolls of the Fire and Police Departments for those members of said departments included within the pension provisions of this article for the next succeeding fiscal year.

In addition to the foregoing, in the event that all payments made and to be made from said fire and police pension fund during any current fiscal year shall exceed the total amount paid into said fund from all sources, then there shall be included in such statement a sum equal to the difference between the amount of moneys paid and estimated to be paid from said fire and police pension fund during the current fiscal year and all moneys received and anticipated to be received into said fund during said fiscal year.

The Council shall annually levy a tax clearly sufficient to produce a sum in the total amount of all the items set forth in the statement required to be prepared by the Board of Pension Commissioners as hereinabove provided.

In addition to the receipts from taxes levied pursuant to the provisions of this section and the deductions from the salaries of the members of the Fire and Police Departments as provided for in Section 186½ hereof, there shall be paid into said fire and police pension fund the following moneys, to-wit:

- (a) All interest and earnings from the investment of said funds;
- (b) All contributions and donations to the Fire and Police Departments for services by any member or members thereof, except amounts

of money donated to provide for any medal or permanent competitive award;

(c) All fines imposed upon members of the Fire and Police Departments for violations of rules and regulations of said departments;

(d) All proceeds from the sale of unclaimed property.

All moneys paid into said fund during any fiscal year and not expended during said fiscal year for the payment of pensions or the expense of the Department of Pensions shall become a part of and be added to said reserve in said fund.

Sec. 186½. Each member of the Fire and Police Department included within the pension provisions of this article shall contribute to said fire and police pension fund in the manner as hereinafter in this section provided.

The administrative head of each such department shall cause to be shown on each and every payroll of said department a deduction of six per cent (6%) of the amount of salary, as shown on each such payroll, of each such member whose name appears thereon, and shall certify to the Controller on each such payroll the amount to be deducted from the compensation of each such member whose name appears thereon, and shall cause to be drawn a payroll check in favor of the Board of Pension Commissioners for the total amount of deduction shown on each payroll of such department, and said board shall deposit said payroll check to the credit of the fire and police pension fund. It shall be the duty of the administrative head of each department to cause to be furnished a copy of each and every such payroll hereinbefore mentioned to the said Board of Pension Commissioners.

Each member shall be deemed to consent and agree to each deduction made as provided for herein, and the payment of each payroll check to such member shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such member during the period covered by such payroll, except such claims as such member may have to the benefits provided for in this article.

Sec. 188. The positions of general manager of the department and of secretary to the board may be consolidated, in the discretion of the board.

Sec. 189. In computing the time of service for retirement the amount of time served in the United States Army, Navy, Marine Corps, or any division thereof, in time of war, by any member of the Fire or Police Department, who shall have left such department to enter the United States Army, Navy, Marine Corps, or any division thereof, and who shall have returned to such department within a period of one year after having been honorably discharged from such service, shall be counted as a part of the aggregate service required for a retirement pension.

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#### ORDINANCE No. 95,021

An ordinance amending Ordinance No. 67,778 by amending Sections 1 and 2 thereof.

The People of the City of Los Angeles do ordain as follows:

Section 1. Sections 1 and 2 of Ordinance No. 67,778 entitled "An ordinance providing for the issuance of a certificate of service to members

of the Fire Department and Police Department who have conformed with the pension provisions of the Charter of the City of Los Angeles," approved September 20, 1930, are amended to read as follows:

Section 1. Definition "Member." The term "member" of the Fire Department as used herein shall refer to, mean and include all persons duly and regularly appointed in the Fire Department under civil service rules and regulations to perform the duties of a regular fireman of the City of Los Angeles and all persons, other than regular firemen, who were so appointed in said Department under such rules and regulations and who became members of the Fire and Police Pension System of the City of Los Angeles prior to June 16, 1947, whose duty it is to prevent or extinguish fires in the City of Los Angeles, under whatever designation they may be described in any salary or departmental ordinance providing compensation for said Fire Department; and the term "member" of the Police Department as used herein shall refer to, mean and include all persons duly and regularly appointed in the Police Department under civil service rules and regulations and sworn in, as provided by law, to perform the duties of a regular police officer of the City of Los Angeles, under whatever designation they may be described in any salary or departmental ordinance providing compensation for said Police Department.

The provisions herein in this ordinance contained shall apply to all members of the Fire Department or Police Department as in this section defined.

Section 2. As soon as possible, and in any event within five (5) days after a member of the Fire Department or Police Department shall have served in such department, the aggregate number of years entitling him to retirement as provided in Section 181 of the charter of the City of Los Angeles, regardless of whether such aggregate number of years of service shall have been completed prior or shall be completed subsequent to the effective date of this ordinance, there shall be issued to each such member a certificate showing the total number of years served by such member in such department, which certificate shall be irrevocable and shall serve as evidence of such service; provided, however, that if such member shall continue in the service of such department thereafter, such certificate shall be continuing in effect, and each year, and/or portion or portions of a year, thereafter served by such member in such department shall be added to such certificate and made part thereof the same and as fully as if said additional period or periods of service were actually entered thereon.

It shall be, and is hereby made the duty of the Board of Pension Commissioners to sign and issue such certificate to such member affected by the provisions of this section.

Section 3. The City Clerk shall certify to the passage of this ordinance and cause the same to be published in some daily newspaper printed and published in the City of Los Angeles.

I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles, at its meeting of June 9, 1949.

WALTER C. PETERSON,  
City Clerk.

By A. M. Morris, Deputy.

Approved this 15th day of June, 1949.

FLETCHER BOWRON,  
Mayor.