

time prescribed by law for the payment of State taxes settled by the Department of Revenue, in addition to any other taxes to which it may be liable under the first and twenty-first sections of this act, a tax of eight mills on the dollar upon the gross amount of said premiums, premium deposits, and assessments received from business transacted within this Commonwealth.

**Rate.**

**Deductions allowed.**

**Reinsurance effected by contract executed within State.**

**Proviso.**

Such company, association, or exchange, in reporting for taxation, may deduct, from the gross premiums, premium deposits, and assessments, all amounts returned on policies cancelled or not taken, and all premiums paid for reinsurance where such reinsurances are effected in companies, associations, and exchanges authorized to transact business in this Commonwealth *by contracts or agreements entered into or executed by all parties thereto within this Commonwealth. If such contract or agreement is not entered into or executed by all parties thereto within this Commonwealth, such company, association, or exchange, in reporting for taxation, may not deduct such premiums so paid unless the tax thereon is paid when due by the company in which such reinsurance is effected;* and mutual companies, associations, exchanges, and stock companies with participating features which may for any reason be required to report under this act, in addition to the aforesaid deductions, may deduct that portion of the advanced premiums, premium deposits, or assessments returned in cash or credited to members or policyholders, whether as dividends, earnings, savings, or return deposits, upon the expiration or termination of their contracts: Provided, That hereafter the annual tax upon premiums of insurance companies of other states or foreign governments shall be at the rate of two per centum upon the gross premiums of every character and description received from business done within this Commonwealth within the entire calendar year preceding. The penalties for failure to make report and pay the tax as herein required shall be as provided by law.

APPROVED—The 31st day of May, A. D. 1933.

GIFFORD PINCHOT

No. 269

AN ACT

To further amend section three hundred twenty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insur-

ance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further defining deductions in case of reinsurance.

Section 1. Be it enacted, &c., That section three hundred twenty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, entitled "An act relating to insurance; amending, including, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as last amended by the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, nine hundred four), is hereby further amended to read as follows:

Insurance  
Company Law  
of 1921.

Deduction  
in case of  
reinsurance.

Section 321, act  
of May 17, 1921  
(P. L. 682), as  
last amended by  
act of June 23,  
1931 (P. L. 904),  
further amended.

Section 321. Additional Annual Reports from Foreign Companies and Associations.—Every stock or mutual insurance company, association, or exchange of another State or foreign government, authorized to do business in this Commonwealth, shall make report to the Insurance Commissioner, on or before March first of each year, under oath of its president, secretary, or attorney, showing the gross premiums of every character and description received from business transacted in the Commonwealth during the year, or fraction of year, ending with the thirty-first day of December preceding, whether said premiums were received in money or in the form of notes, credits, or any other substitute for money, or whether the same were collected in this Commonwealth or elsewhere, and to pay into the State Treasury the requisite tax upon all such premiums. Such companies, associations, and exchanges, in making such report, may deduct, from the gross premiums received, all premiums returned on policies canceled or not taken, and all premiums actually paid for reinsurances where the same are effected in companies duly licensed to do business in this Commonwealth *by contracts or agreements entered into or executed by all parties thereto within this Commonwealth: Provided, however, That such contracts or agreements with respect to marine or transportation insurance need not be made within this Commonwealth. If such contract or agreement is not entered into or executed by all parties thereto within this Commonwealth, such company, association, or exchange, in reporting for taxation, may not deduct such premiums so paid unless the tax thereon is paid when due by the company in which such reinsurance is effected.* Stock companies with

participating features, in addition to the aforesaid deductions, may deduct that portion of the premiums returned to the policyholders. Life insurance companies may deduct dividends declared and actually used by policyholders in payment of renewal premiums; and mutual companies, associations, and exchanges may deduct that proportion of the advance premium or deposit returned to members upon the expiration or termination of their contracts. "Gross premiums" are defined to be the amount of dues, fees, and premiums stated in the policy contracts.

Certain provisions  
of Fiscal Code  
superseded.

Section 2. In so far as the provisions of this act supply provisions of the Fiscal Code relating to amounts which foreign insurance companies, associations, and exchanges may deduct from gross premiums received from business transacted in the Commonwealth in making reports with the Department of Revenue, the provisions of this act shall supersede such provisions of the Fiscal Code.

APPROVED—The 31st day of May, A. D. 1933.

GIFFORD PINCHOT

No. 270

### AN ACT

To amend sections one hundred ten, four hundred seven, four hundred eight, five hundred thirty, six hundred twelve, six hundred twenty-one, six hundred twenty-two, eight hundred eight, one thousand seven hundred and fifteen, one thousand eight hundred and six, two thousand sixty-three, two thousand seventy, two thousand three hundred and one, two thousand three hundred and two, and three thousand two hundred and one, to repeal sections two thousand seventy-one, two thousand seventy-two, two thousand seventy-three, two thousand seventy-four, two thousand seventy-five, three thousand two hundred and two, three thousand two hundred and three, three thousand two hundred and four, three thousand two hundred and five, and three thousand two hundred and six, and to add sections two hundred nine, two hundred nine a, three thousand two hundred and two, and three thousand two hundred and three, of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, one thousand two hundred six), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," regulating advertising; fixing the voting powers at county conventions of township officers; correcting certain section headings; providing the security to be given by depositories; prescribing penalties for delinquent taxes; permitting certain municipal claims to be embraced in one claim; and providing that the width of sidewalks may be fixed by resolution; regulating the carrying of Workmen's Compensation Insurance; providing for the laying out and ordaining of sidewalks, for the removal of shrubbery and obstructions within highways, for the filling of vacancies in office, for the reestablishment of a first class township as a second class township; and defining the powers and duties of the planning commission.

Townships of  
first class.

Section 1. Be it enacted, &c., That sections one hundred ten, four hundred seven, four hundred eight, five