

inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," requiring approval by the State Registration Board for Professional Engineers prior to the use of certain words in corporate names.

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

Section 1. Section 202, act of May 5, 1933 (P. L. 289), known as the "Nonprofit Corporation Law," is amended by adding after subsection D.1, a new subsection to read:

Section 202. The Corporate Name.—* * *

D.2. The corporate name shall not contain the words "engineer" or "engineering" or "surveyor" or "surveying," or any other word implying that any form of the practice of engineering or surveying, as defined in the act of May 23, 1945 (P. L. 913), known as the "Professional Engineers Registration Law," is provided unless the use of such name shall first have been approved by the State Registration Board for Professional Engineers and there is submitted a certificate from the board that the corporation or proposed corporation is entitled to use such designation in its corporate name.

Section 2. The State Registration Board for Professional Engineers shall approve the corporate name, provided, that at least one of the incorporators of the nonprofit corporation has been properly registered with said board in the practice of engineering or surveying.

Section 3. The provisions of this act shall not affect the use of any corporate name authorized prior to the effective date of this act.

Section 4. This act shall take effect immediately.

APPROVED—The 30th day of September, A. D. 1965.

WILLIAM W. SCRANTON

No. 295

AN ACT

HB 1008

Amending the act of May 24, 1945 (P. L. 967), entitled "An act making ¹ it unlawful for any individual or individuals to carry on any business under an assumed or

¹ "it" deleted from original.

fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," requiring approval by the State Registration Board for Professional Engineers prior to the use of certain words in fictitious names.

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

Section 1. Section 1, act of May 24, 1945 (P. L. 967), entitled "An act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," amended September 23, 1959 (P. L. 936), is amended to read:

Section 1. (a) No individual or individuals shall hereafter carry on or conduct any business in this Commonwealth under any assumed or fictitious name, style or designation unless the person or persons conducting or carrying on the same shall have first filed in the office of the Secretary of the Commonwealth and in the office of the prothonotary in the county, wherein the principal place of business is located, to be entered in a book provided for that purpose, or to be entered or recorded by microfilming or other photographic process, an application, under oath, and signed by such person or persons, setting forth the real name or names and the residences, including number and street, if any, of all the persons owning or interested in said business, the name, style or designation under which said business is being or will be carried on or conducted, a brief statement concerning the character or nature of said business and the location of the principal office or place of business, including number and street, if any. For the purposes of this act, the term "business" shall not include any

nonprofit or professional activities or such other activities as are expressly or impliedly prohibited by the statutes of this Commonwealth from being carried on under a fictitious name.

(b) The fictitious name shall not contain the words "engineer" or "engineering" or "surveyor" or "surveying," or any other word implying that any form of the practice of engineering or surveying, as defined in the act of May 23, 1945 (P. L. 913), known as "the Professional Engineers Registration Law," is provided, unless the use of such name shall first have been approved by the State Registration Board for Professional Engineers and there is submitted a certificate from the board that the use of such name is approved.

Section 2. The State Registration Board for Professional Engineers shall approve the use of such name, provided, that at least one of the persons filing for use of the name has been properly registered with said board in the practice of engineering or surveying.

Section 3. The provisions of this act shall not affect the use of any fictitious name authorized prior to the effective date of this act.

Section 4. This act shall take effect immediately.

APPROVED—The 30th day of September, A. D. 1965.

WILLIAM W. SCRANTON

No. 296

AN ACT

SB 303

Amending the act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," increasing the number of days in a calendar year for which corporations may be licensed to conduct harness racing.

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

Section 1. Section 5, act of December 22, 1959 (P. L. 1978), entitled, as amended, "An act providing for and regulating harness racing