

a foreign corporation duly authorized to do business in Pennsylvania,"
is hereby specifically repealed insofar as it relates to nonprofit corpora-
tions and foreign nonprofit corporations.

(d) As much of the last paragraph of section 1, act of June 8, 1923
(P. L. 685), entitled "An act prescribing the fees for the office of
Secretary of the Commonwealth," as authorizes or requires a determina-
tion by the Secretary of the Commonwealth that papers to be received
or filed by him are in accordance with law is repealed insofar as it
relates to domestic and foreign nonprofit corporations.

(e) As much of section 805, act of April 9, 1929 (P. L. 177), known
as "The Administrative Code of 1929," as authorizes or requires a
determination by the Department of State that papers or documents to
be received or filed by it conform to law is repealed insofar as it relates
to domestic and foreign nonprofit corporations.

(f) Section 730, act of April 9, 1929 (P. L. 343), known as "The
Fiscal Code," is hereby specifically repealed insofar as it relates to
foreign nonprofit corporations.

(g) All acts and parts of acts heretofore repealed insofar as they
relate to nonprofit corporations by section 1102 of this act or by any
act amendatory of this act are hereby repealed insofar as they relate
to foreign nonprofit corporations.

Section 27. This act shall take effect January 1, 1966.

APPROVED—The 18th day of January, A. D. 1966.

WILLIAM W. SCRANTON

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No. 521

AN ACT

SB 736

For the registration of certain pre-1858 corporations; providing that such corporations shall be conclusively deemed to have accepted the Constitution of Pennsylvania unless such corporations file a certificate of nonacceptance with the Department of State.

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

Section 1. Scope of Act.—The provisions of this act shall apply to every domestic corporation which was incorporated under any general or special act prior to October 14, 1857 and which neither:

- (1) By the terms of its charter or the act under which it was incorporated, holds a charter subject to alteration or revocation; nor
- (2) Has since October 13, 1857, accepted the Constitution of Pennsylvania in any manner whatsoever.

Section 2. Legislative Finding.—The General Assembly finds and determines that the enactment of legislation relating to corporations to which this act applies may involve constitutional and other considerations not applicable to corporations generally and that the identification and enumeration of such corporations in the manner required by this act is therefore necessary in order to determine the number and character of such corporations which continue in existence.

Section 3. Nonregistering Corporations Subject to Constitution.—Every corporation to which this act applies shall, after January 1, 1967, be conclusively deemed to have accepted the Constitution of Pennsylvania unless, on or before January 1, 1967, such corporation shall have filed with the Department of State a certificate declining to accept the provisions of the Constitution of Pennsylvania. The certificate shall be executed under the seal of the corporation, shall be signed by two duly authorized officers of the corporation and shall set forth:

- (1) The name and address of the corporation;
- (2) The act of Assembly by or under which it was incorporated;
- (3) A statement that the corporation declines to accept the Constitution of Pennsylvania;
- (4) A statement that the nonacceptance of the Constitution of Pennsylvania was duly authorized at a special meeting of the shareholders or members called for that purpose or at an annual meeting of the shareholders or members.

No fee shall be charged for the filing of such a certificate.

Section 4. Register Established.—The names of all corporations filing such certificates shall be listed on a register maintained for that purpose by the Department of State. Such register shall be combined with any similar register established by any other act.

Section 5. Removal from Register.—Whenever any corporation named on such register shall accept the benefit of any act of Assembly enacted after December 31, 1873 or do any other act amounting to acceptance of the Constitution of Pennsylvania, the department shall re-

move such corporation's name from the register. The acceptance for filing of such a certificate shall not preclude the Commonwealth or any interested person from directly or collaterally establishing, in any proceeding to which the corporation is a party, that such acceptance for filing was improper.

Section 6. Notice to Corporation of Rejection of Filing or Removal from Register.—Whenever the Department of State shall reject a certificate tendered for filing under this act upon the sole ground that the corporation named therein has heretofore accepted the Constitution of Pennsylvania, or shall remove a corporation's name from such register, on the ground either that such corporation was improperly included thereon or that it has accepted the Constitution of Pennsylvania, it shall notify the corporation thereof by certified mail, and such notice shall be accompanied by a brief statement by the department of its finding as to the manner in which acceptance of the Constitution was effected.

Section 7. Filing Constitutes Compliance with Police Power.—The filing of a certificate of nonacceptance under this act shall be deemed to be in compliance with the police power of the Commonwealth and shall not of itself constitute acceptance of the Constitution of Pennsylvania.

Section 8. Effective Date.—This act shall take effect January 1, 1966.

APPROVED—The 18th day of January, A. D. 1966.

WILLIAM W. SCRANTON

No. 522

AN ACT

SB 939

Authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire 89.4 acres, more or less, of land in Glade Township, Warren County, for use of Warren State Hospital; and making an appropriation.

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

Section 1. The Department of Property and Supplies, with the approval of the Governor, is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania, for use of Warren State Hospital, a tract of land in the Township of Glade and County of Warren and Commonwealth of Pennsylvania, bounded and described as follows:

All that parcel of land situated in the Mathis Farm, Warrant 5488,