

No. 385

AN ACT

To amend section four of the act, approved the thirtieth day of June, one thousand eight hundred and eighty-five (Pamphlet Laws, one hundred and ninety-three), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, one thousand eight hundred and seventy-nine," as amended; exempting corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit.

Section 1. Be it enacted, &c., That section four of the act, approved the thirtieth day of June, one thousand eight hundred and eighty-five (Pamphlet Laws, one hundred and ninety-three), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, one thousand eight hundred and seventy-nine," which was amended by the act, approved the twenty-first day of July, one thousand nine hundred and nineteen (Pamphlet Laws, one thousand sixty-seven), entitled "An act to amend section four of an act, approved the thirtieth day of June, one thousand eight hundred and eighty-five (Pamphlet Laws, one hundred and ninety-three), entitled 'A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, one thousand eight hundred and seventy-nine,'" is hereby further amended to read as follows:

Section 4. That hereafter, *except in the case of corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit*, it shall be the duty of the treasurer of each private corporation, incorporated by or under the laws of this Commonwealth, or the laws of any other State, or of the United States, and doing business in this Commonwealth, upon the payment of any interest on any scrip, bond, certificate or evidence of indebtedness, issued by said corporation to residents of this Commonwealth and held by them, to assess the tax imposed and provided for State purposes upon the nominal value of each and every said evidence of debt, and to report on oath annually, on or before the last day of February for the calendar year next preceding, to the Auditor General the amount of indebtedness of the corporation owned by residents of this Commonwealth, as nearly as the same can be ascertained; and it shall be his further duty to deduct four mills on every dollar of the interest paid as aforesaid and return the same into the State Treasury within sixty days after the date of settlement in each year; and his compensation for his services shall be five per centum on the first one thousand dollars or fractional part thereof collected, one per centum of all amounts over one thousand dollars and not over two thousand, and one-half of one per centum of all amounts over two thousand dollars; and for every failure to assess and pay said tax and make report as aforesaid, the Auditor

Taxation.

Tax on mortgages and other securities.

Section 4 of act of June 30, 1885 (P. L. 193), as amended by act of July 21, 1919 (P. L. 1067), further amended.

Treasurers of corporations to assess the tax imposed on bonds, etc.

Annual report to Auditor General.

Deduction of tax from interest paid.

Compensation.

Penalty for failure to assess, and report and pay tax.

Exemption from other taxation.

Upon failure to report. Auditor General and State Treasurer may make settlement.

When fiscal year differs from calendar year.

First report when fiscal year is changed.

Extension of time for making return.

General shall add ten per centum as a penalty to the amount of the tax; upon payment of said tax by a corporation, the scrip, bonds, certificates, or other evidences of indebtedness issued by it shall be exempt from all other taxation in the hands of the holders of the same.

In the event of the neglect or refusal of the officers of any such corporation to make the report to the Auditor General, as herein provided, on or before the last day of February in each and every year, or within sixty days of the end of its fiscal year, as hereinafter provided, it shall be the duty of the Auditor General and State Treasurer to estimate a valuation of the scrip, bonds, certificates, and evidences of indebtedness of such defaulting corporation and settle an account for taxes, penalty, and interest thereon, from which settlement there shall be no right of appeal.

If any such private corporation shall certify to the Auditor General that its fiscal year closes, not upon the thirty-first day of December, but upon some other date, and that it reports to the United States Government as of such other date, then such corporation may, in the discretion of the Auditor General, be permitted to make the reports herein provided for within sixty days after such date, and payment as herein provided within sixty days after the date of settlement, subject in all other respects to the provisions of this act.

The first report made under the provisions of this act by any corporation changing its reports from the calendar year to a fiscal year as hereinafter provided, shall cover the period from the last day of the calendar year for which a report was filed to the first day of the fiscal year of such corporation, and the accounting officers shall settle the tax for such intervening period at the proportionate annual rate provided by law.

The Auditor General may, upon request made before the last day of February, and upon proper cause shown, extend the time of filing returns for a period not exceeding sixty days from the last day of February of the year for which the same are required to be filed.

APPROVED—The 4th day of May, A. D. 1927.

JOHN S. FISHER

No. 386
AN ACT

To amend sections twenty and twenty-one of an act, approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended, exempting corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit.

Taxation.

Section 1. Be it enacted, &c., That section twenty of an act, approved the first day of June, one thousand eight