

## No. 126

## AN ACT

Amending the 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," providing for amended certificates, requiring certificates of registration and of cancellation or withdrawal from the prothonotary, and fixing fees.

Fictitious names.

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

Act of May 24,  
1945, P. L. 967,  
amended by add-  
ing a new  
section 6.1.

Section 1. The act of May 24, 1945 (P. L. 967), entitled "An act of 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," is amended by adding, after section 6, a new section to read:

Procedure to  
amend certificate  
for adding or  
deleting names.

*Section 6.1. Any person conducting or carrying on any business in the Commonwealth in compliance with the provisions of this act, shall, for the purpose of adding the names of additional parties in interest or for the purpose of adding the names of additional parties in interest and deleting the name or names of former parties in interest where no change of the business name is involved, amend their original certificate by filing with the Secretary of the Commonwealth and the prothonotary an application for an amended certificate listing the names and addresses of the new parties in interest and the names and addresses of former parties in interest*

where former parties have been deleted. The Secretary of the Commonwealth and the prothonotary shall each issue an amended certificate to the applicant. The secretary shall charge a fee of five dollars (\$5.00) for his services. The prothonotary shall charge a fee of five dollars and twenty-five cents (\$5.25) for his services.

Fees.

Section 2. Section 7 of the act is amended to read:

Section 7 of the act amended.

Section 7. Any person or persons conducting or carrying on any business in this Commonwealth who in compliance with the provisions of this act have or may hereafter file an application, as herein provided, in the office of the Secretary of the Commonwealth and in the office of the prothonotary shall, upon the dissolution of any such business, or upon his or their withdrawal from such business, file a statement of cancellation or withdrawal, as the case may be, and shall thereupon have the right to require the Secretary of the Commonwealth and the prothonotary in whose office such application was filed to cancel such application, if the business has been dissolved, or to make a notation on the margin of the book in which such application was entered to the effect that he or they are no longer connected with or interested in such business, if he or they have withdrawn from the business: Provided, however, That if the entry or recording of such application be by microfilming or other photographic process then the statement of cancellation or withdrawal shall be entered or recorded in like manner as a separate instrument. The Secretary of the Commonwealth and the prothonotary shall each forthwith issue a certificate of cancellation or withdrawal.

Dissolution or withdrawal.

APPROVED—The 5th day of June, A. D. 1957.

GEORGE M. LEADER

No. 127

### AN ACT

Amending the act of July 16, 1941 (P. L. 405), entitled "An act providing a method for supplying, perfecting and recording birth records of certain persons whose births have not heretofore been made a public record or whose record of birth is incomplete or incorrect; making such records competent legal evidence; prescribing fees, and imposing certain duties upon the orphans' court and the Bureau of Vital Statistics of the Department of Health; authorizing the orphans' court to appoint masters for the determination of certain questions, and requiring counties to pay the compensation of such masters," increasing the amount to be paid for a certified copy of a birth record.

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