

imprisonment not exceeding sixty days, or both. When applied to an association, imprisonment shall include the members thereof, and when applied to a corporation, the term imprisonment shall include the officers thereof. An association or corporation may be subject as an entity to the payment of a fine.

**Specific repeals.** Section 9. **Specific Repeals.**—Sections 401, 402, 403, 407, 408, 409, 414, 415 and 416 and clause (f) of section 419 of the act of June 3, 1937 (P. L. 1225), known as "The Game Law," and their amendments, are repealed in so far as they relate to domestic mink.

**General repeal.** Section 10. **General Repeal.**—All other acts and parts of acts, general, local and special, are repealed in so far as they are inconsistent herewith.

**Act effective immediately.** Section 11. **Effective Date.**—This act shall take effect immediately.

APPROVED—The 23rd day of September, A. D. 1959.

DAVID L. LAWRENCE

No. 382

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," defining the term "business," providing for the change of location from one county to another, and designating the persons to sign an application to amend the certificate.

**Fictitious names.** The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

**Section 1, act of May 24, 1945, P. L. 967, amended.** 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

\* "fictitious" in original.

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 to read:

Section 1. 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.*

Application to Secretary of Commonwealth and prothonotary.

Section 2. Section 3.1 of the act, added May 23, 1949 (P. L. 1645), is amended to read:

Section 3.1 of the act, added May 23, 1949, P. L. 1645, amended.

Section 3.1. In all cases where the location of the principal place of business [within any county] is changed subsequent to the filing of the application required in, or the issuance of any certificate of registration granted under, the preceding section of this act, the individual or individuals engaged in such business shall notify the Secretary of the Commonwealth and the prothonotary of such change by filing with them supplemental statements setting forth the new address. The Secretary of

Statement or change of location of principal place of business to be filed.

\* "prothontary" in original.

Fee.

the Commonwealth and the prothonotary shall each receive a fee of one dollar (\$1.00) for filing such supplemental statements. *In the event that the change of location is from one county to another, in addition to the above, individual or individuals engaged in such business shall file with the prothonotary, in the county to which the location is changed, an application in the manner and containing the information required under section 1 of this act.*

Section 6.1 of the act, added June 5, 1957, P. L. 258, amended.

Procedure to amend certificate for adding or deleting names.

Section 3. Section 6.1 of the act, added June 5, 1957 (P. L. 258), is amended to read:

Section 6.1. Any person or persons 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] *the* 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] *are being* deleted. *The application shall be signed by all parties to the original registration, who have not theretofore withdrawn \*from the original registration in the Department of State, and by each individual whose name is being added.* 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.

APPROVED—The 23rd day of September, A. D. 1959.

DAVID L. LAWRENCE

No. 383

AN ACT

Amending the act of July 15, 1957 (P. L. 901), entitled "An act giving cities of the third class the right and power to adopt one of several plans of optional charters and to exercise the powers and authority of local self-government subject to certain restrictions and limitations; providing procedures for such adoption and defining the effect thereof," changing provisions relating to selection of city charter commissioners.

\* "form" in original.