

No. 40

AN ACT

Amending the act of April 18, 1949 (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," increasing the amount of payments that can be made by employers to heirs of deceased employees whether or not a personal representative has been appointed, and authorizing payments of accrued vacation benefits of a deceased to be paid by the employer to the spouse or other designated relatives of the deceased.

**Fiduciaries Act
of 1949.**

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

**Section 201, act
of April 18, 1949,
P. L. 512,
amended Febru-
ary 23, 1956,
P. L. 1084 and
May 29, 1956,
P. L. 1853,
further amended.**

Section 1. Section 201, act of April 18, 1949 (P. L. 512), known as the "Fiduciaries Act of 1949," amended February 23, 1956 (P. L. 1084) and May 29, 1956 (P. L. 1853), is amended to read:

Section 201. Payment of Wages, Salary, *Vacation Benefits* or Pension to Family.—Any employer of a person dying domiciled in the Commonwealth at any time after the death of the employee, whether or not a personal representative has been appointed, may pay wages, salary or any accrued *vacation benefits* or pension due the deceased in an amount not exceeding [seven hundred and fifty dollars] *one thousand dollars* due to the deceased employee to the spouse, any child, the father or mother, or any sister or brother (preference being given in the order named) of the deceased employee. Any employer making such a payment shall be released to the same extent as if payment had been made to a duly appointed personal representative of the decedent and he shall not be required to see to the application thereof. Any person to whom payment is made shall be answerable therefor to anyone prejudiced by an improper distribution.

**Act effective
immediately.**

Section 2. This act shall take effect immediately.

APPROVED—The 20th day of May, A. D. 1963.

WILLIAM W. SCRANTON