

eral fund, or from the amount of said tax collected from its shareholders, not less than eighty per centum (80%) of the tax due to the Commonwealth by it for such calendar year and the remaining tax due shall be paid at the time when the report herein required for the year next succeeding is made: Provided, That upon the payment of the tax fixed by this act into the State Treasury, through the Department of Revenue, the shares and so much of the capital stock, surplus, profits, and deposits of such company as shall not be invested in real estate, shall be exempt from all other taxation under the laws of this Commonwealth. The procedure, in case the Department of Revenue be not satisfied with the report made by any title insurance or trust company, and the penalties for failing to make such report and pay the tax, shall be as provided by law.

Section 2. This act shall take effect immediately and shall impose the increased tax rate for the calendar year beginning January 1, 1967 and each year thereafter, but the balance of the tentative tax for 1967 shall be payable on the reporting date in 1968.

APPROVED—The 29th day of December, A. D. 1967.

RAYMOND P. SHAFER

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No. 410

AN ACT

HB 1280

Amending the act of June 22, 1964 (P. L. 16), entitled "An act imposing a State excise tax on net earnings or income of mutual thrift institutions; requiring the filing of reports and payment of the tax; providing certain exemptions from the tax and repealing part of an act imposing other taxes," increasing the tentative and annual rate of tax.

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

Section 1. Clause (b) of section 3, act of June 22, 1964 (P. L. 16), known as "The Mutual Thrift Institutions Tax Act," is amended to read:

Section 3. Imposition Report and Payment of Tax and Exemptions.—

\* \* \*

(b) From and after the passage of this act, every mutual thrift institution shall annually, upon the fifteenth day of April of each year beginning in the year 1965, make a report to the Department of Revenue, setting forth the entire amount of net earnings or income received or accrued by said mutual thrift institution from all sources

during the preceding year, and such other information as the department may require, and upon such net earnings or income the said mutual thrift institution shall pay into the State Treasury, through the Department of Revenue, for the use of the Commonwealth, within the time prescribed by this act for making such annual report, a State excise tax at the rate of six percent (6%) for the years 1964, 1965 and 1966, and at the rate of seven and one-half percent

(7½%) for the year 1967 and thereafter, upon such annual net earnings or income, for the privilege of doing business in the Commonwealth. Within one hundred twenty (120) days after the effective date of this act, each such mutual thrift institution shall file a tentative report and pay on account of the tax due upon such net earnings or income received or accrued during 1964, and on or before the thirtieth day of April of [each year thereafter] 1965, 1966 and 1967, each such

mutual thrift institution shall file a tentative report and pay on account of the tax due upon such net earnings or income received or accrued during that year at its election, either (1) not less than four and eight-tenths percent (4 8/10%) of its net earnings or income last reported as received or accrued during an entire preceding year or of such multiple of the net earnings or income last reported for a portion of such year as the entire year bears to the portion of the year for which the net earnings or income had been reported, or (2) not less than nineteen and two-tenths percent (19 2/10%) of its estimated net earnings or income received or accrued during the first three months of the current year, and the remaining portion of the tax due upon the net earnings or income received or accrued during each current year shall be paid within the time prescribed by this act for making the annual report for such year; and on or before the thirtieth day of April of 1968, and each year thereafter,

each such mutual thrift institution shall file a tentative report and pay on account of the tax due upon such earnings or income received or accrued during that year at its election, either (1) not less than six percent (6%) of its net earnings or income last reported as received or accrued during an entire preceding year or of such multiple of the net earnings or income last reported for a portion of such year as the entire year bears to the portion of the year for which the net earnings or income had been reported, or (2) not less than twenty-four percent (24%) of its estimated net earnings or income received or accrued during the first three months of the current year, and the

remaining portion of the tax due upon the net earnings or income received or accrued during each current year shall be paid within the time prescribed by this act for making the annual report for such year. \* \* \*

Section 2. This act shall take effect immediately and shall impose the increased tax rate for the calendar year beginning January 1, 1967, and each year thereafter, but the balance of the tentative rate for the year 1967 shall be payable on the reporting date in 1968.

APPROVED—The 29th day of December, A. D. 1967.

RAYMOND P. SHAFER

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No. 411

AN ACT

HB 1282

Amending the act of June 15, 1961 (P. L. 373), entitled "An act providing for the imposition of certain taxes upon the transfer of property passing from a decedent who was a resident of the Commonwealth at the time of his death or presumed death and of property having its situs in the Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death or presumed death; imposing additional taxes to equal Federal Estate Tax Credits; defining and taxing certain transfers made in contemplation of death, or to take effect in possession or enjoyment at or after death; defining as a transfer and taxing the right of survivorship in certain property as to which such right exists; defining and exempting from tax, transfers to certain persons or for certain purposes or of certain property; providing for the valuation of property and interests in property, the transfer of which is subject to tax; defining and allowing deductions from the value of property, the transfer of which is subject to tax; providing for the persons ultimately liable for taxes in the absence of a direction by the decedent to the contrary; providing for the reporting of transfers and collection of taxes; imposing penalties upon banks or other financial institutions for failure to give notice to the Department of Revenue of the death of a party to a joint or trust deposit therein and upon persons who fail to file tax returns and documents; providing for the compromise of taxes in the case of alleged nonresidents of the Commonwealth; making it unlawful for any person to make a false return or report; providing for liens upon real property, the transfer of which is subject to tax, and release thereof; authorizing the Secretary of Revenue to bring suits in other jurisdictions for the collection of taxes, and authorizing officials of other jurisdictions to bring suits in the Commonwealth for the collection of death taxes imposed by their jurisdictions; providing for the refund of taxes to which the Commonwealth is not rightfully or equitably entitled; providing for appeals and protests from the imposition of taxes; regulating the entry into safe deposit boxes of a decedent by certain persons, and providing penalties; dealing with the jurisdiction, powers and procedure of the orphans' court, Secretary of Revenue, Department of Revenue, Attorney General, and register of wills in matters relating to taxes; and citing certain acts for repeal," changing the rate of inheritance tax for certain heirs.

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