

No. 436

A SUPPLEMENT

To the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred and twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," imposing additional taxes equal to Federal credits.

Section 1. Be it enacted, &c., That in order that the Commonwealth may receive the benefit of section three hundred and one (b) of the Federal Revenue Act of one thousand nine hundred and twenty-six, or any other legislation of a similar kind or enacted for a like purpose, which grants a credit on the Federal estate tax for inheritance taxes and transfer inheritance taxes paid to the state governments, additional transfer taxes for State purposes are hereby imposed upon the transfer, in trust or otherwise, of any property taxable under the provisions of the transfer inheritance tax laws of this Commonwealth, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred and twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal." Such taxes shall be imposed and be collected, in accordance with the provisions of the transfer inheritance tax laws of the Commonwealth, in the following cases, viz: Whenever in any estate the total tax paid or payable to the Commonwealth and any other states or territory, at the rates fixed under the inheritance tax law, shall be less than the total credit allowed by the Federal law for taxes paid to the states, then the tax imposed by this act upon the transfer of such property shall be an amount equal to the difference between the total credit, allowable by the Federal law for taxes payable to the state governments, and the total taxes actually paid or payable to the Commonwealth and any other state or territory under the inheritance tax laws, and the portion of the increased tax, so imposed, which shall be chargeable to each of the respective beneficiaries,

Inheritance taxes.

Additional transfer tax imposed.

How increased tax chargeable.

shall be ascertained by multiplying the total amount of such increase in tax by a fraction, the numerator of which shall be the amount actually paid or payable by the respective beneficiary to the Commonwealth and any other state or territory under the said inheritance tax laws and the denominator of which shall be the total taxes paid by all beneficiaries to the Commonwealth and any other state or territory under the said inheritance tax laws.

APPROVED—The 7th day of May, A. D. 1927.

JOHN S. FISHER

No. 437

AN ACT

To provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District.

Thirty-second
Judicial District.

Additional law
judge for court of
common pleas.

Section 1. Be it enacted, &c., That in addition to the judges provided for by existing law, one additional law judge is hereby authorized and provided for the court of common pleas of the Thirty-second Judicial District, who shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district, and who shall hold his office for a like term and by the same tenure, and shall have the same powers, authority, and jurisdiction, and shall be subject to the same duties, restrictions, and penalties, and shall receive the same compensation, provided by law for judges of the courts of said judicial district.

Election.

Section 2. At the next municipal election after the passage of this act, the qualified electors of the said Thirty-second Judicial District shall elect, in the manner prescribed by law for the election of a president judge, one competent person, learned in the law, to serve as an additional law judge of the court of common pleas in said thirty-second district, from the first Monday of January, Anno Domini one thousand nine hundred and twenty-eight, for a term of ten years.

Term.

Appointment.

Section 3. The Governor shall, upon the passage of this act, appoint one competent person as additional law judge for the court of common pleas of the Thirty-second Judicial District, to hold office until the first Monday of January, one thousand nine hundred and twenty-eight. Vacancies in the office hereby created, whether caused by death, resignation, expiration of term, or otherwise, shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge.

Vacancies.

APPROVED—The 7th day of May, A. D. 1927.

JOHN S. FISHER