

triplicate and other return sheets, and who shall have the custody of same; to require the return and public inspection of all the spoiled and unused ballots from each election district before the computation of any returns therefrom; to prescribe the method of computing and canvassing such returns publicly; to provide who shall constitute the return board for any county wherein one or more of the commissioners are candidates at any primary; to regulate the manner of correcting apparent errors in certain returns, and the opening of ballot-boxes, and the recounting of votes, when any county commissioner, prothonotary, or judge of the court of common pleas deems it necessary in order to obtain a correct count or upon the petition of three electors averring fraud or error; to assure the right of any authorized representative of any party or candidate to hear, record, and check up the returns as read, as well as to inspect the same and any other public documents relating to any primary election; to allow any person aggrieved by any decision of the county commissioners or prothonotary to appeal therefrom to the court of common pleas of the proper county; to make certain violations of said act, as amended hereby, misdemeanors; and to provide penalties for the punishment of such offenses; to provide that nomination petitions of candidates for any municipal office to be filled by a vote of the electors of a senatorial district shall be signed by at least two hundred qualified electors of such district; and to repeal inconsistent legislation," is hereby further amended to read as follows:

(d) If for the office of a Member of the State House of Representatives, or for the office of member of the State committee, or an office to be voted for by the electors of the entire county, by at least one hundred qualified electors, *except for the office of magistrate in cities of the first class, in which case it must be signed by at least one thousand qualified electors.*

Nomination
petitions.

Representatives.

Committeemen.

Magistrates in
cities of first
class.

APPROVED—The 22d day of June, A. D. 1931.

GIFFORD PINCHOT

No. 252

AN ACT

To amend sections one, two, and three of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (Pamphlet Laws, three hundred eleven), entitled "An act providing for a more equitable method of assessing capital stock tax against corporations, limited partnerships, joint-stock associations, and companies, in certain cases," by restricting exemptions provided therein.

Section 1. Be it enacted, &c., That section one of the act, approved the twentieth day of April, one thousand

Taxation.

Capital stock tax.

Section 1, act of
April 20, 1927 (P.
L. 311), amended.

nine hundred and twenty-seven (Pamphlet Laws, three hundred eleven), entitled "An act providing for a more equitable method of assessing capital stock tax against corporations, limited partnerships, joint-stock associations, and companies, in certain cases," be and the same is hereby amended to read as follows:

Capital stock tax.

Section 1. Be it enacted, &c., That whenever any corporation, limited partnership, joint-stock association, or company, incorporated or formed under the laws of this Commonwealth, and liable to the payment of tax upon its capital stock, or specifically exempted therefrom under the laws of this Commonwealth, shall own, *either* directly or through subsidiary or sub-subsidiary corporations, *a majority of the total issued and outstanding shares of voting stock* of any [other] corporation, limited partnership, joint-stock association or company, [which is engaged in a business auxiliary to the business of the owning corporation, limited partnership, joint-stock association or company, upon the value of which, under existing laws, the owner of such stock would be liable to the payment of tax upon capital stock,] then, in such cases, so much of the value of [such] *all* shares of stock, so owned *in such other corporation, limited partnership, joint-stock association, or company*, as represents [capital stock, which capital stock represents] *property or assets* located or having a legal situs without this Commonwealth, shall not be liable to taxation, under the laws of this Commonwealth providing for the taxation of capital stock of corporations, limited partnerships, joint-stock associations, and companies, but shall be excluded in determining the value of the capital stock of such owning company for purposes of taxation.

Corporations, etc.,
owing majority of
outstanding voting
stock of another
company.

Value of stock as
represented by
property or assets
without Common-
wealth not liable
to tax.

Section 2
amended.

Section 2. That section two of said act be and the same is hereby amended to read as follows:

Statement as re-
quired by Depart-
ment of Revenue
to be filed.

Section 2. In order to enable the [Auditor General] *Department of Revenue* to carry out the intent of this act, all corporations, limited partnerships, joint-stock associations, and companies shall file, [in his office] with their annual report, a statement giving such information as the [Auditor General] *Department of Revenue* shall require.

Section 3
amended.

Section 3. That section three of said act be and the same is hereby amended to read as follows:

Application of
act.

Section 3. The provisions of this act shall be applicable to the settlements of capital stock taxes for the year ending the thirty-first day of December, one thousand nine hundred and [twenty-six and thereafter] *thirty-one*, and thereafter, *and for any fiscal year ending during the year one thousand nine hundred and thirty-one, and thereafter.*

APPROVED—The 22d day of June, A. D. 1931.

GIFFORD PINCHOT