

No. 283.

AN ACT

To further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation; approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine,'" by eliminating from said section twenty-four the words "purely" and the words "or accumulated reserve" in respect to insurance companies doing business upon the mutual plan; and by authorizing the deduction for the purpose of the State tax thereby imposed upon insurance companies of the amounts paid by them as return of premiums in whole or in part upon policies cancelled or not taken or at the expiration of said policies and of the amounts of all premiums actually paid by them for re-insurance affected in insurance companies, associations, or exchanges organized under the laws of this Commonwealth or duly licensed to do business within this State; and by changing the time for making report to the Auditor General and for the payment of taxes settled thereon.

Taxation.

Insurance
companies.Section 24 of act
of June 1, 1889
(P. L. 420),
further amended.Officers of in-
surance companies
to make annual
report to Auditor
General.Mutual companies
excepted.

Section 1. Be it enacted, &c., That section twenty-four of an act, approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine" (Pamphlet Laws, one hundred and twelve), as heretofore amended by section one of an act, approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (Pamphlet Laws, four hundred and eight), entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," is hereby further amended to read as follows: [That hereafter] It shall be the duty of the president, secretary or other proper officer of each and every insurance company, [or] association, or *exchange*, incorporated by or under any law of this Commonwealth, except companies doing business upon the [purely] mutual plan without any capital stock [or accumulated reserve], and purely mutual beneficial associations whose funds for the benefit of members, their families or heirs, are made up entirely of the weekly or monthly contributions of their members and the accumulated interest thereon, to make report in writing to the Au-

ditor General [semi-annually, upon the first days of July and January in each year,] *on or before the first day of March in the year one thousand nine hundred and twenty-six in each year thereafter*, setting forth the entire amount of premiums, [and] *premium deposits*, or assessments received by such company, [or] association, or exchange during the [preceding six months,] *year ending with the thirty-first day of December preceding*, whether the said premiums, [and] *premium deposits*, or assessments were received in money or in the form of notes, credits, or any other substitutes for money, and whether the same were collected in this Commonwealth or elsewhere; and every such company, [or] association, or exchange shall pay into the State Treasury [semi-annually, on the last days of January and July,] *on or before the thirty-first day of March following the date for filing such report*, in addition to any other taxes to which it may be liable under the first and twenty-first sections of this act, a tax of eight mills on the dollar upon the gross amount of said premiums, [and] *premium deposits*, and assessments received from business transacted within this Commonwealth.

Contents of report.

Time of payment of tax.

Amount of tax.

Such company, association, or exchange, in reporting for taxation, may deduct from the gross premiums, premium deposits, and assessments all amounts returned on policies cancelled or not taken and all premiums paid for reinsurance where such reinsurances are effected in companies, associations, and exchanges authorized to transact business in this Commonwealth; and mutual companies, associations, exchanges, and stock companies with participating features, which may for any reason be required to report under this act, in addition to the aforesaid deductions, may deduct that portion of the advanced premiums, premium deposits, or assessments returned in cash or credited to members or policy holders, whether as dividends, earnings, savings, or return deposits, upon the expiration or termination of their contracts: Provided, That this act shall not affect the right of reciprocal and inter-insurance exchanges to make the deductions provided for in sections three hundred twenty-one and one thousand and nine of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two).

Deductions allowed in reporting.

Proviso.

Insurance companies, associations, or exchanges incorporated by or under any law of this Commonwealth shall, in making payment of tax hereunder on or before the thirty-first day of March, one thousand nine hundred and twenty-six, upon premiums, premium deposits, and assessments received in the year ending on the thirty-first day of December preceding, be entitled to credit for the amount theretofore paid by them into

Certain credits allowed in making payment on or before March 31, 1926.

Proviso.

Upon neglect or refusal to make report, accounting officers shall add penalty.

Proviso.

Tax on premiums of foreign insurance companies.

Repeal.

the State treasury or settled against them by the fiscal officers of the Commonwealth as tax on premiums and assessments received by them during any part of said year: Provided, That said reports shall be made under oath or affirmation, and it shall be the duty of the accounting officers of the Commonwealth to add ten per centum to the account of any company [or] association or exchange whose officers shall neglect or refuse for a period of thirty days to make said report, or to pay into the State treasury the tax imposed by this section: And provided further, That hereafter the annual tax upon premiums of insurance companies of other States or foreign governments shall be at the rate of two per centum upon the gross premiums of every character and description received from business done within this Commonwealth within the entire calendar year preceding.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 6th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 284.

AN ACT

To amend section two of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, seven hundred and seventy-nine), entitled "An act for the registration and regulation of certain individuals and entities selling, offering for sale or delivery, soliciting subscriptions to or orders for, or undertaking to dispose of, inviting offers for or inquiries about, or dealing in any manner in, securities defined herein; conferring powers and imposing duties on the Commissioner of Banking, and otherwise providing for the administration of this act; prescribing penalties; and making an appropriation," exempting building and loan associations, banks, savings banks, and trust companies from the provisions of the act.

"Securities act" amended.

Section 2 of act of June 14, 1923 (P. L. 779), amended.

Section 1. Be it enacted, &c., That section two of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, seven hundred and seventy-nine), entitled "An act for the registration and regulation of certain individuals and entities selling, offering for sale or delivery, soliciting subscriptions to or orders for, or undertaking to dispose of, inviting offers for or inquiries about, or dealing in any manner in, securities defined herein; conferring powers and imposing duties on the Commissioner of Banking, and otherwise providing for the administration of this act; prescribing penalties; and making an appropriation," is hereby amended to read as follows: