

oath to be recorded, shall be null and void; and the] *The* commission of any notary hereafter appointed, who shall for the space of thirty days after *the beginning of his or her* [appointment] *term*, neglect to give bond and cause the same and his *or her* commission and oath to be recorded, as above directed, shall [also] be null and void.

When commission is void.

Section 2. That section eight of the act, approved the fifth day of March, one thousand seven hundred and ninety-one (three Smith's Laws, six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned," is hereby repealed.

Section 8, act of March 5, 1791 (3 Sm. L. 6), repealed.

APPROVED—The 10th day of June, A. D. 1931.

GIFFORD PINCHOT

No. 151

AN ACT

To amend sections five, sixteen, eighteen, and nineteen of the act, approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws, seven hundred sixty-two), entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employes of subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; and providing penalties for the violation thereof;" regulating applications for insurance; fixing the year for which insurance may issue; and removing the necessity for an oath or affirmation in certain instances.

Section 1. Be it enacted, &c., That section five of the act, approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws, seven hundred sixty-two), entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employes of subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; and providing penalties for the violation thereof," is hereby amended to read as follows:

State Workmen's Insurance Board. Section 5, act of June 2, 1915 (P. L. 762), amended.

Section 5. On or before the first day of October in each year, the said board shall prepare and publish a schedule of premiums or rates of insurance for employers who shall have accepted article three of the Workmen's Compensation Act of 1915, which schedule shall be printed and distributed free of charge to such employers as shall make application therefor; and any such employer may, at his option, as hereinafter provided, pay to the fund the amount of the premium appropriate to his business or domestic affairs, and, upon payment thereof, shall thereafter be considered a subscriber to the fund, and shall be insured as hereinafter

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provided for the [calendar] year for which such premium is paid; and such insurance shall cover all payments becoming due in any year because of accidents occurring during the year for which said premium is paid.

Section 2. That section sixteen of said act is hereby amended to read as follows:

Section 16. Any employer who shall have accepted the provisions of article three of the Workmen's Compensation Act of 1915, and who shall desire to become a subscriber to the said fund, for the purpose of insuring therein his liability to those of his employes, or any class thereof, who have accepted the said provisions, shall make a written application for such insurance to the said board; in which application, the applicant shall state: [under oath or affirmation:] (a) The nature of the business or domestic affairs in which insurance is desired; (b) the average number of employes expected to be employed in such business during the year for which insurance is sought, and the average number of employes, if any, engaged in such business during the [previous calendar] year *previous to the application*; (c) the approximate money wages expected to be paid during the year for which insurance is sought, and the money wages paid to such employes during the preceding year; (d) the place where such business is to be transacted; (e) the place where the employer's payroll and books of accounts are kept, and where the employes are customarily paid, and such other facts and information as the board shall require; and, when the employments are subdivided into classes, as provided in section ten of this act, the applicant shall further state (f) the number of employes of each class expected to be employed or previously employed, as aforesaid; (g) the approximate money wages expected to be paid or previously paid, as aforesaid, to employes of each class for which insurance is sought. Thereupon the board shall make such investigations as they may deem necessary, and, within thirty days after such application, shall issue a certificate showing the classification or group in which such applicant is entitled to be placed, and the amount of premium payable by such applicant for the [calendar] year [or the remainder of the calendar year] for which insurance is sought. No insurance shall be issued for a longer period than a single [calendar] year.

Section 3. That section eighteen of said act is hereby amended to read as follows:

Section 18. Each subscriber to said fund shall, within one month after his subscription has terminated, furnish a written statement [under oath or affirmation,] to the said board, setting forth the maximum average and minimum number of employes insured in

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subscriber.

the fund that such subscriber had employed during the preceding year, and the actual amount of the money payroll of such employes for such year; and setting forth, when the board has subdivided the employments in any group into classes, as provided in section ten of this act, the number and actual amounts of the money payroll of such employes of each of such classes; and, thereupon, within thirty days, the said board shall state the account of such subscriber for such [calendar] year, based on the facts thus proven, and shall render a copy of such statement to the subscriber; and, if the amount of the premium theretofore paid by such subscriber shall exceed the amount due according to such stated account, then the excess shall be forthwith refunded to the subscriber by payment out of the fund in the manner hereinafter provided; and, if the amount shown by said statement exceed the amount of the premium theretofore paid by such subscriber, the excess shall be forthwith due and payable by the subscriber into the fund, and until paid shall be a lien, as State taxes are a lien, upon the real and personal property of the subscriber; and, if unpaid, shall be collectible as State taxes are now collectible, with interest at the rate of twelve per centum per annum, commencing thirty days after service of the copy of said account, which service shall be by registered mail.

Section 4. That section nineteen of said act is hereby amended to read as follows:

Section 19. Any person who shall [falsely] *knowingly furnish or make* [oath or affirmation to] any *false* certificate, application, or statement herein required shall be guilty of a misdemeanor; and any subscriber who shall, after notice from the said board, neglect or refuse to file the statement mentioned in section eighteen hereof, within ten days after such notice, shall be liable to pay to the fund a penalty of ten dollars for each day that such neglect or refusal shall continue; to be recovered at the suit of the fund.

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APPROVED—The 10th day of June, A. D. 1931.

GIFFORD PINCHOT