

Filing of
statement
with Auditor
General.

Section 5. Annually, on or before the fifteenth day of [November] *December*, an association applying for the benefits of this act shall file with the Auditor General a statement, sworn to by its president, attested by its secretary, with corporate seal attached, setting forth the name of the association, the time and place of the exhibition, and the amount of premiums actually paid, giving the names and addresses of the persons to whom such premiums were paid, and in what class, kind, or department.

Where
statement
not filed
within
time limit.

Any association, which applied for the benefits of this act during the years of one thousand nine hundred and thirty-three or one thousand nine hundred and thirty-four, or both, which complied with the provisions of the act in all respects, except in that the statement, herein required to be filed with the Auditor General, was not filed at the time heretofore specified by the act, but was subsequently filed on or before the fifteenth day of December of the year in which the exhibition was held, shall be deemed to have fully complied with the requirements of the act, and payment of such benefits shall be made to such associations within thirty days after the effective date of this amendment.

Payments.

Section 6. Payments to incorporated agricultural associations under the provisions of this act shall be made by the State Treasurer, upon warrant of the Auditor General, issued on or before the fifteenth day of [December] *January* of the year *following the year* in which the exhibition is held.

Aid to
agricultural
associations.

Section 2. The payments herein required to be made to associations, whose statements for the years one thousand nine hundred and thirty-three and one thousand nine hundred and thirty-four were not filed in time, shall be made from moneys appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-five for aid to agricultural associations in accordance with law.

When effective.

Section 3. This act shall become effective June first one thousand nine hundred and thirty-five.

APPROVED—The 16th day of May, A. D. 1935.

GEORGE H. EARLE

No. 79

AN ACT

To amend clauses (b) and (c) of section seven and section eight of the act, approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred sixteen), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," as amended,

providing an expiration date of licenses; defining the qualifications of applicants for licensure, and providing for the examination and licensure of those who desire to engage in the occupation of real estate broker and real estate salesman; conferring powers and duties upon the Department of Public Instruction in connection therewith, and eliminating penalties for failure to renew.

Section 1. Be it enacted, &c., That clauses (b) and (c) of section seven and section eight of the act, approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred sixteen), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," as amended by the act, approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, one thousand four hundred ten), are hereby further amended to read as follows:

(b) Applications for licenses as real estate broker shall be made, in writing, to the department, upon a blank provided for the purpose by the department, and shall contain such information as to the applicant, or, when the application is made by a copartnership, association, or a corporation, as to its members or officers, as the department shall require. The application shall be signed by the applicant, and shall be accompanied by the recommendation of at least two citizens not related to the applicant, or, in the case of a copartnership or corporation, to any member or officer thereof, who shall be owners of real estate within, and residents of, the county in which the applicant resides, or has his, their, or its place of business, certifying to the honesty, truthfulness, and good repute of the applicant, or, in the case of a copartnership, or association, or corporation, its members or officers by name, and recommending that a license be granted the applicant. If the applicant, or, in the case of a copartnership or corporation, any of its members or officers, shall have resided, or shall have engaged in business for less than one year in the county from which the application is made, such application shall also be accompanied by the recommendation of at least two (2) real estate owners, not related to the applicant, of each of the counties where he or each of such members or officers has formerly resided or engaged in business during the said period of one year prior to the filing of such application, certifying to the honesty, truthfulness, and good repute of the applicant, or its members or officers by name, and recommending that the license be granted. Where the applicant for a real estate broker's license maintains more than one place of business within the Commonwealth, he shall be required to apply for and

Clauses (b) and (c) of section 7 and section 8, act of May 1, 1929 (P. L. 1216), amended.

Applications for broker's license.

Recommendations.

License for additional offices.

procure a duplicate license for each branch office so maintained by him, such duplicate license to be issued with an additional charge of two dollars and fifty cent (\$2.50) for each additional office or place of business. Every such application shall state the name of the person, copartnership, association, or corporation, and the location of the place or places of business for which such license is desired, *and the license shall expire December thirty-first, of the year issued, unless sooner revoked or suspended by the department, or renewed annually, as hereinafter described.*

Expiration
date.

Application
for salesman's
license.

(c) Application for license as real estate salesman shall be made in writing to the department, signed by the applicant, setting forth the period of time during which he has been engaged in the business, stating the name of the last employer, and the name and place of business of the person, firm, copartnership, association, or corporation then employing him, or into whose employ he is then about to enter. All applications shall be made upon a blank provided for the purpose by the department, and shall contain such information as to the applicant, in addition to the above prescribed, as the department shall require. The application shall be accompanied by the recommendation of his employer, or prospective employer, certifying that the applicant is honest, truthful, and of good repute, and recommending that such license be granted. *All such licenses shall expire December thirty-first, of the year issued, unless sooner revoked or suspended by the department, or renewed annually, as hereinafter described.*

Expiration
date.

Examination.

No person may hereafter be licensed as a real estate salesman, and no person, copartnership, association, or corporation may hereafter be licensed as a real estate broker, by the department, unless such person and all of the members of any such copartnership or association, and all of the officers of any such corporation, intending to actually engage in, or actually engaging in, the real estate business as a real estate broker or salesman, shall first submit to and pass an examination conducted by the department: Provided, however, That any person, who has been licensed as a real estate salesman or real estate broker for a period of six (6) months, next preceding the effective date of this act, and is thus engaged in this Commonwealth at the time this act goes into effect, may secure the certificate of registration as a broker or a salesman without an examination, provided such person shall make application to the department for registration within ninety (90) days after the effective date of this act. The department shall hold examinations on the second Saturdays in January, April, July, and October in the cities of Philadelphia, Pittsburgh, Harrisburg, Wilkes-Barre, and Erie, at such hours, and under such rules and regulations, as the de-

Proviso.

partment shall prescribe. The examination for a broker's license shall differ from the examination for a salesman's license, in that it shall be of a more exacting nature, and require higher standards of knowledge of real estate: Provided, however, That in event the license of any real estate broker or salesman shall be cancelled by the department, subsequent to the enactment of this act, no new license shall be issued to such person, unless he complies with the provisions of this act: Provided further, however, That the department may waive these requirements in the case of an application from a non-resident broker of those states having similar requirements, under the laws of which, similar recognition and courtesies are extended to licensed real estate brokers and real estate salesmen of this State.

An individual may apply for, and receive from the department, a temporary permit to operate as a real estate broker or as a real estate salesman until the next regular examination, but not more than two successive temporary permits shall be issued to any individual. Any individual, who fails to pass the examination at two successive examinations, shall be ineligible for a similar examination, until after the expiration of one full year from the time such individual took the last examination: Provided, however, That any applicant who fails to pass a salesman's examination shall be ineligible to apply for, or operate under, a temporary broker's certificate.

Temporary permit.

Section 8. The fees to be charged by and paid to the department by licensees for all licenses and renewals thereof issued shall be as follows:

Fees.

(1) [For each real estate broker's license, a fee of ten dollars (\$10.00), and an annual fee of five dollars (\$5.00) for the renewal thereof] A fee of ten dollars (\$10.00) shall accompany an application for examination for a real estate broker's license, and in event that the applicant successfully passes the examination, no additional fee shall be required for the issuance of a certificate of registration: Provided, That if the applicant fails to pass the examination, he may be eligible to take the next examination without any additional fee: Provided, That there shall be an additional license fee of two and one-half (\$2.50) dollars, annually, for each additional office or place of business.

(2) [For each license as real estate broker, issued to an officer of a corporation or association or member of a copartnership other than the officer or member named in the license issued to such association, corporation, or copartnership, a fee of five dollars (\$5.00), and an annual fee of two and one-half dollars (\$2.50) for the renewal thereof.] A fee of five dollars (\$5.00) shall accompany an application for examination for a real estate salesman's license, and in event that the applicant

successfully passes the examination, no additional fee shall be required for the issuance of a certificate of registration: Provided, however, That if the applicant fails to pass the examination, he may be eligible to take the next examination without any additional fee.

(3) [For each real estate salesman's license, a fee of five dollars (\$5.00), and an annual fee of two and one-half dollars (\$2.50) for the renewal thereof.] *It shall be the duty of all persons, licensed to practice as a real estate broker or real estate salesman, to register annually with the department and pay for each such annual registration as a real estate broker, the sum of five dollars (\$5.00), and pay for each such annual registration as a real estate salesman, the sum of two dollars and one-half (\$2.50). Said application, for renewal of real estate broker's or salesman's license, shall be made to the department annually on or before January first, of the next succeeding year.*

[(4) Upon failure of any broker or salesman to renew his, her, or its license annually, the department shall notify the licensee of such failure to apply for the renewal of said license. Unless the licensee shall make application for renewal of such license within thirty (30) days of the giving of such written notice by the department, the department may revoke his, her, or its license for such failure to renew, but the licensee may be reinstated by complying with the provisions specified in this act for original licensure.]

APPROVED—The 16th day of May, A. D. 1935.

GEORGE H. EARLE

No. 80

AN ACT

To amend section two of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand seven hundred twenty-one), entitled "An act providing for the service of process in civil suits on non-resident operators, or nonresident owners, of motor vehicles operated within this Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," as amended, providing for the service of process upon the Secretary of Revenue by registered mail.

Section 2,
act of May
14, 1929 (P. L.
1721), as
amended by
act of April
24, 1931 (P. L.
50), further
amended.

Section 1. Be it enacted, &c., That section two of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand seven hundred twenty-one), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor