

## AN ACT

To further amend the act, approved the thirteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, six hundred forty-four), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by providing that certificates of registration may not be issued to individuals; and providing for the refund of fees where certificates of registration are withdrawn or not proceeded with.

Department  
of Welfare.

Sections 1, 2,  
and 3, act of  
May 13, 1925  
(P. L. 644),  
amended.

Funds not to  
be solicited for  
charitable,  
benevolent or  
patriotic pur-  
poses unless  
appeal author-  
ized by holder  
of certificate.

Written  
appeal must  
state name  
of holder of  
certificate, etc.

Statement  
to be filed  
by applicant  
for certificate.

Section 1. Be it enacted, &c., That sections one, two, and three of the act, approved the thirteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, six hundred forty-four), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," are hereby amended to read as follows:

Section 1. Be it enacted, &c., That thirty days after the approval of this act it shall be unlawful for any person, copartnership, association, or corporation, except in accordance with the provisions of this act, to appeal to the public for donations or subscriptions in money or in other property, or to sell or offer for sale to the public any thing or object whatever to raise money, or to secure or attempt to secure money or donations or other property by promoting any public bazaar, sale, entertainment, or exhibition, or by any similar means for any charitable, benevolent, or patriotic purpose, or for the purpose of ministering to the material or spiritual needs of human beings, either in the United States or elsewhere, or of relieving suffering of animals, or of inculcating patriotism, unless the appeal is authorized by and the money or other property is to be given to a corporation, copartnership, or association [or individual] holding a valid certificate of registration from the Department of Welfare, issued as herein provided.

Section 2. Any written appeal to the public for any such purpose must state the name of the copartnership, association, or corporation by which [or of the individual by whom] it is authorized that a certificate of registration, as herein provided, has been duly issued to it, [or him] and must be signed by an officer of the corporation or member of the copartnership or association. [or by the individual.]

Section 3. Any corporation, copartnership, or association [or individual] desiring to obtain a certificate of registration for any of such purposes shall file with the Department of Welfare, on blanks prepared by the department, a statement verified by an officer of the corporation, copartnership, or association, [or by the individual] and containing such information as the Department of Welfare may require. Other statements

shall be filed from time to time under oath containing such information as the department may require.

Section 2. Section four of said act, as amended by the act, approved the eighteenth day of April, one thousand nine hundred and twenty-seven (Pamphlet Laws, three hundred), is hereby further amended to read as follows:

Section 4 of said act, as amended by act of April 18, 1927 (P. L. 300), further amended. Department may issue certificate for solicitation of funds.

Section 4. If the Department of Welfare deems the corporation, copartnership, or association [or individual] filing such statement a proper one and not inimical to the public welfare or safety and its appeal or proposed appeals to be for truly charitable, benevolent, or patriotic purposes, or for the purpose of ministering to the material or spiritual needs of human beings in the United States or elsewhere, or of relieving suffering of animals, or of inculcating patriotism, it shall issue to such corporation, copartnership, [person] or association filing the required statement, a certificate of registration for the particular purpose described and for the necessary period; but the department shall not issue any certificate of registration to any such [individual] corporation, copartnership, or association [who or] which pays or agrees to pay to any individual, corporation, copartnership, or association, a commission or compensation in excess of fifteen per centum of the amount collected, or the sale price of any thing or object, or the gross receipts from any public bazaar, sale, entertainment, or exhibition, or any similar means for services; and the department shall revoke any certificate of registration which may be granted if and when any [individual] corporation, copartnership, or association, shall pay or agree to pay an amount in excess of fifteen per centum, as herein provided. If the department deems the corporation, copartnership, or association [or individual] an improper one, or the purposes of its appeal improper under the provisions of this act, it shall refuse to issue a certificate of registration. No registration certificate shall be valid for a longer period than one year from its date of issue. The Department of Welfare, before granting a certificate as herein provided, may hold such hearings as may be deemed necessary to satisfy itself that the [individual] copartnership, association, or corporation filing a statement is entitled to a certificate of registration in accordance with this act.

Commission to solicitor.

Certificate may be refused.

Valid for a year.

Hearings.

Section 3. Sections five and seven of said act are hereby amended to read as follows:

Sections 5 and 7 of said act, amended.

Section 5. If any statement required by the Department of Welfare is not filed, the department shall notify the delinquent corporation, copartnership, or association [or individual] by mailing a notice to its or his last known address, and if the statement be not filed within two weeks after the mailing of such notice, the department shall cancel its [or his] certificates of registration.

Failure to file statement.

Department  
may cancel  
certificate.

The department may also cancel any certificate of registration whenever it is satisfied that contributions are used for unworthy purposes or where the [individual] copartnership, association, or corporation holding a certificate of registration engages in practices deemed sufficient in the discretion of the department to refuse a certificate of registration.

Written au-  
thorization by  
party holding  
certificate.

Section 7. No person shall solicit or collect any contributions in money or other property for any of the purposes set forth in this act without a written authorization from the corporation, copartnership, or association for which [or the individual for whom] the contribution is made, and the authorization must be shown to any person on request. The authorization must be signed by an officer of the corporation or member of the copartnership or association for which [or by the individual for whom] the contribution is collected, and must set forth the percentage of collection, or other compensation for collection, to be paid to the persons so soliciting or collecting contributions.

Section 4. Section nine of said act as amended by the act, approved the twenty-third day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, nine hundred seventy-three), is hereby further amended to read as follows:

Fee.

Section 9. A fee of ten dollars shall be paid to the Department of Welfare by every association, copartnership, or corporation [or individual] at the time of filing the original statement. All fees shall be paid by the department into the State Treasury through the Department of Revenue.

Disposition  
of fees.

Disposition of  
fee where  
application is  
withdrawn.

*Where a certificate of registration has been applied for, but the application is thereafter withdrawn or not proceeded with, the fee, provided by this section, paid at the time of filing the statement, shall be refunded to the party paying the same, and for such purposes, any moneys in the General Fund are hereby appropriated, but nothing herein contained shall authorize a refund where an application for registration has been refused.*

When effective.

Proviso.

Section 5. The provisions of this act shall become effective immediately upon its final enactment: Provided, That all certificates of registration, heretofore issued to any individual, shall continue to be effective for the balance of the period for which issued, and the provisions of the act hereby amended shall remain in force as to such certificates until they expire.

APPROVED—The 20th day of June, A. D. 1935.

GEORGE H. EARLE