

Effective date.

Section 2. This act shall take effect in ninety days.

APPROVED—The 17th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 691

AN ACT

Amending the act of April 8, 1937 (P. L. 262), entitled, as amended, "An act relating to consumer credit; requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations; fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," further regulating the granting of licenses and providing for appeals.

Consumer Dis-
count Company
Act.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

First paragraph,
section 12, act
of April 8,
1937, P. L. 262,
amended June
20, 1947, P. L.
665, further
amended.

Section 1. The first paragraph of section 12, act of April 8, 1937 (P. L. 262), known as the "Consumer Discount Company Act," amended June 20, 1947 (P. L. 665), is amended to read:

Section 12. Authority of the Secretary of Banking.—The Secretary of Banking shall have the power to reject any application for license if he is satisfied that the financial responsibility, experience, character and general fitness of the person or persons shown on the application for license as officers and directors of the applicant corporation are not such as to command the confidence of the community and to warrant the conclusion that the business will be operated honestly, fairly, and within the intent and purpose of this act and in accordance with the general laws of this Commonwealth: Provided, however, That no license may be issued, if any director, officer, employe, or agent of the applicant corporation has been convicted under this act for engaging in business contemplated by this act without having obtained a license under this act, or if any director, officer, employe, or agent of the applicant corporation was a director, officer, employe, or agent of a corporation which had been convicted of a second offense violation of this act and had its license revoked. *Whenever the Secretary of Banking rejects an application for a license, he shall furnish the applicant with a written specification of the reason or reasons therefor. Any corporation whose application for a license is rejected by the Secretary of Banking may, within thirty (30) days of notice thereof, appeal from such action to the Court of Common Pleas of Dauphin County. The failure of the Secretary of Banking to act upon an*

application within three (3) months of receipt thereof shall be deemed to be an approval of such application.

* * * * *

APPROVED—The 17th day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 692

AN ACT

Amending the act of June 3, 1937 (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses, and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," providing for the deposit of cash, or a bond with sufficient surety, upon petition for the recanvassing of a voting machine, and prescribing the procedure therefor.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Pennsylvania
Election Code.

Section 1. Section 1702, act of June 3, 1937 (P. L. 1333), known as the "Pennsylvania Election Code," is amended to read:

Section 1702,
act of June 3,
1937, P. L. 1333,
amended.

Section 1702. Recanvassing Voting Machines upon Petition of Electors Alleging Fraud or Error.—(a) The court of common pleas, or a judge thereof, of the county in which any election district is located, shall make visible the registering counters of the voting machine or machines used in such election district at any primary or election, and without unlocking the machine against voting, shall recanvass the vote cast therein, if three qualified electors of the election district shall file a petition, duly verified by them, alleging that, upon information which they consider reliable, they believe that fraud or error, although not manifest on the general return of votes made therefrom, was committed in the canvassing of the votes cast on such machine or machines. It shall not be necessary for the petitioners to specify in their petition the particular act of fraud or error they believe to have been committed, nor to offer evidence to substantiate the allegations of their petition.

(a.1) *Every petition for the recanvassing of votes cast in the voting machine, or voting machines of an election district, under the provisions of this section, shall be filed in the office of the prothonotary of the proper county accompanied by a deposit of cash in the amount of fifty (\$50) dollars, or by a bond signed by the petitioners as principals and by a corporate surety to be approved by the court in the amount of one hundred (\$100) dollars, conditioned upon the payment to the county treasurer*