

the principal office of the distributor shall appear and the package shall be coded in such a manner as to reveal the actual place of manufacture. Such codes shall be placed on file with the Department of Agriculture within thirty days of their adoption and shall be available to any person upon request.

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Act effective
immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 19th day of April, A. D. 1961.

DAVID L. LAWRENCE

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No. 43

AN ACT

Amending the act of April 30, 1929 (P. L. 885), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," further providing for the annulling, vacating and forfeiting of the articles of associations and letters patent issued to such associations, and imposing duties on the Secretary of Agriculture relative to the reporting of the status of existing associations.

Cooperative
agricultural
associations.

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

Section 17, act
of April 30, 1929,
P. L. 885,
amended July 29,
1953, P. L. 1019,
further amended.

Section 1. Section 17, act of April 30, 1929 (P. L. 885), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," amended July 29, 1953 (P. L. 1019), is amended to read:

Annual audit.

Section 17. At the close of each fiscal year, a complete audit of the operations of the association shall be made, by a qualified accountant or accountants, employed by the board of directors, the written report of whom shall include statements of services rendered by the association, the balance sheet, the receipts and disbursements, and the assets and liabilities, the total number of stockholders, and other proper information, and shall be submitted to the members at the next regular meeting. Within three months after the expiration of the fiscal year for which made, the secretary of said association shall file a summary of the statistical information contained in the report of audit with the Secretary of

Contents of
audit report.

Summary of
statistical in-
formation in
audit report
to be filed.

Agriculture of this Commonwealth and with the Dean of the School of Agriculture of the Pennsylvania State College upon a form prescribed by the Secretary of Agriculture, with the approval of the Dean of the School of Agriculture.

No person shall, without the consent of the association, except for official purposes or in obedience to judicial process, make or permit any disclosure whereby any information contained in said summary of audit may be identified as having been furnished by said association. No person, association, copartnership, or corporation, or its or their agents, employes, or officers, shall knowingly induce or attempt to induce any stockholder of an association organized hereunder to breach his marketing contract with the association, nor maliciously and knowingly spread false reports about the finances or management thereof. Any such person violating the prohibitions set forth in this section shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not more than three hundred dollars (\$300), or imprisonment for not more than six months, or both, at the discretion of the court.

Any association which, for three successive years, shall fail to file with the Secretary of Agriculture the summary of audits hereinbefore provided shall [be notified by registered mail by the Secretary of Agriculture that such summaries must be filed within thirty days from the date of mailing such registered notice, and that failure to so file shall result in annulment, forfeiture and vacation of the articles and letters patent of such association. In the event such association fails to file the summaries of audit within the period of thirty days, the Secretary of Agriculture shall certify to the Governor that such association has failed to comply with the terms of this section. The Governor shall thereupon by proclamation] *automatically* annul, vacate and forfeit the articles of such association and the letters patent issued to such association, whereupon the association shall cease and be determined, saving, however, the right of the creditors and members in and to any property, assets, claims or demands of or belonging to such association.

Any person or persons who shall exercise or attempt to exercise any powers, privileges or franchises under articles of association which shall have been annulled, vacated and forfeited hereunder shall be guilty of a misdemeanor, and upon conviction thereof, shall be sentenced to pay a fine of not more than three hundred dollars (\$300) or undergo imprisonment for not more than six months, or both.

[The proclamation of the Governor annulling, vacating and forfeiting the articles of association of any such association shall be recorded in the office of the Secretary

Disclosure of information contained in summary of audits made unlawful.

Inducing breach of marketing contract, or spreading certain false reports, made unlawful.

Penalty.

Failure to file summary of audits forfeits articles.

Unlawful to exercise powers, etc., under such articles thereafter.

Penalty.

of the Commonwealth and also in the office of the recorder of deeds in and for the county where the registered office of the association is situated, as set forth in the articles of association, and where it is different, then also in the office of the recorder of deeds in and for the county where the principal place of business is situated. Certified copies of the records thereof shall be competent evidence for all purposes in the courts of this Commonwealth.] *The Secretary of Agriculture shall, on or before April 1, 1962, and annually thereafter, furnish each existing association and make public and record with the Secretary of the Commonwealth a listing of the status of existing associations.*

Duty to furnish listing of status of existing associations.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 27th day of April, A. D. 1961.

DAVID L. LAWRENCE

No. 44

AN ACT

Amending the act of June 12, 1919 (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, beekeeping, and horticulture," further providing for the annulling, vacating and forfeiting of the articles of associations and letters patent issued to such associations, and imposing duties on the Secretary of Agriculture relative to the reporting of the status of existing associations.

Cooperative agricultural associations.

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

Section 18, act of June 12, 1919, P. L. 466, amended July 29, 1953, P. L. 1016 and September 27, 1955, P. L. 597, further amended.

Section 1. Section 18, act of June 12, 1919 (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture, so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, beekeeping, and horticulture," amended July 29, 1953 (P. L. 1016) and September 27, 1955 (P. L. 597), is amended to read:

Association to appoint auditing committee.

Section 18. Every association having a gross annual income not exceeding two thousand dollars (\$2,000) shall, from time to time, appoint an auditing committee of three persons, who shall not be directors, officers, agents or employes of the association, but who may or