

contrary to this section or fraudulently secures or alters such certificate shall be punished by a fine of not less than ten nor more than one hundred dollars.

Approved April 2, 1926.

Chap. 189 AN ACT RELATIVE TO THE COLLECTION OF CERTAIN FILING FEES FROM FOREIGN CORPORATIONS.

Be it enacted, etc., as follows:

G. L. 151, § 23,
amended.

Collection
of certain
filing fees
from
foreign
corporations.

Section twenty-three of chapter one hundred and eighty-one of the General Laws is hereby amended by striking out, in the third line, the words "state treasurer" and inserting in place thereof the word: — commissioner, — so as to read as follows: — *Section 23.* Every foreign corporation shall pay for filing a copy of its charter, by-laws and the certificate required by section five, fifty dollars to the commissioner, and for filing all other certificates and statements, including the annual certificate of condition required by section twelve, ten dollars to the state secretary.

Approved April 2, 1926.

Chap. 190 AN ACT RELATIVE TO THE PAYMENT TO A PARENT OF COMPENSATION UNDER THE WORKMEN'S COMPENSATION LAW IN CASES OF DEATH OF CERTAIN MINOR CHILDREN.

Be it enacted, etc., as follows:

G. L. 152, § 32,
amended.

Dependents
under
workmen's
compensation
law.
Wife.

Section thirty-two of chapter one hundred and fifty-two of the General Laws is hereby amended by inserting after the word "children" in the twenty-ninth line the following new paragraph: — (c) A parent upon an unmarried child under the age of eighteen years; provided, that such child was living with the parent at the time of the injury resulting in death, — so as to read as follows: — *Section 32.* The following persons shall be conclusively presumed to be wholly dependent for support upon a deceased employee:

(a) A wife upon a husband with whom she lives at the time of his death, or from whom, at the time of his death, the department shall find the wife was living apart for justifiable cause or because he had deserted her. The findings of the department upon the questions of such justifiable cause and desertion shall be final.

Husband.

(b) A husband upon a wife with whom he lives at the time of her death.

Children
under age
of eighteen
years, etc.

(c) Children under the age of eighteen years (or over said age, if physically or mentally incapacitated from earning) upon the parent with whom they are living at the time of the death of such parent, there being no surviving dependent parent; provided, that in case of the death of an employee who has at the time of his death living children by a former wife or husband, under the age of eighteen years (or over said age, if physically or mentally incapacitated from earning), said children shall be conclusively presumed

Proviso.

to be wholly dependent for support upon such deceased employee, and the death benefit shall be divided between the surviving wife or husband and all the children of the deceased employee in equal shares, the surviving wife or husband taking the same share as a child. The total sum due the surviving wife or husband and her or his own children shall be paid directly to the wife or husband for her or his own use and for the benefit of her or his own children, and the sums due to the children by the former wife or husband of the deceased employee shall be paid to their guardians or legal representatives for the benefit of such children.

Sum due, to whom to be paid, etc.

(d) Children under the age of sixteen years (or over said age but physically or mentally incapacitated from earning) upon a parent who was at the time of his death legally bound to support although living apart from such child or children.

Children under age of sixteen years, etc.

(e) A parent upon an unmarried child under the age of eighteen years; provided, that such child was living with the parent at the time of the injury resulting in death.

Parent. Proviso.

In all other cases questions of dependency, in whole or in part, shall be determined in accordance with the fact as the fact may be at the time of the injury; and in such other cases, if there is more than one person wholly dependent the death benefit shall be divided equally among them, and persons partly dependent, if any, shall receive no part thereof, and if there is no one wholly dependent and more than one person partly dependent, the death benefit shall be divided among them according to the relative extent of their dependency.

Questions of dependency in other cases, determination, etc.

Approved April 2, 1926.

AN ACT RELATIVE TO BONDING OF AND ACCOUNTING BY CLERKS OF DISTRICT COURTS, JUSTICES OF SUCH COURTS HAVING NO CLERK AND TRIAL JUSTICES.

Chap. 191

Be it enacted, etc., as follows:

SECTION 1. Chapter two hundred and eighteen of the General Laws is hereby amended by striking out section sixteen and inserting in place thereof the following: — *Section 16.* The clerk of a district court, or, if no clerk is required by law, the justice, before entering upon the performance of his official duties, shall give to the county treasurer a bond, with a surety company authorized to transact business in the commonwealth, as surety, in a sum approved by a justice of the superior court, but in no event less than one thousand dollars, conditioned to account for and pay over as and when required by law all fines, forfeitures, fees and other money received by him in the exercise of his office. Failure to give such bond shall be sufficient cause for his removal.

G. L. 213, § 16, amended.

Bonding of clerks and certain justices of district courts.

Penalty.

SECTION 2. Section forty-seven of said chapter two hundred and eighteen is hereby amended by striking out, in the third and fourth lines, the words "January, April, July and October, in every year" and inserting in place

G. L. 213, § 47, amended.