

CHAPTER 136.

[S. F. No. 634.]

AN ACT TO EXEMPT POLICE DEPARTMENT RELIEF ASSOCIATIONS AND FIRE DEPARTMENT ASSOCIATIONS FROM INSURANCE LAWS, AND GARNISHEE PROCESS.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. That any and all police department relief associations and fire department associations organized under the laws of this state, shall not be subject to the laws relating to life insurance companies, and shall not be summoned nor liable as garnishee or trustee, in any garnishee proceeding, nor in any action or proceeding against any person or persons who may be entitled to assistance from said association or associations, under the articles of incorporation, or by-laws thereof.

Exempting
police and fire
department
relief
associations.

SEC. 2. This act shall take effect and be in force from and after its passage.

When act to
take effect.

Approved March 3d, 1887.

CHAPTER 137.

[H. F. No. 81.]

AN ACT CONCERNING INSURANCE COMPANIES AND TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO SUE FOR AND COLLECT PENALTIES.

Be it enacted by the Legislature of the State of Minnesota:

SEC. 1. That every insurance company that does any business in this state without having complied with the law governing insurance companies shall forfeit and pay to the state of Minnesota the sum of one thousand dollars (\$1000) for each and every offence, to be recovered in a civil action in the name of the state. Service of summons in any action against an insurance company not incorporated under and by virtue of the laws of this state, shall, in addition to the mode now prescribed by law, be valid and legal and of the same force and effect as personal service on a private individual, if made by delivering a copy of the summons and complaint, or the summons alone, to any person who

Penalty for
doing business
without
certificate of
authority.

shall solicit insurance on behalf of any such insurance corporation, or property owner, or who transmits an application for insurance or a policy of insurance to or from any such insurance corporation, or who makes any contract for insurance or collects or receives any premium for insurance, or who adjusts or settles a loss or pays the same for such insurance corporation, or in any manner aids or assists in doing either.

Commissioner]
to prosecute.

SEC. 2. That it is hereby made the duty of the commissioner of insurance to prosecute to final judgment in the name of the state, or to compromise, settle or compound every fine, penalty, or forfeiture incurred by an insurance corporation by its failure to comply with, or for its violation of any law of the state, of which he may be credibly informed.

Moneys to be
paid into state
treasury.

SEC. 3. All sums collected, paid or received by virtue of sections one (1) and two (2) of this act shall be paid into the state treasury, less the costs of collection of the same.

Excess lines of
insurance.

SEC. 4. The insurance commissioner however, may issue to an agent who is regularly commissioned to represent one or more fire or fire and marine insurance companies, authorized to do business in this state, a certificate of authority to place excess lines of insurance in companies not admitted to do business in the state, provided however that the party desiring such excess of insurance shall first file an affidavit with the insurance commissioner stating that he has exhausted all the insurance obtainable from authorized companies.

Report to be
made.

SEC. 5. Every agent so licensed shall report under oath to the insurance commissioner on the first day of June and December of each year, the amount of premiums obtained by him for such insurance and pay to said commissioner a tax of five per cent thereon, and he shall also file an approved bond with said commissioner in the sum of two thousand dollars (\$2000), for the faithful discharge of his duties.

When act to
take effect.

SEC. 6. This act shall take effect and be in force, from and after its passage.

Approved March 7, 1887.