

Sec. 8. **Certain sections repealed.**—Sections 6080, 6081 and 8969, General Statutes 1913, and section 5164 of the Revised Laws of 1905, and all acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 25, 1919.

CHAPTER 512—H. F. No. 115.

*An act to amend Chapter 352, Laws of Minnesota 1917, relating to reserves and deposits under certain classes of indemnity contracts.*

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

Section 1. **Amount of reservations and deposits which must be kept on hand for certain classes of indemnity contracts.**—That section 3362 of the General Statutes of Minnesota for 1913, be and the same is hereby amended so as to read as follows:

Section 3362. Such subscribers so contracting among themselves shall through their attorney file with the insurance commissioner of this state a declaration verified by the oath of such attorney, setting forth:

(a) The name or title of the office at which such subscribers propose to exchange such indemnity contracts. Said name or title shall not be so similar to any other name or title previously adopted by a similar organization or by any insurance corporation or association as in the opinion of the insurance commissioner is calculated to result in confusion or deception.

(b) The kind or kinds of insurance to be affected or exchanged.

(c) A copy of the form of policy contract or agreement under or by which such insurance is to be effected or exchanged.

(d) A copy of the form of power of attorney or other authority of such attorney under which such insurance is to be effected or exchanged.

(e) The location of the office or offices from which such contracts or agreements are to be issued.

(f) That applications have been made for indemnity upon at least one hundred separate risks aggregating not less than \$1,500,000.00 as represented by executed contracts or bona fide applications, to become concurrently effective, or, in case of liability or compensation insurance, covering a total pay roll of not less than one and one-half million (\$1,500,000.00) dollars.

(g) That there is on deposit with such attorney and available for the payment of losses a sum of not less than twenty-five thousand (\$25,000) dollars. Provided further, that in case of employers' liability or workmen's compensation insurance or liability insurance covering damage to persons or property of others by automobiles not used as carriers of passengers for hire, there is on

deposit with such attorney and available for the payment of losses a sum of not less than seventy-five thousand dollars (\$75,000.00).

Provided further, that in the case of liability insurance, covering damage to persons or property of others, *by automobiles engaged as carriers of passengers for hire*, the subscribers to such contracts shall have on deposit with such attorney and available for the payment of losses not less than \$100,000.00.

Sec. 2. Reserve fund based on policies in force and failure to result in revoking of license by insurance commissioner.—That section 3365 of the General Statutes of Minnesota for 1913, be and the same is hereby amended so as to read as follows:

Section 3365. There shall at all times be maintained as a reserve a sum in cash or convertible securities equal to fifty per cent of the net annual deposits collected and credited to the accounts of the subscriber on policies in force having one year or less to run and pro rata on those for longer periods. Net annual deposits shall be construed to mean the advance payments of subscribers after deducting therefrom the amounts specifically provided in the subscribers' agreements, for expenses. Said sums shall at no time be less than twenty-five thousand (\$25,000) dollars and if at any time fifty per cent of the deposits so collected and credited shall not equal that amount, then the subscribers shall make up any deficiency.

In case of the failure of any such reciprocal or inter-insurance exchange to comply with any of the provisions of this act, it shall be the duty of the insurance commissioner to immediately declare its license revoked, and in case of such revocation, said reciprocal or inter-insurance exchange shall not be again licensed to transact business in this state for the period of one year from the date of such revocation.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 25, 1919.

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#### CHAPTER 513—H. F. No. 121.

*An act to amend Subdivision 4 of Section 8375, General Statutes of 1913, relating to competency of witnesses.*

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

Section 1. Waiver for disclosure of information by physicians.—That subdivision 4 of section 8375, General Statutes of 1913, be amended to read as follows:

A licensed physician or surgeon shall not, without the consent of his patient, be allowed to disclose any information or any opinion based thereon which he acquired in attending the patient in a professional capacity and which was necessary to enable him to act in that capacity.