

CHAPTER 393—H. F. No. 366.

An act relating to insurers issuing policies of insurance upon which the premiums are determined by means of audits.

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

Section 1. Insurance policies on which premiums are determined by audits.—Any insurance company licensed to do business in this state which issues policies of insurance in this state upon which the premium is determined by means of an audit shall within sixty days from the date of the expiration of any insurance policy so issued request from the insured a statement of the facts and figures necessary to determine the premium thereon. The insured shall furnish such statement of facts and figures within 60 days of the date of the request. Upon failure of the insured to comply within the time specified, then the provisions of this Act shall not apply as to such insured. Within 12 months from the date of the expiration of the policy, or within such longer time as the commissioner of insurance may for cause shown direct, said insurer unless it elects to accept the insured's statement shall make a final audit. Failure to make such final audit within the time herein provided shall constitute a waiver of the insurer's right to make such audit and an election to accept the statement furnished by the insured as a basis for determining the premium on such policy. In the event an audit discloses that the insured submitted to the insurer a fraudulent statement of facts and figures, then the insured shall be liable for three times the normal premium. This act shall not apply to policies issued covering workmen's compensation.

Approved April 12, 1943.

CHAPTER 394—H. F. No. 723.

An act relating to the salaries of the county auditor and county treasurer in certain counties.

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

Section 1. Salaries of County Auditor and County Treasurer in certain counties.—In all counties in this state having not less than 16 nor more than 18 full and fractional congressional townships, and not less than 553 nor more than 570 square miles of land area, and not less than 348,000 and not more than 350,000 acres of land area, and a population of not less than 9,000 and not more than 11,000, according to the last Federal census, the Board of County Commissioners is hereby authorized to fix the salary

of the county auditor and the county treasurer at not less than \$2,000 and not more than \$2,500 annually.

Approved April 12, 1943.

CHAPTER 395—H. F. No. 886.

(AMENDING SECTION 580.29 MINNESOTA STATUTES 1941.)

An act relating to the holders of junior mortgages paying defaults under prior mortgages, and amending Mason's Minnesota Statutes of 1927, Section 9632.

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

Section 1. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 9632, is amended to read as follows:

9632. **Holder of junior liens may pay default in prior liens.**—Any person who has a mortgage lien upon any land against which there exists a prior mortgage may pay any taxes or assessments on which any penalty would otherwise accrue, and may pay the premium upon any *policy* of insurance procured in renewal of any existing policy upon mortgaged premises, and may, in case any interest upon any prior or superior *lien* is in default, or any part of the principal shall become due, or amortized instalments which may be in default upon any such prior *lien*, pay the same, and all such sums so paid shall become due upon such payment and be a part of the debt secured by such junior mortgage, shall bear interest from date of payment at the same rate as the indebtedness secured by such prior *lien*, and shall be collectible with, as a part of, and in the same manner as the amount secured by such junior mortgage. Such payments shall be proved by the affidavit of the junior mortgagee, his agent or attorney, stating the items and describing the premises, and a copy must be filed for record with the register of deeds.

Approved April 12, 1943.

CHAPTER 396—H. F. No. 894.

(AMENDING SECTION 205.46 MINNESOTA STATUTES 1941.)

An act relating to the appointment of election judges in cities of the first class, amending Mason's Supplement 1940, Section 601-6(6) a.