

fund, the value of such exempt property shall be set at 30 percent of its full and true value except that in no case shall the assessed value of said exempt property for this purpose exceed such an amount as when added to the assessed value of all other property in the district exceed \$3,000 per resident pupil unit. In the determination of the amounts to which districts shall be entitled in the distribution of any state aids that are based upon total valuation per pupil this valuation shall be included.

Approved April 14, 1961.

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CHAPTER 382—H. F. No. 308

*An act relating to insurance violations and penalties; defining duties of county attorney relating thereto; amending Minnesota Statutes 1957, Section 60.92, Subdivision 2.*

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

Section 1. Minnesota Statutes 1957, Section 60.92, Subdivision 2, is amended to read:

Subd. 2. Any person, firm, or corporation violating, or failing to comply with, any of the provisions of sections 60.64 to 60.82, and any person who acts in any manner in the negotiation or transaction of unlawful insurance with an insurance company not licensed to do business in the state, or who, as principal or agent, violates any provision of law relating to the negotiation or effecting of contracts of insurance, shall be guilty of a misdemeanor. *The duty of a strict observance and enforcement of this law and prosecution for any violation thereof is hereby expressly imposed upon the Commissioner of Insurance, and upon the filing of a complaint in a court of competent jurisdiction against any person violating any provisions of this section, it shall be the duty of the county attorney of the county in which the violation occurred to prosecute such person.* ~~and, upon~~ Upon the conviction of any agent or solicitor of any violation of the provisions of sections 60.64 to 60.82, the commissioner shall suspend the authority of such agent or solicitor to transact any insurance business within the state for a period of not less than three months. Any insurer employing an agent and failing to procure a license, as required by sections 60.64 to 60.82, or permitting such agent to transact business for it within the state before such license has been procured, shall

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

pay the commissioner, for the use of the state, a penalty of \$25 for each offense; and, in the event of failure to pay the penalty within ten days after notice from the commissioner, the authority of the insurer to do business in this state shall be revoked by the commissioner until the penalty is paid, and no insurer shall be readmitted until it shall have complied with all the terms and conditions imposed for admission in the first instance; provided, that any action taken by the commissioner under the provisions of this subdivision shall be subject to review by the district court of the county in which the office of the commissioner is located.

Approved April 14, 1961.

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CHAPTER 383—H. F. No. 368

[Coded]

*An act relating to insurers not authorized to transact business in this state; providing for actions in this state against and for the service of process upon such insurers; prescribing how a defense may be made by such insurers; and providing for the allowance of attorneys fees in actions against such insurers.*

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

Section 1. [60.921] **Unauthorized insurers process act; purpose of act.** The purpose of the unauthorized insurers process act is to subject certain insurers to the jurisdiction of courts of this state in suits by or on behalf of insureds or beneficiaries under insurance contracts.

The legislature declares that it is a subject of concern that many residents of this state hold policies of insurance issued or delivered in this state by insurers while not authorized to do business in this state, thus presenting to such residents the often insuperable obstacle of resorting to distant forums for the purpose of asserting legal rights under such policies. In furtherance of such state interest the legislature herein provides a method of substituted service of process upon such insurers and declares that in so doing it exercises its power to protect its residents and to define for the purpose of this statute what constitutes doing business in this state and also exercises powers and privileges available to the state by virtue of Public Law 15, 79th Con-

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