

CHAPTER 489—H. F. No. 799

An act relating to the department of insurance, and amending Minnesota Statutes 1945, Section 60.29, Subdivisions 1 and 4, as amended.

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

Section 1. Minnesota Statutes 1945, Section 60.29, Subdivision 1, as amended by Laws 1947, Chapter 295, Section 1, Subdivision 1, is amended to read :

60.29. Capitol stock required; business which may be transacted. Subdivision 1. **Scope.** Insurance corporations shall be authorized to transact in any state or territory in the United States, in the Dominion of Canada, and in foreign countries, when specified in their charters or certificates of incorporation, either as originally granted or as thereafter amended, any of the following kinds of business, upon the stock plan, or upon the mutual plan when the formation of such mutual companies is otherwise authorized by law :

(1) To insure against loss or damage to property on land and against loss of rents and rental values, leaseholds of buildings, use and occupancy and direct or consequential loss or damage caused by fire, smoke or smudge, water or other fluid or substance, lightning, windstorm, tornado, cyclone, earthquake, collapse and slippage, rain, hail, frost, snow, freeze, change of temperature, weather or climatic conditions, excess or deficiency of moisture, floods, the rising of waters, oceans, lakes, rivers or their tributaries, bombardment, invasion, insurrection, riot, civil war or commotion, military or usurped power, electrical power interruption or electrical breakdown from any cause, railroad equipment, motor vehicles or aircraft, accidental injury to sprinklers, pumps, conduits or containers or other apparatus erected for extinguishing fires, explosion, whether fire ensues or not, except explosions on risks specified in Subdivision 1, clause (3) ; provided, however, that there may be insured hereunder the following : (a) explosion of any kind originating outside the insured building or outside of the building containing the property insured, and (b) explosion of pressure vessels which do not contain steam or which are not operated with steam coils or steam jackets ;

(2) (a) To insure vessels, freight, goods, wares, merchandise, specie, bullion, jewels, profits, commissions, bank

notes, bills of exchange, and other evidences of debt, bottomry and respondentia interest, and every insurance appertaining to or connected with risks of transportation and navigation on and under water, on land or in the air;

(b) *To insure all personal property floater risks;*

(3) *To insure against any loss from either direct or indirect damage to any property or interest of the assured or of another, resulting from the explosion of or injury to (a) any boiler, heater or other fired pressure vessel; (b) any unfired pressure vessel; (c) pipes or containers connected with any of said boilers or vessels; (d) any engine, turbine, compressor, pump or wheel; (e) any apparatus generating, transmitting or using electricity; (f) any other machinery or apparatus connected with or operated by any of the previously named boilers, vessels or machines; and including the incidental power to make inspections of and to issue certificates of inspection upon, any such boilers, apparatus, and machinery, whether insured or otherwise;*

(4) *To make contracts of life and endowment insurance, to grant, purchase, or dispose of annuities or endowments of any kind; and, in such contracts, or in contracts supplemental thereto to provide for additional benefits in event of death of the insured by accidental means, total and permanent disability of the insured, or specific dismemberment or disablement suffered by the insured.*

(5) (a) *To insure against loss or damage by the sickness, bodily injury or death by accident of the assured or his dependents;*

(b) *To insure against the legal liability, whether imposed by common law or by statute or assumed by contract, of any employer for the death or disablement of, or injury to, his or its employee;*

(6) *To guarantee the fidelity of persons in fiduciary positions, public or private, or to act as surety on official and other bonds, and for the performance of official or other obligations;*

(7) *To insure owners and others interested in real estate against loss or damage, by reason of defective titles, encumbrances, or otherwise;*

(8) To insure against loss or damage by breakage of glass, located or in transit;

(9) (a) To insure against loss by burglary, theft, or forgery;

(b) To insure against loss of or damage to moneys, coins, bullion, securities, notes, drafts, acceptance or any other valuable paper or document, resulting from any cause, except while in the custody or possession of and being transported by any carrier for hire or in the mail;

(c) To insure individuals by means of an all risk type of policy commonly known as the "Personal Property Floater" against any kind and all kinds of loss of or damage to, or loss of use of, any personal property other than merchandise;

(d) *To insure against loss or damage by water or other fluid or substance;*

(10) To insure against loss from death of domestic animals and to furnish veterinary service;

(11) To guarantee merchants and those engaged in business, and giving credit, from loss by reason of giving credit to those dealing with him; this shall be known as credit insurance;

(12) To insure against loss or damage to automobiles or other vehicles or aircraft and their contents, by collision, fire, burglary, or theft, and other perils of operation, and against liability for damage to persons, or property of others, by collision with such vehicles or aircraft, and to insure against any loss or hazard incident to the ownership, operation, or use of motor or other vehicles or aircraft;

(13) To insure against liability for loss or damage to the property or person of another cause by the insured or by those for whom the insured is responsible, *including insurance of medical, hospital, surgical, funeral or other related expense of the insured or other persons injured, irrespective of legal liability of the insured, when issued with or supplemental to policies of liability insurance;*

(14) To insure against *loss of or damage to any property of the insured, resulting from the ownership, maintenance or use of elevators, except loss or damage by fire;*

(15) To make contracts providing that upon the death of the assured a funeral benefit will be paid in money, the aggregate amount of which shall not exceed \$150 upon any one life; provided, that any corporation that has been licensed to do business for three successive years may make contracts not to exceed \$300 upon any one life; provided, that any corporation licensed under this chapter, which now or hereafter has paid-up capital of \$15,000, and maintains with the commissioner a deposit of \$15,000, may make life insurance contracts not to exceed \$600 on any one life and with or without indemnity for total and permanent disability such as are usually contained in life insurance contracts; no such insurance company shall be operated, directly or indirectly, in affiliation or connection with any funeral director or undertaking establishment, or contract, by assignment or otherwise, to pay such insurance or its benefits, or any part of either, to any funeral director or undertaking establishment predetermined or designated by it, so as to deprive the family or representatives of the deceased policyholder from, or in any way to control them in, obtaining for his funeral and burial, funeral services and supplies in the open market; and, nothing herein contained shall apply, nor shall it be construed to apply, in any way to any cooperative burial association.

Sec. 2. Minnesota Statutes 1945, Section 60.29, Subdivision 4, as amended by Laws 1947, Chapter 295, Section 1, Subdivision 4, is amended to read:

Subd. 4. **Certain companies authorized to transact certain insurance business.** Any insurance corporation having a paid-up capital stock of not less than \$200,000, and a surplus of not less than \$50,000 constantly maintained, may, when authorized by its articles of incorporation, transact any or all of the kinds of business specified in clauses (1) to (15) of Subdivision 1, excepting those specified in clauses (1), (2), (4), (6) and (15).

Any insurance corporation having paid-up capital stock of not less than \$200,000 may transact the kinds of business specified in clauses (1), (2), and (12).

Any insurance corporation having a paid-up capital stock of not less than \$200,000 and authorized to transact the kinds of business specified in clause (4) may also transact the kinds of business specified in clause (5) *and in addition thereto personal injury liability insurance provided, however, that no company authorized to transact the kinds of insurance specified in clauses (4) and (5) shall be authorized to transact personal injury liability insurance unless such company was engaged in transacting personal injury liability insurance in this state prior to January 1, 1949.*

Any insurance corporation having a paid-up capital stock of not less than \$250,000, and a surplus of not less than \$50,000 constantly maintained, when authorized to transact the kinds of business specified in clause (6) may also transact the kinds of business specified in clauses (3), (5), (7), (8), (9), (10), (11), (12), (13), and (14).

Any insurance corporation having a surplus as regards policyholders of not less than \$750,000 constantly maintained may, when authorized by its articles of incorporation, transact any or all of the kinds of business specified in clauses (1), (2), (3), (5), (6), (7), (8), (9), (10), (11), (12), (13), and (14).

Approved April 18, 1949.

CHAPTER 490—H. F. No. 1095

An act relating to civil service; amending Minnesota Statutes 1945, Section 43.21, as amended.

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

Section 1. Minnesota Statutes 1945, Section 43.21, as amended by Laws 1947, Chapter 489, Section 1, is amended to read :

43.21. Probationary period. Except as in this chapter otherwise provided, all original appointments to and promotions within the classified service, and offices or employments within the classified service held by persons who become members of the classified service without examination pursuant to section 43.10, or by qualifying examination pursuant to section