

# MINNESOTA STATUTES 1975 SUPPLEMENT

## FRATERNAL BENEFICIARY ASSOCIATIONS 64A.24

### CHAPTER 64A. FRATERNAL BENEFICIARY ASSOCIATIONS

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#### **64A.21 Non-forfeiture provisions, cash surrender values, certificate loans, reserves and other options.**

Any association may grant to its members paid-up and extended protection, or such withdrawal equities as its constitution and laws may provide; provided that:

(1) These grants shall in no case exceed in value the portion of the reserves to the credit of the members to whom they are made;

(2) The association shall show, by an annual valuation made by a competent actuary approved by the commissioner, that it is accumulating and maintaining for the benefit of these members the reserves required by the American Experience table of mortality, with interest at the rate of four percent per annum, or by the National Fraternal Congress table of mortality, with interest at the rate of four percent per annum, or by the mortality tables and interest rates prescribed by law for life insurance companies. The association shall carry as a liability the reserves so determined;

(3) The assets representing these reserves shall be held in trust for these members separate and distinct from assets belonging to members holding certificates on which these reserves are not maintained;

(4) The assets so held in trust shall not be used to pay any claims or benefits upon any certificates to members other than to the members for whom these assets are so held in trust;

(5) Nothing contained in this section, or contained in the laws of this state regulating associations, shall be held to restrict any association in the use of any surplus over and above the accumulation required by the table by which the rates are computed and the accretions thereon, as prescribed by the laws or rules of the association; provided, the same are used for the common benefit of all the members.

[1975 c 129 s 1]

#### **64A.221 Payment to welfare recipients.**

After August 1, 1975, no association authorized to do business in this state which provides or pays for any health care benefits shall issue any certificate which contains any provision denying or reducing benefits because services are rendered to a certificate holder or beneficiary who is eligible for or receiving medical assistance pursuant to chapter 256B.

[1975 c 247 s 3]

#### **64A.23 Benefits not attachable.**

Except as provided in chapter 256B, the money or other benefits, charity, relief, or aid to be paid, provided, or rendered by any association authorized to do business under this chapter shall, neither before nor after being paid, be liable to attachment, garnishment, or other process and shall not be seized, taken, appropriated, or applied by any legal or equitable process or operation of laws to pay any debt or liability of a certificate holder or of any beneficiary named in a certificate, or of any person who may have any right thereunder.

[1975 c 247 s 4]

#### **64A.24 Children's benefits; association qualifications.**

**Subdivision 1. Qualified associations.** Any association authorized to do business in this state may provide in its articles and bylaws for the payment of

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death, annuity, or endowment benefits upon the lives of children below age 16 at next birthday; provided, that the association has a class of adult membership carrying life insurance certificates at a rate of contribution at least equal to those known as National Fraternal Congress rates, or upon a table based upon the association's own experience of at least 20 years covering not less than 100,000 lives, with an interest assumption of not more than four percent per annum, or upon the mortality tables and interest rates prescribed by law for life insurance companies, to which juvenile certificate holders shall be transferred without medical reexamination upon attaining the age of 16 years.

[1975 c 129 s 2]

[For text of subds 2 and 3, see M.S.1974]

## 64A.25 Children's benefit certificates; requirements.

[For text of subds 1 to 3, see M.S.1974]

**Subd. 4. Premiums, mortality table, extra assessments.** The death benefit contributions to be made upon the certificate shall be based upon the standard industrial mortality table or the English life table number six, and at a rate of interest not greater than four percent per annum, or upon the mortality tables and interest rates prescribed by law for life insurance companies; provided, that the contributions may be waived or returns may be made from surplus in excess of reserve and other liabilities, as provided in the bylaws; and provided, further, that extra contributions shall be made if the reserves provided for in section 64A.27 become impaired.

[1975 c 129 s 3]

## 64A.31 The contract.

[For text of subds 1 to 5, see M.S.1974]

**Subd. 6. Disability offset prohibited.** No association certificate, contract or other evidence of coverage entered into, issued, amended, renewed or delivered on or after January 1, 1976 shall contain any provision offsetting, or in any other manner reducing, any benefit to a member or other beneficiary by the amount of, or in any proportion to any increase in disability benefits received or receivable under the Social Security Act, as amended subsequent to the date of commencement of such benefit.

[1975 c 323 s 5]

## CHAPTER 65B. AUTOMOBILE INSURANCE

Sec.	Sec.
65B.132 Student discounts; eligibility. [New]	65B.525 Arbitration procedure; rules of court.
65B.43 Definitions.	[New]
65B.44 Basic economic loss benefits.	65B.56 Cooperation of person claiming benefits.
65B.48 Reparation security compulsory.	65B.59 Races.
65B.51 Deduction of collateral benefits from tort recovery; limitation on right to recover damages.	65B.65 Time for presenting claims under assigned claims plan.
65B.52 Repealed.	65B.67 Penalties for failure to provide security for basic reparation benefits.
	65B.71 Compliance.

(NOTE: Laws 1975, Chapter 18 is retroactively effective on January 1, 1975 pursuant to Laws 1975, Chapter 18, Section 18.)

## 65B.132 Student discounts; eligibility.