

Rec., June 3

54

ENROLLED BILL

(EXTRAORDINARY SESSION, 1933)

House Bill No. 54

(By Mr. Norton)

Passed June 3, 1933

In Effect from Passage

Originated in the..... Takes effect..... Passage

from
Geo. L. Stahl
Clerk House of Delegates.

CORRECTLY ENROLLED

House
Geo. L. Stahl
Clerk.

James L. Smith
Chairman Senate Committee.

James L. Smith
Chairman House Committee.

ENROLLED BILL

(H. B. No. 54)

[Passed June 3, 1933; in effect from passage.]

AN ACT to amend section five, article one, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, relating to the supervision of companies under the control of the state insurance commissioner.

Be it enacted by the Legislature of West Virginia:

Section 5. The insurance commissioner may from time to time examine the methods of business of any company, corporation, association, partnership or combination of persons doing any kind or form of insurance business in this state, and may require them to answer such questions as he may think necessary for the purpose of such inquiry; and if, in his opinion, after due notice and hearing, any such company, corporation, association, partnership or combination of persons is doing business in an illegal, improper or unjust manner, or failing to

CORRECTLY ENROLLED

James D. Hays

James L. Smith

Chairman Senate Committee.

Chairman House Committee.

10 adjust and pay losses and obligations when they become due,
11 excepting claims to which there is a substantial defense, he
12 may order it to discontinue such illegal or improper method of
13 doing business and may order it to adjust and pay its losses
14 and obligations as they become due.

14-a And in order to foster and protect the businesses conducted
15 under the supervision of the insurance commissioner of this
16 state, and to put this legislative policy into effect, the insurance
17 commissioner is authorized and directed to maintain a con-
18 tinuous investigation of the regulation and control of such
19 businesses generally. When, because of regulations in other
20 states, an emergency arises which endangers the stability of
21 such businesses within this state, the commissioner, after in-
22 vestigation and determination, shall have the authority to make
23 from time to time such temporary regulations as may be neces-
24 sary to protect such businesses carried on in this state against
25 discrimination because of regulations existing in other states.

26 The commissioner shall promptly send certified copies of all
27 orders issued under the authority of this section to each com-
28 pany, corporation, association, partnership or combination of
29 persons under his control, supervision or regulation.

CORRECTLY ENROLLED

James L. Smith

Chairman House Committee.

James A. Henry

Chairman Senate Committee.

Enrolled H. B. No. 54]

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30 If any provision of this act or the application thereof to any
31 person or circumstance is held unconstitutional or otherwise
32 invalid, the remaining provisions of the act and the application
33 of such provisions to other persons or circumstances shall not
34 be affected thereby.

35 All acts and parts of acts in conflict with the provisions of
36 this act are hereby repealed.

CORRECTLY ENROLLED

James L. Smith
Chairman Senate Committee.

Wm. M. Hunter
Speaker of the House of Delegates.

Geo. L. Hall
Clerk of the House of Delegates.

Wm. M. Hunter
President of the Senate.

James L. Smith
Clerk of the Senate.

The within is.....

this..... day of..... 1933.

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Governor.

Filed in the office of the Secretary of State
of West Virginia JUN 12 1933
Wm. S. O'Brien,
Secretary of State