WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1941

ENROLLED

HOUSE BILL No. 183

(By Mr. , by Request)

PASSED March 1, 1941

In Effect from Passage
ENROLLED

House Bill No. 183

(By Mr. Jones, by Request)

[Passed March 1, 1941; in effect from passage.]

AN ACT to amend and reenact section five, article five, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, relating to the general powers of indemnity companies.

Be it enacted by the Legislature of West Virginia:

That section five, article five, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

Section 5. General Powers.—An indemnity company organized under the provisions of this chapter, or organized under the laws of any other state and having a license to do business in this state, and which has complied with the provisions of this article, may become surety of any person for the performance of any official duty required by law, or of any person or corporation on
any bond or undertaking required in any proceeding in any court, and/or of any person, persons, corporation or corporations on any bond, writing or obligation for the performance of any promise, duty or undertaking of whatsoever terms or description, and/or may make contracts and issue policies of insurance guaranteeing title of, and freedom from liens of, any property, real or personal, and/or issue policies of insurance against loss from any cause, other than by death of any person or by fire: Provided, That any indemnity company may by its charter be restricted to engaging in any one or more of the branches of business above outlined.

Except as otherwise provided by law, any indemnity company may prescribe such terms and conditions for entering into any contract or undertaking and make such charges for any such service as the officers thereof shall deem advisable: Provided, however, That in the exercise of any of the powers enumerated above including any prescribed terms and conditions for entering into any contract or undertaking, there shall be no distinction or discrimination in favor of individuals of the same class
or between risks of essentially the same hazard in this state, on account of race, creed or color.

The insurance commissioner shall have such powers and authority, in respect to enforcement of the provisions of this section as are conferred upon him in chapter thirty-three of the code of West Virginia.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 13th day of March, 1941.

Governor.

Filed in the office of the Secretary of State of West Virginia, Mar 13, 1941.

Wm. S. O'Brien,
Secretary of State