WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED

HOUSE BILL No. 286

(By Mr. Barron)

PASSED March 14, 1953

In Effect ninety days from Passage
ENROLLED

House Bill No. 286
(By MR. BARRON)

[Passed March 14, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article thirteen, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to group accident and health insurance, prescribing the minimum number of individuals to be insured on a group basis.

Be it enacted by the Legislature of West Virginia:

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

Section 1. Companies Which May Write Group Accident and Health Insurance; Policy Classifications; Definitions.—Any insurer authorized to do the business of accident and health insurance in this state may issue group policies insuring against bodily injury or death caused by accident or accidental means, or against sickness, or both, coming within any of the following classifications:

(a) A policy issued to an employer, who shall be deemed
the policyholder, insuring at least ten employees of such employer, for the benefit of persons other than the employer, and conforming to the following requirements:

(i) If the premium is paid by the employer the group shall comprise all employees or all of any class or classes thereof determined by conditions pertaining to the employment, or

(ii) If the premium is paid by the employer and employees jointly, or by the employees, the group shall comprise not less than seventy-five per cent of all employees of the employer or not less than seventy-five per cent of all employees of any class or classes thereof determined by conditions pertaining to the employment;

(b) A policy issued to an association which has a constitution and by-laws and which has been organized and is maintained in good faith for purposes other than that of obtaining insurance, insuring at least ten members of the association for the benefit of persons other than the association or its officers or trustees, as such;

(c) A policy issued to a college, school or other institution of learning or to the head or principal thereof, insur-
ing students, or students and employees, of such institu-

(d) A policy issued to or in the name of any volunteer

fire department, insuring all of the members of such de-

partment or all of any class or classes thereof against any

one or more of the hazards to which they are exposed by

reason of such membership.

The term "employee" as used herein shall be deemed
to include the officers, managers, and employees of the
employer, the partners, if the employer is partnership, the
officers, managers, and employees of subsidiary or affili-
ated corporations of a corporation employer, and the in-
dividual proprietors, partners and employees of individu-
als and firms, the business of which is controlled by the
insured employer through stock ownership contract or
otherwise. The term "employer" as used herein may be
deemed to include any municipal or governmental cor-
poration, unit, agency or department thereof and the
proper officers, as such, of any unincorporated municipal-
ity or department thereof, as well as private individuals,
partnerships and corporations.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House of Delegates

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the 20th
day of March, 1953.

[Signature]
Governor