WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED
SENATE BILL NO. 311

(By Mr. [Signature])

PASSED March 11, 1953

In Effect from Passage
AN ACT to amend and reenact sections one and five, article five, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to farmers’ mutual fire insurance companies, damages insured against by them, policy forms and limitation of liability.

Be it enacted by the Legislature of West Virginia:

That sections one and five, article five, 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. Incorporation Without Capital Stock.—A farmers’ mutual fire insurance company may be organ-
Enr. S. B. No. 311]

3 ized and incorporated without capital stock under the
4 laws of this state as set forth under chapter thirty-one
5 of this code for the purpose of insuring property against
6 loss or damage as hereinafter authorized.

Sec. 5. Damages Insured Against; Policy Forms to Be
2 Approved; Limitation of Liability.—Every such company
3 may issue policies of insurance, signed by its president
4 and secretary, providing insurance against:
5  (a) Loss or damage to dwelling houses, stores and all
6 kinds of buildings and household furniture, goods, mer-
7 chandise and chattels of every description, and all other
8 property by fire, lightning, aircraft, windstorm, tornado,
9 cyclone, hail, frost or snow, smoke, weather or climatic
10 conditions, including excess or deficiency of moisture,
11 flood, rain or drought, business interruptions, riot attend-
12 ing a strike or civil commotion, riot, aircraft and by ex-
13 plosion whether fire ensues or not;
14  (b) Loss or damage by insects or disease to farm crops
15 or products and loss of rental value of land used in pro-
16 ducing such crops or products;
(c) Loss or damage by water or other fluid to any goods or premises arising from the breakage or leakage of sprinklers, pumps or other apparatus erected for extinguishing fires, or of other conduits or containers, or by water entering through leaks or openings in buildings and of water pipes, and against accidental injury to such sprinklers, pumps, apparatus, conduits, containers or water pipes.

The form of all such policies shall be subject to regulation and approval of the insurance commissioner, who may, if he deems fit, after conferring with representatives of companies affected, prescribe a general form or forms for such policies, or specific provisions which shall be inserted in such policies, and all such policies thereafter issued shall conform to all such regulations prescribed by the insurance commissioner. All policies issued shall have all of their terms and provisions printed thereon or attached thereto in full. Companies may limit their liability in the policy to a definite per cent of the value of the property.
The subject of the insurance and the risks, hazard or peril insured against shall be expressly set forth in the policy of insurance. The insurance commissioner may, for good cause shown or on application of the company, limit the license of a company to make insurance to any one or more of the perils or coverages authorized herein.
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 Senate.

Takes effect 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 16th day of March, 1953.

[Signature]
Governor.

[Signature]
Secretary of State