WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2000

ENROLLED

House Bill No. 4742
(By Delegates Beane, Facemyer, L. White and Stalnaker)

Passed March 8, 2000
In Effect from Passage
AN ACT to amend and reenact section ten, article twenty-four, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to investment of funds by hospital service, medical service, dental service and health service corporations; approving repurchase agreements allowable investments.

Be it enacted by the Legislature of West Virginia:

That section ten, article twenty-four, 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:

ARTICLE 24. HOSPITAL SERVICE CORPORATIONS, MEDICAL SERVICE CORPORATIONS, DENTAL SERVICE CORPORATIONS AND HEALTH SERVICE CORPORATIONS.

§33-24-10. Investments; bonds of corporate officers and employees, minimum statutory surplus.
(a) The funds of any such corporation shall be invested only as follows:

1. Fifty percent of such funds shall be in cash or government securities of the type described in section seven of article eight of this chapter.

2. The balance of such funds may be in cash or invested in the classes of investments described in the following sections of article eight of this chapter: Section nine (certificates of deposit of federally insured institutions), section eleven (corporate obligations), section twelve (building and savings and loan shares, international bank), section thirteen (preferred or guaranteed stock), section fourteen (common stock), section sixteen (real property), section eighteen (revenue bonds), and section twenty-three (repurchase agreements). All such investments shall be subject to all the restrictions and conditions contained in said article eight as applying to similar investments of insurers generally.

(b) Every officer or employee of any such corporation, who is entrusted with the handling of its funds, shall furnish, in such amount as may with the approval of the commissioner be fixed by the board of directors of the corporation, a bond with corporate surety, conditioned upon the faithful performance of all his or her duties.

(c) A corporation shall have and maintain statutory surplus funds of at least two million dollars: Provided, That any such corporation duly licensed under this article in West Virginia prior to the effective date of this section whose surplus requirements are increased by virtue of this section shall be required to maintain statutory surplus funds of at least five hundred thousand dollars after the effective date of this section, and any such corporation shall then be subject to the full two million dollar statutory surplus requirement after the first day of October, one thousand nine hundred ninety-one.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within approved this the 17th
day of March, 2000.

Governor