

No. 229

AN ACT

To amend sections six hundred and sixteen and six hundred and seventeen of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," prohibiting the issuance of policies of accident and health insurance to be issued before they are approved by the Insurance Commissioner; defining non-cancelable health and accident insurance.

Section 1. Be it enacted, &c., That section six hundred and sixteen of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," is hereby amended to read as follows:

Section 616, act
of May 17, 1921
(P. L. 682),
amended.

Section 616. Copies of Policies to Be Filed With *and Approved by* the Insurance Commissioner.—No policy of insurance against loss from sickness, or loss or damage from bodily injury or death of the insured by accident, shall be issued or delivered by any [stock or mutual casualty company, or any stock or mutual life insurance company] *insurance company, association or exchange* issuing such policies, to any person in this Commonwealth until a copy of the form thereof, and of the classification of risks and the premium rates pertaining thereto, have been filed with *and formally approved by* the Insurance Commissioner. [nor shall it be so issued or delivered until the expiration of thirty days after it has been so filed, unless the Insurance Commissioner shall sooner give his written approval thereto.] If the Insurance Commissioner shall notify in writing the company, corporation, association, or other insurer which has filed such form that it does not comply with the requirements of law, specifying the reason for his opinion, it shall be unlawful [thereafter] for any such insurer

to issue any policy in such form. The action of the Insurance Commissioner in this regard shall be subject to review by the court of common pleas of Dauphin County.

Section 617,
amended.

Section 2. That section six hundred and seventeen of said act is hereby amended to read as follows:

Section 617. Conditions Subject to Which Policies Are to Be Issued.—No such policy shall be issued or delivered except subject to the following conditions: (a) Unless the entire money and other consideration therefor are expressed in the policy; nor (b) unless the time at which the insurance thereunder takes effect and terminates is stated in a portion of the policy preceding its execution by the insurer; nor (c) if the policy purports to insure more than one person; nor (d) unless every printed portion thereof and of any endorsements or attached papers shall be plainly printed in type of which the face shall be not smaller than ten point; nor (e) unless a brief description thereof be printed on its first page and on its filing back in type of which the face shall be not smaller than fourteen point; nor (f) unless the exceptions of the policy be printed with the same prominence as the benefits to which they apply: Provided, however, That any portion of such policy which purports, by reason of the circumstances under which a loss is incurred, to reduce any indemnity promised therein to an amount less than that provided for the same loss occurring under ordinary circumstances shall be printed in bold face type and with greater prominence than any other portion of the text of the policy; nor (g) if such policy is entitled or referred to as “non-cancellable,” unless such “non-cancellable” policy is automatically renewable until age sixty upon payment of the required premiums by the insured.

APPROVED—The 26th day of May, A. D. 1937.

GEORGE H. EARLE

No. 230

AN ACT

Relating to the powers and duties of trustees liquidating certain assets of banking institutions which have been reorganized; and prescribing the powers and duties of courts of common pleas in relation to such liquidation.

Banks and trust
companies.

Jurisdiction over
assets of reor-
ganized banks
and trust com-
panies shall be in
common pleas
court of county
where principal
place of business
of such bank or
trust company
is located.

Section 1. Be it enacted, &c., That when a bank or trust company or bank and trust company has heretofore been, or shall hereafter be, reorganized under the provisions of any law heretofore or hereafter enacted, and shall have transferred to a trustee or trustees for liquidation certain of its assets, the court of common pleas of the county, in which the principal place of business of such bank or trust company or bank and