

MAINE STATE LEGISLATURE

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FIFTY-EIGHTH LEGISLATURE.

SENATE.

No. 55.

STATE OF MAINE.

The Committee on Mercantile Affairs and Insurance, (Majority Report) to which was referred the bill entitled "An Act relating to Life Insurance," have had the same under consideration, and ask leave to report that the same ought not to pass.

Per order.

ALDEN BRADFORD,

For six of the Committee.

STATE OF MAINE.

The Committee on Mercantile Affairs and Insurance, (Minority Report) to which was referred the bill entitled "An Act relating to Life Insurance," have had the same under consideration, and ask leave to report that the same ought to pass.

Per order of Minority of Committee.

L. B. PATTEN,
W. W. LIBBY.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-NINE.

AN ACT relating to life insurance.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECTION 1. All answers, statements, representations, or declarations made on applying for, obtaining, or procuring a policy of insurance, on the life of any person or persons, shall be deemed and held to be representations only, and not warranties; any such representations so made, unless the same were knowingly false, and made with a view to deceive the company, shall not be deemed material or affect the contract, or render the policy void, unless the matter misrepresented, shall have actually contributed to the contingency or event on which the policy is to become due and payable, and whether it so contributed in any case, shall be a question for the jury.

SECT. 2. All premiums on such policies, excepting that payable at the making of the policy, shall

3 be made payable at some place within this state
4 designated in the policy; and if not so made paya-
5 ble, no action shall be maintained for the recovery
6 of the same, nor shall the policy be in any way
7 affected by such non-payment, unless the same
8 shall remain unpaid for thirty days after personal
9 demand upon the party liable for such premium.

SECT. 3. All policies or contracts for life insur-
2 ance hereafter made, drawn or delivered by any
3 person in this state authorized by any foreign or
4 domestic insurance company to receive applications
5 for life insurance, or payments of premiums, or
6 whose name shall be borne in the policy or con-
7 tract, shall be subject to the terms and provisions
8 of this act, the same as though the act was incor-
9 porated therein; and all provisions contained in
10 any such policy or contract of insurance, in conflict
11 with the provisions of this act, are hereby declared
12 contrary to public policy, and null and void, but all
13 other valid stipulations in the policy or contract
14 shall remain binding and obligatory.

STATE OF MAINE.

IN SENATE, February 13, 1879.

Pending motion to amend by substituting the minority report, on motion by Mr. PATTEN of Penobscot, *Ordered*, That the reports lie on the table and be printed with the accompanying bill.

SAMUEL W. LANE, *Secretary*.