

MAINE STATE LEGISLATURE

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Sixty-Seventh Legislature.

SENATE.

No. 209.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-FIVE

AN ACT relating to Fraternal Beneficiary and Assessment
Corporations.

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

SECTION 1. The insurance commissioner, in person or
2 by deputy, shall have the power of visitation and exami-
3 nation into the affairs of any domestic corporation subject
4 to the provisions of chapter 234 of the Public Laws of
5 1889, as amended, that are conferred upon him by chapter
6 49 of the Revised Statutes, provided that he shall not be
7 required to make periodical examinations. Whenever
8 upon examination the commissioner is satisfied that such
9 corporation is not paying the maximum amount named in
10 its policies or certificates in full, or is in such condition as
11 to render further proceedings hazardous to the public or

12 its policy holders ; or whenever any domestic corporation
13 subject to the provisions of chapters 234 and 237 of
14 the Public Laws of 1889 and acts amendatory thereof shall
15 after an existence of one year or more, have a membership of
16 less than three hundred, the insurance commissioner may
17 present the facts in relation to the same to any justice of
18 the supreme judicial court ; the said justice shall there-
19 upon notify the officers of such corporation of a hearing,
20 and unless it shall then appear that some special and good
21 reason exists why the corporation should not be closed,
22 some person shall be appointed receiver of such corpora-
23 tion, and shall proceed at once to take possession of the
24 books, papers, moneys, and other assets of the corpora-
25 tion, and shall forthwith, under the direction of the court,
26 proceed to close the affairs of such corporation and to
27 distribute to those entitled thereto its funds. For this
28 service the receiver may be allowed out of any funds in
29 possession of the corporation or which may come there-
30 from in to his hands, such sum as the court may deter-
31 mine to be reasonable and just. When the affairs of the
32 corporation shall be finally closed, the court may decree a
33 dissolution of the same. .

SECT. 2. Hereafter no corporation organized under the
2 provisions of chapter 234 of the Public Laws of 1889 shall
3 commence to do business or issue any certificate until it
4 has presented to the insurance commissioner and received
5 his certification that it has obtained not less than five
6 hundred bona fide applications for membership.

SECT. 3. The foregoing provisions shall not apply to
2 any corporation which confines its membership to the
3 employes of towns, cities, or of the state, or of a designated
4 firm, business house or corporation.

STATE OF MAINE.

IN SENATE, March 8, 1895.

Reported by Mr. MITCHELL, from Committee on Mercantile Affairs
and Insurance, and laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*