

**Insurance—Foreign Title Insurance Company—Admission—Fees.**

A foreign title insurance company may be admitted in the state if it meets all the requirements of section 6147, R. C. M. 1921, and also complies with the laws affecting title insurance companies, and it should be charged the same fee as any other insurance corporation.

January 14, 1928.

George P. Porter, Esq.,  
State Auditor and Commissioner of Insurance,  
Helena, Montana.

My dear Mr. Porter:

You have requested my opinion on the following question:

“Is it permissible for the commissioner to admit a foreign title insurance company, and if so, what fees and charges should be made?”

Under the provisions of section 6136, R. C. M. 1921, insurance companies are given the power to insure titles and credits, and section 6147, R. C. M. 1921, sets forth the requirements of a foreign insurance company before it can be admitted to do business in the state of Montana, and also provides that such a company shall be subject to all restrictions and duties which are now or may be imposed upon insurance companies of like character organized under the laws of this state.

It is therefore evident that since a title guarantee company is in fact an insurance company it may be admitted in this state if it meets all the requirements of section 6147, supra, and provided further that it complies with the laws affecting title insurance companies as set forth in sections 6345 to 6354 R. C. M., 1921, inclusive, and that it should be charged the same fee as any other insurance corporation.

Very truly yours,

L. A. FOOT,  
Attorney General.