

HOUSE BILL NO. 537

INTRODUCED BY PATTERSON, BENGTON

BY REQUEST OF THE STATE AUDITOR

IN THE HOUSE

JANUARY 30, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & LABOR.
FEBRUARY 10, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 11, 1987	PRINTING REPORT.
FEBRUARY 12, 1987	SECOND READING, DO PASS.
FEBRUARY 13, 1987	ENGROSSING REPORT. THIRD READING, PASSED. AYES, 87; NOES, 2. TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 16, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.
MARCH 19, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 23, 1987	SECOND READING, CONCURRED IN.
MARCH 25, 1987	THIRD READING, CONCURRED IN. AYES, 49; NOES, 0. RETURNED TO HOUSE.

IN THE HOUSE

MARCH 26, 1987	RECEIVED FROM SENATE. SENT TO ENROLLING.
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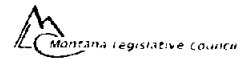
1 House BILL NO. 537
 2 INTRODUCED BY Paterson, Doughton
 3 BY REQUEST OF THE STATE AUDITOR

4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE
 6 REQUIREMENT THAT AN ANNUAL STATEMENT AND REPORT OF
 7 EXPENDITURES BE FILED WITH THE COUNTY CLERK AND RECORDER BY
 8 FARM MUTUAL INSURERS AND BENEVOLENT ASSOCIATIONS; AND
 9 AMENDING SECTIONS 33-4-313 AND 33-6-304, MCA."

10
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Section 33-4-313, MCA, is amended to read:
 13 "33-4-313. Annual statement -- report -- filing. (1)
 14 The president and secretary of every insurer, on or before
 15 March 1 each year, shall prepare, affirm under oath, affix
 16 the corporate seal thereto, and file with the commissioner,
 17 on forms as prescribed and furnished by him, an annual
 18 statement for the preceding calendar year showing the
 19 condition of such insurer as of December 31 of such year and
 20 exhibiting the following facts:

- 21 (a) the names of the president and secretary;
- 22 (b) the date of the annual meeting;
- 23 (c) the amount of insurance in force;
- 24 (d) the number of members;
- 25 (e) the number of assessments made during the year;



- 1 (f) the amount paid in losses during the year;
- 2 (g) the amount of the losses claimed and not paid,
- 3 with the reason for nonpayment;
- 4 (h) the number of members withdrawn, suspended, and
- 5 expelled during the year;
- 6 (i) the number of new members admitted during the
- 7 year;
- 8 (j) the expenses during the year;
- 9 (k) the amount of money on hand;
- 10 (l) the amount and character of the insurer's assets;
- 11 (m) the amount of the insurer's liabilities, including
- 12 any reserves required to be established under this chapter;
- 13 (n) such other information concerning the insurer's
- 14 affairs as the commissioner may reasonably require.
- 15 (2) A report of an insurer's expenditures for
- 16 educational purposes, if any, for the preceding year must be
- 17 filed with the commissioner at the same time and in
- 18 conjunction with the annual report of such insurer, as
- 19 required under 33-4-404.
- 20 ~~(3) -- A copy of such annual statement and report of~~
- 21 ~~expenditures for educational purposes shall be filed by each~~
- 22 ~~county mutual insurer with the county clerk and recorder of~~
- 23 ~~the county wherein is located its principal place of~~
- 24 ~~business."~~
- 25 Section 2. Section 33-6-304, MCA, is amended to read:

INTRODUCED BILL
HB 537

1 "33-6-304. Annual statement. (1) In addition to
2 compliance with 33-2-701, the annual statement of a
3 benevolent association shall exhibit the following items and
4 facts:

5 (a) the name and business address of the association;

6 (b) the names and addresses of the officers of the
7 association;

8 (c) the number of membership contracts in force at the
9 commencement of the year and the number of memberships in
10 good standing at the close of the year for which the
11 statement is made. This provision is also applicable to each
12 subgroup or class, if any, of the association.

13 (d) the number of death losses claimed; the number and
14 total amount of death losses paid; the number of death
15 claims compromised, denied, or resisted, and reasons
16 therefor;

17 (e) the number of assessments in the association and
18 in each subgroup or class, if any; the amount collected in
19 each such assessment; income to the benevolent association
20 from all other sources; and all other fees, assessments,
21 donations, of any kind or nature, except new membership fees
22 from new members;

23 (f) the expenses actually incurred during the year;
24 debts unpaid at the commencement of the year; debts and
25 obligations of any kind (not including death losses actually

1 paid) incurred during the year; debts unpaid at the close of
2 the year; a breakdown of expenses to show the amount paid in
3 salaries or commissions, office expense, and other expenses,
4 in those cases where members of the benevolent association
5 are assessed for operating expenses of such association;

6 (g) whether the association has complied with all of
7 the provisions of 33-6-302 and 33-6-405;

8 (h) the information required by 33-6-302.

9 (2) Two officers of the association shall attest under
10 oath to the truth of the facts contained in the annual
11 statement. At least one of such officers must have charge of
12 making up the statement.

13 ~~{3}--A--copy--of--the--annual--statement--certified--by--the~~
14 ~~commissioner--must--be--filed--before--April--1--of--each--year--by~~
15 ~~the--association--in--the--office--of--the--county--clerk--of--the~~
16 ~~county--in--which--the--business--office--of--the--association--is~~
17 ~~located--"~~

-End-

APPROVED BY COMM. ON
BUSINESS AND LABOR

1 House BILL NO. 537
2 INTRODUCED BY Parsons, Denton
3 BY REQUEST OF THE STATE AUDITOR

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE
6 REQUIREMENT THAT AN ANNUAL STATEMENT AND REPORT OF
7 EXPENDITURES BE FILED WITH THE COUNTY CLERK AND RECORDER BY
8 FARM MUTUAL INSURERS AND BENEVOLENT ASSOCIATIONS; AND
9 AMENDING SECTIONS 33-4-313 AND 33-6-304, MCA."

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12 Section 1. Section 33-4-313, MCA, is amended to read:
13 "33-4-313. Annual statement -- report -- filing. (1)
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15 March 1 each year, shall prepare, affirm under oath, affix
16 the corporate seal thereto, and file with the commissioner,
17 on forms as prescribed and furnished by him, an annual
18 statement for the preceding calendar year showing the
19 condition of such insurer as of December 31 of such year and
20 exhibiting the following facts:

- 21 (a) the names of the president and secretary;
- 22 (b) the date of the annual meeting;
- 23 (c) the amount of insurance in force;
- 24 (d) the number of members;
- 25 (e) the number of assessments made during the year;

- 1 (f) the amount paid in losses during the year;
- 2 (g) the amount of the losses claimed and not paid,
- 3 with the reason for nonpayment;
- 4 (h) the number of members withdrawn, suspended, and
- 5 expelled during the year;
- 6 (i) the number of new members admitted during the
- 7 year;
- 8 (j) the expenses during the year;
- 9 (k) the amount of money on hand;
- 10 (l) the amount and character of the insurer's assets;
- 11 (m) the amount of the insurer's liabilities, including
- 12 any reserves required to be established under this chapter;
- 13 (n) such other information concerning the insurer's
- 14 affairs as the commissioner may reasonably require.
- 15 (2) A report of an insurer's expenditures for
- 16 educational purposes, if any, for the preceding year must be
- 17 filed with the commissioner at the same time and in
- 18 conjunction with the annual report of such insurer, as
- 19 required under 33-4-404.

20 ~~{3}--A copy of such annual statement and report of~~
21 ~~expenditures for educational purposes shall be filed by each~~
22 ~~county mutual insurer with the county clerk and recorder of~~
23 ~~the county wherein is located its principal place of~~
24 ~~business."~~

25 Section 2. Section 33-6-304, MCA, is amended to read:

1 "33-6-304. Annual statement. (1) In addition to
2 compliance with 33-2-701, the annual statement of a
3 benevolent association shall exhibit the following items and
4 facts:

5 (a) the name and business address of the association;

6 (b) the names and addresses of the officers of the
7 association;

8 (c) the number of membership contracts in force at the
9 commencement of the year and the number of memberships in
10 good standing at the close of the year for which the
11 statement is made. This provision is also applicable to each
12 subgroup or class, if any, of the association.

13 (d) the number of death losses claimed; the number and
14 total amount of death losses paid; the number of death
15 claims compromised, denied, or resisted, and reasons
16 therefor;

17 (e) the number of assessments in the association and
18 in each subgroup or class, if any; the amount collected in
19 each such assessment; income to the benevolent association
20 from all other sources; and all other fees, assessments,
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23 (f) the expenses actually incurred during the year;
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2 the year; a breakdown of expenses to show the amount paid in
3 salaries or commissions, office expense, and other expenses,
4 in those cases where members of the benevolent association
5 are assessed for operating expenses of such association;

6 (g) whether the association has complied with all of
7 the provisions of 33-6-302 and 33-6-405;

8 (h) the information required by 33-6-302.

9 (2) Two officers of the association shall attest under
10 oath to the truth of the facts contained in the annual
11 statement. At least one of such officers must have charge of
12 making up the statement.

13 ~~(3) -- A copy of the annual statement certified by the~~
14 ~~commissioner must be filed before April 1 of each year by~~
15 ~~the association in the office of the county clerk of the~~
16 ~~county in which the business office of the association is~~
17 ~~located."~~

-End-

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-2-
 THIRD READING
 HB-537

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