

No. 330, S.]

[Published May 23, 1907.

CHAPTER 126.

AN ACT to create section 1946f of the statutes, prohibiting misrepresentation by life insurance companies, and providing a penalty therefor.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. There is added to the statutes a new section to read:

* * * * *

Approved May 22, 1907.

(In effect July 1, 1907.)

No. 324, S.]

[Published May 23, 1907.

CHAPTER 127.

AN ACT to create section 1953b of the statutes, requiring life insurance companies to furnish a copy of application.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. There is added to the statutes, a new section to read:

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Approved May 22, 1907.

(In effect July 1, 1907.)

or person who shall solicit or place insurance in a fire, casualty or surety insurance company not authorized to do business in this state shall, in the event of the failure of such unauthorized company to pay any claim or loss within the policy issued, be liable to the insured for the amount thereof to the extent that such company would have been liable; and such company or agent shall, on satisfactory proof of violation of either of the foregoing provisions made to the commissioner of insurance, have its or his authority to transact business in this state revoked for a period of not less than ninety days, and shall not again be permitted to do business herein until all liability for such violation shall be discharged and the provisions of these statutes concerning the admission of foreign fire, casualty or surety insurance companies to do business in this state be complied with. Whenever said commissioner shall receive notice of the violation of any provision of this section he shall forthwith, in person or by his deputy, visit the office of the company or any insurance agent charged with such violation, and demand an inspection of the books and records thereof; and any company or such agent refusing to permit such inspection shall be deemed guilty of violating this section, and such commissioner shall enforce the penalties herein provided against the same. The commissioner shall receive as compensation for such inspection, ten dollars for each day he is engaged therein and be reimbursed his necessary traveling expenses; both of which sums he shall collect from the company, if he find the same guilty; otherwise he shall be paid and reimbursed out of any funds in his hands available for that purpose.

(Ch. 432, 1907.)

Life insurance policies and circulars: penalty for misrepresentations in. SECTION 1946f. No life insurance corporation doing business in this state, and no officer, director, or agent thereof, shall issue or circulate, or cause or permit to be issued or circulated, any estimate, illustration, circular or statement of any sort misrepresenting the terms of any policy issued by it, or advantages promised thereby, or the dividends or share of surplus to be received thereon, or shall use any title of any policy or class of policies, misrepresenting the true nature thereof, and no life insurance company, its officers, directors or agents, shall issue or circulate or cause or permit to be issued or circulated, any written circular or statement of any sort, wilfully misrepresenting any other company, the nature or

terms of its policy or policies, its premium charge or dividends allowed or returned by such other company.

Any officer, director or agent aforesaid, found guilty of violating any of the provisions of this act, shall be punished by a fine of not less than twenty-five dollars nor more than three hundred dollars, or by imprisonment in the county jail for a term not exceeding six months.

(Ch. 126, 1907.)

Fire marshal of Wisconsin: appointment and term; office in capitol. SECTION 1946g. The governor is hereby authorized and empowered to appoint within thirty days after this act shall take effect, and every six years thereafter, between the fifteenth day of January and the first day of February, by and with the advice and consent of the senate and also within thirty days after the occurrence of a vacancy in the office, a suitable person who shall be a citizen of this state, as state fire marshal, who shall hold the office until his successor is appointed and qualified, the title of which office shall be state fire marshal. Such officer shall keep his office in the capitol, in the city of Madison, and may be removed for cause at any time by the governor.

(Ch. 228, 1907.)

Chief assistant; first and second deputies. SECTION 1946h. The state fire marshal is hereby empowered and required to appoint one chief assistant fire marshal, and two deputy fire marshals to be designated as first and second deputies, and the first deputy fire marshal shall be an attorney at law. The duties of said chief assistant and deputies shall be to assist the state fire marshal. In the event of a vacancy in the office of state fire marshal, or during the absence or disability of that officer, the chief assistant marshal shall perform the duties of the office.

(Ch. 228, 1907.)

Causes of fires; investigating authorities. SECTION 1946i. 1. The state fire marshal and the chief of the fire department of every city or village in which a fire department is established, and the mayor of every incorporated city, and the president of the village board of every incorporated village in which no fire department exists, and the town clerk of every organized township without the limits of any organized city or