

No. 344

AN ACT

HB 2397

Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further providing requisites for a foreign insurance company or association to do business in the Commonwealth.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 301, act of May 17, 1921 (P.L.682, No.284), known as "The Insurance Company Law of 1921," is amended by adding a clause to read:

Section 301. Requisites for Foreign Companies To Do Business.—No stock or mutual insurance company or association of any other State or foreign government shall be admitted and authorized to do business until:

* * *

(e) It shall have actually engaged in doing an insurance business, by solicitation of insurance through agents, brokers or by mail; by assumption and underwriting of risks; by acceptance of applications for and issuance of and delivery of policies, certificates or contracts of insurance; by collection of premiums or assessments or their equivalent; by investigation, adjustment and payment of claims and losses; by filing annual financial statements and other reports and documents required by proper regulatory bodies or agencies and by complying with applicable insurance statutory enactments, in its state of domicile for a minimum period of at least one year immediately preceding its seeking admission to this Commonwealth. The requirements of this clause may be partly or entirely waived by the Insurance Commissioner with respect to any company or association which is affiliated with one or more insurers already authorized to do business in Pennsylvania.

* * *

Section 2. This act shall take effect immediately.

APPROVED—The 30th day of December, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly
No. 344.

C. McLaughlin Tucker

Secretary of the Commonwealth.