

or with respect to Pennsylvania under the "United States Longshoremen's and Harbor Workers' Compensation Act" of one thousand nine hundred twenty-seven, and acts amendatory thereof or supplementary thereto, when such liability is insured as a part of a workmen's compensation and employers' liability policy, shall annually, on or before the thirtieth day of June, file with the Insurance Commissioner a sworn report of its premium and loss experience, in such detail and form as may be prescribed by the Insurance Commissioner. Any insurance carrier which neglects to make and file such statement in the form or within the time herein provided shall forfeit one hundred dollars for each day during which such neglect continues, and, upon notice by the Insurance Commissioner, its authority to do business shall cease while such default continues.

The Insurance Commissioner shall have the power to suspend or revoke the license of any insurance company which violates any of the provisions of subdivision (d) of this article.

Section 6. The provisions of this act shall become effective immediately upon final enactment. Act effective immediately.

APPROVED—The 2nd day of July, A. D. 1953.

JOHN S. FINE

No. 80

AN ACT

To amend the act, approved the first day of July, one thousand nine hundred thirty-seven (Pamphlet Laws 2532), entitled "An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this Commonwealth; and to provide for the administration thereof," by extending the provisions of the act to insurance carriers authorized to write insurance under the Pennsylvania Occupational Disease Act.

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

Section 1. Sections 2, 3, 5 and 8 of the act, approved the first day of July, one thousand nine hundred thirty-seven (Pamphlet Laws 2532), entitled "An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this Commonwealth; and to provide for the administration thereof," are hereby amended to read as follows:

Section 2. As hereafter used in this act, unless the context or subject matter otherwise require—

"Workmen's Compensation Security Fund Act."

Sections 2, 3, 5 and 8, act of July 1, 1937, P. L. 2532, amended.

Definitions.

“Stock Fund” means the stock workmen’s compensation security fund.

“Mutual Fund” means the mutual carrier and reciprocal exchange workmen’s compensation security fund created by this act.

“Funds” means the stock workmen’s compensation security fund and the mutual carrier and reciprocal exchange workmen’s compensation security fund.

“Fund” means either the stock fund or the mutual carrier and reciprocal exchange fund, as the context may require.

“Fund year” means the calendar year.

“Stock Company” means any stock corporation authorized to transact the business of workmen’s compensation insurance in this Commonwealth, except an insolvent stock company.

“Mutual carrier” means any corporation or association organized and operating on the mutual plan, including the State Workmen’s Insurance Fund, authorized to transact the business of workmen’s compensation insurance in this Commonwealth, except an insolvent mutual carrier.

“Reciprocal exchange” means any association or group of persons exchanging contracts of insurance or indemnity on the reciprocal or inter-insurance plan, authorized to transact the business of workmen’s compensation insurance in this Commonwealth, except an insolvent reciprocal exchange.

“Carrier” means either a stock company, a mutual company, a reciprocal exchange, or the State Workmen’s Insurance Fund, as the context may require.

“Insolvent stock company,” “insolvent mutual carrier,” or “insolvent reciprocal exchange” means a stock company, a mutual company, a reciprocal exchange, or the State Workmen’s Insurance Fund, as the case may be, which has been determined to be insolvent, or for which, or for the assets of which, a receiver or liquidator, howsoever entitled, has been appointed by a court or public officer of competent jurisdiction and authority, after the effective date of this act.

“Commissioner” means the Insurance Commissioner of this Commonwealth.

“Workmen’s Compensation Law” means The Workmen’s Compensation Act of 1915 or any supplement [and] or amendment thereto or revision thereof *and the Pennsylvania Occupational Disease Act of 1939 or any supplement or amendment thereto or revision thereof.*

Purpose of fund.

Section 3. There is hereby created a fund, to be known as “The Stock Workmen’s Compensation Security Fund,” for the purpose of assuring to persons entitled thereto the compensation provided by the [workmen’s compensation law] *Workmen’s Compensa-*

tion Law for employments insured in insolvent stock companies. Such fund shall be applicable to the payment of valid claims for compensation heretofore or hereafter made pursuant to the [workmen's compensation act] *Workmen's Compensation Law* and remaining unpaid, in whole or in part, by reason of the default, after the effective date of this act of an insolvent stock company. Expenses of administration also shall be paid from the fund as herein provided. Such fund shall consist of all contributions received and paid into the fund by stock companies as herein defined, all property and securities acquired by and through the use of moneys belonging to the fund, and of interest earned upon moneys deposited or invested, as herein provided. The fund shall be administered by the commissioner in accordance with the provisions of this act.

Section 5. For the privilege of carrying on the business of workmen's compensation insurance in this Commonwealth, every stock company shall pay into the stock fund on the first day of September, one thousand nine hundred and thirty-eight, a sum equal to one per centum of its net written premiums as shown by the return hereinbefore prescribed for the period ending June thirtieth, one thousand nine hundred and thirty-eight, and thereafter each such stock company upon filing each annual return shall pay a sum equal to one per centum of its net written premiums for the period covered by such return. When the aggregate amount of all such payments into the stock fund, together with accumulated interest thereon, less all its expenditures and known liabilities, becomes equal to five per centum of the loss reserves of all stock companies for the payment of benefits under the *Workmen's Compensation [Act] Law* as of June thirtieth next preceding, no further contribution to said fund shall be required to be made: Provided, however, That whenever thereafter the amount of said fund shall be reduced below five per centum of such loss reserves as of said date, by reason of payments from and known liabilities of said stock fund or by reasons of an increase of the loss reserves of all stock companies, then such contribution to said fund shall be resumed from such date as the commissioner shall prescribe, and shall continue until such fund, over and above its known liabilities, shall be equal to five per centum of such reserves.

Section 8. For the privilege of carrying on the business of workmen's compensation insurance in this Commonwealth, every mutual carrier and reciprocal exchange shall pay into the mutual fund on the first day of September, one thousand nine hundred and thirty-eight, a sum equal to one per centum of its net written premiums as shown by the return hereinbefore prescribed

Payments into fund.

When contributions cease.

Proviso.

First payment into fund.

Thereafter, payments to be made with annual return.

When further contributions not required.

Proviso.

for the period ending June thirtieth, one thousand nine hundred and thirty-eight; and thereafter each such mutual carrier and each such reciprocal exchange, upon filing each annual return, shall pay a sum equal to one per centum of its net written premiums as shown for the period covered by such return. When the aggregate amount of all such payments into the mutual fund together with accumulated interest thereon, less all its expenditures and known liabilities, becomes equal to five per centum of the loss reserves of all mutual carriers and reciprocal exchanges for the payment of benefits under the Workmen's Compensation [Act] Law as of June thirtieth next preceding, no further contributions to said fund shall be required to be made: Provided, however, That whenever thereafter the amount of said fund shall be reduced below five per centum of such loss reserves as of said date by reason of payments from, and known liabilities of, said mutual fund, or by reason of an increase of the loss reserves of all mutual carriers and reciprocal exchanges, then such contributions to said fund shall be resumed from such date as the commissioner shall prescribe, and shall continue until such fund, over and above its known liabilities, shall be equal to five per centum of such reserves.

APPROVED—The 2nd day of July, A. D. 1953.

JOHN S. FINE

No. 81

AN ACT

To amend the act, approved the eleventh day of May, one thousand nine hundred forty-nine (Pamphlet Laws 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by increasing the permitted amount of insurance coverage in certain cases.

Group life insurance.

Subsection 4 of section 2, act of May 11, 1949, P. L. 1210, amended.

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

Section 1. Subsection 4 of section 2 of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (Pamphlet Laws 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," is hereby amended to read as follows: