

3 to attachment, garnishment, or other process, or to be seized, taken,  
 4 appropriated or applied by any legal or equitable process or operation  
 5 of law, to pay any debt or liability of such employee, or his beneficiary,  
 6 or any other person who may have a right thereunder, either before  
 7 or after payment; nor shall the proceeds thereof, when not made pay-  
 8 able to a named beneficiary, constitute a part of the estate of the  
 9 employee for the payment of his debts.

1 "SEC. 14. The provisions of section eighty-six hundred seventy-one  
 2 (8671), relating to medical examination of applicants, shall not apply  
 3 to insurance written under this chapter."

House File No. 242. Approved March 22, 1933.

Note: Two sections numbered five (5) appear in the original and enrolled bills.

## CHAPTER 145

### INSURANCE EMERGENCY

S. F. 415

AN EMERGENCY ACT to authorize the commissioner of insurance with the approval of the governor to make, rescind, alter and amend rules and regulations, respecting the payment of premiums to, the withdrawal of funds from or payment of funds by or to fire, life, accident, tornado, hail and all other insurance companies, associations and fraternal benefit societies; to suspend all laws and parts of laws in conflict therewith while such rules and regulations continue in effect; to provide for notice of such rules and regulations; to prevent actions at law or in equity asking for relief contrary to the rules and regulations of the insurance commissioner provided for herein; to provide a penalty for the violation of such rules and regulations; and providing for termination of the emergency.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. That it is hereby declared that a public emergency  
 2 exists affecting the welfare of the people of the state of Iowa, growing  
 3 out of the abnormal disruption in economic and financial processes;  
 4 the declaration of a banking holiday by this state, by other states and  
 5 by the federal government; the inability of insurers to carry on in  
 6 a normal and ordinary manner the functions of their business, owing  
 7 to the situation now existing with respect to currency, specie and  
 8 checks; and other facts and circumstances curtailing and hampering  
 9 the conducting of the business of insurance in the normal and ordinary  
 10 manner.

1 SEC. 2. That during the period of the emergency as defined in  
 2 section 8 hereof, and for the purpose of safeguarding and conserving  
 3 the interests of policyholders and creditors and preventing discrimina-  
 4 tions and preferences, the commissioner of insurance, with the ap-  
 5 proval of the governor, is hereby authorized to make, rescind, alter,  
 6 and amend such rules and regulations as may be deemed necessary  
 7 respecting the payment of premiums to, the suspension and cancella-  
 8 tion of policies by, the withdrawal of funds from, and the payment  
 9 of funds by, all insurance companies, associations, and fraternal ben-  
 10 efit societies authorized to transact the business of insurance in this  
 11 state, and the commissioner of insurance of the state of Iowa, during  
 12 the operation of this act, shall have full control and supervision of

13 the assets of the companies, associations, and fraternal benefit soci-  
14 eties affected hereby, and shall make such rules and regulations as  
15 are necessary to preserve the same.

1 SEC. 3. Upon the adoption or promulgation of any such rule or  
2 regulation, any law or any part of any law which may be in conflict  
3 with any such rule or regulation is suspended and shall continue to  
4 be suspended so long as such rule or regulation continues in force and  
5 effect, but upon the termination of this act, as hereinafter provided,  
6 all of such laws or parts of laws which have been suspended shall  
7 then be in full force and effect.

1 SEC. 4. Notice of any such rule or regulation hereunder shall be  
2 given by the commissioner of insurance by mailing a copy of the  
3 same to the president or other chief officer of each company, asso-  
4 ciation, or society, affected by the same, by registered mail addressed  
5 to such officer at the home office of such company, association, or  
6 society.

1 SEC. 5. No action at law or in equity shall be brought or main-  
2 tained in any court in this state by or against any insurance company,  
3 association, or society, affected by any rule or regulation made under  
4 the authority of this act in which relief is asked contrary to such  
5 rule or regulation.

1 SEC. 6. The violation of any rule or regulation made and promul-  
2 gated by the commissioner of insurance hereunder shall, at the dis-  
3 cretion of the commissioner, subject the company, association, or  
4 society violating the same to a revocation of its certificate of author-  
5 ity to transact business in this state.

1 SEC. 7. Should any section of this act, or any part thereof, be  
2 held by any court of competent jurisdiction to be unconstitutional or  
3 invalid, such section or part thereof shall be deemed to be independent  
4 of and unrelated to any other section or part of this act, and such  
5 decision shall affect only the specific provisions which may be held  
6 invalid, and shall not be held to be an inducement to the passage of  
7 any other section or provision of this act.

1 SEC. 8. This act shall be in force and effect until the governor shall  
2 terminate it by proclamation that the emergency herein declared no  
3 longer exists and in no event shall it be in force after March 1, 1935.

1 SEC. 9. This act being adopted to meet an emergency through  
2 police power of the state and being deemed of immediate importance  
3 shall be in full force and effect after its passage and publication in  
4 the Des Moines Register and the Des Moines Daily Record, newspapers  
5 published in Des Moines, Iowa.

Senate File No. 415. Approved March 11, 1933.

I hereby certify that the foregoing act was published in the Des Moines Register  
March 14, 1933, and the Des Moines Daily Record March 14, 1933.

MRS. ALEX MILLER, *Secretary of State.*