

form of policy or contract which has been disapproved by said officials shall not be written or used in this state.

SEC. 2. Medical examination. Said officials shall decline to approve any such form of policy or contract of insurance unless the same shall, in all respects, conform to the laws of this state applicable thereto, and unless the issuance of the same is based upon a satisfactory medical examination of the applicant by a physician duly authorized to practice medicine in the state of Iowa, or the state where examined and no policy or contract of insurance shall be issued by any insurance company to any individual in this state until such examination shall have been passed and duly approved by the medical examiner or medical board of such company.

SEC. 3. Penalty. Any company violating any of the provisions of this act shall, upon conviction thereof, be fined in a sum not less than one hundred nor more than one thousand dollars for each such offense, and the court may also revoke its authority to do business within this state. Should any company decline to file a copy of its form of policies or contracts, as provided in this act, the auditor of state shall suspend its authority to transact business within the state until such form of policies or contracts have been so filed and approved.

Approved April 12, A. D. 1904.

CHAPTER 60.

RELATING TO STIPULATED PREMIUM, AND ASSESSMENT LIFE INSURANCE ASSOCIATIONS.

H. F. 819.

AN ACT to amend section seventeen hundred and eighty-eight (1788) of the code, relating to stipulated premium, and assessment life insurance associations.

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

SECTION 1. Transfer of funds. That section seventeen hundred and eighty-eight (1788) of the code be amended by adding thereto the words "except that all sums collected for expenses and not used for that purpose may be transferred to the benefit, emergency or reserve fund."

Approved March 30, A. D. 1904.

CHAPTER 61.

EXAMINATION OF FRATERNAL BENEFICIARY ASSOCIATIONS.

H. F. 881.

AN ACT to provide for the examination of fraternal beneficiary associations. [Amendatory to chapter nine (9) of title nine (IX) of the code, relating to fraternal beneficiary societies, orders and associations.]

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

SECTION 1. "Association" defined. The term "association" when used in this act shall mean any society, order or association organized or authorized under the provisions of chapter nine of title nine of the code.

SEC. 2. Examination—assistants—compensation. The auditor of state may, at any time he may deem it advisable, either in person or by his legally appointed representative, make an examination of or inquire into the affairs of any fraternal beneficiary association authorized or seeking to be authorized to transact business within this state, provided the examination of associations organized under the laws of this state shall not be less frequent than once during each biennial period. To aid in making such examination, the auditor of state may appoint such assistants as may be necessary, each of whom shall receive as compensation for his services not to exceed five dollars per day.

SEC. 3. Officers to assist—examiner may administer oaths. When an association is being examined, the officers, agents or employes thereof shall produce for inspection all books, papers, documents or other information concerning the affairs of the association and shall otherwise assist in the examination. The auditor of state or examiner shall have authority to administer oaths, and may summon and may examine under oath any officer, employe, representative or agent of any association concerning its affairs or condition.

SEC. 4. Revocation or suspension of authority. If upon investigation or examination, it shall appear to the satisfaction of the auditor of state that any association is doing an illegal or unauthorized business, or is failing to fulfill its contracts with its members, or is conducting its business fraudulently, or if its membership or the amount of its insurance in force has been reduced below the legal requirement, or should any association decline or refuse to submit to an examination, the auditor of state may suspend or revoke its certificate of authority to transact business within this state, and having revoked the certificate of authority of any association organized under the laws of this state, he shall at once report the same to the attorney-general who shall apply to the district court or any judge thereof for the appointment of a receiver to wind up the affairs of such association.

SEC. 5. Expenses—how paid. In addition to the compensation of the assistants provided for in section two of this act, the auditor or examiner and assistants shall be entitled to actual and necessary traveling, hotel and other expenses while conducting examinations away from their respective places of residence, the same to be paid by the treasurer of state upon warrants drawn by the auditor of state, bills therefor having been filed under oath and approved by the executive council. Such expense and compensation shall, by the auditor of state, be charged to and collected from the associations examined and should any association neglect or refuse to pay the same, the auditor of state shall at once revoke its certificate of authority to transact business within this state.

SEC. 6. Soliciting new business—penalty. Any officer, manager, agent or representative of any association who with knowledge that its certificates [certificate] of authority has been suspended or revoked or that it is doing an illegal, unauthorized or fraudulent business, solicits insurance for said association or receives applications therefor, or does any other act or thing toward receiving or procuring any new business for said association, shall be deemed guilty of a misdemeanor and for every such act, on conviction thereof, shall pay a fine of not less than one hundred nor more than one thousand dollars, or be imprisoned in the county jail not more than one year, or be punished by both such fine and imprisonment.

SEC. 7. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the "Register and Leader," and the "Des Moines Daily Capital" newspapers published in the city of Des Moines, Iowa.

Approved March 17, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital March 18, 1904, and Register and Leader March 19, 1904.

W. B. MARTIN,
Secretary of State.

CHAPTER 62.

FRATERNAL BENEFICIARY ASSOCIATIONS.

H. F. 226.

AN ACT to repeal the law which appears as section eighteen hundred and thirty-two (1832) of the supplement to the code, relating to fraternal beneficiary associations and to enact a substitute therefor.

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

SECTION 1. Annual certificate—amount of insurance required.
That the law which appears as section eighteen hundred and thirty-two