

# HOUSE . . . . No. 2450

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, May 12, 1941.

The committee on Insurance, to whom was referred the petition (accompanied by bill, House, No. 760) of Charles F. J. Harrington (Commissioner of Insurance) relative to the admissibility as evidence of reports of examinations of insurance companies by the Department of Insurance, report the accompanying bill (House, No. 2450).

For the committee,

PERLIE DYAR CHASE.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-One.

AN ACT RELATING TO THE ADMISSIBILITY AS EVIDENCE  
OF REPORTS OF EXAMINATIONS OF INSURANCE COM-  
PANIES MADE BY THE INSURANCE DEPARTMENT.

*Be it enacted by the Senate and House of Repre-  
sentatives in General Court assembled, and by the  
authority of the same, as follows:*

1 Section four of chapter one hundred and seventy-  
2 five of the General Laws is hereby amended by  
3 striking out the fourth paragraph, as amended by  
4 section four of chapter four hundred and seventy-  
5 two of the acts of nineteen hundred and thirty-nine,  
6 and inserting in its place the following new para-  
7 graph:—

8 A report of an examination of any company made  
9 under this section may, as far as material and rele-  
10 vant, be admitted, in the discretion of the court in  
11 any judicial proceeding brought by and in behalf of  
12 the commissioner, as prima facie evidence of the  
13 facts stated in such report; but nothing in this para-  
14 graph shall be construed to require the commissioner  
15 to make an examination under this section before  
16 proceeding to act under sections five, six, one hun-  
17 dred and eighty B or one hundred and eighty C.