

SENATE . . . . . No. 1476

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The Commonwealth of Massachusetts

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SENATE, June 8, 1970.

The committee on Insurance, to whom was recommitted the Senate Bill allowing insurance agents to offset certain funds due insured against amount due from insured on the same or any other policy (Senate, No. 1374), reports recommending that the same ought to pass, with an amendment, substituting a new draft, with the same title (Senate, No. 1476).

For the committee,

PHILIBERT L. PELLEGRINI.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT ALLOWING INSURANCE AGENTS TO OFFSET CERTAIN FUNDS  
DUE INSURED AGAINST AMOUNT DUE FROM INSURED ON THE SAME  
OR ANY OTHER POLICY.

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

1 Section 187B of chapter 175 of the General Laws is hereby  
2 amended by adding at the end thereof the following new  
3 sentences: — An insurance agent may offset funds due an  
4 insured for return premiums on any policy against amounts  
5 due him from the same insured for any due and unpaid  
6 premiums on any other policy issued by the same insurer.  
7 An insurer may pay return premiums to any agent for such  
8 purpose. An insurer whose return premiums are used by an  
9 insurance agent to offset funds due him shall be held to have  
10 discharged its obligations to its insured for such return pre-  
11 miums. This section shall not invalidate an assignment of  
12 return premium made concurrently with policy insurance as  
13 security for financing such premium, nor the right of the  
14 assignee, or his assign, to enforce such assignment as a prior  
15 claim.