

HOUSE No. 380

Bill accompanying the recommendations of the Insurance Commissioner. Insurance. January 10.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Nineteen.

AN ACT

Relative to the Definition of Insurance Agent or Broker.

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 ninety-eight of chapter five hundred and
2 seventy-six of the acts of the year nineteen hundred and
3 seven is hereby amended by inserting a comma and the
4 words:— continuing or renewing,— after the word
5 “negotiating”, in the fourth line of the first paragraph,
6 and by inserting a comma and the words:— continua-
7 tion or renewal,— after the word “negotiation”, in the
8 fifth line of the second paragraph, so that said section as
9 amended will read as follows:— *Section 98.* Whoever,
10 for compensation, not being the appointed agent or officer
11 of the company in which any insurance or reinsurance is
12 effected, acts or aids in any manner in negotiating, con-
13 tinuing or renewing contracts of insurance or reinsurance
14 or placing risks or effecting insurance or reinsurance for

15 a person other than himself, shall be an insurance broker,
16 and no person shall act as such broker, except as pro-
17 vided in section ninety-five.

18 A person not a duly licensed insurance broker, who for
19 compensation solicits insurance on behalf of any insur-
20 ance company, or transmits for a person other than
21 himself an application for or a policy of insurance to or
22 from such company, or offers or assumes to act in the
23 negotiation, continuation or renewal of such insurance,
24 shall be an insurance agent within the intent of this act,
25 and shall thereby become liable to all the duties, require-
26 ments, liabilities and penalties to which an agent of such
27 company is subject.