

HOUSE No. 389.

HOUSE OF REPRESENTATIVES, Jan. 30, 1899.

[Introduced on leave by Mr. Mellen of Worcester. Insurance.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-nine.

AN ACT

Relative to Total Losses upon Fire Insurance Policies.

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 1. If an insured building is totally destroyed
2 by fire or other accident within the terms of the policy,
3 the sum insured shall be taken to be the value of the
4 insured's interest in such building, as such interest is
5 described in the policy, unless over-insurance thereon
6 was fraudently obtained. If the building is destroyed
7 only in part, the insured shall be entitled to his actual
8 damages, not exceeding the sum insured.

1 SECTION 2. This act shall take effect upon its passage.

