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SENATE.....No. 25.

Commonwealth of Massachusetts.

In the Year of Our Lord, One Thousand Eight Hundred
and Thirty-two.

AN ACT

Respecting Agencies of Insurance Companies incorporated out of this Commonwealth.

1 SEC. 1. **BE** it enacted by the Senate and House
2 of Representatives, in General Court assembled and
3 by the authority of the same, That where, by the
4 laws of any State of the United States, other than
5 this Commonwealth, now in force or hereafter to be
6 enacted, an agent of Insurance Companies incorpo-
7 rated in this Commonwealth is or shall be liable in
8 such other state to pay a special tax, excise, or com-
9 mission, on the amounts he may as such other agent

10 in such other state, procure to be ensured by insur-
11 ance companies incorporated in this Commonwealth:
12 then and in such case any person residing in this
13 Commonwealth, and acting as the agent for any in-
14 surance company, incorporated in any such other
15 state, for the purpose of proposing, procuring, or
16 agreeing for insurances, to be made by such Com-
17 pany, so incorporated in any such other state, on
18 property situated in, or in behalf of persons residing
19 in this Commonwealth: every person so acting in
20 this Commonwealth, as such agent as aforesaid,
21 shall semi-annually, on or within ten days before the
22 first Mondays of April and October respectively,
23 every year make a return to the Treasurer of this
24 Commonwealth, under oath, and sworn to before
25 any magistrate, of all amounts he shall as such
26 agent so have agreed for insurance of, or so pro-
27 cured to be insured during the six months preceding
28 the time of making such return. And in case of
29 his neglecting to make such return, or of his mak-
30 ing the same falsely or fraudulently, he shall forfeit
31 for each such neglect or for each such false or
32 fraudulent return so made, the sum of one thousand
33 dollars, one half to the use of the person complain-
34 ing thereof, and one half to the use of the Com-
35 monwealth; and on making any such return, such
36 agent shall pay over to the Treasurer of this Com-
37 monwealth, one half of one per centum on the
38 whole amount, so by him or through his agency as
39 such agent procured or caused to be insured.

1 SEC. 2. *Be it further enacted*, That no person
2 shall act in this Commonwealth as such agent, of
3 any Insurance Company incorporated in any such

4 other state, when like agencies are taxed as afore-
5 said, or shall propose, or procure, or agree for,
6 any sum to be insured in this Commonwealth by
7 any company incorporated in any such other state
8 or property in this Commonwealth, or in behalf of
9 persons residing therein, until he shall have first
10 given a bond in the penalty of at least five thousand
11 dollars, to the Treasurer of this Commonwealth,
12 with two or more sureties to be by him approved,
13 to pay into the Treasury of this Commonwealth,
14 semi-annually as aforesaid, the said amount of one
15 half of one per centum on all sums that shall be by
16 him as such agent procured or caused to be insured.
17 *Provided however,* That in case any such tax, excise
18 or commission, as aforesaid, shall be imposed or
19 enacted in any other State of the United States, by
20 a law passed after the passing of this act, then any
21 person acting or proposing to act as such agent as
22 aforesaid, in this Commonwealth, for any Insurance
23 Company incorporated by the laws of such State so
24 hereafter imposing such tax, excise or commission,
25 shall not be required to give such bond to the Trea-
26 surer of this Commonwealth, or to pay such com-
27 mission of one half of one per centum on the
28 amount by him procured to be insured, or to make
29 return of any sums that may by him be procured to
30 be insured by any such company so incorporated in
31 such other State, until sixty days after the passing
32 of such law in such other State.

