

Reported Recommending
Ind. Postponed
Passed Senate
Failed to Pass Senate
Passed House
Failed to Pass House

Senate File 370

Passed on File.
February 26, 1947.

By INSURANCE COMMITTEE.

A BILL FOR

An Act to amend section five hundred fifteen point forty-eight (515.48), Code 1946, to provide additional kinds of insurance which may be written in the state of Iowa, and relating to the classification thereof.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Section five hundred fifteen point forty-eight
2 (515.48), Code 1946, is hereby amended by striking all of
3 subsections one (1), two (2) and three (3) and substituting
4 therefor the following:
5 1: Insure dwelling houses, stores and all kinds of
6 buildings and household furniture, and other property against
7 direct or indirect or consequential loss or damage, including
8 loss of use or occupancy and the depreciation of property lost
9 or damaged by fire, smoke, smudge, lightning and other
10 electrical disturbances, collision, falls, wind, tornado,
11 cyclone, volcanic eruptions, earthquake, hail, frost, snow,
12 sleet, ice, weather or climatic conditions, including excess
13 or deficiency of moisture, flood, rain, or draught, rising of
14 the waters of the ocean or its tributaries, bombardment,
15 invasion, insurrection, riot, strikes, labor disturbances,
16 sabotage, civil war or commotion, military or usurped power,

17 any order of a civil authority made to prevent the spread of
18 a conflagration, epidemic or catastrophe, vandalism or malicious
19 mischief, and by explosion whether fire ensues or not, except
20 explosion on risks specified in subsection six (6) of this
21 section, provided, however, that there may be insured hereunder
22 the following:

23 (a) Explosion of pressure vessels (not including steam
24 boilers of more than fifteen pounds' pressure) in buildings
25 designed and used solely for residential purposes by not more
26 than four families;

27 (b) Explosion of any kind originating outside of the
28 insured building or outside of the building containing the
29 property insured; and

30 (c) Explosion of pressure vessels which do not contain
31 steam or which are not operated with steam coils or steam
32 jackets; and also against loss or damage by insects or disease
33 to farm crops or products, and loss of rental value of land
34 used in producing such crops or products; and against accidental
35 injury to sprinklers, pumps, water pipes, elevator tanks and
36 cylinders, steam pipes and radiators, plumbing and its fixtures,
37 ventilating, refrigerating, heating, lighting or cooking
38 apparatus, or their connections, or conduits or containers
39 of any gas, fluid or other substance; and against loss or
40 damage to property of the insured caused by the breakage or
41 leakage thereof; or by water, hail, rain, sleet or snow seeping
42 or entering through water pipes, leaks or openings in buildings;

43 and against loss of and damage to glass, including lettering
44 and ornamentation thereon, and against loss or damage caused
45 by the breakage of glass; and against loss or damage caused
46 by railroad equipment, motor vehicles, airplanes, seaplanes,
47 dirigibles or other aircraft.

48 2. Insure the fidelity of persons holding places of
49 private or public trust, or execute any bond or other obligation
50 whenever the performance or refraining from any contract, act,
51 duty or obligation is required or permitted by law to be made,
52 given, or filed, including all bonds in criminal causes, and
53 insure the maker, drawer, drawee, or indorser of checks, drafts,
54 bills of exchange, or other commercial paper against loss by
55 reason of any alteration of such instruments.

56 3. Insure the safe-keeping of books, papers, moneys,
57 stocks, bonds and all kinds of personal property from loss,
58 damage or destruction from any cause, and receive them on
59 deposit.

1 Sec. 2. Section five hundred fifteen point forty-eight
2 (515.48) is further amended by striking therefrom subsections
3 five a (5.a.) and five b (5.b.) and substituting therefor the
4 following:

5 5. a. Insure any person, his family or dependents, against
6 bodily injury or death by accident, or against disability on
7 account of sickness, or accident, including the granting of
8 hospital, medical, surgical and sick care benefits.

9 b. Insure against legal liability, and against loss,

10 damage, or expense incident to a claim of such liability,
11 arising out of the death or injury of any person, or arising
12 out of injury to the economic interests of any person as the
13 result of error or negligence in rendering expert, fiduciary
14 or professional service.

1 Sec. 3. Section five hundred fifteen point forty-eight
2 (515.48) is further amended by striking therefrom all of
3 subsection five d (5.d.) and substituting therefor the
4 following:

5 d. Insure against loss in consequence of accidents or
6 casualties of any kind to employees, including workmen's
7 compensation, or to persons or property resulting from any
8 act of an employee, or any accident or casualty to person or
9 property, or both, occurring in or connected with the
10 transaction of insured's business, or from the operation of
11 any machinery connected therewith; or to persons or property
12 for which loss the insured is legally liable.

1 Sec. 4. Section five hundred fifteen point forty-eight
2 (515.48) is further amended by striking therefrom subsections
3 six (6) and nine (9) and substituting therefor the following:

4 6. Insure against loss or injury to person or property,
5 or both, and against loss of rents or use of buildings, and
6 other property growing out of explosion or rupture of boilers,
7 pipes, fly wheels, engines, pressure containers, machinery,
8 and similar apparatus of any kind including equipment used for
9 creating, transmitting, or applying power, light, heat, steam,

10 air conditioning or refrigeration.

11 9. Insure vessels, boats, cargoes, goods, merchandise,
12 freights, specie, bullion, jewelry, jewels, profits,
13 commissions, bank notes, bills of exchange, and other evidence
14 of debt, bottomry, and respondentia interest and every
15 insurance appertaining to or connected with any or all risks
16 or perils of navigation, transit, or transportation, including
17 war risks, on or under any seas or other waters, on land or in
18 the air, or while being assembled, packed, crated, baled,
19 compressed or similarly prepared for shipment or while awaiting
20 the same or during any delays, storage, trans-shipment, or
21 re-shipment, incident thereto, including marine builder's risks;
22 and for loss or damage for which the insured is legally liable
23 to persons or property in connection with or appertaining to
24 marine, inland marine, transit, or transportation insurance,
25 including liability for loss of or damage arising out of or in
26 connection with the construction, repair, maintenance, storage
27 or use of the subject matter of such insurance; and insure
28 against loss or damage to silverware, musical instruments, furs,
29 garments, fine arts, precious stones, jewels, jewelry, gold,
30 silver, and other precious metals or valuable items whether used
31 in business, transportation, trade or otherwise; and insure
32 automobiles, airplanes, seaplanes, dirigibles or other aircraft,
33 whether stationary or being operated under their own power,
34 which include all or any of the hazards of fire, explosion,
35 transportation, collision, loss by legal liability for damage

36 to property resulting from the maintenance and use of
37 automobiles, airplanes, seaplanes, dirigibles, or other aircraft,
38 and loss by burglary or theft, vandalism, malicious mischief,
39 or the wrongful conversion, disposal or concealment of automobiles
40 whether held under conditional sale, contract, or subject to
41 chattel mortgage, or any one or more of such hazards, including
42 insurance against loss by reason of bodily injury to the person.

1 Sec. 5. Section five hundred fifteen point forty-eight
2 (515.48), Code 1946, is further amended by adding at the end
3 thereof the following:

4 10. Insure any additional risk not specifically included
5 within any of the foregoing classes, which is a proper subject
6 for insurance, is not prohibited by law or contrary to sound
7 public policy, and which, after public notice and hearing, is
8 specifically approved by the commissioner of insurance. When
9 such additional kind of insurance is approved by the commissioner,
10 he shall designate within which classification of risks provided
11 for in section five hundred fifteen point forty-nine (515.49),
12 Code 1946, it shall fall.