

agent has been acting in the capacity of an agent at least since January 1, 1971, and no new examination shall be required for eligibility for a license in farm property perils and farm liability for a licensed agent in farm windstorm and hail insurance who was licensed prior to January 1, 1971.

**Sec. 2. EFFECTIVE DATE.** This act is effective the day following its final enactment, except that it shall not apply to renewals of licenses granted before January 1, 1978.

Approved May 20, 1977.

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**CHAPTER 195—S.F.No.586**

*An act relating to insurance; legal expense insurance; authorizing the use of closed panel insurance plans; setting requirements for the admission of foreign companies; amending Minnesota Statutes 1976, Sections 60A.08, Subdivision 10; and 60A.19, Subdivision 1.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

Section 1. Minnesota Statutes 1976, Section 60A.08, Subdivision 10, is amended to read:

Subd. 10. **INSURANCE; LEGAL EXPENSE INSURANCE.** No contract of insurance written pursuant to the authority to transact the kind of business enumerated in section 60A.06, subdivision 1, clause (15) shall ~~deny the insured the free choice of attorneys at law authorized to practice in the jurisdiction in which the service is rendered; nor shall there be any interference~~ include any provision interfering with the attorney-client relationship.

Sec. 2. Minnesota Statutes 1976, Section 60A.19, Subdivision 1, is amended to read:

**60A.19 FOREIGN COMPANIES.** Subdivision 1. **REQUIREMENTS.** Any insurance company of another state, upon compliance with all laws governing such corporations in general and with the foregoing provisions so far as applicable and the following requirements, shall be admitted to do business in this state:

(1) It shall deposit with the commissioner a certified copy of its charter or certificate of incorporation and its bylaws, and a statement showing its financial condition and business, verified by its president and secretary or other proper officers;

(2) It shall furnish the commissioner satisfactory evidence of its legal organization and authority to transact the proposed business and that its capital, assets, deposits with the proper official of its own state, amount insured, number of risks, reserve and other securities, and guaranties for protection of policyholders, creditors, and the public, comply with those required of like domestic companies;

**Changes or additions indicated by underline deletions by strikeout**

(3) By a duly executed instrument filed in the office of the commissioner, it shall appoint him and his successors in office its lawful attorneys in fact and therein irrevocably agree that legal process in any action or proceeding against it may be served upon them with the same force and effect as if personally served upon it, so long as any of its liability exists in this state:

(4) It shall appoint, as its agents in this state, residents thereof, and obtain from the commissioner a license to transact business ~~therein~~;

(5) Regardless of what lines of business an insurer of another state is seeking to write in this state, the lines of business it is licensed to write in its state of incorporation shall be the basis for establishing the financial requirements it must meet for admission in this state or for continuance of its authority to write business in this state.

Approved May 20, 1977.

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CHAPTER 196—S.F.No.587

*An act relating to courts; criminal defendants; providing authority to county courts to order examination of a defendant's mental capacity; amending Minnesota Statutes 1976, Section 253A.07, Subdivision 30.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1976, Section 253A.07, Subdivision 30, is amended to read:

Subd. 30. **CRIMES AND CRIMINALS; MENTAL CAPACITY OF DEFENDANT; AUTHORITY OF COUNTY COURT.** When, pursuant to an order of a state or federal ~~district~~ court, a defendant in a criminal proceeding is examined in the probate court, the probate court shall transmit its findings and return the defendant to such ~~district~~ court unless otherwise ordered. A duplicate of the findings shall be filed in the probate court, but there shall be no petition, property report, or commitment unless otherwise ordered.

Approved May 20, 1977.

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CHAPTER 197—S.F.No.628

*An act relating to counties; extending the compliance date for county official controls; amending Minnesota Statutes 1976, Section 394.312.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Changes or additions indicated by underline deletions by ~~strikeout~~