

No. 908, A.]

[Published October 13, 1959.

CHAPTER 534

AN ACT to repeal 204.31 (3) (a) 3 b and (b) 8; to renumber and amend 204.31 (3) (a) 3 c; to amend 204.31 (10); and to create 204.31 (3) (a) 3 c of the statutes, relating to cancellation of individual accident and health insurance.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 204.31 (3) (a) 3. b and (b) 8 of the statutes are repealed.

SECTION 2. 204.31 (3) (a) 3. c of the statutes is renumbered 204.31 (3) (a) 3. b and amended to read:

204.31 (3) (a) 3. b. A policy in which the insurer reserves the right to refuse * * * renewal shall have, at the beginning of the above provision: unless not less than * * * 30 days prior to the premium due date the insurer has delivered to the insured or has mailed to his last address as shown by the records of the insurer written notice of its intention not to renew this policy beyond the period for which the premium has been accepted.

SECTION 3. 204.31 (3) (a) 3. c of the statutes is created to read:

204.31 (3) (a) 3. c. Each such policy in which the insurer reserves the right to refuse renewal on an individual basis shall provide, in substance, in a provision thereof or in an endorsement thereon or in a rider attached thereto, that subject to the right to terminate the policy upon nonpayment of premium when due, such right to refuse renewal shall not be exercised before the renewal date occurring on, or after the nearest, each anniversary, or in the case of lapse and reinstatement at the renewal date occurring on, or after and nearest, each anniversary of the last reinstatement, and that any refusal of renewal shall be without prejudice to any claim originating while the policy is in force. The preceding sentence shall not apply to accident insurance only policies.

SECTION 4. 204.31 (10) of the statutes is amended to read:

204.31 (10) A policy, rider or endorsement, which could have been lawfully used or delivered or issued for delivery to any person in this state immediately before January 1, * * * 1959 may be used or delivered or issued for delivery to any such person during * * * 2 years after said date without being subject to the provisions of * * * *this section*.

Approved October 9, 1959.
