

INDEX

AGENT

functions of, 18, 60; educational and moral background of, 52, 47n; control over, by insurance commissioner, 52; usually must be licensed, 51, 60-61, Industrial, need not be in New York, 51, 61; company's liability for misrepresentations by, 67; necessity for, 122-123, 127; whether letter carrier could serve as, 128.

APPLICATION

requirement that, be attached, 63.

ASSIGNMENT

prohibition of, in Industrial policies, 39, 68; reasons for prohibition, 39, 41, 68; effect of prohibition, 40; waiver of prohibition, 40; permitted by terms of recent Act of Congress, 40, 68.

BENEFICIARY

policy designating, why unsatisfactory as burial insurance, 32; policy naming, attraction to speculator, 32; effect of facility of payment clause on designation of, 39, 68; in group insurance, 92.

BIG THREE INDUSTRIAL COMPANIES

coöperation between, during depression to assist needy policyholders, 26; table showing states where Industrial business virtually absorbed by them, 45; leadership of, in matter of policy forms, 46; their effect on demand for statutory reforms, 45-46, 59.

BRECKENRIDGE, M. S.

author of note on power of municipalities to enter contracts of group insurance, 70, 74.

BRITISH POST OFFICE ASSURANCE PLAN, 7, 123.

Carpenter v. Chicago & E. I. R. R. Co., 71.

CASH SURRENDER VALUES

postponement of, in Industrial policies, 25, 64; period shortened by two largest companies, 26; concessions with regard to, during depression, 26; complaints arising out of failure of older policies to provide, 51. See also, LOSS TO POLICYHOLDER CAUSED BY LAPSE; NON-FORFEITURE VALUES.

CLAIMS CONTESTED BY COMPANIES

number of, low in Industrial branch, 38, 54, 119.

CONVERSION PRIVILEGE IN GROUP INSURANCE, 82-83.

COST OF INDUSTRIAL INSURANCE

criticism of high, 6, 116; comparison of, with Ordinary insurance, 11-12; methods of computing, 129-131; figures relative to, 12, 129-130; explanations for high, 12-21, 55-56; effect of overhead expenses on, 12-13; effect of division of insurance

business into branches on, 13; effect of mortality rate among working classes on, 13-15; effect of lax underwriting methods on, 14; expense of effecting sale as increasing, 16; effect of weekly collection system on, 16-21.

"DEBIT"

use of term in Industrial insurance explained, 16, 62.

DEPRESSION

"run" on insurance companies during, 106; government assistance to private companies during, 104; concessions to policyholders during, 26.

DISABILITY

wage-earner's need for insurance against, 22; benefits in group policies, 80; inadequacy of conversion privilege in group policy case of, 83.

DISTRICT OF COLUMBIA

recent Act of Congress affecting Industrial insurance in, 30, 40, 67, 68.

DIVIDENDS, 27, 65, 112.

ENDOWMENT POLICIES, 121-122, 124.

Enright v. Standard Life & Accident Insurance Company, 70.

FACILITY OF PAYMENT CLAUSE IN INDUSTRIAL POLICIES explained, 29, 54, 67, 119; practice of companies under, 30-31; avoids necessity for letters of administration, 31; advantages of procedure under, over administration, 33-34; fails to avoid administration in what situations, 34-35; effect of, on designation of beneficiary, 29; quasi-judicial functions exercised by companies under, 36-38; company's settlement under, not final between claimants, 37; validity of compromise effected by company under, 38; whether companies protect undertaker's claim in administration of, 38, 55; whether works to advantage of unscrupulous undertaker, 39, 55; judicial limitations on company's power under, 37, 35; relation between, and prohibition of assignment in Industrial policies, 40; effect restricted by recent Act of Congress, 30, 40, 68; proposed restrictions on, in Illinois, 33.

Fidelity & Casualty Co. v. Ballard & Ballard Co., 71

FRATERNAL INSURANCE, 7.

FULLER, L. L.

article: *The Special Nature of the Wage-Earner's Life Insurance Problem*, 10.

FUNERAL COSTS

effect of Industrial insurance in raising, 19; investi-

- gations into, summarized, 21. See also, UNDER-TAKER.
- GOLDSTEIN, HARRY**
article: *A Survey of the Statutory Law of Industrial Insurance*, 57.
- GOVERNMENT LIFE INSURANCE**
arguments for, 99-116; arguments against, 117-135; experience of foreign governments with, 7, 123-125, 127; in Mass. and Wisc., 125-127; should be by federal government, 100-101; compensation to private interests where undertaken, 101-102; suitability of insurance to government operation, 102-104; security of insurance funds obtained by, 104-107; would eliminate investment abuses, 107-108; uniformity achieved under, 108-110; 113-114; no improvement in treatment of policyholder under, 118-119; economies under, 110-113; economies unlikely under, 131-134; should take form of monopoly, 115; would not infringe individual liberty, 114.
- GRACE PERIOD**, 23, 63, 76.
- GROUP INSURANCE: ECONOMIC AND SOCIAL ASPECTS**
defined, 70; importance of, 71; saving in cost effected by, 73; low cost no advantage if protection furnished inadequate, 90; whether responsive to wage-earner's needs, 8, 24, 28, 70-90; no provision for old age, 28; extension of, to whole people under government insurance, 112-113.
- GROUP INSURANCE: LEGAL PROBLEMS**
early cases, 70-71; inapplicability of many rules of insurance law to, 72-73; when insurance under, begins, 75; when insurance under, ends, 76; power of employer to cancel, 77; protection dependent on continuation of employment, 77-83; what is termination of employment, 78; effect of discharge due to disability on, 78-79; disability provisions in policies of, 80, proposal to compel by statute, 81; what constitutes the contract of, 83-85; who are parties to contract, 85-86; legal position of employer with reference to, 86-90; whether employer's act or knowledge binds insurer, 87-88; whether employer liable to insured employee, 88-90; cases arising out of policies of, but not involving problems peculiar to, 91-93.
- HANFT, FRANK W.**
article: *Group Life Insurance: Its Legal Aspects*, 70.
- HEDGES, M. H.**
article: *Labor's Interest in Group Insurance*, 94.
- HOBBS, CLARENCE W.**
article: *The Rôle of the Insurance Commissioner in Industrial Insurance*, 49.
- INCONTESTABILITY CLAUSE**, 41, 64, 67, 92.
- INDUSTRIAL LIFE INSURANCE**
defined, 49; statutory definitions of, 58-59; history of, 117-118; incentives for buying, 5; classes of persons insured by, 5; extent of business, 10, 50, 57, 118; lax risk selection methods under, 15; function of insurance commissioner with reference to, 49-56; statutory law relating to, 57-69. See also various other headings in this index, especially, **COST OF INDUSTRIAL INSURANCE**, **FACILITY OF PAYMENT CLAUSE**, **WEEKLY COLLECTION SYSTEM**.
- INFANTILE INSURANCE**
in Industrial insurance, 5, 121-122, 125; proposal for legislative restrictions in, 9.
- INSURANCE COMMISSIONER**
function of, 58, in relation to Industrial insurance, 49-56; advantages of control by, as compared with statutory regulation, 47; control by, over policy valuation, 50, over policy forms, 50-51, 65, over agent, 51-53, 60-61, over underwriting practices, 53, over settlement of claims, 53-54, over power of company under facility of payment clause, 54-55, over financial condition of companies, 50.
- INVESTMENT OF INSURANCE FUNDS**, 107-108.
- JAPANESE GOVERNMENT MONOPOLY OF INDUSTRIAL INSURANCE**, 108, 124-125.
- LABOR UNIONS**
early insurance schemes of, 94-95; sale of group insurance through, 95; figures on insurance sold through, 95; experience of, in plan for insurance in building industry, 97-98.
- LAPSE RATE IN INDUSTRIAL INSURANCE**
figures relative to, 7, 121; effect of weekly collection system on, 19; effect of unemployment on, 22, 120; effect of cash surrenders on, 25; in Japan, 124. See also **LOSS TO POLICYHOLDER CAUSED BY LAPSE**.
- LATHROP, W. R.**, quoted, 14.
- LIFE INSURANCE**, defined, 4.
- LOANS**, 13, 51.
- LOSS TO POLICYHOLDER CAUSED BY LAPSE**
nature of, 23; means of avoiding, 22-27; comparison of Industrial and Ordinary policyholder, 25. See also, **CASH SURRENDER VALUES**; **NON-FORFEITURE VALUES**.
- MASSACHUSETTS SAVINGS BANK LIFE INSURANCE PLAN**, 8, 102, 110, 125-126.
- MEDICAL EXAMINATION**
Industrial insurance written without, 13, 53, 60; statutes regarding, 60.
- METROPOLITAN LIFE INSURANCE COMPANY**
discount granted by, for payment of premiums at office, 19; investigation of funeral costs by, 21; instruction book quoted, 39.
- MORTALITY RATE**
among Industrial policyholders, 13-15, 50, 55, 60; effect of lax underwriting methods on, 14-15.
- MUNICIPALITIES**
power to enter contract of group insurance, 74.
- NEW ZEALAND GOVERNMENT INSURANCE OFFICE**, 127-128.

NON-FORFEITURE VALUES

postponement of, in Industrial policies, 25-27, 64; complaints arising out of older policies not providing, 51. See also, LOSS TO POLICYHOLDER CAUSED BY LAPSE; CASH SURRENDER VALUES.

NORTH, SIR DUDLEY, quoted, 48.

OGELSBY, E. J.

article: *The Case against Government Life Insurance*, 117.

OLD AGE

whether insurance needed in, 27-28; Group insurance fails to provide for, 28, 82.

OVERINSURANCE, 119-121.

PATERNALISM OF INDUSTRIAL COMPANIES

as involved in postponement of cash surrender values, 25; advantages of, as compared with "legalism," 28-29; may be used to reduce funeral costs, 39; dangers involved in attempt to eliminate, 48.

PATTERSON, EDWIN, W.

article: *The Distribution of Wage-Earner's Life Insurance*, 3.

Pegues v. Equitable Life Assurance Soc., 78.

Porter v. Equitable Life Assurance Soc., 86.

PREMIUM NOTICE, 63.

"PRODUCTION"

meaning of term in insurance business, 3, 16.

PRUDENTIAL INSURANCE COMPANY

few Industrial claims contested by, 38; investigation of funeral costs by, 21; policy contains no prohibition of assignment, 40.

REINSTATEMENT, 27.

RISK SELECTION

general problem, 40; difficulties of, in petty policy insurance, 42; lax methods of, employed by Industrial companies, 14; legal devices for avoiding effects of improper, 15, 41-44; proposal to make agent's, final, 42; commissioner's function in cases of agent's fraud with regard to, 52; agent's temptation to make improper, 53; La. statute making agent's, binding on company in certain cases, 67; in group insurance, 75. See also WARRANTIES.

SMITH, HOWARD C., quoted, 14.

"SOUND HEALTH" CLAUSE

statutes making warranties representations construed not to apply to, 66.

"SPECULATIVE INSURANCE"

term explained, 15.

STANDARD POLICY REQUIREMENTS

made inapplicable to Industrial insurance, 62.

STATUTORY REGULATION OF INSURANCE BUSINESS

justifications for, 5, 57-58; lack of, in Industrial branch, 44, 57, 59-65; need for, increases with numbers of companies, 46; reforms in, have generally originated in certain states, 45; limitations

on, and dangers in, as applied to petty policy insurance, 47-48; disadvantages of, compared with regulation through commissioner, 47; to preserve solvency of companies, 59-60; requiring licensing of agents, 60-61; limiting agent's commissions, 61; permitting discount for direct payment, 61; prohibiting bonuses, 62; prescribing form of policy, 62-65; proposals for, in group insurance, 81, 83, 70-90.

SURRENDER CHARGE, 24.

TAXES ON INSURANCE BUSINESS, 111-112, 133.

TAYLOR, MAURICE.

article *The Case for Government Life Insurance*, 99.

"TWISTING"

defined, 18; statutes prohibiting, 66.

UNDERTAKER

his capacity to absorb small policy, 21; his price-fixing methods, 21; whether his interest protected under facility of payment clause, 38, 55; whether Industrial companies permit excessive charges by, 39, 55; appeal by, to commissioner, 53; statutes to prevent improper practices by, 65. See also FUNERAL COSTS.

UNEMPLOYMENT

effect on worker's ability to carry insurance, 22.

UNION COÖPERATIVE INSURANCE ASSOCIATION, 96.

UNION LABOR LIFE INSURANCE COMPANY, 96.

VEXATIOUS DELAY STATUTES, 43, 90.

WAGE-EARNER

term defined, 4, 11; methods of providing insurance for, 6; special nature of his life insurance problem, 10-48; his incentives in buying life insurance, 5, 21; uncertainty of his income as affecting his ability to carry insurance, 22; his need for insurance in old age, 27.

WARRANTIES

by insured used by companies to counteract lax underwriting methods, 15, 41-44; hardships caused by, to insured, 41; proposal to eliminate, 42; companies' effort to preserve jurisdiction over question of breach of, 44; effect of recent Act of Congress on, 43, 66. See also RISK SELECTION; "SOUND HEALTH" CLAUSE.

WEEKLY COLLECTION SYSTEM

effect on cost of insurance, 16-21; proposal to restrict by compelling discount for direct payment, 20; proposal to abolish, 9; attitude of companies toward, 16; difficulties of companies in attempt to abandon, 20; reasons for retention, 17-18, 132; whether necessitated by improvidence of worker, 17-19; "inspection" made possible through, 18; effect on lapse rate, 19; discount granted by Metropolitan where service dispensed with, 19, statutes permitting this discount, 61.

WISCONSIN STATE FUND, 126-127.