

Opinion No. 42-4069

April 16, 1942

BY: EDWARD P. CHASE, Attorney General

TO: Mr. R. F. Apodaca Superintendent of Insurance Santa Fe, New Mexico

{*183} This will acknowledge receipt of your letter of April 14, 1942, in which you have requested an opinion of this office as to whether or not an insurance company formerly licensed to do business in this state, and which is now seeking to commence business again in New Mexico, must file a new certified copy of its articles of incorporation and by-laws preliminary to its admission.

I have made a thorough investigation of the law and find that there is no exemption allowed for insurance companies which are seeking to re-engage in business in this state. It is therefore my opinion that the insurance company now seeking re-entry should be treated as if it had never done business in the State of New Mexico and should pay the fees as required by Chapter 23, New Mexico Session Laws of 1939.

By GEO. H. HUNKER, Jr.,

Asst. Atty. General