

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

580H0122

SENATE COMMERCE COMMITTEE ENGROSSED NO.

SB 108 - 02/01/2002

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senators Sutton (Dan), Brown (Arnold), Diedrich (Elmer), Hutmacher, McIntyre, Reedy, and Symens and Representatives Garnos, Bartling, Pitts, Slaughter, and Teupel

1 FOR AN ACT ENTITLED, An Act to require the acceptance of certain uniform life insurance
2 and annuity request forms.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 58-15 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 If a policyholder has made a request to cash surrender, to obtain maximum policy loans, or
7 to make an Internal Revenue Code Section 1035 exchange under a life insurance or an annuity
8 policy, the insurer shall forward to the policyholder or the policyholder's insurance producer,
9 within thirty calendar days of receiving the request for the form, any required form to accomplish
10 such transaction. If the insurer does not do so, the policyholder may utilize a uniform life
11 insurance or annuity form for such purpose. The director shall adopt the uniform life insurance
12 and annuity forms by rules promulgated pursuant to chapter 1-26. If the insurer has failed to
13 submit its form to the policyholder or the policyholder's insurance producer within the time



- 1 period required by this section, the insurer shall accept the uniform form as adopted by the
- 2 director and may not require the use of any additional form.