

FILED

COMMERCE

SENATE FILE 2075

BY DOTZLER

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the refund of unearned accident and health  
2 insurance premiums upon the death of the insured.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2075  
COMMERCE

1 Section 1. NEW SECTION. 514A.3A REFUND OF UNEARNED  
2 PREMIUM UPON DEATH OF INSURED.

3 In the event of the death of the insured of any policy  
4 covered by this chapter, the insurer, upon receipt of notice  
5 of the insured's death supported by a certified copy of a  
6 valid death certificate and a request for a pro rata refund by  
7 a party entitled to claim such a refund, shall refund the  
8 unearned premium prorated to the month of the insured's death.  
9 Refund of the premium and termination of the coverage shall be  
10 without prejudice to any claim originating prior to the date  
11 of the insured's death.

12 EXPLANATION

13 This bill relates to the refund of unearned accident and  
14 health insurance premiums upon the death of the insured.

15 The bill provides that upon the death of an insured covered  
16 by an individual accident and health insurance policy under  
17 Code chapter 514A, the insurer shall refund the unearned  
18 premium prorated to the month of the insured's death to a  
19 party entitled to claim such a refund. The bill requires that  
20 a request for a prorated refund upon the insured's death be  
21 supported by a certified copy of a valid death certificate.  
22 The bill also provides that the refund of the premium shall be  
23 without prejudice to any claim filed prior to the date of the  
24 insured's death.

25 Code section 514A.1 specifies that the words "policy of  
26 accident and sickness insurance", which includes a policy or  
27 contract covering insurance against loss resulting from  
28 sickness, or from bodily injury or death by accident, or both,  
29 and the words "policy of accident and health insurance" and  
30 "policy of accident or health insurance" are interchangeable  
31 without deviation of meaning under Code chapter 514A.

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