

# Senate Amendment 3050

PAG LIN

1 1 Amend Senate File 360 as follows:  
1 2 #1. Page 8, by inserting after line 24, the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 509.3, subsection 1, Code 2005,  
1 5 is amended to read as follows:  
1 6 1. The policy shall have a provision that a copy  
1 7 of the application, if any, of the policyholder shall  
1 8 be ~~attached to the policy when furnished to the~~  
1 9 policyholder within thirty days after the policy is  
1 10 issued, that all statements made by the policyholder  
1 11 or by the persons insured shall be deemed  
1 12 representations and not warranties, and that no  
1 13 statement made by any person insured shall be used in  
1 14 any contest unless a copy of the instrument containing  
1 15 the statement is or has been furnished to such  
1 16 person.>  
1 17 #2. Page 9, by inserting after line 13, the  
1 18 following:  
1 19 <Sec. \_\_\_\_\_. Section 514A.5, subsection 1, Code  
1 20 2005, is amended to read as follows:  
1 21 1. The insured shall not be bound by any statement  
1 22 made in an application for a policy unless a copy of  
1 23 such application is ~~attached to or~~ endorsed on the  
1 24 policy when issued as a part thereof or is furnished  
1 25 to the policyholder within thirty days after the  
1 26 policy is issued. If any such policy delivered or  
1 27 issued for delivery to any person in this state shall  
1 28 be reinstated or renewed, and the insured or the  
1 29 beneficiary or assignee of such policy shall make  
1 30 written request to the insurer for a copy of the  
1 31 application, if any, for such reinstatement or  
1 32 renewal, the insurer shall within fifteen days after  
1 33 the receipt of such request at its home office or any  
1 34 branch office of the insurer, deliver or mail to the  
1 35 person making such request, a copy of such  
1 36 application. If such copy shall not be so delivered  
1 37 or mailed, the insurer shall be precluded from  
1 38 introducing such application as evidence in any action  
1 39 or proceeding based upon or involving such policy or  
1 40 its reinstatement or renewal.>  
1 41 #3. Title page, line 5, by inserting after the  
1 42 word <program,> the following: <insurance  
1 43 applications,>.  
1 44 #4. By renumbering as necessary.  
1 45  
1 46  
1 47  
1 48 MATT McCOY  
1 49 SF 360.301 81  
1 50 av/cf/2504