

SENATE FILE 2192

BY LUNDBY, DOTZLER, KETTERING,
and RAGAN

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act concerning 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 2192
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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