

Hall of the House of Representatives
92nd General Assembly - Regular Session, 2019
Amendment Form

Subtitle of House Bill No. 1391

TO AMEND THE ARKANSAS PREPAID FUNERAL BENEFITS LAW; AND TO CLARIFY THAT CERTAIN
LIFE INSURANCE BENEFITS ARE TO BE VERIFIED WITHIN A CERTAIN AMOUNT OF TIME.

Amendment No. 1 to House Bill 1391

Amend House Bill No. 1391 as originally introduced:

Page 1, delete line 24, and substitute the following:

"SECTION 1. Arkansas Code § 23-40-104 is amended to read as follows:
23-40-104. Arkansas Insurance Code not affected.

~~Nothing in~~ Except as provided in § 23-40-112(h)(2), this chapter shall not apply to any licensed insurance company or alter or affect any provisions of the Arkansas Insurance Code.

SECTION 2. Arkansas Code § 23-40-112(h), concerning prepaid funeral"

AND

Page 2, line 2, delete "within twenty-"

AND

Page 2, line 3, delete "four (24) hours" and substitute "three (3) business days"

AND

Page 2, delete line 21, and substitute the following:

"under the policy or annuity.

(C) As used in this section:

(i) "Insurer" means a legal entity engaged in the business of insurance in this state; and

(ii) "Notification" means a statement of the death of a contracted beneficiary that is issued to an insurer by:

(a) A funeral home;

(b) A cemetery performing funeral services; or



(c) An assignment funding company that is contracted by the funeral home or cemetery on behalf of a contract beneficiary.

(D) The commissioner shall promulgate rules regarding verification of benefits for a contract beneficiary.

(E) The commissioner may impose a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000) on an insurer that fails to provide the verification required this subdivision (h)(2)."

The Amendment was read _____

By: Representative Capp

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Chief Clerk