

State of Arkansas  
76th General Assembly  
Regular Session, 1987  
By: Representative Newman

HOUSE BILL 1268

"AN ACT TO PROHIBIT MISREPRESENTATIONS OF MEDICARE SUPPLEMENT INSURANCE AND TO IMPOSE SANCTIONS FOR SUCH VIOLATIONS; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Section 223 of Act 148 of 1959, the same being Arkansas Statute 66-3016, is hereby amended to read as follows:

"Section 223. (1) 'Twisting' prohibited. - No person shall make or issue, or cause to be made or issued any written or oral statements misrepresenting or making incomplete comparisons regarding the terms or conditions or benefit contained in any policy, or contract of insurance for the purpose of inducing or attempting to induce the owner of such policy, or contract of insurance to forfeit or surrender such policy, or contract or to allow it to lapse for the purpose of replacing such policy, or contract with another.

(2) Medicare Supplement Insurance. - (a) No person shall misrepresent the benefits, advantages, conditions or terms of a medicare supplement insurance policy, certificate, or contract of insurance, nor make or issue or cause to be made or issued any written or oral statement misrepresenting the terms or conditions or benefits contained in any medicare supplement policy, certificate or contract of insurance for the purpose of inducing or attempting to induce any individual to purchase coverage under a medicare supplement policy, certificate or contract of insurance.

(b) No person shall make or issue, or cause to be made or issued any written or oral statements misrepresenting or making incomplete comparisons regarding the terms or conditions or benefits contained in any medicare supplement insurance policy or certificate or contract of insurance for the purpose of inducing or attempting to induce the insured of such policy or certificate or contract or insurance to forfeit or surrender such policy or cer-

tificate or contract or to allow it to lapse for the purpose of replacing such policy or certificate or contract with another.

(c) Any person who violates this subsection shall upon conviction be guilty of a class D felony and shall be punished by a fine of not more than ten thousand dollars (\$10,000), or by imprisonment in the State penitentiary for not more than six (6) years, or by both fine and imprisonment."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

