**20:06:13:58.01.  Health insurance advertisement rate disclosures.** Unless the disclosure made as required by § 20:06:13:58.02 is provided, no individual or group health insurance policy or certificate may in its advertisements include statements that directly or indirectly indicate that:

(1)  Premiums or rates do not increase with age;

(2)  Premiums or rates do not increase because of health conditions; or

(3)  An insured will not be singled out for a rate or premium increase.

Policies for which no rate increase may be applied for any reason are exempt from the provisions of this section.

**Source:** 32 SDR 128, effective January 29, 2006.

**General Authority:** SDCL 58-17A-2(11).

**Law Implemented:** SDCL 58-33-5, 58-33-6.