

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

445M0074

HOUSE BILL NO. 1062

Introduced by: Representatives Buckingham, Gillespie, Klaudt, Lange, and Peters and
Senators Apa, Earley, Gant, Koskan, and Moore

1 FOR AN ACT ENTITLED, An Act to prohibit an insurance producer from being the
2 beneficiary on certain life insurance policies.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 58-10-6 be amended to read as follows:

5 58-10-6. No life or health insurance contract upon an individual, except a contract of group
6 life insurance or of group or blanket health insurance, ~~shall~~ may be made or become effective
7 unless at the time of the making of the contract such individual applies ~~therefor~~ for such contract
8 or has consented ~~thereto~~ to such contract in writing, ~~except. However, any consent to make the~~
9 benefits under a life insurance contract payable to the insurance producer who sold such life
10 insurance contract is void. The provisions of this section do not apply in the following cases:

- 11 (1) A spouse may effectuate such insurance upon the other spouse;
12 (2) Any person having an insurable interest in the life of a minor, or any person upon
13 whom a minor is dependent for support and maintenance, may effectuate insurance
14 upon the life of or pertaining to such minor; and
15 (3) ~~Family policies~~ A family policy may be issued insuring any two or more members



1 of a family on an application signed by either parent, a stepparent, or by a husband
2 or wife.