

20:06:10:30. Life insurance buyer's guide. All insurers must use the National Association of Insurance Commissioners Life Insurance Buyer's Guide, ~~as found in Appendix A of the Life Insurance Disclosure Model Regulation, adopted by the National Association of Insurance Commissioners in 2001.~~

Source: 38 SDR 116, effective January 10, 2012.

General Authority: SDCL 58-33A-7, 58-33A-9.

Law Implemented: SDCL 58-33-9.

Reference: Life Insurance Buyer's Guide, 2018 edition. Copies may be obtained from the National Association of Insurance Commissioners, 1100 Walnut Street, Ste. 1500, Kansas City, MO 64106-2197, (816) 783-8300; <http://www.naic.org>. Cost: \$0.

20:06:18:05.01. Course attendance roster. Except for self-study courses, a ~~sponsor shall~~ maintain for two years a copy of the original sign in sheets for each course offering. The sign in sheets shall consist of the original signature and producer license number of each class participant provider shall maintain a list of attendees for two years. A ~~sponsor~~ provider shall submit course completion information electronically within 14 days of the conclusion of each class offering.

Source: 16 SDR 208, effective June 3, 1990; 19 SDR 160, effective April 27, 1993; 25 SDR 13, effective August 9, 1998; 31 SDR 67, effective November 14, 2004; 34 SDR 200, effective January 28, 2008.

General Authority: SDCL 58-30-117.

Law Implemented: SDCL 58-30-117, 58-30-118.

CHAPTER 20:06:21

LONG-TERM CARE INSURANCE

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Appendix B Replacement of Individual Accident and Sickness or Long-Term Care Coverage.

Appendix C Replacement of Accident and Sickness or Long-Term Care Coverage.

Appendix D Rescission Reporting Form.

Appendix E Personal Worksheet.

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Appendix H Sample Claims Denial Format.

Appendix I Potential Rate Increase Disclosure Form.

Appendix J Replacement and Lapse Reporting Form.

Appendix K Partnership Disclosure Form.

Appendix L Partnership Certification Form.

Appendix M Guidelines for Long-Term Care Independent Review Entities.

20:06:21:74. ~~Agent~~ Producer training required to market long-term care plans. An individual may not sell, solicit, or negotiate long-term care insurance unless the individual ~~is licensed as an insurance agent for health or life and has completed a one time training course before July 1, 2008, and ongoing training every 24 months thereafter. The one time training required by this section may not be less than eight hours and the ongoing training required by this section may not be less than four hours. Prior to July 1, 2008, those agents licensed as life or health agents selling partnership policies will be considered to have satisfied these requirements. For agents who become licensed after July 1, 2008, the eight hours of training must be completed prior to selling, soliciting, or negotiating long term care insurance and the four hours of training must be completed by July 1 of every second year following 2008. The training required under this~~

~~section shall consist of topics related to long-term care insurance, long-term care services, and, if applicable, qualified state long-term care insurance partnership programs, including:~~

~~(1) State and federal requirements and the relationship between qualified state long-term care insurance partnership programs and other public and private coverage of long-term care services, including Medicaid;~~

~~— (2) Available long-term care services and providers;~~

~~— (3) Changes or improvements in long-term care services or providers;~~

~~— (4) Alternatives to the purchase of private long-term care insurance;~~

~~— (5) The effect of inflation on benefits and the importance of inflation protection; and~~

~~— (6) Consumer suitability standards and guidelines.~~

~~— The training required by this section may not include training that is insurer or company product specific or that includes any sales or marketing information, materials, or training, other than those required by state or federal law. The training requirements of this section may be approved as continuing education courses pursuant to chapter 58-30.:~~

~~(1) is licensed as a health or life producer;~~

~~(2) Has completed a one-time eight-hour training course prior to selling, soliciting, or negotiating long-term care insurance; and~~

~~(3) Completes four hours of ongoing training within every 24-month license renewal period.~~

Source: 33 SDR 230, effective July 2, 2007.

General Authority: SDCL 58-17B-4, 58-30-117.

Law Implemented: SDCL 28-6-38, 58-17B-4, 58-30-116, 58-30-117.

20:06:21:74.01. Long-term care plan training topics for producers. The training required under § 20:06:21:74 shall consist of topics related to long-term care insurance, long-term care services, and, if applicable, qualified state long-term care insurance partnership programs, including:

(1) State and federal requirements and the relationship between qualified state long-term care insurance partnership programs and other public and private coverage of long-term care services, including Medicaid;

(2) Available long-term care services and providers;

(3) Changes or improvements in long-term care services or providers;

(4) Alternatives to the purchase of private long-term care insurance;

(5) The effect of inflation on benefits and the importance of inflation protection; and

(6) Consumer suitability standards and guidelines.

The training topics in this section may not include training that is otherwise prohibited by § 20:06:18:07. The training requirements and topics of § 20:06:21:74 and this section may be approved as continuing education courses pursuant to SDCL chapter 58-30.

Source:

General Authority: SDCL 58-17B-4, 58-30-117, 58-30-118.

Law Implemented: SDCL 28-6-38, 58-17B-4, 58-30-116, 58-30-117, 58-30-118.