

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

CHAPTER 236

HOUSE BILL 2282

AN ACT

AMENDING SECTION 20-443, ARIZONA REVISED STATUTES; RELATING TO UNFAIR PRACTICES AND FRAUDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 20-443, Arizona Revised Statutes, is amended to
3 read:
4 20-443. Misrepresentations and false advertising of policies;
5 false disclosure of compensation
6 A. A person shall not make, issue or circulate, or cause to be made,
7 issued or circulated, any estimate, illustration, circular, sales material or
8 statement:
9 1. Misrepresenting the terms of any policy issued or to be issued or
10 the benefits or advantages promised or the dividends or share of the surplus
11 to be received.
12 2. Making any false or misleading statement as to the dividends or
13 share of surplus previously paid on similar policies.
14 3. Making any misleading representation or any misrepresentation as to
15 the financial condition of any insurer or as to the legal reserve system upon
16 which any life insurer operates.
17 4. Using any name or title of any policy or class of policies
18 misrepresenting the true nature of the policy.
19 5. Making any misrepresentation to any policyholder for the purpose of
20 inducing or tending to induce the policyholder to lapse, forfeit, surrender,
21 retain or convert any insurance policy.
22 6. Referring to the coverage or any of the provisions of chapter 3,
23 article 6 or 7 of this title in connection with the sale or attempted sale of
24 any policy of insurance, except in connection with the notice prescribed in
25 section 20-400.10, subsection E, section 20-410, subsection B and section
26 20-422, subsection C.
27 B. AN INSURANCE PRODUCER, CONSULTANT OR THIRD PARTY ADMINISTRATOR
28 SHALL NOT FALSELY DISCLOSE THE METHOD OR AMOUNT OF COMPENSATION ASSOCIATED
29 WITH A HEALTH BENEFITS PLAN AS DEFINED IN SECTION 20-2301.

APPROVED BY THE GOVERNOR MAY 23, 2008.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 23, 2008.