

31A-40-206 Professional employer service not insurance.

- (1) A professional employer organization licensed under this chapter is not considered engaged in the sale of insurance or as acting as a third party administrator when the professional employer organization engages in one or more of the following with respect to a professional employer service:
 - (a) offering;
 - (b) marketing;
 - (c) selling;
 - (d) administering; or
 - (e) providing.
- (2) Subsection (1) applies to a professional employer service that includes an employee benefit plan for a covered employee.

Enacted by Chapter 318, 2008 General Session