

- 338 34-28-6, as enacted by Laws of Utah 1969, Chapter 85
- 339 34-28-14, as last amended by Laws of Utah 1996, Chapter 240
- 340 34-29-1, as enacted by Laws of Utah 1969, Chapter 85
- 341 34-32-4, as last amended by Laws of Utah 2004, Chapter 220
- 342 34-34-2, as enacted by Laws of Utah 1969, Chapter 85
- 343 34-34-15, as enacted by Laws of Utah 1969, Chapter 85
- 344 34-36-3, as enacted by Laws of Utah 1969, Chapter 85
- 345 34-41-106, as last amended by Laws of Utah 1997, Chapter 375
- 346 34A-1-408, as renumbered and amended by Laws of Utah 1997, Chapter 375
- 347 34A-1-409, as renumbered and amended by Laws of Utah 1997, Chapter 375
- 348 34A-2-413, as last amended by Laws of Utah 2010, Chapter 59
- 349 34A-2-802, as renumbered and amended by Laws of Utah 1997, Chapter 375
- 350 34A-3-104, as renumbered and amended by Laws of Utah 1997, Chapter 375
- 351 34A-6-108, as renumbered and amended by Laws of Utah 1997, Chapter 375
- 352 34A-6-202, as last amended by Laws of Utah 2008, Chapter 382
- 353 34A-6-301, as last amended by Laws of Utah 2008, Chapters 3 and 382
- 354 34A-7-102, as last amended by Laws of Utah 2006, Chapter 155
- 355 35A-3-106, as renumbered and amended by Laws of Utah 1997, Chapter 174
- 356 35A-3-108, as last amended by Laws of Utah 1998, Chapter 188
- 357 35A-3-304, as last amended by Laws of Utah 2007, Chapter 81
- 358 35A-3-310.5, as enacted by Laws of Utah 2008, Chapter 59
- 359 35A-3-503, as renumbered and amended by Laws of Utah 1997, Chapter 174
- 360 35A-4-303, as last amended by Laws of Utah 2008, Chapter 110
- 361 35A-4-304, as last amended by Laws of Utah 2008, Chapter 382
- 362 35A-4-305, as last amended by Laws of Utah 2010, Chapter 278
- 363 35A-4-309, as last amended by Laws of Utah 2006, Chapter 22
- 364 35A-4-311, as last amended by Laws of Utah 2001, Chapter 265
- 365 35A-4-404, as renumbered and amended by Laws of Utah 1996, Chapter 240
- 366 35A-4-501, as last amended by Laws of Utah 2010, Chapters 277 and 278
- 367 35A-4-506, as last amended by Laws of Utah 2010, Chapters 277 and 278
- 367a **§→ 55-5-2, Utah Code Annotated 1953 ←§**
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10160 before January 1, 1989, file with the commissioner a written notice of its election to comply
 10161 with the provisions of this subsection with regard to any number of plans of insurance after a
 10162 specified date before January 1, 1989, which specified date shall be the operative date of this
 10163 Subsection (6)(d) for the plan or plans, but if a company elects to make the provisions of this
 10164 subsection operative before January 1, 1989, for fewer than all plans, the company [~~must~~] shall
 10165 comply with rules adopted by the commissioner. There is no limit to the number of times this
 10166 election may be made. If the company makes no such election, the operative date of this
 10167 subsection for such company shall be January 1, 1989.

10168 (7) In the case of any plan of life insurance which provides for future premium
 10169 determination, the amounts of which are to be determined by the insurance company based on
 10170 the estimates of future experience, or in the case of any plan of life insurance which is of such
 10171 nature that minimum values cannot be determined by the methods described in Subsection (2),
 10172 (3), (4), (5), (6)(a), (6)(b), (6)(c), or (6)(d) herein, then:

10173 (a) the ~~Š~~→ [plan of life insurance shall satisfy] insurer shall demonstrate to the
 10173a satisfaction of ←Š the commissioner [~~must be satisfied~~] that the
 10174 benefits provided under the plan are substantially as favorable to policyholders and insureds as
 10175 the minimum benefits otherwise required by Subsection (2), (3), (4), (5), (6)(a), (6)(b), (6)(c),
 10176 or (6)(d);

10177 (b) the plan of life insurance shall satisfy the commissioner [~~must be satisfied~~] that the
 10178 benefits and the pattern of premiums of that plan are not such as to mislead prospective
 10179 policyholders or insureds; and

10180 (c) the cash surrender values and paid-up nonforfeiture benefits provided by [~~such~~] the
 10181 plan [~~must not~~] may not be less than the minimum values and benefits required for the plan
 10182 computed by a method consistent with the principles of this Standard Nonforfeiture Law for
 10183 Life Insurance, as determined by rules adopted by the commissioner.

10184 (8) Any cash surrender value and any paid-up nonforfeiture benefit, available under the
 10185 policy in the event of default in a premium payment due at any time other than on the policy
 10186 anniversary, shall be calculated with allowance for the lapse of time and the payment of
 10187 fractional premiums beyond the last preceding policy anniversary. All values referred to in
 10188 Subsections (3), (4), (5), and (6) of this section may be calculated upon the assumption that any
 10189 death benefit is payable at the end of the policy year of death. The net value of any paid-up
 10190 additions, other than paid-up term additions, may not be less than the amounts used to provide

10935 (1) All credit life insurance and credit accident and health insurance shall be evidenced
10936 by an individual policy, or, in the case of group insurance, by a certificate of insurance
10937 delivered to the debtor.

10938 (2) Each of these types of policies or certificates shall, in addition to satisfying the
10939 requirements of Chapter 21, ~~§→ [Underwriting Restrictions]~~ **Insurance Contracts in General** ←§
10939a set forth:

10940 (a) the name and home office address of the insurer;

10941 (b) the identity, by name or otherwise, of the persons insured;

10942 (c) the rate, premium, or amount of payment by the debtor, if any, given separately for
10943 credit life insurance and credit accident and health insurance;

10944 (d) a description of the amount, term, and coverage, including any exceptions,
10945 limitations, and restrictions;

10946 (e) that the benefits shall be paid to the creditor to reduce or extinguish the unpaid
10947 indebtedness; and

10948 (f) that whenever the amount of insurance exceeds the unpaid indebtedness, that excess
10949 is payable to a beneficiary, other than the creditor, named by the debtor or to the debtor's estate.

10950 (3) Except as provided in Subsection (4), the policy or certificate shall be delivered to
10951 the debtor within 30 days after the date when the indebtedness is incurred.

10952 (4) (a) If the policy or certificate is not delivered to the debtor within 30 days after the
10953 date the indebtedness is incurred, a copy of the application for the policy or a notice of
10954 proposed insurance shall be delivered to the debtor.

10955 (b) The application or the notice shall be signed by the debtor and shall set forth:

10956 (i) the name and home office address of the insurer;

10957 (ii) the name of the debtor;

10958 (iii) the premium or amount of payment by the debtor, if any, separately for credit life
10959 insurance and credit accident and health insurance; and

10960 (iv) the amount, term, and a brief description of the coverage provided.

10961 (c) The copy of the application for or notice of proposed insurance, shall also refer
10962 exclusively to insurance coverage, and shall be separate from the loan, sale, or other credit
10963 statement of account or instrument, unless the information required by this Subsection (4)(c) is
10964 prominently set forth therein.

10965 (d) Upon acceptance of the insurance by the insurer and within 60 days after the later

14996 accordance with the directions of the Legislature.

14997 (5) Money in the restricted account is made available to replace, within a reasonable
14998 time, any money received by this state under Section 302 of the Federal Social Security Act, 42
14999 U.S.C. 502, as amended, that because of any action of contingency have been lost or have been
15000 expended for purposes other than or in amounts in excess of those necessary for the proper
15001 administration of this chapter.

15002 (6) Money in the restricted account shall be available to the division for expenditure in
15003 accordance with this section and ~~[shall not]~~ may not lapse at any time or be transferred to any
15004 other fund or account except as directed by the Legislature.

15005 (7) The state treasurer shall pay all warrants drawn upon it by the division or its duly
15006 authorized agent in accordance with such rules as the department shall prescribe.

15007 (8) (a) The state treasurer shall be liable on the state treasurer's official bond for the
15008 faithful performance of the treasurer's duties in connection with the Special Administrative
15009 Expense Account provided for under this chapter.

15010 (b) Liability on the official bond shall exist in addition to any liability upon any
15011 separate bond existent on the effective date of this provision or that may be given in the future.

15012 (c) Any money recovered on any surety bond losses sustained by the Special
15013 Administrative Expense Account shall be deposited in the restricted account or in the General
15014 Fund if so directed by the Legislature.

15014a **§→ Section 343. Section 55-5-2 is amended to read:**

15014b **55-5-2. Licensing agency -- Duties of Utah State Office of Rehabilitation.**

15014c **(1) The ~~{Division of Vocational Rehabilitation, Office of Public~~**
15014d **~~Instruction,~~ Division of Services for the Blind and Visually Impaired, Utah State Office of**
15014e **Rehabilitation is designated as the licensing agency for the purpose of carrying out ~~{the~~**
15014f **~~provisions of this act, and shall} this chapter.~~**

15014g **(2) The Division of Services for the Blind and Visually Impaired, shall:**

15014h **~~{(1) Take such steps as are necessary and proper}~~ (a) take necessary steps to carry
15014i **out the provisions of this ~~{act.}~~ chapter;****

15014j **~~{(2) With}~~ (b) with the approval of the custodian having charge of the building, park
15014k **or other property in which the vending stand or other enterprise is to be located, select a location for**
15014l **such stand or enterprise and the type of equipment to be provided ~~{-}~~ ;****

15014m **~~{(3) Construct}~~ (c) construct and equip stands ~~{at such place as may be deemed~~**
15014n **~~advisable}~~ where blind persons may be trained under the supervision of the ~~{Division of~~**

15014o ~~Vocational Rehabilitation~~ } Division of Services for the Blind and Visually Impaired to carry on
 15014p a business as a vending stand operator {·} ;
 15014q ~~{(4) Provide}~~ } (d) provide adequate supervision of ~~{such persons}~~ } each
 15014r person licensed to operate vending stands or other enterprises to ensure efficient and orderly
 15014s management ~~{thereof}~~ } ; and
 15014t ~~{(5) Prescribe such rules and regulations as are}~~ } (e) make rules necessary for the
 15014u proper operation of ~~{such}~~ } vending stands or other enterprises. ←~~§~~
 15015 Section ~~§~~→ [343] 344 ←~~§~~ . Effective date.
 15016 (1) Except as provided in Subsections (2) and (3), this bill takes effect on May 10,
 15017 2011.
 15018 (2) The amendments to the following sections take effect on July 1, 2011:
 15019 (a) Section 32B-1-407 (Effective 07/01/11);
 15020 (b) Section 32B-1-505 (Effective 07/01/11);
 15021 (c) Section 32B-6-407 (Effective 07/01/11); and
 15022 (d) Section 32B-8-304 (Effective 07/01/11).
 15023 (3) The amendments to Section 20A-7-702 (Effective 01/01/12) take effect on January
 15024 1, 2012.