



ADMINISTRATIVE RULES OF MONTANA

6.6.1012 BENEFICIARY DESIGNATION

- (1) Funeral insurance policy forms must clearly and conspicuously:
 - (a) allow the insured, or applicant, if the applicant has an insurable interest in the life of the insured, to designate a primary beneficiary and an excess beneficiary;
 - (b) state that funeral insurance proceeds may be subject to recovery by Medicaid pursuant to 33-20-1501, MCA; and
 - (c) subject to (1)(b), provide that if the primary beneficiary is a funeral director, mortician, mortuary, or undertaker:
 - (i) any funeral insurance proceeds that exceed the cost of funeral goods and services provided will be paid in accordance with the term of the funeral insurance, such as an excess beneficiary designation or provision regarding a failed beneficiary designation; and
 - (ii) under no circumstance may any funeral insurance proceeds be paid to the primary beneficiary that exceed the cost of funeral goods and services provided.

Authorizing statute(s): 33-1-313, 33-20-1503, MCA

Implementing statute(s): 33-1-501, 33-20-1501, 33-20-1502, MCA

History: NEW, 2008 MAR p. 118, Eff. 2/1/08.