

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 1 of Chapter 31 of Title 38.2 a section*  
3 *numbered 38.2-3117.01 and by adding in Article 3 of Chapter 28 of Title 54.1 a section numbered*  
4 *54.1-2818.5, relating to information about a decedent's life insurance policy.*

5 [H 1835]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Article 1 of Chapter 31 of Title 38.2 a**  
9 **section numbered 38.2-3117.01 and by adding in Article 3 of Chapter 28 of Title 54.1 a section**  
10 **numbered 54.1-2818.5 as follows:**

11 **§ 38.2-3117.01. Provision of life insurance information upon notification of insured's death.**

12 *Upon receipt of a request for information regarding a deceased person's life insurance policy from a*  
13 *funeral service provider that complies with § 54.1-2818.5, a life insurer doing business in the*  
14 *Commonwealth may provide certain information to the funeral service provider regarding the existence*  
15 *of any life insurance policy issued by the insurer or any affiliated insurer insuring the life of the*  
16 *deceased person identified in the request. The information may include the names and contact*  
17 *information, if available, of any beneficiaries on record under any such policy insuring such life.*  
18 *Nothing in this section shall require a life insurer to provide information that is confidential or*  
19 *protected from disclosure under applicable state or federal law. A life insurer may respond to such a*  
20 *request for information in a manner that is consistent with the terms of any applicable life insurance*  
21 *policy and the life insurer's administrative practices and procedures.*

22 **§ 54.1-2818.5. Request for life insurance information; notification of beneficiaries.**

23 *A. In any case in which a funeral service provider licensed pursuant to this chapter believes that a*  
24 *decedent for whom funeral services are being provided is insured under an individual or group life*  
25 *insurance policy, the funeral service provider may request information regarding the deceased person's*  
26 *life insurance policy from the life insurer believed to have issued the policy. Such request for*  
27 *information shall include (i) a copy of the deceased person's death certificate filed in accordance with*  
28 *§ 32.1-263; (ii) written authorization for the funeral service provider's submission of the request that is*  
29 *executed by a person designated to make arrangements for the decedent's burial or disposition of his*  
30 *remains pursuant to § 54.1-2825, an agent named in an advance directive pursuant to § 54.1-2984, a*  
31 *guardian appointed pursuant to Chapter 20 (§ 64.2-2000 et seq.) of Title 64.2 who may exercise the*  
32 *powers conferred in the order of appointment or by § 64.2-2019, or the next of kin as defined in*  
33 *§ 54.1-2800; and (iii) if the deceased person was covered or is believed to have been covered under a*  
34 *group life insurance policy, the affiliation of the deceased person entitling the deceased to coverage*  
35 *under the group life insurance policy.*

36 *B. Upon receipt of the information requested pursuant to subsection A, if the beneficiary of record*  
37 *under the life insurance contract or group life insurance policy is not the estate of the deceased person,*  
38 *the requesting funeral service provider shall make all reasonable efforts to contact all the beneficiaries*  
39 *of record within four calendar days of receiving such information and provide to the beneficiaries all*  
40 *information provided to the funeral service provider by the life insurer. The funeral service provider*  
41 *shall, prior to providing any information to the beneficiaries in accordance with this subsection, inform*  
42 *the beneficiaries that the beneficiary of a life insurance policy has no legal duty or obligation to pay*  
43 *any amounts associated with the provision of funeral services or the debts or obligations of the*  
44 *deceased person.*

ENROLLED

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