

Long-Term Care Policies 2

Advertising

- All long-term care policies must have clear language designed to assess the applicant's health condition
- The following language must be conspicuous and in conjunction with the applicant's signature on the application:

Caution: If your answers on this application are incorrect or untrue, [company] may have the right to deny benefits or rescind your policy.

Requirements for replacements

- Applications must have questions to determine if the individual currently has another policy or if the policy being applied for is replacing a current policy
- Prior to issuing the supplement, the applicant must be furnished with a **Notice Regarding Replacement of Accident and Sickness or Long-Term Care Coverage**
- One notice signed by the applicant and the agent will be kept by the applicant and an additional copy held by the insurer
- The replacing insurer has to furnish the current insurer with the notice within five working days

In cases of replacement, the replacing insurer must waive time periods such as time limit on certain defenses (incontestable clause), preexisting conditions and probationary periods to the extent that they have been satisfied under the original