



**OFFICE OF INSURANCE REGULATION**

***Life & Health Product Review***

**VIATICAL SETTLEMENT ESCROW FORM CHECKLIST**

Statute/Rule	Description	Yes	No	N/A	Page #
626.9921(1)	Viatical Settlement Contract, VS Purchase Agreement, VS Escrow, or Related forms must be approved by OIR prior to use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9924(2)	On rescission, nothing more than the proceeds received need be returned to the Viatical Settlement Provider.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9924(3)	All transactions must be completed through a third-party trustee or escrow agent.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9924(3)	Immediately upon receipt of the transfer documents by the escrow agent, the Viatical Settlement Provider (VSP) must pay the proceeds into the escrow account.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9924(4)	Upon receipt of the proceeds the escrow agent must release all necessary transfer documents to the VSP.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9924(5)	Escrow Agent must pay proceeds to the Viator within 3 days after notification of transfer from insurer.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
626.9921(2)	The Office must disapprove a viatical settlement contract form, viatical settlement purchase agreement form, escrow form or related form which is unreasonable, contrary to the public interest, discriminatory, or misleading or unfair to the viator or the purchaser.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	