

**21 NCAC 34D .0106      TRANSFER OF TRUST PRENEED CONTRACTS TO ANOTHER JURISDICTION**

(a) In order to revoke a preneed funeral contract under G.S. 90-210.65(e)(1), the preneed contract purchaser, or after the death of the preneed contract purchaser, the preneed contract beneficiary or his or her legal representative, shall submit a written request to the Board. The request shall contain a written request to transfer the contract; the domicile of the preneed contract beneficiary at the time of the request; the mailing address of the requesting party, if different from the domicile of the preneed contract beneficiary; and a copy of the new preneed contract executed under the laws of the state of the preneed contract beneficiary's domicile.

(b) Upon finding that the contract may be revoked under G.S. 90-210.65(e)(1), the Board shall order the contract revoked and the funds be transferred to the succeeding funeral establishment under G.S. 90-210.63. A copy of the Board's order shall be served on the preneed contract beneficiary, the contracting funeral establishment, and the financial institution or insurance company holding the preneed funeral funds.

*History Note:*      *Authority G.S. 90-210.65(e)(1); 90-210.69(a);*  
                          *Eff. January 1, 2009;*  
                          *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 19,*  
                          *2017.*