

Revised based on Comments received by COB Sept 5, 2024

SURVEY OF LIFE INSURER UNDERWRITING GUIDELINES AS APPLIED TO JUSTICE IMPACTED INDIVIDUALS

The purpose of this survey is to better understand how life insurers consider an applicant's involvement with the criminal justice system during the underwriting process for life insurance. We are interested in information as it relates to life insurance products currently being sold in the state(s) issuing the survey.

DOCUMENTATION REQUESTED

1. Please provide your company's application questions that either ask directly about the applicant's criminal history or request consent to obtain it. If the questions differ by product, please indicate to which products they apply.
2. Please summarize and provide your company's life insurance underwriting guidelines related to criminal history, activity, or convictions. Specifically, identify guidelines that limit product offerings, face amounts maximums, ratings, terms, etc. Please differentiate your underwriting guidelines by policy type (term, whole life, universal life)
3. Please summarize and provide the mortality/morbidity data/studies supporting your underwriting guidelines related to criminal history, activity, or convictions.

UNDERWRITING PROCESS QUESTIONS

4. Does your company consider non-felonies in the underwriting process?
 - a. Is this asked on the application?
 - i. Does the application specify a timeframe when asking about criminal history? If yes, please specify the timeframe.
 - b. If yes, which convictions are considered?
5. Does your company consider felony criminal convictions in the underwriting process?
 - a. Is this asked on an application?
 - b. Does the application specify a time frame when asking about criminal history? If yes, please specify the time frame.
 - c. If yes, which convictions are considered?
 - d. How many applications for individuals with a felony criminal conviction did your company receive in 2023?
 - i. How many applications were approved?
 1. Of those approved, how many were rated due to the criminal conviction?
 - ii. How many of those applications were denied or postponed based on the criminal conviction alone?
 - iii. How many applications resulted in a decision to approve or deny?

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6. For your company's life insurance underwriting guidelines, is criminal history treated differently if the applicant admitted to the criminal history verses if the information was found through underwriting discovery?
 - a. If yes, explain when and how the consumer is advised that criminal history was found and used to rate or decline the applicant.
7. How does your company consider an individual on parole or probation for purposes of the underwriting process?
8. How does your company consider an individual with a criminal arrest history or other criminal charges when such history is not associated with a subsequent conviction?
9. Does your company have processes in place to ensure you are not asking about/considering expunged/sealed convictions?
10. Do your company's life insurance underwriting guidelines for criminal history vary based upon whether the applicant was born in a country other than the United States?
11. As part of the underwriting process, does your company use third-party vendors to collect information on an applicant's criminal history, criminal conviction, criminal activity, or suspected criminal activity?
 - a. If yes, please describe the information collected and what your company is doing to ensure that the third-party vendor's data is accurate and up to date.