

2023 Fall National Meeting

Orlando, Florida

RECEIVERSHIP AND INSOLVENCY (E) TASK FORCE

Saturday, December 2, 2023

11:00 a.m.– 12:00 p.m.

Meeting Summary Report

The Receivership and Insolvency (E) Task Force met Dec. 2, 2023. During this meeting, the Task Force:

1. Adopted its Oct. 2 meeting minutes, which included the following action:
 - A. Adopted its Summer National Meeting minutes.
 - B. Adopted its 2024 proposed charges.
 - C. Adopted a U.S. Resolution Template into the *Receiver's Handbook for Insurance Company Insolvencies* (Receiver's Handbook) and a referral to the Financial Analysis (E) Working Group to include the template in the *Troubled Insurance Company Handbook* (regulator-only publication).
 - D. Discussed comments received and adopted amendments to the *Property and Casualty Insurance Guaranty Association Model Act* (#540) that address guaranty fund coverage of policies subject to restructuring mechanisms, specifically, insurance business transfers (IBTs) and corporate divisions (CDs), as well as revisions related to clarifying guaranty fund coverage for cybersecurity insurance.
 - E. Heard an update on the receivership tabletop scheduled for Nov. 29 in Orlando, FL.
2. Adopted the report of the Receivership Financial Analysis (E) Working Group. The Working Group will meet Dec. 2 in regulator-to-regulator session, pursuant to paragraph 3 (specific companies, entities, or individuals) of the NAIC Policy Statement on Open Meetings, to discuss companies in receivership and related topics.
3. Adopted the report of the Receiver's Handbook (E) Subgroup, which met Nov. 9, Oct. 5, and Aug. 18. During these meetings, the Subgroup took the following action:
 - A. Exposed revisions to Chapter 6 and Chapter 9 of the Receiver's Handbook for a 30-day comment period that ended Sept. 18.
 - B. Exposed revisions to Chapter 9, Chapter 10, Chapter 11, and certain exhibits of the Receiver's Handbook for a 30-day comment that ended Nov. 6.
 - C. Discussed edits to the exposed chapters and adopted revisions to Chapters 6–11 and certain exhibits of the Receiver's Handbook.

The Subgroup reported it has completed its charges to review and update the Receiver's Handbook and can be disbanded with the adoption of the Receiver's Handbook during the Fall National Meeting.

4. Adopted revisions to all chapters and certain exhibits of the Receiver's Handbook.
5. Heard an update on international resolution activities. The International Association of Insurance Supervisors (IAIS) Resolution Working Group has nearly completed edits to the application paper on



policyholder protection schemes. The Resolution Working Group is also beginning a review of Insurance Core Principles (ICPs) related to recovery and resolution.

6. Heard an update on the Uniform Data Standards (UDS) project. A new 3.0 version of UDS will be rolled out at the support group's meeting on Dec. 12.
7. Heard feedback on the receivership tabletop, which was held Nov. 29 and was attended by more than 100 state insurance department regulators and guaranty fund representatives.
8. Heard an update on states' adoption of the 2021 amendments related to receivership in the *Insurance Holding Company System Model Act* (#440). To date, 15 states have adopted the receivership amendments to Model #440. States are encouraged to consider the amendments in upcoming legislative sessions.