

National Meeting Preview

TO: NAIC Members, State Insurance Regulators, and Interested Parties
FROM: NAIC Committee Support Staff
DATE: March 8, 2022
SUBJECT: Preview of NAIC Committee and Task Force Activities for the Spring National Meeting

The NAIC appreciates your active involvement and input. Our open meetings policy ensures the broadest access possible, while reserving the right to close a meeting for specific purposes as outlined in the NAIC Policy Statement on Open Meetings. To make your meeting experience as valuable as possible, we present this information to help you plan your schedule.

The *Preview* highlights key actions planned by the NAIC membership during its upcoming national meeting. The information should only be used as a general reference. These sessions are subject to change to reflect developments between the time this was written and the start of the national meeting.

Important Note: We strongly encourage you to check the detailed program agenda posted on the NAIC website at www.naic.org/meetings_events.htm for the most current dates and times of all meeting sessions, as well as any events prior to or after the national meeting. Once the Event App is open, On Demand recordings for Open Interim Meetings (Task Force and Working Groups) that were held in lieu of taking place at the national meeting, will be available.

SPECIAL MEETINGS AND/OR EVENTS

CIPR SPRING EVENT: *Can Insurance Company Investments Help Fill the Infrastructure Gap?*

Please plan to join the NAIC Center for Insurance Policy and Research (CIPR) for its upcoming session, [“Can Insurance Company Investments Help Fill the Infrastructure Gap?”](#) The program is scheduled for Tuesday, April 5, 12:00 – 12:50 p.m. CST.

REGULARLY SCHEDULED MEETINGS

The **EXECUTIVE (EX) COMMITTEE** will consider adoption of the report of the joint meeting of the **Executive (EX) Committee** and the **Internal Administration (EX1) Subcommittee**, as well as the reports of its task forces and the Special (EX) Committee on Race and Insurance. The Executive (EX) Committee will consider disbanding the System for Electronic Rates & Forms Filing (SERFF) Advisory Board (SAB). The Committee may consider adoption of Requests for NAIC Model Law Development that are currently pending with sponsoring letter committees. The Committee will: 1) hear a report on the 2021 Annual Report of the NAIC Designation Program Advisory Board Activities; 2) receive an update on *State Ahead* implementation efforts; 3) receive progress reports regarding work on NAIC models currently under development; and 4) hear updates from the Interstate Insurance Product

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Regulation Commission (Compact) and the National Insurance Producer Registry (NIPR). A draft agenda and materials for this meeting will be made available for review on the “Meetings and Events” page on the NAIC website at www.naic.org/meetings_events.htm.

During the joint meeting of the **Executive (EX) Committee and Plenary**, NAIC members will consider adoption of reports from its eight standing committees, as well as minutes from the 2021 Fall National Meeting. Progress reports will be provided on the states’ implementation efforts on NAIC-adopted model laws, regulations, and/or amendments. Members will also consider adoption of: 1) the Long-Term Care Insurance Multistate Rate Review Framework (LTCI MSA Framework); and 2) ratification of Financial Stability Oversight Council (FSOC) representatives.

Please Note: An NAIC model law, regulation, bulletin, white paper, or other pertinent item for review and discussion by the **Executive (EX) Committee and Plenary** may be added to its agenda for consideration at any time prior to the Spring National Meeting.

The **CLIMATE AND RESILIENCY (EX) TASK FORCE** will: 1) consider adoption of its interim and 2021 Fall National Meeting minutes; 2) hear a presentation from Zurich North America and the Resilient Cities Network regarding mitigation projects to increase resilience to flooding in Boston and Houston, as well as future initiatives; and 3) hear a presentation on resiliency funding.

The **LONG-TERM CARE INSURANCE (EX) TASK FORCE** will: 1) consider adoption of its minutes; and 2) receive reports on the current activity and progress on the various workstreams of the two subgroups of the Task Force.

The **SPECIAL (EX) COMMITTEE ON RACE AND INSURANCE** will: 1) consider adoption of its 2021 Fall National Meeting minutes; 2) hear reports on the current activity and progress of its workstreams; and 3) consider adoption of the Workstream Five Principles for Data Collection.

The **LIFE INSURANCE AND ANNUITIES (A) COMMITTEE** will: 1) consider adoption of its 2021 Fall National Meeting minutes; and 2) consider adoption of its task force and working group reports. The **Accelerated Underwriting (A) Working Group** will not meet at the Spring National Meeting. The **Annuity Suitability (A) Working Group** will not meet at the Spring National Meeting. The Working Group intends to resume its meetings in late March or early April to discuss additional questions on the safe harbor provision and possibly more questions related to producer training for the Frequently Asked Questions (FAQ) document. The Working Group developed the FAQ document as a guidance document for the states to use as they consider adoption and implement provisions in the revised *Suitability in Annuity Transactions Model Regulation* (#275).

The **LIFE ACTUARIAL (A) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 31 in lieu of the Spring National Meeting to: 1) discuss comments on the currently exposed *Actuarial Guideline LI—The Application of Asset Adequacy Testing to Long-Term Care Insurance Reserves* (AG 51); 2) continue the development of requirements for principle-based reserving (PBR); 3) discuss the development of PBR for non-variable annuities in VM-22, Statutory Maximum Valuation Interest Rates for Income Annuities; 4) hear an update on the status of the economic scenario generator (ESG); 5) hear an update on experience reporting; 6) hear an update

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on the proposed actuarial guideline for index-linked variable annuities; 7) discuss considerations for indexed universal life (IUL) revisions; and 8) consider adoption of its subgroup reports.

The **HEALTH INSURANCE AND MANAGED CARE (B) COMMITTEE** will: 1) hear presentations on issues of interest to the Committee, including a possible discussion on the implementation and enforcement of the federal No Surprises Act (NSA); 2) consider adoption of its interim and 2021 Fall National Meeting minutes; and 3) consider adoption of its task force, working group, and subgroup reports. The **Consumer Information (B) Subgroup** will not meet at the Spring National Meeting. The **Health Innovations (B) Working Group** will discuss issues around restarting redeterminations in Medicaid, its work on race and insurance, and other topics.

The **HEALTH ACTUARIAL (B) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 29 in lieu of the Spring National Meeting to hear updates from the federal Center for Consumer Information and Insurance Oversight (CCIIO), the Society of Actuaries (SOA), and the American Academy of Actuaries (Academy). The **Long-Term Care Actuarial (B) Working Group** will not meet at the Spring National Meeting.

The **REGULATORY FRAMEWORK (B) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet in lieu of the Spring National Meeting to: 1) hear presentations on policy issues affecting state health insurance regulation; and 2) consider adoption of its working group and subgroup reports. The **Accident and Sickness Insurance Minimum Standards (B) Subgroup** will not meet at the Spring National Meeting. The Subgroup will continue to meet to consider revisions to the *Model Regulation to Implement the Accident and Sickness Insurance Minimum Standards Model Act* (#171). The **Employee Retirement Income Security Act (ERISA) (B) Working Group** will not meet at the Spring National Meeting. The Working Group may meet in lieu of the Spring National Meeting to continue its discussions of *Rutledge v. Pharmaceutical Care Management Association (PCMA)* and its possible incorporation into the *Health and Welfare Plans Under the Employee Retirement Income Security Act: Guidelines for State and Federal Regulation* (ERISA Handbook). The **Mental Health Parity and Addiction Equity Act (MHPAEA) (B) Working Group** will meet at the Spring National Meeting in regulator-to-regulator session, pursuant to paragraph 3 (specific companies, entities or individuals) of the NAIC Policy Statement on Open Meetings, to continue discussion of its work to provide additional compliance tools for the states in determining MHPAEA plan compliance, particularly related to non-quantitative treatment limitations (NQTLs). The **Pharmacy Benefit Manager Regulatory Issues (B) Subgroup** will continue its discussions related to its new charge to develop a white paper related to pharmacy benefit manager (PBM) business practices, including the impact, if any, of the U.S. Supreme Court's *Rutledge* decision, and other issues related to the prescription drug supply distribution system.

The **SENIOR ISSUES (B) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 17 in lieu of the Spring National Meeting to: 1) adopt its interim and 2021 Fall National Meeting minutes; 2) hear a presentation on Medicare Part D plans and a problem with auto enrollment; 3) hear about an issue regarding home care marketing; and 4) revise, as necessary, the NAIC models; consumer guides; and training material on Medicare supplement

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insurance, long-term care insurance (LTCI), senior counseling programs, and other insurance issues that affect older Americans.

The **PROPERTY AND CASUALTY INSURANCE (C) COMMITTEE** will: 1) consider adoption of its task force and working group reports; 2) consider adoption of the Pet Insurance Model Act; 3) hear presentations related to parametric insurance products; and 4) hear a report analyzing private passenger auto (PPA) insurance results. The **Cannabis Insurance (C) Working Group** will not meet at the Spring National Meeting. The Working Group will meet March 24 in lieu of the Spring National Meeting to: 1) discuss its 2022 work plan; 2) discuss progress on the drafting of the updated NAIC *Understanding the Market for Cannabis Insurance* white paper; 3) hear an update on related federal legislation; and 4) hear a presentation on insurance capacity in the cannabis space. The **Catastrophe Insurance (C) Working Group** and the **NAIC/Federal Emergency Management Agency (FEMA) (C) Advisory Group** will meet in joint session to: 1) hear federal updates; 2) discuss progress made on updates to the *Catastrophe Modeling Handbook*; 3) discuss private flood insurance; and 4) discuss the status of the National Flood Insurance Program's (NFIP's) Risk Rating 2.0 rollout. The **Terrorism Insurance Implementation (C) Working Group** will meet prior to the Spring National Meeting to discuss the results of the terrorism risk insurance data call. The **Transparency and Readability of Consumer Information (C) Working Group** will not meet at the Spring National Meeting. The Working Group will meet in March in lieu of the Spring National Meeting to: 1) consider adoption of its minutes; 2) hear reports from the drafting groups regarding the best practices document regarding significant premium increases on property/casualty (P/C) insurance products; and 3) discuss next steps for the Working Group.

The **CASUALTY ACTUARIAL AND STATISTICAL (C) TASK FORCE** will not meet at the Spring National Meeting. The Task Force met March 8 in lieu of the Spring National Meeting to: 1) hear status updates on its current projects; 2) discuss a proposal on a statutory accounting principle (SAP) referral of Project #2019-49 about *Statement of Statutory Accounting Principles (SSAP) No. 62R—Property and Casualty Reinsurance* and Schedule P instructions; and 3) discuss the regulatory review of random forest rate models.

The **SURPLUS LINES (C) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet in lieu of the National Meeting to: 1) consider adoption of the report of the **Surplus Lines (C) Working Group**; and 2) hear an update from the *Nonadmitted Insurance Model Act (#870)* Drafting Group.

The **TITLE INSURANCE (C) TASK FORCE** will: 1) discuss its 2022 work plan; 2) hear a presentation on consumer protection letters; and 3) hear a presentation on how wire fraud is investigated.

The **WORKERS' COMPENSATION (C) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet prior to the national meeting to discuss current workers' compensation legislation and the revised definition of catastrophe.

The **MARKET REGULATION AND CONSUMER AFFAIRS (D) COMMITTEE** will: 1) consider adoption of its 2021 Fall National Meeting minutes; 2) consider adoption of its revised 2022 charges reflecting that the Privacy Protections (D) Working Group will report to the Innovation, Cybersecurity, and Technology (H)

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Committee and the former Speed to Market (H) Working Group will report to the Market Regulation and Consumer Affairs (D) Committee; and 3) consider adoption of its task force and working group reports. The **Market Analysis Procedures (D) Working Group** will not meet at the Spring National Meeting. The Working Group met March 3 in lieu of the Spring National Meeting to: 1) consider adoption of its 2021 Fall National Meeting minutes; 2) consider adoption of standard ratios for the Travel and Short-Term Limited-Duration (STLD) Insurance Market Conduct Annual Statement (MCAS) blanks; and 3) discuss market analysis tools and data elements. The **Market Regulation Certification (D) Working Group** will not meet at the Spring National Meeting. The Working Group will meet in lieu of the Spring National Meeting to: 1) review its charges and the status of the Certification Program; and 2) and hear an update on the Certification Program scoring matrix. The **Market Actions (D) Working Group** will meet in regulator-to-regulator session pursuant to paragraph 3 (specific companies, entities, or individuals) of the NAIC Policy Statement on Open Meetings. The **Privacy Protections (D) Working Group** will discuss suggested revisions to the NAIC privacy models and the drafting of additional work products, such as a white paper, to address consumer data ownership and use rights. The **Advisory Organization Examination Oversight (D) Working Group**, **Market Conduct Annual Statement (D) Working Group**, and **Market Conduct Examination Guidelines (D) Working Group** will not meet at the Spring National Meeting.

The **ANTIFRAUD (D) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet in March in lieu of the Spring National Meeting to: 1) consider adoption of its Nov. 12, 2021, minutes; 2) consider adoption of the reports of the **Antifraud Technology (D) Working Group**, the **Antifraud Education Enhancement (D) Working Group**, and the **Improper Marketing of Health Insurance (D) Working Group**; and 3) hear updates from interested parties about their recent activities to address insurance fraud. The Task Force will meet in regulator-to-regulator session, pursuant to paragraph 3 (specific companies, entities, or individuals) of the NAIC Policy Statement on Open Meetings. The **Improper Marketing of Health Insurance (D) Working Group** will hear public comments regarding the improper marketing of health insurance and recommendations on how to prevent such practices.

The **MARKET INFORMATION SYSTEMS (D) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 25 in lieu of the Spring National Meeting to: 1) consider adoption of its 2021 Fall National Meeting minutes; 2) consider adoption of the report of the **Market Information Systems Research and Development (D) Working Group**; 3) review new Uniform System Enhancement Request (USER) forms and the status of existing USER forms; and 4) consider adoption of its recommendations regarding the incorporation of artificial intelligence (AI) abilities in NAIC market information systems (MIS).

The **PRODUCER LICENSING (D) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet in March in lieu of the Spring National Meeting to: 1) consider adoption of its Nov. 29, 2021, minutes; 2) consider adoption of procedures for amending the NAIC Uniform Applications; 3) appoint the Adjuster Licensing (D) Working Group; 4) discuss the process exam vendors and continuing education (CE) providers use to eliminate bias in producer licensing exams and CE courses; 5) hear reports from the **Producer Licensing Uniformity (D) Working Group** and the **Uniform Education (D) Working Group**; and 6) hear a report from the NIPR Board of Directors.

The **FINANCIAL CONDITION (E) COMMITTEE** will consider adoption of its task force and working group reports. The **Restructuring Mechanisms (E) Working Group** will not meet at the Spring National Meeting. The Working Group will meet in lieu of the Spring National Meeting to consider modifications to a previously exposed draft white paper.

The **ACCOUNTING PRACTICES AND PROCEDURES (E) TASK FORCE** will consider adoption of its working group reports. The **Statutory Accounting Principles (E) Working Group** will: 1) hear comments on previously exposed items, including agenda item 2021-26EP, which is the final outstanding item in response to a referral received from the Financial Condition (E) Committee regarding proposed changes to certain terminology used in the *Accounting Practices and Procedures Manual* (AP&P Manual); 2) consider adoption of several nonsubstantive items for statutory accounting; 3) consider exposure of new items, including an agenda item in response to recent updates by the Financial Accounting Standards Board (FASB), to consider revisions to the definitions of an asset and liability; and 4) receive an update and expose potential revisions to *SSAP No. 86—Derivatives* regarding expanding effective hedge assessment exceptions as allowed under U.S. generally accepted accounting principles (GAAP). The **Blanks (E) Working Group** will not meet at the Spring National Meeting. The Working Group will meet March 29 in lieu of the Spring National Meeting to: 1) consider adoption of nine proposals previously exposed, including: a) adding a footnote to Exhibit 7 to capture Federal Home Loan Bank (FHLB) Funding Agreements; b) modifying Note 9C disclosures; c) modifying the Analysis of Operations by Lines of Business for the health blank for consistency; d) modifying the life blank state page for consistency in the lines of business reported; e) adding columns to the Underwriting and Investment exhibits in the health blank to gain consistency in the lines of business reported; f) modifying the life/fraternal Five-Year Historical lines for consistency; g) adding instructions to the Investment Schedules General Instructions to exclude non-rated residual tranches; h) adding new instructions for the investment schedules for investment transactions with related parties; and i) adding a line category in the Asset Valuation Reserve Equity and Other Invested Assets Component for residual tranches or interests; 2) consider adoption of its editorial listing; and 3) consider exposure of five new proposals.

The **CAPITAL ADEQUACY (E) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 28 in lieu of the Spring National Meeting to: 1) consider adoption of its working group and subgroup reports; and 2) adopt its current working agenda. The **Health Risk-Based Capital (E) Working Group** will not meet at the Spring National Meeting. The Working Group will meet March 18 in lieu of the Spring National Meeting to: 1) consider adoption of its minutes; 2) receive comments on the Academy H2 – Underwriting Risk Report; and 3) discuss its working agenda. The **Life Risk-Based Capital (E) Working Group** will not meet at the Spring National Meeting. The Working Group will meet March 23 in lieu of the Spring National Meeting to: 1) consider adoption of its minutes; and 2) discuss items to be addressed for the remainder of 2022. The **Property and Casualty Risk-Based Capital (E) Working Group** will not meet at the Spring National Meeting. The Working Group will meet March 23 in lieu of the Spring National Meeting to: 1) consider adoption of the Catastrophe Risk (E) Subgroup’s minutes; 2) consider adoption of proposal 2021-15-CR (Adding KCC Model); 3) consider adoption of proposal 2021-17-CR (Adding Wildfire Peril For Informational Purposes Only); 4) consider exposure of proposal 2022-01-P (Removing Trend Test “For Information Only” Footnote); 5) consider adoption of the report of

the **Catastrophe Risk (E) Subgroup**; 6) discuss its working agenda; and 7) hear updates on current P/C risk-based capital (RBC) projects from the Academy. The **Catastrophe Risk (E) Subgroup** will not meet at the Spring National Meeting. The Subgroup will meet March 22 in lieu of the Spring National Meeting to: 1) consider adoption of its minutes; 2) discuss its working agenda; 3) discuss the insured loss threshold for wildfire peril; 4) discuss the independent model review instruction in the Rcat component; and 5) discuss the issue of double counting in the R5 component.

The **EXAMINATION OVERSIGHT (E) TASK FORCE** will: 1) consider adoption of its minutes; and 2) consider adoption of the reports of the **Electronic Workpaper (E) Working Group**, the **Financial Analysis Solvency Tools (E) Working Group**, the **Financial Examiners Coordination (E) Working Group**, the **Financial Examiners Handbook (E) Technical Group**, and the **Information Technology (IT) Examination (E) Working Group**.

The **FINANCIAL STABILITY (E) TASK FORCE** and the **Macroprudential (E) Working Group** will meet in joint session to: 1) adopt their joint Feb. 22 minutes; 2) hear an update on the Macroprudential (E) Working Group; 3) hear a Macroprudential Risk Assessment update; and 4) hear an international update.

The **RECEIVERSHIP AND INSOLVENCY (E) TASK FORCE** will: 1) consider adoption of its minutes; 2) consider adoption of its working group and subgroup reports; and 3) hear a presentation from the National Conference of Insurance Guaranty Funds (NCIGF).

The **REINSURANCE (E) TASK FORCE** will not meet at the Spring National Meeting. The Task Force will meet March 22 in lieu of the Spring National Meeting to: 1) consider adoption of its minutes; 2) consider adoption of the report from the **Reinsurance Financial Analysis (E) Working Group**; 3) receive a report from the Mutual Recognition of Jurisdictions (E) Working Group; and 4) discuss the progress of any other ongoing projects.

The **VALUATION OF SECURITIES (E) TASK FORCE** will: 1) consider adoption of its minutes; 2) receive and discuss comments on proposed *Purposes and Procedures Manual of the NAIC Investment Analysis Office* (P&P Manual) amendments to: a) update the definition of Other Non-Payment Risk assigned a Subscript "S"; b) update the definition of Principal Protected Securities (PPS); c) assign NAIC designations to investments with a fixed income component for reporting on Schedule BA; and d) permit the Securities Valuation Office (SVO) to assign NAIC designations to unrated subsidiaries in working capital finance investments (WCFI) transactions; 3) receive and discuss comments on a staff report on the use of NAIC designations by other jurisdictions in their regulation of insurers; 4) receive and discuss a proposed referral to the Blanks (E) Working Group to add fixed income analytical risk measures for investments reported on Schedule D, Part One; and 5) hear staff reports on the SVO year-end carry-over filings Statutory Accounting Principles (E) Working Group's projects and updates on the ad hoc credit rating provider (CRP) study group.

The **FINANCIAL REGULATION STANDARDS AND ACCREDITATION (F) COMMITTEE** will: 1) discuss revisions adopted in 2021 to NAIC publications that are referenced in the accreditation standards, such as the AP&P Manual and the *Financial Condition Examiners Handbook*; 2) discuss a referral from the Financial Condition (E) Committee regarding the applicability of the accreditation program to captive insurers that reinsure variable annuity business; and 3) discuss a referral from the Receivership and

Insolvency (E) Task Force regarding inclusion of the 2021 revisions to the *Insurance Holding Company System Regulatory Act* (#440) and the *Insurance Holding Company System Model Regulation with Reporting Forms and Instructions* (#450), which relate to receiverships, in the accreditation program.

The **INTERNATIONAL INSURANCE RELATIONS (G) COMMITTEE** will: 1) discuss progress on initiatives of the International Association of Insurance Supervisors (IAIS), including the implementation and assessment of the updated Insurance Core Principles (ICPs), the Common Framework for the Supervision of Internationally Active Insurance Groups (ComFrame), and the holistic framework for systemic risk assessment; ongoing work on the global insurance capital standard (ICS), aggregation method (AM), and comparability; and plans for addressing emerging risks and trends; 2) hear an update on work in progress at other international organizations; and 3) receive updates on ongoing activities to enhance cooperation with international insurance regulators.

The **INNOVATION, CYBERSECURITY, AND TECHNOLOGY (H) COMMITTEE** will: 1) adopt changes to the structure of the Committee and proposed revisions to working group charges; 2) hear reports from its working groups, including workplans; 3) hear an update on the Big Data and Artificial Intelligence (H) Working Group's AI/machine learning (ML) survey of PPA writers and progress on a homeowners and life insurance survey; and 4) discuss plans for the coordination of related workstream activity in other NAIC committees and other committee-level projects. The **Big Data and Artificial Intelligence (H) Working Group** will: 1) discuss model governance frameworks, with a focus on how governance models tie to the NAIC's Principles on AI; 2) review draft surveys regarding the use of AI/ML in homeowners insurance and life insurance and a timeline for completion; 3) discuss the role of third-party data and model vendors and the regulatory framework for the oversight of these activities; and 4) discuss potential deliverables and next steps toward developing regulatory guidance for monitoring industry's use of big data, algorithms, and AI. The **E-Commerce (H) Working Group** and **Speed to Market (H) Working Group** will not meet at the Spring National Meeting.

The **NAIC/CONSUMER LIAISON COMMITTEE** will: 1) discuss auto insurers' use of the "Appraisal Clause" in auto insurance policies; 2) discuss the current market regulation data collection system and how this system can be improved to address issues related to racial justice; and 3) discuss health care insurance issues, such as discriminatory benefit design and enrollees having equal access to benefits, the 2022 MHPAEA Report to the U.S. Congress (Congress) entitled, "Realizing Parity, Reducing Stigma, and Raising Awareness: Increasing Access to Mental Health and Substance Use Disorder Coverage," and consumer lessons learned about standard plan design regulations that have been proposed in the 2023 Notice of Benefit and Payment Parameters.

The **NAIC/AMERICAN INDIAN AND ALASKA NATIVE LIAISON COMMITTEE** will discuss the lack of consumer education and outreach regarding tribal members' access to insurance products, which is complicated by tribal differences in experience, funding, internet, geographic locations, traditions, and tribal governments.

The **INSURANCE COMPACT** will convene in a joint meeting of the Management Committee and Commission to adopt proposed amendments to the Compact Bylaws and receive recommendations from working Committees.