

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO. \_\_\_\_\_

Insurance-risk based capital revisions.

Sponsored by: Joint Corporations, Elections and Political  
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to insurance; amending events triggering a  
2 company action level event under risk based capital  
3 requirements; and providing for an effective date.

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5 *Be It Enacted by the Legislature of the State of Wyoming:*

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7 **Section 1.** W.S. 26-48-101(a)(vi) and  
8 26-48-103(a)(i)(A), (B) and by creating a new subparagraph  
9 (C) is amended to read:

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11 **26-48-101. Definitions.**

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13 (a) As used in this article:

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2 (vi) "Negative trend" means with respect to a  
3 life or disability insurer a negative trend over a period  
4 of time, as determined in accordance with the "trend test  
5 calculation" included in the life RBC instructions;

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7 **26-48-103. Company action level event.**

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9 (a) "Company action level event" means any of the  
10 following events:

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12 (i) The filing of an RBC report by an insurer  
13 which indicates that:

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15 (A) The insurer's total adjusted capital is  
16 greater than or equal to its regulatory action level RBC  
17 but less than its company action level RBC;~~or~~

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19 (B) If a life or disability insurer, the  
20 insurer has total adjusted capital which is greater than or  
21 equal to its company action level RBC but less than the  
22 product of authorized control level RBC and two and one-  
23 half (2 1/2), and has a negative trend;~~or~~ or

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(C) If a property and casualty insurer, the insurer has total adjusted capital which is greater than or equal to its company action level RBC but less than the product of its authorized control level RBC and three (3.0) and triggers the trend test determined in accordance with the trend test calculation included in the property and casualty RBC instructions.

**Section 2.** This act is effective July 1, 2010.

(END)