

Adopted by Group Solvency Issues (E) WGC Op53 0 Td [

and opportunity to be heard and making specific findings of fact to support the determination that control exists in fact, notwithstanding the absence of a presumption to that effect.

| D. "Group-wide supervisor." The regulatory official authorized to engage in conducting and coordinating group-wide supervision activities who is determined or ac

Section 71. Group-wide Supervision of Internationally Active InsuranceG

official as the group-wide supervisor. However, in the event of a material change in the internationally active insurance group that results in:

- (1) The internationally active insurance group insurers domiciled in this state holding the largest share of the group's premiums, assets or liabilities; or
- (2) This state being the place of domicile of the top insured insurer(s) in the insurance holding company system of the internationally active insurance group

the commissioner shall make a determination/acknowledgment as to the appropriate group-wide supervisor for such an internationally active insurance group pursuant to Subsection B.

D. Pursuant to Section 6, the commissioner is authorized to collect from any insurer registered pursuant to Section 4 all information necessary to determine whether the commissioner may act as the group supervisor of an internationally active insurance group or if the commissioner may acknowledge the regulatory official to act as the group-wide supervisor. Prior to issuing a determination that an internationally active insurance group is subject to group-wide supervision by the commissioner, the commissioner shall notify the insurer registered pursuant to Section 4 and the ultimate controlling person within the internationally active insurance group. The internationally active insurance group shall have not less than thirty (30) days to provide the commissioner with additional information prior to the pending determination. The commissioner shall publish in the [insert name of state administrative record] and on its Internet website the identity of internationally active insurance groups that the commissioner has determined are subject to group-wide supervision by the commissioner.

E. If the commissioner is the group-wide supervisor for an internationally active insurance group, the commissioner is authorized to engage in any of the following group-wide supervision activities:

- (1) Assess the enterprise risks within the internationally active insurance group to ensure that:

information, sunshine or ~~an~~ appropriate phrase], shall not be subject to subpoena, and shall not be subject to discovery or admissible in evidence in any private civil action.

Chronological Summary of Action