

Insurance

Sub. S.B. 169

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Effective date: Travel insurance and internationally active insurance group provisions effective June 21, 2018; provisions addressing insurer-members of home loan banks effective March 23, 2018

Travel insurance

- Defines travel insurance and distinguishes travel insurance from longer-term medical insurance coverage for persons spending six months or more overseas, such as expatriates or deployed military personnel.
- Establishes travel insurance as a limited line in the Revised Code and authorizes the Superintendent of Insurance to issue a limited lines travel insurance license to qualified individuals or business entities.
- Requires the licensee to designate one employee as the agent responsible for ensuring compliance with the travel insurance law, and makes the licensee and responsible agent responsible for the acts of any associated travel retailer.
- Permits a travel retailer to offer and sell travel insurance in conjunction with making or offering travel services under the direction of a licensed limited lines travel insurance agent, and prohibits the travel retailer from providing technical insurance-related services.
- Requires travel insurance agents and travel retailers to disclose specified information to customers, including material terms, the claim filing process, the cancellation process, and contact information.
- Authorizes the Superintendent to take action as provided in current law for any violation of the act's travel insurance provisions.

Supervision of internationally active insurance groups

- Authorizes the Superintendent to act as, or appoint another regulatory official to act as, the group-wide supervisor for any internationally active insurance group, and provides standards for when an appointment may be made.
- Requires the Superintendent to cooperate with other state, federal, and international regulatory agencies in appointing a group-wide supervisor.

- Allows the Superintendent to collect from a registered member of an insurance holding company system all information necessary to determine who may act as the group-wide supervisor.
- Permits the Superintendent, when acting as the group-wide supervisor, to assess the enterprise risks within the group to ensure that the material financial condition and liquidity risks to group members are identified and that reasonable and effective mitigation measures are in place.
- Allows the Superintendent to obtain information from insurers necessary and appropriate to assess that enterprise risk.
- Authorizes the Superintendent to coordinate with officials in other jurisdictions to mitigate any enterprise risk to members of the group for which the Superintendent is the group-wide supervisor when those members are domiciled in those other jurisdictions.
- Allows the Superintendent to (1) work and share information with other regulatory agencies regarding group members, (2) enter agreements with or obtain documentation from insurers and regulatory agencies regarding the supervisor's role, and (3) undertake any other necessary supervision activities.
- Requires registered members of insurance holding company systems to pay reasonable expenses of the Superintendent's participation in the administration of the act's internationally active insurance group provisions.
- Allows the Superintendent to adopt rules in accordance with the Administrative Procedure Act to implement the act's internationally active insurance group provisions.

Delinquency proceedings involving insurer-members of federal home loan banks

- Limits the time a federal home loan bank can be stayed from acting on an insurer-member's collateral in a delinquency proceeding to ten days following the issuance of an injunction or other order.
- Requires a federal home loan bank to repurchase an insurer-member's excess capital stock within seven days of a redemption request.
- Requires a federal home loan bank to provide a court-appointed receiver, conservator, rehabilitator, or liquidator a process and timeline for dealing with the release of collateral by the bank, payment of fees by the insurer-member, and redemption of the insurer-member's stock by the bank.
- Requires a federal home loan bank to provide any available options for renewing or restructuring a loan upon request of the court's appointee.

- Exempts from an existing fraudulent transaction presumption relating to insurers in delinquency a transfer of money or property from an insurer-member to its federal home loan bank if certain criteria apply.