**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

Insurance investments-digital assets.

Sponsored by: HDraft Committee

A BILL

for

AN ACT relating to insurance; authorizing investment in digital assets by an insurer; and providing for an effective date.

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

Section 1. W.S. 26-7-107(a) by creating a new paragraph (xvi) is amended to read:

26-7-107. Authorized investments.

(a) An insurer may invest in:

(xvi) Digital assets, as defined by W.S. 34-29-101(a)(i), that otherwise comply with all applicable requirements of this chapter.

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STAFF COMMENT

Note that W.S. 26-7-104 contains the following general qualifications for investments:

(a) No security or investment, other than property acquired under W.S. 26-7-107(a)(xiii), is eligible for acquisition unless it is interest bearing or interest accruing or dividend or income paying, is not then in default and the insurer is entitled to receive for its exclusive account and benefit the interest or income accruing thereon. Any stock which has the ability to appreciate in value shall be considered to be income paying for purposes of this subsection.

(b) No security or investment is eligible for purchase at a price above its market value.

(c) Nothing in this chapter prohibits an insurer from acquiring other or additional securities or property if received as a dividend or as a lawful distribution of assets, or under a lawful and bona fide agreement of bulk reinsurance, merger or consolidation. Any investment so acquired which is not otherwise eligible under this chapter shall be disposed of pursuant to W.S. 26-7-112 if real property, or pursuant to W.S. 26-7-113 if personal property or securities.

This bill draft provides digital asset investments by an insurer would still need to meet these general qualifications.

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Section 2. This act is effective July 1, 2020.

(END)