

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

Insurance rate notification and rule filing requirements.

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

A BILL

for

1 AN ACT relating to the insurance code; requiring insurers
2 in competitive markets to provide notice of specified rate
3 revisions; requiring specified rules, written procedures
4 and other documents to be filed with and reviewed by the
5 commissioner; making conforming amendments; and providing
6 for an effective date.

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

9

10 **Section 1.** W.S. 26-14-107(a), 26-15-110(a) through
11 (c), (d) (intro) and (iii) and (e) and 26-15-111(a) (intro),
12 (i) (intro) and (D), (ii) (B) and (b) are amended to read:

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2 **26-14-107. Filing of rates; supplementary rate**
3 **information; rate revisions; supporting information; public**
4 **inspection; consent to rates.**

5

6 (a) In competitive markets, every insurer shall:

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8 (i) Maintain all rates and supplementary rate
9 information to be used in this state, in accordance with
10 the provisions of W.S. 26-14-113(b), and such information
11 shall be made available to the commissioner upon his
12 request;

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14 (ii) File a notice with the commissioner at
15 least thirty (30) days before the proposed effective date
16 if the insurer identifies a rate revision that will
17 increase average premiums in any line of insurance in this
18 state by more than thirty percent (30%). The notice shall
19 include the number of affected policy holders, the
20 percentage of the increase and the proposed effective date,
21 or such information as required by rules and regulations of
22 the commissioner. The notice shall be for informational

1 purposes only and the rate revision shall not be subject to
2 commissioner approval.

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4 **26-15-110. Filing and approval of application forms**
5 **and other documents.**

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7 (a) No ~~basic~~ insurance policy or annuity contract
8 form, or application form if written application is
9 required and is to be made a part of the policy or
10 contract, or printed rider or endorsement form or form of
11 renewal certificate, shall be delivered, ~~or~~ issued for
12 delivery or used in this state unless the form is filed
13 with and approved by the commissioner or is approved as
14 provided in W.S. 26-15-201. This ~~provision~~ subsection does
15 not apply to surety bonds, or to specially rated inland
16 marine risks, nor to policies, riders, endorsements or
17 forms of unique character designed for and used with
18 relation to insurance upon a particular subject, or which
19 relate to the manner of distribution of benefits or to the
20 reservation of rights and benefits under life or disability
21 insurance policies and are used at the request of the
22 individual policyholder, contract holder or certificate
23 holder. As to forms for use in property, marine, other than

1 wet marine and transportation insurance, casualty and
2 surety insurance coverages, the filing required by this
3 subsection may be made by advisory and rating organizations
4 on behalf of their members and subscribers. This ~~provision~~
5 subsection does not prohibit any member or subscriber from
6 filing the forms on its own behalf. In addition, the
7 following shall apply:

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9 (i) No rule, written procedure or other document
10 that would affect the interpretation of, or the application
11 of coverages, premiums or other costs imposed on the
12 insured pursuant to an insurance policy required to be
13 filed under this subsection shall be used in this state
14 unless filed with and approved by the commissioner. This
15 paragraph shall not apply to disability insurance or revise
16 or amend any provision regarding rate regulation as
17 identified in this chapter. Filings required under this
18 paragraph shall comply with the insurance laws and
19 regulations of this state.

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21 (b) Any filing shall be made not less than forty-five
22 (45) days in advance of any delivery. At the expiration of
23 forty-five (45) days the ~~form filed~~ filing is approved

1 unless affirmatively approved or disapproved by the
 2 commissioner's order. Approval of any ~~form~~filing by the
 3 commissioner constitutes a waiver of any unexpired portion
 4 of the waiting period. The commissioner may extend by not
 5 more than an additional forty-five (45) days the period
 6 within which he may affirmatively approve or disapprove any
 7 ~~form~~filing, by giving notice to the insurer of the
 8 extension before expiration of the initial forty-five (45)
 9 day period. At the expiration of any extended period, and
 10 in the absence of prior affirmative approval or
 11 disapproval, any ~~form~~filing is deemed approved. The
 12 commissioner, at any time, after notice and for cause
 13 shown, may withdraw any approval.

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STAFF COMMENT

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19 The Committee may wish to consider the following further
 20 amendment to the second sentence of subsection (b):

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22 (b) Any filing shall be made not less than
 23 forty-five (45) days in advance of any delivery.
 24 At the expiration of forty-five (45) days the
 25 ~~form~~filed~~filing~~ is approved unless
 26 affirmatively approved ~~or~~ disapproved by the
 27 commissioner's order.

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1 (c) Any order of the commissioner disapproving a ~~form~~
2 filing or withdrawing a previous approval shall state the
3 grounds and the particulars for the withdrawal in such
4 detail as to reasonably inform the insurer. The withdrawal
5 of a previously approved ~~form~~filing is effective at the
6 expiration of the period the commissioner prescribes in the
7 notice, but not less than thirty (30) days from the date of
8 the notice.

9
10 (d) The commissioner, by order, may exempt from the
11 requirements of this section for so long as he deems proper
12 any insurance document or ~~form~~filing or type thereof as
13 specified in the order, to which, in his opinion:

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15 (iii) The document or ~~form~~filing or type
16 thereof has been approved under the provisions of the
17 Interstate Insurance Product Regulation Compact as provided
18 in W.S. 26-15-201.

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20 (e) Appeals from the commissioner's orders
21 disapproving a ~~form~~filing or withdrawing a previous
22 approval may be taken as provided in W.S. 26-2-125 through
23 26-2-129.

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26-15-111. Filing and approval of application forms and other documents; grounds for disapproval.

(a) The commissioner, within forty-five (45) days after filing ~~, of any insurance policy,~~ shall disapprove any ~~form filed~~ filing under W.S. 26-15-110, or withdraw any previous approval thereof, only if:

(i) The ~~form~~ filing:

(D) Is printed or otherwise reproduced in such manner as to render any provision of the ~~form~~ filing substantially illegible; or

(ii) He finds that:

(B) The rates or classification are excessive, inadequate or unfairly discriminatory. This paragraph does not apply to any ~~policy form~~ filing for insurance except those lines of insurance deemed noncompetitive under W.S. 26-14-101 through 26-14-118.

1 (b) If the commissioner disapproves the ~~insurance~~
2 ~~policy~~-filing, the insurer may request a hearing pursuant
3 to the Wyoming Administrative Procedure Act.

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5 **Section 2.** This act is effective July 1, 2025.

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(END)