

NATIONAL CONFERENCE OF INSURANCE LEGISLATORS
BUSINESS PLANNING & ARTICLES OF ORGANIZATION/
BYLAWS REVISION COMMITTEES
NEW ORLEANS, LOUISIANA
NOVEMBER 19, 2009
MINUTES

The National Conference of Insurance Legislators (NCOIL) Business Planning and Articles of Organization/Bylaws Revision Committees met during the NCOIL Officers & Chairs Meeting at the Royal Sonesta Hotel in New Orleans, LA, on Thursday, November 19, 2009, at 8:00 a.m.

Rep. Robert Damron of Kentucky, NCOIL president-elect, presided over the Business Planning Committee discussion. Assem. Nancy Calhoun of New York, Bylaws Committee chair, attended to preside over the Bylaws Committee discussion.

Other Members of the Committees and legislators present were:

Rep. Greg Wren, AL	Rep. Brian Kennedy, RI
Sen. Ralph Hudgens, GA	Rep. Charles Curtiss, TN
Rep. Susan Westrom, KY	Rep. Craig Eiland, TX
Rep. Donald Flanders, NH	Sen. Ann Cummings, VT
Rep. George Keiser, ND	Rep. Gini Milkey, VT
Sen. Carroll Leavell, NM	

Also in attendance were:

Susan Nolan, NCOIL Executive Director
Candace Thorson, NCOIL Deputy Executive Director
Mike Humphreys, NCOIL Director of State-Federal Relations
Jordan Estey, NCOIL Director of Legislative Affairs & Education

COMMITTEE MINUTES

Upon a motion made and seconded, the Committees voted unanimously to approve the minutes of their joint July 9, 2009, meeting in Philadelphia, PA. The Bylaws Committee also voted unanimously to approve the minutes of its joint February 27, 2009, meeting with the NCOIL Membership Committee in Washington, DC.

FUTURE MEETING LOCATIONS

Ms. Nolan reported that she had secured locations through 2011 and into 2013:

2010 Spring Meeting	Charleston, South Carolina
2010 Summer Meeting	Boston, Massachusetts
2010 Annual Meeting	Austin, Texas
2011 Spring Meeting	Washington, DC
2011 Summer Meeting	Newport, Rhode Island
2011 Annual Meeting	Santa Fe, New Mexico
2013 Spring Meeting	Washington, DC
2013 Summer Meeting	Philadelphia, Pennsylvania

Rep. Damron and Ms. Nolan said that, due to concerns regarding meeting attendance and other items, NCOIL would host the 2010 Spring Meeting in Charleston, South Carolina, rather than Washington, DC. They said that the DC meeting had been rescheduled for 2011. Rep. Damron and Ms. Nolan also said that NCOIL had scheduled the 2013 Summer Meeting in Philadelphia as part of negotiations to reduce attrition charges from the 2009 Summer Meeting there.

CONTINUING EDUCATION CREDITS

Ms. Nolan said that certain states offered continuing education (CE) credits for legislators who were agents and attended NCOIL meetings. She said that some legislators' wives, who were registered as NCOIL meeting guests, as agents were submitting CE credits. Ms. Nolan noted that legislative guests attended NCOIL meetings free-of-charge.

Ms. Nolan asked for direction regarding how to handle legislative spousal/relative CE requests.

The Committee determined via voice vote to charge legislative spouses and guests a \$100 registration fee if they wished CE credits for the meeting. Rep. Keiser voted in opposition.

SURVEY REGARDING BROCHURE MAILINGS

Ms. Nolan said that NCOIL mailed meeting brochures to between 3,000 and 5,000 people. She estimated that NCOIL would save between \$5,000 and \$7,000 per conference by reducing its mailings. She suggested that NCOIL could still mail brochures to legislators, such as state insurance committee chairs.

Ms. Nolan added that she planned to scale back the meeting brochure from a six-page fold-up to a four-page fold-up in order to streamline the document and conserve costs.

Following discussion, the Committee determined to mail hard-copy brochures to legislators only and supported the idea of a survey.

BYLAWS TWO-THIRDS VOTING REQUIREMENT

Ms. Nolan asked for clarification regarding voting on documents and/or amendments submitted after the 30-day deadline. She said that the bylaws had intended for there to be a two-thirds vote for adoption of such documents. She said, however, that committees often took a two-thirds vote to waive the 30-day rule and then a simple majority vote to adopt. She cited Bylaws Section IV(H) that addressed the two-thirds voting requirements.

Ms. Nolan said that committees almost always waived the 30-day rule to allow full discussion.

Rep. Curtiss said that establishing two two-thirds votes would encourage people to submit items in time for the 30-day deadline. Legislators agreed that holding a two-thirds vote to waive the rule and a two-thirds vote for adoption was appropriate.

Rep. Damron noted that most committee chairs were attending the Bylaws Committee meeting. He reminded them that any new amendment offered during the Annual Meeting,

whether to a document that had met the 30-day deadline or to a document that had not, would require a two-thirds vote to waive the rule and a two-thirds vote for passage.

Rep. Damron said that the bylaws seemed to require such a standard, although he expressed some doubt as to whether the bylaws' language clearly stated that. In particular, Rep. Damron said, the bylaws could be construed to require a two-thirds vote only for documents that had not met the 30-day requirement.

The Committee discussed how to vote on amendments that legislators proposed in committee as they deliberated on a model law or resolution. Rep. Curtiss and Sen. Hudgens said that any technical or non-controversial amendment would easily receive two-thirds votes.

The Committee agreed on a need for consistency among the committees and agreed that, for the Annual Meeting, all committees would take two-thirds votes to waive the 30-day rule and two-thirds votes to adopt.

ADJOURNMENT

The meeting adjourned at 8:20 a.m.