

NATIONAL CONFERENCE OF INSURANCE LEGISLATORS  
INSURANCE LEGISLATORS FOUNDATION BOARD  
SAVANNAH, GEORGIA  
MARCH 1, 2007  
MINUTES

The Insurance Legislators Foundation Board of the National Conference of Insurance Legislators (NCOIL) met at the Hyatt Savannah Hotel & Towers in Savannah, Georgia, on Thursday, March 1, 2007, at 8:15 a.m.

Sen. Alan Sanborn of Michigan, president of the Board, presided.

Other members of the Board present were:

Sen. Steven Geller, FL  
Sen. William J. Larkin, Jr., NY  
Sen. James Seward, NY

Other legislators present were:

Rep. Michael Ripley, IN  
Sen. Neil Breslin, NY  
Assem. Nancy Calhoun, NY  
Rep. George Keiser, ND

Others present were:

Susan Nolan, Nolan Associates, NCOIL Executive Director  
Candace Thorson, NCOIL Deputy Executive Director  
Mike Humphreys, NCOIL Director of Legislative Affairs & Education, Life, Health, and Workers' Compensation Insurance

#### MINUTES

The Board voted unanimously to approve the minutes of its November 9, 2006, meeting in Napa Valley, California.

#### ADMINISTRATION

##### FINANCIAL REPORT

Ms. Nolan presented to the Board the December 30, 2006, unaudited ILF financial statement. Upon a motion made and seconded, the Board adopted the statement.

#### UPDATE ON FOUNDATION STUDIES

##### STATE REGULATORY AUTHORITY

Rep. Keiser discussed fundraising issues associated with a *Study on State Authority* and suggested that NCOIL legislators sit down with interested parties regarding the purpose of the study and their willingness to contribute, including their level of commitment. He said a newly

developed one-page document summarizing the study would assist in that effort. Rep. Keiser and other Board members affirmed the need to raise the necessary funds prior to moving forward and discussed with Ms. Nolan the status of fund-raising efforts to date. Among other things, she said most interested parties with whom she had spoken were inclined to contribute but had offered no specific amounts.

Sen. Geller asked for clarification regarding the scope of the proposed study, including the degree to which it would address attorneys general and the courts. Ms. Nolan responded that those entities had always been part of the proposal, as had the National Association of Insurance Commissioners (NAIC), state regulators, governors, legislatures, and legislative organizations. She said the study would examine eight (8) representative states and look at how the various parties involved in state insurance regulation interact to develop public policy. She also said that the study would address the history and background of state regulation.

Sen. Geller expressed concern that the language in paragraph 3 of the Purpose section of the study's Request-for-Proposal (RFP) finds a blurring of the lines of state insurance oversight. He commented that this was a conclusion, rather than a purpose, particularly regarding attorneys general and the courts. He suggested replacing words such as "infringement" with other terms that he characterized as more objective.

Other Board members discussed the issue and, though they did not share Sen. Geller's view, they suggested making minor revisions to the language to alleviate his concerns. The Board determined that Ms. Nolan and certain Board members would wordsmith paragraph 3 following the meeting.

#### DISCUSSION REGARDING BOARD MEMBERSHIP

Sen. Sanborn spoke to the need to replace certain Board members with new legislators. Following discussion, the Board members attending the meeting voted to replace NCOIL Past President Sen. Harvey Tallackson (ND) with NCOIL Treasurer Rep. Bob Damron (KY) and NCOIL Past President Rep. Frank Wald (ND) with NCOIL Executive Committee Chair Rep. Keiser.

Sen. Sanborn said that Rep. Craig Eiland (TX) would submit his vote in writing following the meeting. He said that Rep. Eiland's vote would make a quorum.

#### ADJOURNMENT

There being no further business, the meeting was adjourned at 9:00 a.m.