

# GOVERNMENT RELATIONS



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FBL Financial Group  
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## OPEN COMMENTARY

Welcome to the February Government Relations bulletin! The state legislatures in our 15-state footprint are well underway! Updates on proposed legislative bills are provided under each as we track their progress. As several thousand bills are proposed annually, we only list those that may impact our companies.

This year, I continue to have the privilege to work directly with ACLI, APCIA and NAMIC on several committees to make sure our voice is heard, on both the state and federal levels. A significant amount of work is being done to set advocacy priorities for this year. In the Articles of Interest section, you can find these on the property casualty side with APCIA and NAMIC. ACLI's 2024 Strategic Plan also outlines its many efforts on the financial services side.

Engagement is key to a successful advocacy program. There are many ways to become involved in advocacy and promote the health of our financial services industry. If you are interested in learning more or joining one of the many committees with our trade associations, please let me know. I would be happy to help you find the right fit.

As mentioned before, feedback on how we can better serve you is very much appreciated.

Please feel free to reach out at any time with your comments and suggestions.

**Brett Clausen, Government Relations & Process Improvement Vice President**

## FBFS EIGHT STATE LEGISLATIVE MATTERS

### Arizona

**Legislative Session is January 8 – April 22, 2024**

#### **Legislative Bills**

##### **Newly Filed**

SB 1013 – Social and Political Mandate: ESG: Investments

SB 1014 – Anti-ESG; Social Credit Score

- Passed Senate. To House.

HCR 2011 – Social & Political Mandate: Contracts: Firearm Boycotts

HB 2504 – Disability Insurance: Foreign Adversaries

HB 2349 – Paid Family Medical Leave

HB 2457 - Social & Political Mandate: ESG Investments

HB 2576 – Premium Tax Credit: Affordable Housing

HB 2122 – Advertising: Life Insurance

HB 2074 – Wildfire flooding mitigation fund

HB 2609 – Auto Theft Authority: Fee

SB 1272 – Insurance Coverage Requirements: TNC

HB 2638 – Litigation: Financing; Consumer Protection

HB 2204 – Workers Compensation: Rate Deviation

HB 2566 - Firearm Regulation

HB 2036 – Wildfires; flooding; fire insurance

HB 2043 – Statute of Limitations; criminal offenses

SB 1003 – Prohibition; photo radar

HB 2142 – Move Over Law Study Committee

HB 2149 – Watercraft Operations

HB 2269 – Towing Companies: Private Towing: Requirements

SB 1003 – Prohibition: Photo Radar

SB 1025 – DUI: TNC Drivers

HB 2275 – Settlement Agreements: Uninsured

SB 1059 – Judgements: Interest Rates

HB 2117 – Workers Compensation: Presumption

HB 2274 & 2492 – Firefighters and Police Officers: PTSD Coverage

HB 2346 – Call Centers: Relocation

## **Regulatory Activity**

### **Workers Compensation**

Dated January 8, 2024. The Arizona Department of Administration General Accounting Office has issued an update to the State of Arizona Accounting Manual (SAAM) regarding maximum mileage, lodging, meal, parking, and incidental expense reimbursement rates, effective January 08, 2024. This notice provides information regarding the workers' compensation mileage rate that employers are required to reimburse injured employees for their travel to and from medical and rehabilitation providers.

## **Iowa**

### **Legislative Session is January 8 – April 16, 2024**

## **Legislative Bills**

### **Newly Filed**

SSB 3002/HSB 535 – Captive Insurance: Premium Tax

SSB 3016 – New revisions to Hands-free Devices

SSB 3097 – Driver's Licenses for Minors

HSB 537 - County and state mutual associations/reinsurance

HSB 508 - Product liability action and defenses

HSB 504 - Future phantom damages

HSB 514 - Customer renewal notices (30 to 60 Days)

HSB 554 – Insurance Department: Penalties

HSB 539 - Risk Classification: Genetic Testing

HF 2084 – Car Insurance Minimum Limits

HF 2065 – Work Comp for Mental Injuries

HF 2091 – Insurance Verification

HF 499 - Car Restraints

SB 1397 – Paid Family Medical Leave

HSB 606 / SSB 3108 - Insurance Department: Funding: Investments by Life Insurance Companies

### **Carry Over Bills From 2023 That Remain Eligible**

SF 499 - Damages Owed in Accidents Involving Commercial Motor Vehicles

HF 653 - Environmental, Social and Governance (ESG)

HF 654/SF 543 - Gun Carrying, Possession and Transport

HF 651 - Dog Breed Restrictions

SF 115 - Denial of Coverage Actions

SF 547 - Hands-free Devices

SF 164 – Car Seats

SSB 1182 - Speed Governing Devices

HF 713 - Catalytic Converters

SF 158, SF 524, SF 261, SF 259 - Statute of Limitations for Sexual Abuse Survivors

### **Regulatory Activity**

#### **IA ADC 191-113 – Regulatory Analysis for New Chapter Regulating Captives**

On December 27, 2023, the Iowa Insurance Division released its Regulatory Analysis concerning a new administrative code chapter 521J regulating captive insurance companies to be codified in sections IA ADC sections 191-113.1 through 191-113.13. The new chapter specifies the financial, reporting, record-keeping, and other requirements for regulating captive companies.

### **Kansas**

**Legislative Session is January 8 – May 3, 2024**

### **Legislative Bills**

#### **Newly Filed**

S 15 – Agents and Brokers: Premiums

- To governor.

S 329 – Premium Tax Credit; Expiration

H 2531 / S 339 - Risk Based Capital: Update

H 2533 / S 356 – Insurers: Examinations

H 2544 – Premium Tax Credit

H 2562 – Senior Investor Protection

S 249 – Insurance Commissioner: Election

S 390 – Social and Political Mandate: Public Health

S 398 – Department: Company Fee

H 2593 – Insurance: Arbitration

## ***Carry Over Bills From 2023 That Remain Eligible***

SB 74 - Third Party Litigation Funding Disclosure and Joint Liability

SB 38 - Workers' Compensation Maximum Lifetime Benefits Increase

SB 135 - Medical Cannabis Regulation Act

HB 2183 - Wrongful Death Cap

SB 268 - Boiler Safety Inspector Qualifications

## **Regulatory Activity**

### **Informational Circular No. 24-A-006**

Dated and effective January 1, 2024. Concerns the FY 2024 private vehicle mileage rates.

Effective January 1, 2024, the state rates are established as: 65.5 cents per mile for privately owned automobile, 63.5 cents per mile for privately owned motorcycle, \$1.74 per mile for privately owned airplane (based on air miles rather than highway miles), and 22 cents per mile for moving mileage rate.

The Kansas Department of Administration and the Division of Budget will be monitoring inflation, fuel prices, and IRS announcements in order to consider if any further adjustments may be available under K.S.A. 75-3203a.

## **Minnesota**

### **Legislative Session is February 12 – May 20, 2024**

## **Legislative Bills**

### ***Newly Filed***

## **Regulatory Activity**

### **Regulatory Activity Circular Letter 24-1834**

Dated January 9, 2024. The Minnesota Worker's Compensation Insurance Association is sharing this state's 2023 Medical Data Report. The report, compiled by the National Council on Compensation Insurance (NCCI), provides insight into the medical cost drivers impacting the state's workers' compensation system. The data in the report is sourced from the NCCI's Medical Data Call (MDC) and represents medical transactions for Service Year 2022 (from January 1, 2022, to December 31, 2022). The report does not include adjustments for COVID-19-related claims.

The Medical Data Report breaks down services by category: Physician, Hospital Outpatient, Hospital Inpatient, Ambulatory Surgical Centers, Drugs, Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS), and Other.

## Nebraska

**Legislative Session is January 3 – April 18, 2024**

### **Legislative Bills**

#### **Newly Filed**

- LB 308 – Genetic Privacy
- LB 849 - Change provisions relating to insurance rate adjustments
- LB 873 - Change provisions relating to real estate closing agents
- LB 874 - Changes requirements relating to childcare licensing and childcare facilities
- LB 912 - Provide for contracting for reasonable terms for coverage under the Uninsured and Underinsured Motorist Insurance Coverage Act
- LB 1004 - Change motorcycle, moped, and autocycle helmet provisions
- LB 1017 - Change the schedule of compensation for certain injuries resulting in disability under the Nebraska Workers' Compensation Act
- LB 1033 - Provide for enforcement of violations relating to use of handheld wireless communication devices as a primary action
- LB 852 - Provide limitations for reimbursement for durable medical equipment
- LB 925 - Adopt the Firearm Industry Nondiscrimination Act
- LB 954 - Adopt the Biometric Autonomy Liberty Law
- LB 993 - Adopt the Apprenticeship Grant Act
- LB 1022 – Tax: Premium Credit
- LB 1105 - Name the Branded Certificate of Title Act and provide for the issuance of destroyed-vehicle branded certificates of title
- LB 1132 - Change motor vehicle liability insurance and financial responsibility requirements
- LB 1058 - Exclude certain pension and annuity payments from income taxes
- LB 1073 - Change provisions relating to onsite audits of the operations of third-party administrators of insurers
- LB 1114 – Tax: Premium tax credit
- LB 1139 - Adopt the Paid Family and Medical Leave Insurance Act
- LB 1147 - Provide requirements for separate investment accounts holding assets of index-linked variable annuity contracts

LB 1206 – LTC Tax Incentives: Termination

LB 1213 – Paid Family Medical Leave

LB 1294 – Privacy: Consumer Data Protections

LB 1372 – Taxation: Retaliatory

LB 1400 – Premium Tax Credit: In-Lieu Provision

***Carry Over Bills From 2023 That Remain Eligible***

LB 7 - Hazardous or Toxic Chemical Exposure

LB 25 - Punitive damages

LB 95 - Asbestos Claims Transparency

LB 576 - Public Nuisance

LB 536 - Insurer Investments

LB 730 - Access to Financial Services

LB 743 - Investment Neutrality in Public Funds Act

LB 174 - Statute of Limitations for Sexual Abuse

LB 341 - State and Political Subdivisions Liability

LB 418 - Financial Responsibility Compliance

LB 354 - UM/UIM Provisions

LB 423 - Anti-Stacking

LB 782 - Auto Repair Requirements

LB 5 - Workplace Violence

LB 101 - Workers' Compensation Exemption for Agricultural Operations

LB 272 - Change of Date When Workers' Compensation Begins

LB 380 - Fair Employment Practice Act

LB 443 - Age Limit for Benefits

LB 501 - Firefighter Cancer Presumption

LB 79 - Consumption Tax

LB 579 - Transfer on Death Deeds

## **Regulatory Activity**

### **Regulatory Activity Notice of December 28, 2023**

Dated December 28, 2023. The DOI publishes Model-Dependent P&C SERFF Rate Filings, effective January 2, 2024. Specifies that "All supporting information relating to a rating system" is required to be filed or incorporated by reference. To receive expedited review for a model-dependent rate filing, the rate filer must disclose each model's proposed role in the rating system in the Filing Description on the SERFF General Information tab. Additionally, the rate filer must provide a signed actuarial (ACAS or FCAS) opinion asserting that the filing includes all supporting information relating to proposed model usage, such supporting information is clearly presented, and in its details, the proposed rating system complies with each of the six requirements listed in section 44-7508(9).

Reminds interested parties that if the rate filings is to update the model through a database refresh, Nebraska permits companies to not response to items in the template that remain unaffected by the change in data. Further provides essential information about data, modeling, validation, and implementation. Informs that filings (including model-dependent filings) must be reviewed as soon as reasonably possible after submission, with a 30-day limit that can be extended 30 days by written notice.

### **Workers Comp Notice**

Dated January 1, 2024. The Nebraska Workers' Compensation Court informs that effective January 1, 2024, the mileage reimbursement rate is 67 cents per mile. Additionally, provides historical mileage reimbursement rates.

### **Regulatory Activity 2024-01**

Dated January 3, 2024. The DOI publishes the interest rate to be added to death claims if a life insurer does not pay a death claim within 30 days of receiving proof of loss.

The insurer is required to pay interest at the rate that was in effect on January 1 of the calendar year in which the proof of loss was submitted to the insurer.

Effective October 19, 2023, the judgment interest rate is 7.58 percent.

Effective January 18, 2024, the judgment rate is 7.264 percent.

## **New Mexico**

**Legislative Session is January 16 – February 15, 2024**

### **Legislative Bills**

#### **Newly Filed**

S 105 – Taxation: General

S 3 / H 6 / H 11 – Paid Leave

H 1 – Pensions: Public Employees



S 129 – Data Security

S 130 - Artificial Intelligence Work Group

H 181 / S 179 – Guaranty Associations

H 184 - Artificial Intelligence Transparency

### **Regulatory Activity**

## **South Dakota**

**Legislative Session is January 9 – March 25, 2024**

### **Legislative Bills**

#### **Newly Filed**

HB 1059 – NAIC Model: Group Capital Calculation

- Passed House. To Senate.

SB 41 - Modify an administrative procedure for revoking a nonresponsive insurance producer's license

- Passed Senate and House. To governor.

HB 1091 - Interstate Insurance Compact

- Passed House. To Senate.

HB 1023 – Immunity Liability

HB 1078 – Seat Belt Law

- Withdrawn

HB 1107 – Prohibit Use of Certain Electronic Devices

- Died in House Transportation

SB 62 – Notification to Law Enforcement Post Accident

- Killed on vote 5-2

SB 30 – Military Status

- Withdrawn

SB 72 – Premium Tax Credits

- Passed Senate. To House.

HB 1126 – Life and Annuities: Alternative Policy Delivery

- Passed House. To Senate

HB 1167 – Social and Political Mandate: Public Health

HB 1183 – TPA Audits: Virtual

HB 1158 – ALI: Secondary Sources

SB 114 – Workers Compensation: Presumption

SB 145 - Workers Compensation: Reporting Period

HB 1174 – Civil Gun Liability Act

HB 1183 – TPA Audits

SB 166 / 169 – Drone Provisions

### **Regulatory Activity**

## **Utah**

**Legislative Session is January 16 – March 1, 2024**

### **Legislative Bills**

#### **Newly Filed**

HB 179 – Unfair Claims Practices: Delayed Payment

SB 98 – Cybersecurity: Data Breach Notification

- Passed Senate. To House.

HB 144 – Vehicle Accident Liability Amendments

HB 204 – Towing Requirements

HB 231 - Motor Vehicle Insurance Modifications

HB 274 – Underinsured Motorist Coverage

SB 53 - Motor Vehicle Safety Inspection Amendments

HB 88 – Landowner Liability Amendments

HB 268 – Punitive Damages Amend

HB 304 – Dram Shop Amendments

SB 62 – Dog Related Liability Amendments

SB 31 – DOI Omnibus – Insurance Amendments

SB 149 – Artificial Intelligence Act

### **Regulatory Activity**

**UT ADC R590-267 – PIP Relative Value Study**

On January 3, 2024, the Utah Department of Insurance adopted proposed changes to UT ADC R590-267 Personal Injury Protection (PIP) Relative Value Study, which regulates the value of services and accommodations for the diagnosis, care, recovery, or rehabilitation of an injured person under automobile personal injury protection coverage under UT ST s 31A-22-307(1)(a). The changes were effective January 1, 2024.

#### **UT ADC R612-300-4 – Changes to Methods for Calculating Workers' Comp Medical Charges**

On January 1, 2024, The Utah Labor Commission, Division of Industrial Accidents, adopted amendments as proposed to UT Rule R612-300-4, General Method for Computing Medical Fees; the changes were effective December 27, 2023. The amendments include updating materials incorporated by reference and increasing the conversion factors for anesthesiology, medicine, pathology, radiology, restorative services, and surgery.

#### **R612-400-5 – Workers' Comp Premium Rates**

On January 1, 2024, The Utah Labor Commission, Division of Industrial Accidents, adopted amendments as proposed to R612-400-5, Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund, the adopted changes were effective December 27, 2023.

#### **UT ADC R612-200-6 – Workers' Comp Burial Expense Limit**

On January 1, 2024, the Utah Labor Commission, Division of Industrial Accidents, adopted proposed changes to UT ADC R612-200-6 concerning burial expenses in Workers' Compensation claims. The changes were effective December 27, 2023. The adopted changes increase the monetary limit for burial expenses resulting from a work injury from \$9,000 to \$12,500.

#### **Bulletin 2024-1**

On January 24, 2024, the Utah Insurance Department issued Bulletin 2024-1 reminding licensed property and casualty insurers of their bimonthly responsibility to report motor vehicle liability policies for vehicles registered or kept in Utah to Insure-Rite. The bulletin reminds insurers that this reporting requirements also applies to "street-legal" ATVs and UTVs.

#### **UT R590-281**

On January 24, 2024, the Utah Department of Insurance adopted amendments as proposed to UT R590-281, License Applications Submitted by Individuals With Criminal Conviction. The rule pertains to individuals with a criminal conviction or pending proceedings seeking to apply for a license to be a producer, consultant, reinsurance intermediary, third-party administrator, or insurance adjuster.

#### **UT R590-190**

On January 24, 2024, the Utah Department of Insurance adopted amendments to UT R590-190 concerning Unfair Property, Casualty, and Title Claims Settlement Practices Rules, setting standards for investigating and resolving property, casualty, and title claims, addressing unfair claims practices for insurers and authorized agents. The changes became effective January 24, 2024.

# FBFS AFFILIATED STATE LEGISLATIVE MATTERS

## Colorado

Legislative Session is January 10 – May 8, 2024

### Legislative Bills

#### *Newly Filed*

HB 1119 - Taxation: Premium Taxes

### Regulatory Activity

#### **Bulletin B-10.001**

Concerning Attestations For Life Insurers That Do Not Use External Consumer Data And Information Sources. This bulletin provides information for companies who will be filing an attestation indicating they do not use ECDIS as defined within the regulation for any insurance practice. Specifically, the bulletin clarifies that insurers may independently develop the format of the attestation; however the attestation must be signed by an officer of the insurer and unambiguously state that the insurer does not use ECDIS, or any other algorithm or predictive model.

#### **Bulletin B-10.002**

Concerning Applicability Of Colorado Insurance Regulation 10-1-1. This bulletin clarifies that the recently adopted algorithmic accountability regulation only applies to individual life insurance policies. The bulletin also clarifies that while the scope does not currently apply to either group life insurance or annuity contracts, its applicability may be extended to such policies in the future.

## Idaho

Legislative Session is January 8 – March 29, 2024

### Legislative Bills

#### *Newly Filed*

### Regulatory Activity

## Montana

NO Legislative Session in 2024

## North Dakota

NO Legislative Session in 2024

## Oklahoma

**Legislative Session is February 5 – May 31, 2024**

### **Legislative Bills**

#### **Newly Filed**

S 1534 – Amend Unclaimed Property Act

S 1813 – Insurance Claims

H 3293 / H 3835 – Artificial Intelligence

H 4155 – Social and Political Mandate: ESG

### **Regulatory Activity**

## Wisconsin

**Legislative Session is January 16 – March 14, 2024**

### **Legislative Bills**

SB 70 – Insurance Fraud

S 432 – Insurance Omnibus Bill

A 466 – Privacy: Consumer Data Protections

S 72 / A 578 – Financial Exploitation: Vulnerable Adult

A 642 Privacy - Consumer Data Protections

A 781 / S 739 – Death with Dignity

A 1018 / S 908 – Annuities: Group

## Wyoming

**Legislative Session: February 12 – March 8, 2024**

### **Legislative Bills**

#### **Newly Filed**

H 59 – Covid-19

### **Regulatory Activity**

# CALENDAR OF EVENTS

February 21, 2024 – Iowa Insurance Day on the Hill

## ARTICLES OF INTEREST

### 2024 ACLI Strategic Plan

The intersection of societal needs, consumer interests, and business concerns provides the framework for ACLI advocacy. Demonstrating the industry's capability and commitment in these terms educates, credentials, and builds support for our policy priorities. As we work to safeguard and expand access to life insurer products, industry unity is fundamental to success. The plan is inclusive of and outlines priorities in financial resiliency, product resiliency, operational resiliency, tax resiliency, public affairs, and ongoing priorities.

The full report is available on the Government Relations SharePoint site:

<https://fblfinancial.sharepoint.com/sites/mtm/cao/GA/Shared%20Documents/Forms/AllItems.aspx>

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### NAMIC Federal/State Affairs Committees Kickoff

Farm Bureau Financial Services was present at the National Association of Mutual Insurance Companies 2024 kickoff to set the legislative priorities for the upcoming legislative session. The two-day meeting in Fort Lauderdale, Florida set the stage for what is described as the "New Era of Risk."

The Federal Affairs committee established the key talking points for the Congressional Contact Program, which has been in place since 1985. The five areas of focus will be on:

- Federalization of the Business of Insurance
- Climate Resiliency/Disaster Mitigation
- Legal System Abuse – Third Party Litigation Financing
- Cyber Insurance
- Right to Repair

The committee spent several hours discussing the intricacies of these issues, including the current federal response and actions on Capital Hill. Other subjects discussed were the Medicare Secondary Payer statute and needed revisions, the rising costs of auto insurance, access to auto data, AVs and EVs, data security and privacy, FIO – Federal Insurance Office and defending against its mission creep and duplicative regulation, HUD Disparate Impact rule, artificial intelligence, and cannabis.

The State Affairs committee was presented with a national state overview and early session notes from NAMIC leaders, previewed the upcoming NAIC and NCOIL meetings, and participated in a workshop covering judicial advocacy and third-party litigation funding policy.

### APCIA Announces 2024 Advocacy Priorities

The American Property Casualty Insurance Association (APCIA) announces the association's 2024 advocacy priorities, which focus on nine priority areas. The following quote may be attributed to Stef Zielezienski, APCIA's executive vice president and chief legal officer:

“This year, APCIA will focus on proactively engaging in nine high priority areas, in addition to tackling the day-to-day challenges facing the property-casualty insurance industry. Foremost among those priority areas is working to curb rampant legal system abuse, in coordination with the broader business community. The abuses of our judicial system by the plaintiffs’ bar and their allies are wide-ranging, impacting insurance affordability and availability in many states, as well as the ability of businesses to remain viable.

**Priority areas include:**

- (1) working to curb rampant legal system abuse;
- (2) supporting risk-based pricing and related rating and underwriting tools;
- (3) addressing innovation, regulatory modernization, insurance industry talent and economic empowerment;
- (4) catastrophe insurance challenges (including adoption of relevant recommendations from the federal Wildland Fire Mitigation & Management Commission Report);
- (5) ensuring the sustainability and soundness of the state-based workers compensation system;
- (6) protecting insurance contract certainty against legislative, regulatory, or judicial overreach;
- (7) addressing automobile insurance cost drivers;
- (8) preserving a sound taxation structure for property-casualty insurance; and
- (9) advancing international trade, market access, and regulatory modernization.

“APCIA will also address important issues that cut across multiple priority areas, including opposing arbitrary and prescriptive ESG-related mandates that inhibit insurers from carrying out the business of insurance, addressing false narratives perpetrated about the industry, and identifying government intrusion risk that threatens the insurance affordability and availability to consumers.”

## **Bill Introduced to Keep CFPB Out of State Insurance Regulation**

*1.17.24 – Insurance Journal*

New bi-partisan legislation meant to keep the regulation of insurance companies with state regulators was introduced in the Senate on January 16, 2024.

The Business of Insurance Regulatory Reform Act of 2024 from senators Tim Scott, R-S.C., and Joe Manchin, D-W.V., was referred to the U.S. Senate’s Committee on Banking, Housing, and Urban Affairs to make sure the Consumer Financial Protection Bureau (CFPB) “does not overstep their statutory authority.”

The CFPB was formed as part of the Dodd-Frank Act in 2010 but has since - according to the bill's authors and industry lobbying groups - cut in on state-regulated business of insurance, which was excluded from the CFPB's purview when it was created.

"Congress made clear when it crafted the Dodd-Frank Act that the Consumer Financial Protection Bureau does not have regulatory authority over the business of insurance," said Jimi Grande, senior vice president of federal and political affairs for the National Association of Mutual Insurance Companies (NAMIC). "Since then, the bureau has continued to encroach on issues involving insurance products and services that are rightfully under the authority of the states. State regulators have expertise about the risks and conditions in their individual markets and have been the gold standard for consumer protection for more than 150 years. Congress should take this opportunity to set a clear boundary for the CFPB. Doing so will prevent confusion for consumers and their insurers as well as the potential for duplicative or conflicting regulations."

Nat Wienecke, senior vice president of federal government relations for the American Property Casualty Insurance Association (APCIA) added: "Senator Scott's Business of Insurance Regulatory Reform Act recognizes that the state-based system for insurance regulation has been effective in protecting consumers and fostering competitive insurance markets for over 150 years. APCIA supports the reintroduction of this important legislation to provide increased clarity on the insurance exemption and the CFPB's boundaries."

According to Scott and Manchin, the proposed legislation is also supported by the National Association of Insurance Commissioners (NAIC), Council of Insurance Agents and Brokers, Independent Insurance Agents & Brokers of America, National Association of Professional Insurance Agents, R Street Institute, Surety and Fidelity Association of America, U.S. Chamber of Commerce, Defense Credit Union Council, Consumer Credit Industry Association, American Council of Life Insurers, American Land Title Association, and National Association of Insurance and Financial Advisors.

CFPB declined to comment.

Congressman Bryan Steil (R-Wis.) is leading companion legislation in the U.S. House of Representatives.

This is not the first time Scott and Manchin have been involved in an attempt to limit CFPB's regulation of insurance matters. Six years ago, Scott introduced the first Business of Insurance Regulatory Reform Act of 2018, with Manchin among its sponsors. That bill stalled in the 115th Congress. At that time, NAIC said it was "understandable that some unintended overlap or duplication of effort with other regulators can occur," but that the bill would clarify the intent of the business of insurance exemption.

## **APCIA Releases White Paper on PFAS or "Forever Chemicals"**

This week, APCIA released a white paper on insurance considerations of per- and polyfluoroalkyl substances (PFAS), or "forever chemicals". PFAS are a class of extremely durable synthetic compounds that have been used for decades in wide-ranging applications including nonstick cookware, carpets and fabrics, firefighting foam, food packaging, electronics, and other uses.



They have been found in the blood of a majority of Americans and may have potential negative health effects. The white paper covers recent regulatory action on PFAS, and insurance impacts including litigation trends and implicated lines and coverage issues.

The full report can be found here:

<https://fblfinancial.sharepoint.com/sites/mtm/cao/GA/Shared%20Documents/Forms/AllItems.asp>

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***“One of the penalties for refusing to participate in politics is that you end up being governed by your inferiors.”***

**– Plato**