



COMMONWEALTH OF MASSACHUSETTS

Office of Consumer Affairs and Business Regulation

DIVISION OF INSURANCE

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COMMISSIONER OF INSURANCE

NOTICE OF HEARING

Docket No. G2023-02

Proposed Amendments to 211 CMR 7.00

Massachusetts Insurance Holding Company System

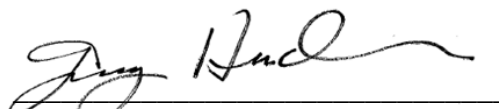
Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") under M.G.L. c. 175, § 206C, a public hearing will be held on December 18, 2023 at 11:00 a.m. to hear comments on proposed amendments to 211 CMR 7.00, the Massachusetts Insurance Holding Company System. The hearing will be held virtually using TEAMS, a digital meeting program. Copies of the proposed amendments are available for inspection on the Division's website: <http://www.mass.gov/doi>.

The purposes of these amendments are to implement recent changes made to M.G.L. c. 175, §§206-206D, enacted by Chapter 268 of the Acts of 2022 and to incorporate recent revisions to the National Association of Insurance Commissioners ("NAIC") Insurance Holding Company System Model Regulation. The statutory changes require insurance groups to submit a new financial filing, the group capital calculation ("GCC"), which is intended to comply with the requirements of Covered Agreements with the European Union and the United Kingdom. The amendments, in addition to implementing the GCC filing, adopt revisions to the NAIC model regulation that address agreements between insurers and their affiliates and allow insurance holding companies to make their filings electronically.

This proceeding has been designated as Docket No. G2023-02. Any person requesting to comment orally on the proposed amendments at the virtual hearing must submit to doidocket.mailbox@mass.gov a Notice of Intent to Comment no later than December 13, 2023 at 5:00 p.m. Any person requesting solely to attend the hearing must submit a request to register to doidocket.mailbox@mass.gov no later than 12:00 p.m. on December 14, 2023. All notices or requests must include the person's name, telephone number and email address. An email with instructions for joining the hearing will be sent on the afternoon of December 15, 2023 no later than 5:00 p.m.

Written comments on the proposed amendments may be sent by electronic mail to doidocket.mailbox@mass.gov no earlier than December 18, 2023. Post-hearing written comments may be submitted by electronic mail to that address no later than December 26, 2023 at 5:00 p.m. or such other date as ordered by the presiding officer. All notices and written statements must refer to DOI Docket No. G2023-02.

November 16, 2023



Gary D. Anderson
Commissioner of Insurance

Small Business Impact Statement

(As required by M.G.L. c. 30A §§ 2, 3 & 5)

CMR No: 211 CMR 7.00 MASSACHUSETTS INSURANCE HOLDING COMPANY SYSTEM

Estimate of the Number of Small Businesses Impacted by the Regulation: 0

Select Yes or No and Briefly Explain

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to create, file, or issue additional reports? No small businesses were identified to be included in the regulated industry. No additional reports are required.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to implement additional recordkeeping procedures? No small businesses were identified to be included in the regulated industry. No additional recordkeeping procedures for small businesses are required.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to provide additional administrative oversight? No small businesses will have to provide additional administrative oversight.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to hire additional employees in order to comply with the proposed regulation? No small businesses were identified to be included in the regulated industry. No small businesses will have to hire additional employees.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)? No small businesses were identified to be included in the regulated industry. No small businesses will have to hire other professionals.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation? No small businesses were identified to be included in the regulated industry. No small businesses will have to purchase any products or make any capital investments.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective? (Performance standards express requirements in terms of outcomes, giving the regulated party flexibility to achieve regulatory objectives and design/operational standards specify exactly what actions regulated parties must take.) This regulation was written in a performance standard manner when appropriate.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Do any other regulations duplicate or conflict with the proposed regulation? There are no duplicate or conflicting regulations.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?

		No small businesses were identified to be included in the regulated industry. No small businesses will have to cooperate with audits or other enforcement activities.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements? No small businesses were identified to be included in the regulated industry. No small businesses will have to provide educational services.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts? No small businesses were identified to be included in the regulated industry. This regulation is unlikely to deter the formation of small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? No small businesses were identified to be included in the regulated industry. This regulation is unlikely to encourage the formation of small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation provide for less stringent compliance or reporting requirements for small businesses? No small businesses were identified to be included in the regulated industry. This regulation does not provide for less stringent compliance for small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses? No small businesses were identified to be included in the regulated industry. This regulation does not establish less stringent schedules for compliance for small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Did the agency consolidate or simplify compliance or reporting requirements for small businesses? No small businesses were identified to be included in the regulated industry. This regulation does not simplify compliance requirements for small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective? No small businesses were identified to be included in the regulated industry. This regulation was written with performance standards in mind when appropriate.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? No small businesses were identified to be included in the regulated industry. There are no alternate regulatory methods to minimize the impact on small businesses.