



THE STATE OF WYOMING

*Insurance Department*

106 E. 6<sup>th</sup> Ave. ▪ Cheyenne, Wyoming 82002

**Mark Gordon**

Governor

**Jeffrey P. Rude**

Commissioner

April 24, 2023

Karen Schutter  
IIPRC Executive Director  
444 North Capitol Street, NW  
Hall of the States Suite 700  
Washington, DC 20000-1509

RE: Notice of Wyoming's Election to Opt-out of Individual Disability Income Buy Sell Insurance Policy Standards and Individual Disability Income Key Person Replacement Insurance Policy Standards

Dear Ms. Schutter:

The Wyoming Department of Insurance formally elects to opt-out of the Interstate Insurance Product Regulation Commission's (IIPRC) Individual Disability Income Uniform Standard (IDI Uniform Standard). This opt-out is the State of Wyoming's formal action declining to adopt or participate in the promulgated Uniform Standard.

I have concluded that the referenced policy standards reduce the protection provided to Wyoming consumers, specifically in regards to preexisting conditions. Wyoming's preexisting condition statute for Individual Disability Income (W.S. § 26-18-106(b)) limits the look back period to 6 months and allows for only 12 months of exclusion after the policy effective date. The IDI Buy Sell Insurance Policy Standards and IDI Income Key Person Replacement Policy Standards allow for a period of 24 months for both time periods. The Wyoming Department of Insurance believes that because this provision differs greatly from Wyoming state statutes, it is in the best interest of the Wyoming consumer to opt out of the referenced policy standards at this time. As you may remember, Wyoming opted out of Group Disability Income and Individual Disability Income Standards in 2018.

Because Wyoming is formally initiating the process of opting out of the Uniform Standard by regulation, Wyoming is petitioning the Commission to grant the requested stay from the effective date of the IDI Buy Sell Insurance Policy Standards and IDI Income Key Person Replacement Policy Standards, as we proceed with the regulation process in updating our current rule.

Wyoming will promulgate a regulation to opt out of the IDI Buy Sell Insurance Policy Standards and IDI Income Key Person Replacement Policy Standards. This rule promulgation process should take approximately 12 months to complete. Wyoming will continue to work with the IIPRC regarding the IDI Uniform Policy Standards and the opt-out process.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Rude".

Jeff Rude

Insurance Commissioner