



**GOVERNANCE COMMITTEE  
REGULATOR-ONLY  
OPEN TO ALL COMMISSIONERS AND REGULATORS IN COMPACTING STATES**

**UPDATED AGENDA**

**Wednesday, November 10, 2021  
2 pm ET / 1 pm CT / 12 pm MT / 11 am PT**

Mark Afable, Chair	Wisconsin
Doug Slape, Vice Chair	Texas
Michael Conway	Colorado
Eric Dunning	Nebraska
Elizabeth Kelleher Dwyer	Rhode Island
Allan McVey	West Virginia

1. Roll Call
2. Implied Congressional Consent and the Insurance Compact in view of the Colorado Supreme Court Ruling in *Amica Life Ins. Co. v. Wertz*

**EXPLANATION:** Following the discussion at Commissioners' Conference and State of the Compact calls, this action item is to determine next steps on the recommendation from the Independent Governance Review Report to develop and issue an advisory opinion asserting implied congressional consent.

3. Proposed Amendments to Bylaws

**EXPLANATION:** This action item is to finalize the Governance Committee's recommendation for Bylaws amendments based on the Independent Governance Review Report. The Committee accepted comments on several proposed amendments through the summer and received a handful of comments, primarily about the extent of delegation to commissioner proxies. The objective is to report out recommended Bylaws amendments to the Management Committee at the Annual Meeting on December 12th.

4. **NEW ITEM:** Product Standards Committee Response to Governance Committee Referral to Address Possible Conflicts Between Colorado Statute and Uniform Standards

**EXPLANATION:** In June 2021, the Governance Committee respectfully requested the Product Standards Committee review and recommend to the Management Committee proposed changes to the Uniform Standards to minimize the conflict with Colorado statute with regards to two provisions: 1) the length of the suicide exclusion period; and, 2) gender-based rating for individual long-term care insurance products. The PSC will update the Governance Committee on its recommendation.

5. Review Annual Governance Effectiveness Evaluation Program
  - a. Annual Governance Evaluation Survey for Committee Members
  - b. Annual Governance Calendar for 2022

**EXPLANATION:** This action item is to review and approve two steps in an annual governance effectiveness evaluation program as recommended by the Independent Governance Review Report, p. 17-18. The Compact Office proposes an annual governance evaluation survey for members of all 2021 Commission committees and offers a proposed Annual Governance Calendar for 2022.

7. Any Other Matters
8. Adjourn