

STATE OF CALIFORNIA  
Department of Insurance  
45 Fremont Street, 24th Floor  
San Francisco, CA 94105

BULLETIN NO. 09-7  
December 31, 2009

TO: ALL DOMESTIC INSURERS AND RECIPROCAL STATES AND TERRITORIES  
SUBJECT: TRANSACTION OF INSURANCE IN OTHER STATES AND TERRITORIES

Please take notice that, pursuant to the provisions of Section 706.7 of the California Insurance Code, the following States and Territories of the United States are hereby recognized as "reciprocal States" within the meaning of said Section:

1. ALASKA (Sec. 21.69.420, Alaska Statutes)
2. COLORADO (Sec. 10-1-117, Colorado Revised Statutes)
3. DELAWARE (Title 18, Sec. 4925, Delaware Code)
4. FLORIDA (Title 37, Sec. 628.291, Florida Statutes)
5. HAWAII (Sec. 431:4-127, Hawaii Revised Statutes)
6. IDAHO (Sec. 41-2851, Idaho Code)
7. KANSAS (Sec. 40-214, Kansas Statutes)
8. LOUISIANA (Sec. 22:1905, Louisiana Revised Statutes)
9. MAINE (Title 24-A, Sec. 3421, Maine Revised Statutes)
10. MARYLAND (Sec. 3-128, Maryland Ins. Code Annotated)
11. MICHIGAN (Sec. 500.5208(1), Michigan Compiled Laws)
12. MISSISSIPPI (Sec. 83-19-69, Mississippi Code Annotated)
13. MONTANA (Sec. 33-3-502, Montana Code Annotated)
14. NEBRASKA (Sec. 44-2501, Nebraska Revised Statutes Annotated)
15. NEW HAMPSHIRE (Sec. 402:54, New Hampshire Revised Statutes Annotated)
16. NEW MEXICO (Sec. 59A-34-33, New Mexico Statutes Annotated)
17. NORTH CAROLINA (Sec. 58-14-5, North Carolina General Statutes)
18. NORTH DAKOTA (Sec. 26.1-05-34, North Dakota Ins. Code)
19. OHIO (Sec. 3905.44, Ohio Revised Code Annotated)
20. OREGON (Title 56, Sec. 731.454, Oregon Revised Statutes)
21. PUERTO RICO (Title 26, Sec. 2932(3), Laws of Puerto Rico Annotated)
22. SOUTH DAKOTA (Sec. 58-5-100, South Dakota Codified Laws)
23. UTAH (Sec. 31A-5-602, Utah Code Annotated)
24. VIRGIN ISLANDS (Title 22, Sec. 314, Virgin Islands Code)
25. VIRGINIA (Sec. 38.2-3102, Virginia Code Annotated [Life & Annuities Only])
26. WASHINGTON (Sec. 48.07.150, Revised Code of Washington)
27. WEST VIRGINIA (Sec. 33-4-19, West Virginia Code)
28. WYOMING (Sec. 26-24-140, Wyoming Statutes)

Please take further notice that this Department has notified the respective Insurance Commissioners, Directors or Superintendents of the above-named States and Territories that their jurisdictions constitute "reciprocal States" under the provisions of said Section, and has requested such Commissioners, Directors or Superintendents to notify this Department of any and all violations by any of our domestic insurers with respect to the above-captioned matter occurring in their respective jurisdictions.

  
STEVE POIZNER  
Insurance Commissioner

California Insurance Code  
Section 706.7

As used in this Section, the term "reciprocal State" means a State the laws of which prohibit an insurer domiciled therein from insuring the lives or persons of residents of, or property or operations located in, the State of California unless it then holds a valid and subsisting certificate of authority issued by the Insurance Commissioner of this State. Such prohibition may be subject to the exceptions herein set forth.

Subject to the exceptions herein set forth, a domestic insurer shall not enter into a contract of insurance upon the life or person of a resident of, or property or operations located in, a reciprocal State unless it is authorized pursuant to the laws of that State to transact such insurance therein. The Commissioner shall, annually, mail notice to every domestic insurer, specifying the reciprocal States.

The exceptions to the provisions of this section are the following:

- (a) Contracts entered into where the prospective insured is personally present in the State in which the insurer is authorized to transact insurance when he signs the application.
- (b) The issuance of certificates under a lawfully transacted group life or group disability policy, where the master policy was entered into in a State in which the insurer was then authorized to transact insurance.
- (c) The renewal or continuance in force, with or without modification, of contracts otherwise lawful and which were not originally executed in violation of this section.