

By: Representative Ford (54th)

To: Insurance

HOUSE BILL NO. 1611
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 83-5-28, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE INSURANCE COMPANIES TO ISSUE NOTICES FOR RENEWAL,
3 CANCELLATION, REDUCTION OF COVERAGE OR NONRENEWAL OF PROPERTY AND
4 CASUALTY INSURANCE NOT LESS THAN 45 DAYS BEFORE THE EFFECTIVE DATE
5 OF THE RENEWAL, CANCELLATION, REDUCTION OF COVERAGE OR NONRENEWAL;
6 TO AMEND SECTIONS 83-11-5 and 83-11-7, MISSISSIPPI CODE OF 1972,
7 TO REQUIRE INSURANCE COMPANIES TO ISSUE NOTICES FOR RENEWAL,
8 CANCELLATION, REDUCTION OF COVERAGE OR NONRENEWAL OF AUTOMOBILE
9 INSURANCE NOT LESS THAN 45 DAYS BEFORE THE EFFECTIVE DATE OF THE
10 RENEWAL, CANCELLATION, REDUCTION OF COVERAGE OR NONRENEWAL; TO
11 AMEND SECTION 71-3-77, MISSISSIPPI CODE OF 1972, TO REQUIRE
12 INSURANCE COMPANIES TO ISSUE NOTICES FOR RENEWAL, CANCELLATION,
13 REDUCTION OF COVERAGE OR NONRENEWAL OF WORKERS' COMPENSATION
14 INSURANCE NOT LESS THAN 45 DAYS BEFORE THE EFFECTIVE DATE OF THE
15 RENEWAL, CANCELLATION, REDUCTION OF COVERAGE OR NONRENEWAL; AND
16 FOR RELATED PURPOSES.

17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

18 **SECTION 1.** Section 83-5-28, Mississippi Code of 1972, is
19 amended as follows:

20 [From July 1, 2025, until July 1, 2026, this section shall
21 read as follows:]

22 83-5-28. (1) A cancellation, reduction in coverage or
23 nonrenewal of liability insurance coverage, fire insurance
24 coverage or single premium multiperil insurance coverage is not
25 effective as to any coverage issued or renewed * * * on or before



26 June 30, 2026, unless notice is mailed or delivered to the insured
27 and to any named creditor loss payee by the insurer not less than
28 thirty (30) days prior to the effective date of such cancellation,
29 reduction or nonrenewal. This section shall not apply to
30 nonpayment of premium unless there is a named creditor loss payee,
31 in which case at least ten (10) days' notice is required. The
32 cancellation and nonrenewal notice requirements of this section
33 shall not apply when a replacement policy form is issued by the
34 same insurer or when a transfer of an insured to a licensed
35 affiliate of the insurer occurs, so long as the replacement of
36 policy forms or transfer results in the same or substantially
37 similar coverage and the insurer mails or delivers to the insured
38 at least thirty (30) days prior to the renewal effective date
39 notice of any term or condition that is less favorable to the
40 policyholder.

41 (2) The provisions of subsection (1) shall be incorporated
42 into each liability, fire and multiperil policy issued or renewed
43 after * * * July 1, 2025, but before June 30, 2026; and if such
44 provisions are not expressly stated in the policy, such provisions
45 shall be deemed to be incorporated in the policy.

46 (3) Whenever a replacement policy form is issued by the same
47 insurer or when transfer of an insured to a licensed affiliate
48 occurs, documents signed by the insured are applicable to the
49 replacement policy form, the coverage transferred to a licensed
50 affiliate insurer, or both, and remain valid and enforceable.



51 (4) A transferring insurer shall notify the Mississippi
52 Insurance Department at least forty-five (45) days in advance of
53 notifying a policyholder that its personal or commercial lines
54 insurance policies will be transferred to another licensed insurer
55 within the same insurance group or same holding company. The
56 notice shall include the name of insurer transferring the personal
57 or commercial lines policies and the name and financial rating of
58 the insurer receiving the transferred personal or commercial lines
59 policies.

60 (5) A transferring insurer shall provide the policyholder
61 written notice of the policy transfer at least thirty (30) days
62 prior to expiration of the policy term and shall include the
63 financial rating of the insurer receiving the transferred policy.
64 Such notice must be provided to the policyholder with the notice
65 of renewal premium at least thirty (30) days before the effective
66 date of the transfer.

67 (6) As used in this section:

68 (a) "Affiliate transfer" is when an insurer transfers,
69 at renewal or policy expiration, its personal or commercial lines
70 insurance policies to an affiliated licensed insurer that is a
71 member of the same insurance group or same holding company as the
72 transferring insurer. The issuance of a replacement policy form
73 providing the same or substantially similar coverage issued by the
74 same insurer, or the transfer of personal or commercial insurance
75 policies to a licensed affiliate insurer that will issue the same



or substantially similar policy, are considered a renewal and will not be treated as a cancellation or nonrenewal. The affiliate transfer must be to a licensed affiliate insurer that has been determined by the commissioner to have the same or better financial strength as the transferring insurer. The policy transfer must be selected on a nondiscriminatory basis.

(b) "Substantially similar" means a policy that provides the same basic coverages but may add, alter or eliminate incidental coverages and may provide coverages using different textual language.

[From and after July 1, 2026, this section shall read as follows:]

83-5-28. (1) A renewal, cancellation, reduction in coverage or nonrenewal of liability insurance coverage, fire insurance coverage or single premium multiperil insurance coverage is not effective as to any coverage issued or renewed on or after July 1, 2026, unless notice is mailed or delivered to the insured and to any named creditor loss payee by the insurer not less than forty-five (45) days prior to the effective date of such cancellation, reduction or nonrenewal. This section shall not apply to nonpayment of premium unless there is a named creditor loss payee, in which case at least ten (10) days' notice is required. The notice requirements of this section shall not apply when a replacement policy form is issued by the same insurer or when a transfer of an insured to a licensed affiliate of the



insurer occurs, so long as the replacement of policy forms or transfer results in the same or substantially similar coverage and the insurer mails or delivers to the insured at least forty-five (45) days prior to the renewal effective date notice of any term or condition that is less favorable to the policyholder.

(2) The provisions of subsection (1) of this section shall be incorporated into each liability, fire and multiperil policy issued or renewed on or after July 1, 2026; and if such provisions are not expressly stated in the policy, such provisions shall be deemed to be incorporated in the policy.

(3) Whenever a replacement policy form is issued by the same insurer or when transfer of an insured to a licensed affiliate occurs, documents signed by the insured are applicable to the replacement policy form, the coverage transferred to a licensed affiliate insurer, or both, and remain valid and enforceable.

(4) A transferring insurer shall notify the Mississippi Insurance Department at least forty-five (45) days in advance of notifying a policyholder that its personal or commercial lines insurance policies will be transferred to another licensed insurer within the same insurance group or same holding company. The notice shall include the name of the insurer transferring the personal or commercial lines policies and the name and financial rating of the insurer receiving the transferred personal or commercial lines policies.



125 (5) A transferring insurer shall provide the policyholder
126 written notice of the policy transfer at least forty-five (45)
127 days prior to expiration of the policy term and shall include the
128 financial rating of the insurer receiving the transferred policy.
129 Such notice must be provided to the policyholder with the notice
130 of renewal premium at least forty-five (45) days before the
131 effective date of the transfer.

132 (6) If the insurer fails to meet the notice requirement of
133 this section, the named insured has the option of continuing the
134 policy or contract for the remainder of the notice period plus an
135 additional forty-five (45) days at the premium rate of the
136 existing policy or contract. Such option shall continue in
137 forty-five-day increments until the insurer provides the notice
138 required in this section.

139 (7) As used in this section:

140 (a) "Affiliate transfer" is when an insurer transfers,
141 at renewal or policy expiration, its personal or commercial lines
142 insurance policies to an affiliated licensed insurer that is a
143 member of the same insurance group or same holding company as the
144 transferring insurer. The issuance of a replacement policy form
145 providing the same or substantially similar coverage issued by the
146 same insurer, or the transfer of personal or commercial insurance
147 policies to a licensed affiliate insurer that will issue the same
148 or substantially similar policy, is considered a renewal and will
149 not be treated as a cancellation or nonrenewal. The affiliate



transfer must be to a licensed affiliate insurer that has been determined by the commissioner to have the same or better financial strength as the transferring insurer. The policy transfer must be selected on a nondiscriminatory basis.

(b) "Substantially similar" means a policy that provides the same basic coverages but may add, alter or eliminate incidental coverages and may provide coverages using different textual language.

SECTION 2. Section 83-11-5, Mississippi Code of 1972, is amended as follows:

[From July 1, 2025, until July 1, 2026, this section shall read as follows:]

83-11-5. No notice of cancellation of a policy to which Section 83-11-3 applies shall be effective to any coverage issued or renewed on or before June 30, 2026, unless mailed or delivered by the insurer to the named insured and to any named creditor loss payee at least thirty (30) days prior to the effective date of cancellation; provided, however, that where cancellation is for nonpayment of premium at least ten (10) days' notice of cancellation accompanied by the reason therefor shall be given. Unless the reason accompanies or is included in the notice of cancellation, the notice of cancellation shall state or be accompanied by a statement that upon written request of the named insured, mailed or delivered to the insurer not less than fifteen



(15) days prior to the effective date of cancellation, the insurer will specify the reason for such cancellation.

This section shall not apply to nonrenewal unless there is a named creditor loss payee.

[From and after July 1, 2026, this section shall read as follows:]

83-11-5. No notice of cancellation of a policy to which Section 83-11-3 applies shall be effective to any coverage issued or renewed on or after July 1, 2026, unless mailed or delivered by the insurer to the named insured and to any named creditor loss payee at least forty-five (45) days prior to the effective date of cancellation; provided, however, that where cancellation is for nonpayment of premium at least ten (10) days' notice of cancellation accompanied by the reason therefor shall be given. Unless the reason accompanies or is included in the notice of cancellation, the notice of cancellation shall state or be accompanied by a statement that upon written request of the named insured, mailed or delivered to the insurer not less than fifteen (15) days prior to the effective date of cancellation, the insurer will specify the reason for such cancellation.

If the insurer fails to meet the notice requirement of this section, the named insured has the option of continuing the policy or contract for the remainder of the notice period plus an additional forty-five (45) days at the premium rate of the existing policy or contract. Such option shall continue in



199 forty-five-day increments until the insurer provides the notice
200 required in this section.

201 **SECTION 3.** Section 83-11-7, Mississippi Code of 1972, is
202 amended as follows:

203 **[From July 1, 2025, until July 1, 2026, this section shall**
204 **read as follows:]**

205 83-11-7. No insurer shall fail to renew a policy to any
206 coverage issued or renewed on or before June 30, 2026, unless it
207 shall mail or deliver to the named insured, at the address shown
208 in the policy and to the named creditor loss payee, at least
209 thirty (30) days' advance notice of its intention not to renew.
210 This section shall not apply if there is no named creditor loss
211 payee and:

212 (a) If the insurer has manifested its willingness to
213 renew, subject to certain specified conditions which are not met
214 by the insured; nor

215 (b) If the insured has manifested its unwillingness to
216 renew; nor

217 (c) In case of nonpayment of premium; nor

218 (d) In case of failure to make timely payment of dues
219 to, or to maintain membership in good standing with, a designated
220 association, corporation or other organization where the original
221 issue of such policy or renewal was dependent upon such
222 membership; provided that, notwithstanding the failure of an
223 insurer to comply with this section, the policy shall terminate on



the effective date of any other insurance policy with respect to any automobile designated in both policies.

A notice of nonrenewal is not required when a replacement policy form is issued by the same insurer or when an insured is transferred to a licensed affiliate of the insurer, so long as the transfer or replacement results in the same or substantially similar coverage. Whenever a replacement policy form is issued by the same insurer, or when transfer of an insured to a licensed affiliate occurs documents signed by the insured are applicable to the replacement policy form, the coverage transferred to a licensed affiliate insurer, or both, and remain valid and enforceable.

Whenever a replacement policy form providing the same or substantially similar coverage is issued by the same insurer, or by a licensed affiliate insurer, such insurer shall mail or deliver to the policyholder, at least thirty (30) days in advance of the effective date of renewal, written notice of any terms or conditions that are less favorable to the policyholder.

A transferring insurer shall notify the Mississippi Insurance Department at least forty-five (45) days in advance of notifying a policyholder that its personal or commercial lines insurance policies will be transferred to another licensed insurer within the same insurance group or same holding company. The notice shall include the name of insurer transferring the personal or commercial lines policies and the name and financial rating of the



insurer receiving the transferred personal or commercial lines policies.

A transferring insurer shall provide the policyholder written notice of the policy transfer at least thirty (30) days prior to expiration of the policy term and shall include the financial rating of the insurer receiving the transferred policy. Such notice must be provided to the policyholder with the notice of renewal premium at least thirty (30) days before the effective date of the transfer.

Renewal of a policy shall not constitute a waiver or estoppel with respect to grounds for cancellation which existed before the effective date of such renewal, and if a policy shall be cancelled as authorized by this article prior to such policy's renewal, such cancellation shall terminate any right of renewal conferred by this article.

[From and after July 1, 2026, this section shall read as follows:]

83-11-7. No insurer shall fail to renew a policy or issue a reduction in coverage to any coverage issued or renewed on or after July 1, 2026, unless it shall mail or deliver to the named insured, at the address shown in the policy and to the named creditor loss payee, at least forty-five (45) days advance notice of its intention not to renew. This section shall not apply if there is no named creditor loss payee and:



273 (a) If the insurer has manifested its willingness to
274 renew, subject to certain specified conditions which are not met
275 by the insured; nor

276 (b) If the insured has manifested its unwillingness to
277 renew; nor

278 (c) In case of nonpayment of premium; nor

279 (d) In case of failure to make timely payment of dues
280 to, or to maintain membership in good standing with, a designated
281 association, corporation or other organization where the original
282 issue of such policy or renewal was dependent upon such
283 membership; provided that, notwithstanding the failure of an
284 insurer to comply with this section, the policy shall terminate on
285 the effective date of any other insurance policy with respect to
286 any automobile designated in both policies.

287 A notice of nonrenewal is not required when a replacement
288 policy form is issued by the same insurer or when an insured is
289 transferred to a licensed affiliate of the insurer, so long as the
290 transfer or replacement results in the same or substantially
291 similar coverage. Whenever a replacement policy form is issued by
292 the same insurer, or when transfer of an insured to a licensed
293 affiliate occurs, documents signed by the insured are applicable
294 to the replacement policy form, the coverage transferred to a
295 licensed affiliate insurer, or both, and remain valid and
296 enforceable.



297 Whenever a replacement policy form providing the same or
298 substantially similar coverage is issued by the same insurer, or
299 by a licensed affiliate insurer, such insurer shall mail or
300 deliver to the policyholder, at least forty-five (45) days in
301 advance of the effective date of renewal, written notice of any
302 terms or conditions that are less favorable to the policyholder.

303 A transferring insurer shall notify the Mississippi Insurance
304 Department at least forty-five (45) days in advance of notifying a
305 policyholder that its personal or commercial lines insurance
306 policies will be transferred to another licensed insurer within
307 the same insurance group or same holding company. The notice
308 shall include the name of the insurer transferring the personal or
309 commercial lines policies and the name and financial rating of the
310 insurer receiving the transferred personal or commercial lines
311 policies.

312 A transferring insurer shall provide the policyholder written
313 notice of the policy transfer at least forty-five (45) days prior
314 to expiration of the policy term and shall include the financial
315 rating of the insurer receiving the transferred policy. Such
316 notice must be provided to the policyholder with the notice of
317 renewal premium at least forty-five (45) days before the effective
318 date of the transfer.

319 Renewal of a policy shall not constitute a waiver or estoppel
320 with respect to grounds for cancellation which existed before the
321 effective date of such renewal, and if a policy shall be cancelled



as authorized by this article prior to such policy's renewal, such
cancellation shall terminate any right of renewal conferred by
this article.

If the insurer fails to meet the notice requirement of this
section, the named insured has the option of continuing the policy
or contract for the remainder of the notice period plus an
additional forty-five (45) days at the premium rate of the
existing policy or contract. Such option shall continue in
forty-five-day increments until the insurer provides the notice
required in this section.

SECTION 4. Section 71-3-77, Mississippi Code of 1972, is
amended as follows:

**[From July 1, 2025, until Jun 30, 2026, this section shall
read as follows:]**

71-3-77. (1) Every contract for the insurance of the
compensation herein provided, or against liability therefor,
issued or renewed on or before June 30, 2026, shall be deemed to
be made subject to the provisions of this chapter, and provisions
thereof inconsistent with this chapter shall be void. Such
contract shall be allowed to offer deductibles on all liability of
the assured under and according to the provisions of this chapter,
notwithstanding any agreement of the parties to the contrary.
However, the payments of the claims, including the deductible
amounts, shall be made directly from the insurance company to the
employee, except for medical benefits which shall be paid to the



347 medical provider. A copy of such payments shall be forwarded to
348 the employer. The insurance company shall collect the deductible
349 from the employer as shall be provided in the contract between the
350 employer and the insurer. No such policy shall be subject to
351 nonrenewal, or cancelled by the insurer within the policy period,
352 until a notice in writing shall be given to the commission and to
353 the insured, fixing the date on which it is proposed to cancel it
354 or declaring that the company does not intend to renew the policy
355 upon expiration date. Notice to the insured shall be served
356 personally or by registered or certified mail. Notice to the
357 commission shall be provided in such manner and on such form as
358 the commission may prescribe or direct. No such cancellation or
359 nonrenewal shall be effective until thirty (30) days after the
360 service of such notice on the insured and the provision of notice
361 to the commission, unless the employer has obtained other
362 insurance coverage, in which case such policy shall be deemed
363 cancelled as of the effective date of such other insurance,
364 whether or not such notice has been given. The notice
365 requirements of this section shall not apply when a replacement
366 policy form providing the same or substantially similar coverage
367 is issued by the same insurer, or when transfer of an insured to a
368 licensed affiliate providing the same or substantially similar
369 coverage occurs. Whenever a replacement policy form providing the
370 same or substantially similar coverage is issued by the same
371 insurer, or when a transfer of an insured to a licensed affiliate



of the insurer providing the same or substantially similar coverage occurs, documents signed by the insured are applicable to the replacement policy and to coverage being transferred, and remain valid and enforceable.

The insured may also cancel such a policy on the day that the insured either (a) returns the policy to the agent, or (b) signs and delivers to the agent a "lost policy release." If the insured desires to cancel a policy before the policy has become effective, he may cancel the policy by written notice of cancellation to the agent or company without return of the policy or a release.

Whenever a replacement policy form providing the same or substantially similar coverage is issued by the same insurer, or by a licensed affiliate insurer, such insurer shall mail or deliver to the policyholder, at least thirty (30) days in advance of the effective date of renewal, written notice of any terms or conditions that are less favorable to the policyholder.

A transferring insurer shall notify the Mississippi Insurance Department and the Mississippi Workers' Compensation Commission at least forty-five (45) days in advance of notifying a policyholder that its personal or commercial lines insurance policies will be transferred to another licensed insurer within the same insurance group or same holding company. The notice shall include the name of insurer transferring the personal or commercial lines policies and the name and financial rating of the insurer receiving the transferred personal or commercial lines policies.



397 A transferring insurer shall provide the policyholder written
398 notice of the policy transfer at least thirty (30) days prior to
399 expiration of the policy term and shall include the financial
400 rating of the insurer receiving the transferred policy. Such
401 notice must be provided to the policyholder with the notice of
402 renewal premium at least thirty (30) days before the effective
403 date of the transfer.

404 (2) In any case where the employer is not a self-insurer, in
405 order that the liability for compensation imposed by this chapter
406 may be most effectively discharged by the employer and in order
407 that the administration of this chapter in respect of such
408 liability may be facilitated, the commission shall by regulation
409 provide for the discharge, by the carrier or carriers for such
410 employer, of such obligations and duties of the employer in
411 respect of such liability imposed by this chapter upon the
412 employer as it considers proper in order to effectuate the
413 provisions of this chapter. For such purpose (a) notice to or
414 knowledge of an employer of the occurrence of the injury shall be
415 notice to or knowledge of the carrier or carriers; (b)
416 jurisdiction of the employer by the commission or any court under
417 this chapter shall be jurisdiction of the carrier or carriers; and
418 (c) any requirement by the commission or any court under any
419 compensation order, finding, or decision shall be binding upon the
420 carrier or carriers in the same manner and to the same extent as
421 upon the employer.



(3) As used in this section:

(a) "Affiliate transfer" is when an insurer transfers, at renewal or policy expiration, its personal or commercial lines insurance policies to an affiliated licensed insurer that is a member of the same insurance group or same holding company as the transferring insurer. The issuance of a replacement policy form providing the same or substantially similar coverage issued by the same insurer, or the transfer of personal or commercial insurance policies to a licensed affiliate insurer that will issue the same or substantially similar policy, are considered a renewal and will not be treated as a cancellation or nonrenewal. The affiliate transfer must be to a licensed affiliate insurer that has been determined by the commissioner to have the same or better financial strength as the transferring insurer. The policy transfer must be selected on a nondiscriminatory basis.

(b) "Substantially similar" means a policy that provides the same basic coverages but may add, alter or eliminate incidental coverages and may provide coverages using different textual language.

[From and after July 1, 2026, this section shall read as follows:]

71-3-77. (1) Every contract for the insurance of the compensation herein provided, or against liability therefor, issued or renewed on or after July 1, 2026, shall be deemed to be made subject to the provisions of this chapter, and provisions



thereof inconsistent with this chapter shall be void. Such contract shall be allowed to offer deductibles on all liability of the assured under and according to the provisions of this chapter, notwithstanding any agreement of the parties to the contrary. However, the payments of the claims, including the deductible amounts, shall be made directly from the insurance company to the employee, except for medical benefits which shall be paid to the medical provider. A copy of such payments shall be forwarded to the employer. The insurance company shall collect the deductible from the employer as shall be provided in the contract between the employer and the insurer. No such policy shall be subject to nonrenewal, reduction in coverage, or cancelled by the insurer within the policy period, until a notice in writing shall be given to the commission and to the insured, fixing the date on which it is proposed to cancel it or declaring that the company does not intend to renew the policy upon the expiration date. Notice to the insured shall be served personally or by registered or certified mail. Notice to the commission shall be provided in such manner and on such form as the commission may prescribe or direct. No such cancellation or nonrenewal shall be effective until forty-five (45) days after the service of such notice on the insured and the provision of notice to the commission, unless the employer has obtained other insurance coverage, in which case such policy shall be deemed cancelled as of the effective date of such other insurance, whether or not such notice has been given. The



notice requirements of this section shall not apply when a replacement policy form providing the same or substantially similar coverage is issued by the same insurer, or when transfer of an insured to a licensed affiliate providing the same or substantially similar coverage occurs.

Whenever a replacement policy form providing the same or substantially similar coverage is issued by the same insurer, or when a transfer of an insured to a licensed affiliate of the insurer providing the same or substantially similar coverage occurs, documents signed by the insured are applicable to the replacement policy and to coverage being transferred, and remain valid and enforceable.

The insured may also cancel such a policy on the day that the insured either (a) returns the policy to the agent, or (b) signs and delivers to the agent a "lost policy release." If the insured desires to cancel a policy before the policy has become effective, he may cancel the policy by written notice of cancellation to the agent or company without return of the policy or a release.

Whenever a replacement policy form providing the same or substantially similar coverage is issued by the same insurer, or by a licensed affiliate insurer, such insurer shall mail or deliver to the policyholder, at least forty-five (45) days in advance of the effective date of renewal, written notice of any terms or conditions that are less favorable to the policyholder.



A transferring insurer shall notify the Mississippi Insurance Department and the Mississippi Workers' Compensation Commission at least forty-five (45) days in advance of notifying a policyholder that its personal or commercial lines insurance policies will be transferred to another licensed insurer within the same insurance group or same holding company. The notice shall include the name of the insurer transferring the personal or commercial lines policies and the name and financial rating of the insurer receiving the transferred personal or commercial lines policies.

A transferring insurer shall provide the policyholder written notice of the policy transfer at least forty-five (45) days prior to expiration of the policy term and shall include the financial rating of the insurer receiving the transferred policy. Such notice must be provided to the policyholder with the notice of renewal premium at least forty-five (45) days before the effective date of the transfer.

If the insurer fails to meet the notice requirement of this section, the named insured has the option of continuing the policy or contract for the remainder of the notice period plus an additional forty-five (45) days at the premium rate of the existing policy or contract. Such option shall continue in forty-five-day increments until the insurer provides the notice required in this section.

(2) In any case where the employer is not a self-insurer, in order that the liability for compensation imposed by this chapter



521 may be most effectively discharged by the employer and in order
522 that the administration of this chapter in respect of such
523 liability may be facilitated, the commission shall by regulation
524 provide for the discharge, by the carrier or carriers for such
525 employer, of such obligations and duties of the employer in
526 respect of such liability imposed by this chapter upon the
527 employer as it considers proper in order to effectuate the
528 provisions of this chapter. For such purpose (a) notice to or
529 knowledge of an employer of the occurrence of the injury shall be
530 notice to or knowledge of the carrier or carriers; (b)
531 jurisdiction of the employer by the commission or any court under
532 this chapter shall be jurisdiction of the carrier or carriers; and
533 (c) any requirement by the commission or any court under any
534 compensation order, finding, or decision shall be binding upon the
535 carrier or carriers in the same manner and to the same extent as
536 upon the employer.

537 (3) As used in this section:

538 (a) "Affiliate transfer" is when an insurer transfers,
539 at renewal or policy expiration, its personal or commercial lines
540 insurance policies to an affiliated licensed insurer that is a
541 member of the same insurance group or same holding company as the
542 transferring insurer. The issuance of a replacement policy form
543 providing the same or substantially similar coverage issued by the
544 same insurer, or the transfer of personal or commercial insurance
545 policies to a licensed affiliate insurer that will issue the same



546 or substantially similar policy, is considered a renewal and
547 will not be treated as a cancellation or nonrenewal. The
548 affiliate transfer must be to a licensed affiliate insurer that
549 has been determined by the commissioner to have the same or better
550 financial strength as the transferring insurer. The policy
551 transfer must be selected on a nondiscriminatory basis.

552 (b) "Substantially similar" means a policy that
553 provides the same basic coverages but may add, alter or eliminate
554 incidental coverages and may provide coverages using different
555 textual language.

556 **SECTION 5.** This act shall take effect and be in force from
557 and after July 1, 2025.

