

CR 83-210

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STATE OF WISCONSIN
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MAR 27 1984

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

STATE OF WISCONSIN)
OFFICE OF THE COMMISSIONER OF INSURANCE)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Thomas P. Fox, Commissioner of Insurance and custodian of the official records of said office, do hereby certify that the annexed order repealing and renumbering sections of a rule relating to unfair trade practices in life insurance advertisements was issued by this office March 27, 1984.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have
hereunto subscribed my name in the
City of Madison, State of Wisconsin,
this 27th day of March, 1984.


Thomas P. Fox
Commissioner of Insurance

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STATE OF WISCONSIN
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MAR 27 1984

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

ORDER OF THE COMMISSIONER OF INSURANCE
REPEALING SECTIONS OF A RULE

To repeal Ins 2.16 (5) (b) 1. and 2. and Ins 2.16 (6) (b) and to renumber Ins 2.16 (6) (a) relating to unfair trade practices in life insurance advertisements.

ANALYSIS PREPARED BY THE OFFICE OF THE COMMISSIONER OF INSURANCE

The purpose of repealing and renumbering the sections of Ins 2.16 which are listed above is to comply with the decision of Dane County Circuit Court in the case of Acacia National Life et al. v. Ann J. Haney, Commissioner of Insurance and Office of the Commissioner of Insurance (Case no. 82-CV5425). Section Ins 2.16 was adopted under authority of ss. 601.41, 628.34 and 628.38, Stats., to implement and interpret ss. 628.34 and 628.38, Stats.

In the decision in that case, the court enjoined the Commissioner's office from enforcing certain sections of Ins 2.16. The sections affected are being repealed. The repeal necessitates renumbering.

Pursuant to the authority vested in the Commissioner of Insurance by s. 601.42 (3), Stats., the Commissioner hereby repeals and renumbers parts of Ins 2.16 and add a note interpreting ss. 628.34, 601.01, and 628.38, Stats., as follows:

SECTION 1. Ins 2.16 (5) (b) 1. and 2. and Ins 2.16 (6) (b) are repealed.

SECTION 2. Ins 2.16 (6) (a) is renumbered as Ins 2.16 (6).

SECTION 3. The following note is to be added to the rule.

NOTE: Sections Ins 2.16 (5) (b) 1. and 2. and Ins 2.16 (6) (b) have been repealed to comply with the decision in Dane County Circuit Court, Case No. 82-CV5425, Acacia National Life et al. vs. Ann J. Haney, Commissioner of Insurance, and Office of the Commissioner of Insurance. As a result of this repeal, Ins 2.16 (6) (a) has been renumbered as Ins 2.16 (6).

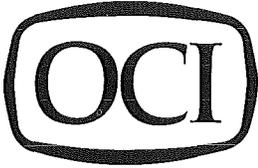
This repeal and renumbering and addition of a note shall take effect on the first day of the month following publication as provided in s. 227.026 (1), Stats.

Dated at Madison, Wisconsin, this 27th day of March, 1984.



Thomas P. Fox
Commissioner of Insurance

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The State of Wisconsin
Office of the Commissioner of Insurance

Thomas P. Fox
Commissioner
(608) 266-3585

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DATE: March 30, 1984
TO: Gary Poulson
FROM: M. E. Van Cleave
Assistant Deputy Commissioner of Insurance *MEV*
SUBJECT: 2.14 -- Clearinghouse Rule 83-211
2.16 -- Clearinghouse Rule 83-210

Enclosed are copies of orders of the Commissioner of Insurance amending
Ins 2.14 -- Clearinghouse Rule 83-211 relating to life insurance
solicitation and Ins 2.16 -- Clearinghouse Rule 83-210 relating to unfair
trade practices in life insurance advertisements.

MEV:MG:baw
Enclosure
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