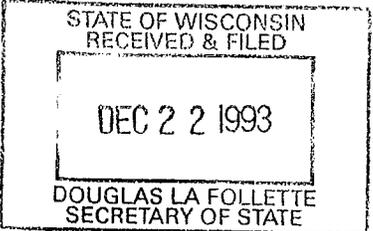


CR 93-132



STATE OF WISCONSIN)
OFFICE OF THE COMMISSIONER OF INSURANCE)

I, Randy Blumer, Deputy Commissioner of Insurance and custodian of the official records of this office, certify that the attached rule-making order affecting s. Ins 2.45, Wis. Adm. Code, relating to life insurance held by charitable organizations, was issued by this office on December 22, 1993.

I further certify that I have compared this copy with the original on file in this office and that it is a true copy of the whole of the original.

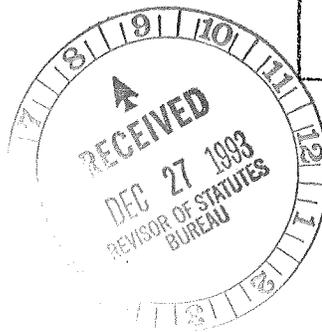
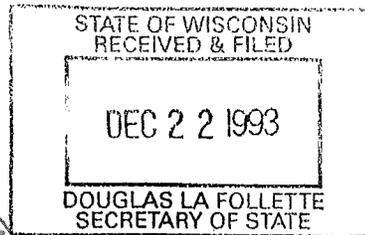
Dated at Madison, Wisconsin, this 21st day of December 1993.

Randy Blumer
Randy Blumer
Deputy Commissioner of Insurance

43304T3



3-1-94



ORDER OF THE OFFICE OF THE COMMISSIONER OF INSURANCE

CREATING A RULE

To create Ins 2.45, relating to life insurance held by charitable organizations.

ANALYSIS PREPARED BY THE OFFICE OF THE COMMISSIONER OF INSURANCE

Statutory authority: 601.41 (3), Stats.

Statutes interpreted: 631.07, Stats.

This rule makes it clear that a charitable organization may be the owner, applicant or beneficiary of a life insurance policy insuring an individual if the individual has consented in writing to the issuance of the insurance.

This rule has no effect on small businesses and will have no fiscal effect.

SECTION 1. Ins 2.45 is created to read:

Ins 2.45 CHARITABLE ORGANIZATIONS; INSURABLE INTEREST. (1) PURPOSE.

The purpose of this section is to interpret s. 631.07, Stats., with respect to

the insurable interest of charitable organizations. This section does not limit or abridge any insurable interest existing at common law or by statute.

(2) SCOPE. This section applies to life insurance policies issued in this state, including, but not limited to, policies in force on the effective date of this rule [revisor inserts date].

(3) DEFINITIONS. In this section:

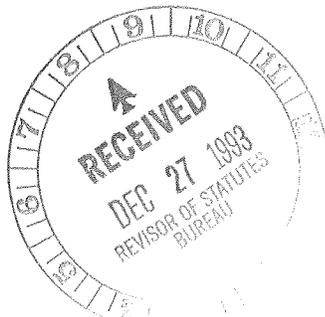
(a) "Charitable organization" means an organization described in 26 U.S.C. 170 (c) or 26 U.S.C. 501 (c) (3).

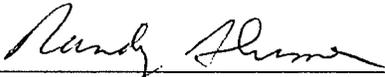
(b) "Life insurance" includes endowment policies and annuities.

(4) INSURABLE INTEREST. A charitable organization may be the applicant, owner or beneficiary of a life insurance policy issued on the life of any individual. A charitable organization is deemed to have an insurable interest in the individual. For insurance applied for on or after the effective date of this section [revisor inserts date] the charitable organization has an insurable interest only if it obtains the consent of the individual in writing or by other means authorized by common law or by statute.

SECTION 2. EFFECTIVE DATE. This rule will take effect on the first day of the first month after its publication.

Dated at Madison, Wisconsin, this 21st day of December 1993.




Randy Blumer
Deputy Commissioner of Insurance