



STATE OF IDAHO  
DEPARTMENT OF INSURANCE

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**B U L L E T I N N O . 9 2 - 7**

**DATE:** December 18, 1992

**TO:** All Life and Disability Insurers Authorized  
to Write Insurance in the State of Idaho

**FROM:** Harry C. Walrath *Harry C. Walrath*  
Director

**SUBJECT:** Amended Regulation No. 61  
Credit Life and Credit Disability Insurance

Since the adoption of Amended Regulation No. 61 in September of 1992, the following issues have come to the attention of the Department of Insurance:

1. Bulletin No. 91-18 regarding credit insurance prima facie rates is rescinded as of January 1, 1993 when the prima facie rates incorporated into Amended Regulation No. 61 become effective.

2. The last sentence of Amended Regulation No. 61, Rule 61,18,d, states "[n]o replacement or amendment of group policies to postpone the effect of this regulation will be recognized for the purpose of this section." Amended Regulation No. 61 adopted in September of 1992 incorporated revised prima facie rates into the regulation to become effective January 1, 1993. The Department interprets Rule 61,18 to mean that group policies that are replaced or amended during September through December of 1992 to extend higher credit life insurance rates would be in violation of this Rule.

3. Amended Regulation No. 61, Rule 61,9,c regarding refund formulas states "[n]o refund of five dollars (\$5.00) or less need be made." It has come to the Department's attention that this \$5 refund amount is in conflict with Idaho Code Section 28-44-108(2) which does not require a refund for amounts less than \$1. The \$5 refund criteria in Rule 61,9 was made without knowledge of this statute and the Department will enforce it at \$1 to be consistent with the statute. Arrangements are being made to formally amend this Rule.