

POLICY STATEMENT ON FOREIGN INSURANCE COMPANIES

Section 123(2) of the Business Corporation Act provides the act does not apply to insurance companies. Section 1014(2)(a) of the act provides that sections 1001-1055 regarding foreign corporations shall not apply to “a foreign corporation permitted to do business in this state by license issued by the commissioner of insurance according to the provisions of law.”

A foreign insurance corporation will be permitted to apply for a certificate of authority for a limited purpose and use insurance in their corporate name if incorporated as an insurance company in their home jurisdiction. The application for a Certificate of Authority shall state the business activities that will be conducted in the state and the Certificate of Authority will permit the foreign insurance company to carry on only those activities permitted by a domestic corporation formed under the Business Corporation Act.

This policy is adopted to carry out an agreement between the Corporation and Securities Bureau and Insurance Bureau described in correspondence dated May 17, 1993 and July 14, 1993.

The above policy shall be adopted immediately and remain in effect unless rescinded or modified by the Bureau Director.

Approved by Carl L. Tyson, Director
Corporation and Securities Bureau
on September 21, 1994