Credit for Reinsurance
Full Application Checklist for Certified Reinsurers - Washington

(Initial and Renewal Applications)
Effective January 1, 2016

Applicant Information

NAIC or Alien Identification Number:

Company Name:

Mailing Address:

Primary Contact Name: Phone Number:

Domiciliary Jurisdiction / Supervisory Authority:

Applicable Lines of Business:

Filing Requirements - Full Application For Certified Reinsurers

A. An applicant shall provide the information required if:

   i. the applicant has not been certified by an NAIC accredited jurisdiction

   ii. the Commissioner makes a determination not to recognize or defer to the certification issued by another NAIC accredited jurisdiction; or

   iii. the applicant is renewing its certification by an NAIC accredited Jurisdiction.

B. Check the appropriate box:

☐ Initial Application ☐ Renewal Application

Citation to State Law / Regulation	Requirements	Y or N	Reference and Supporting Documents Name	Exhibit Number
WAC 284-13-516(1)(b) WAC 284-13-532(2)(a) WAC 284-13-539(2)(c)(i) WAC 284-13-539(2)(g)(vi) WAC 284-13-539(3)(a), (b), (c) WAC 284-13-539(4)(a)	**Status of Domiciliary Jurisdiction/ Proof of Licensure and Good Standing:** The applicant must be domiciled and licensed in a Qualified Jurisdiction, as determined by this state. The applicant must be in good standing (or the jurisdiction's equivalent classification) and maintain capital and surplus in excess of its domiciliary jurisdiction's highest regulatory action level. The Commissioner will consider the following information with respect to the applicant's domiciliary jurisdiction: a. Whether the domestic supervisory			

	authority been approved as a Qualified Jurisdiction in this state. b. Confirmation as to whether the domestic supervisory authority is included on the NAIC List of Qualified Jurisdictions. The applicant must provide the following information: a. A copy of the certificate of authority or license to transact insurance and or reinsurance from the applicant's domiciliary jurisdiction. b. A certification from the applicant's domestic supervisory authority affirming that the applicant is in good standing(or the jurisdiction's equivalent classification) and maintains capital and surplus in excess of the jurisdiction's highest regulatory action level.			
WAC 284-13-520, WAC 284-13-530, WAC 284-13-532, WAC 284-13-533, WAC 284-13-535(1), WAC 284-13-537, WAC 284-13-538, WAC 284-13-539(1)(c) WAC 284-13-550 WAC 284-13-560, WAC 284-13-570	**Mechanisms Used to Secure Obligations Incurred as a Certified Reinsurer:** The applicant must specify the mechanisms it will use to secure obligations incurred as a Certified Reinsurer. If the applicant intends to utilize a multi-beneficiary trust for this purpose, the applicant must submit (1) the form of the trust that will be used to secure obligations incurred as a certified reinsurer; and (2) the form of the trust that will be used to secure obligations incurred outside of the applicant's certified reinsurer status, i.e., the applicant's 100% collateralized trust (if applicable). The form of each trust is required to be submitted pursuant to state law in order to ensure that security for these obligations will be kept separate and to ensure that each trust meets the requirements of the state's Credit for Reinsurance statute and/or regulation.			
WAC 284-13-539(2)(c)(iii) WAC 284-13-539(2)(d)(i)	**Financial Strength Ratings:** The applicant must maintain interactive financial strength ratings from two or more acceptable rating agencies. The applicant must provide the following: a. Confirm all interactive financial strength ratings currently maintained by the			

	applicant. b. Copies of full rating agency reports with respect to all financial strength ratings currently maintained by the applicant, if available. If a full report is not available, the applicant must provide a letter from the applicable rating agency confirming its current financial strength rating. c. A description of any changes within the last three years in the financial strength rating from an approved rating agency. **NOTE:** Acceptable rating agencies include A.M. Best, Fitch Ratings, Moody's Investor Service, Standard & Poor's, or any other Nationally Recognized Statistical Rating Organization.			
WAC 284-13-539(2)(d)(ii), (v) WAC 284-13-539(2)(e)(i), (ii)	**Disputed and/or Overdue Reinsurance Claims / Business Practices:** The Commissioner may consider the applicant's business practices in dealing with its ceding insurers, including compliance with contractual terms and obligations. The applicant must provide the following if 1) at the individual cedent level, the reinsurer has 15% or more of its reinsurance obligation payable in dispute and/or more than 90 days past due or 2) at the aggregate level with respect to U.S. cedents, the reinsurer has claims that are in dispute and/or more than 90 days past due that exceeds $50 million in total reinsurance obligations payable to all US cedents: a. A list and description of all reinsurance claims that are in dispute and/or more than 90 days past due regarding reinsurance assumed from U.S. domestic ceding insurers. b. A description of the applicant's business practices in dealing with U.S. ceding insurers, including its record of compliance with reinsurance contractual terms, and a statement that the applicant commits to comply with all contractual requirements applicable to reinsurance contracts with U.S ceding insurers.			

WAC 284-13-539(2)(d)(iii) WAC 284-13-539(2)(d)(iv)	**Schedules for Reinsurance Assumed and Reinsurance Ceded:** The applicant must provide the following: a. For applicants domiciled in the U.S., provide the most recent NAIC Annual Statement Blank Schedule F (property/casualty) and/or Schedule S (life and health). b. For applicants domiciled outside the U.S. provide Form CR-F (property/casualty) and/or Form CR-S (life and health), completed in accordance with the instructions adopted by the NAIC. Form CR-F Instructions (for P&C carriers) Form CR-S Instructions (for Life carriers)			
WAC 284-13-539(2)(d)(vi), WAC 284-13-539(2)(g)(i)	**Regulatory Actions:** The applicant must provide a description of any regulatory actions taken against the applicant. a. Include all regulatory actions, fines and penalties, regardless of the amount. b. Provide a description of any changes in with respect to the provisions of the applicant's domiciliary license. **NOTE:** Reinsurance-FAWG requires this information for the last three years for passporting purposes.			
WAC 284-13-539(2)(d)(iii), (vii), (viii), (ix) WAC 284-13-539(2)(g)(iii), (iv) WAC 284-13-539(2)(c)(ii)	**Financial/Regulatory Filings:** The applicant must provide the following: a. A copy of the most recent report of the independent auditor. b. Copies of the audited financial statements for the last three years. Financial statements must demonstrate that the applicant has minimum capital and surplus, or the equivalent, of at least $250,000,000. If the applicant is an association including incorporated and individual unincorporated underwriters, statements must demonstrate that the applicant has capital and surplus equivalents (net of liabilities) of at least $250,000,000, and a central fund containing a balance of at least $250,000,000. Please note the following			

	requirements with respect to these financial statements: • Audited U.S. GAAP basis statements must be submitted if available. • Audited IFRS basis statements are acceptable but must include an audited footnote reconciling equity and net income to a U.S. GAAP basis. • With the permission of the Commissioner, an applicant may be allowed to submit audited IFRS basis statements with reconciliation to U.S. GAAP certified by an officer of the applicant. • Upon the initial certification, the Commissioner may consider audited financial statements for the last three years as filed with the applicant's non-U.S. jurisdiction supervisor. If the Commissioner accepts such statements in the initial filing, the applicant must acknowledge and commit that future financial statement filings reconciliation to a U.S. GAAP basis, as indicated above. • A copy of the Actuarial Opinion and other regulatory filings, as filed with the applicant's domiciliary supervisor. [NOTE: Reinsurance-FAWG requires a stand-alone Actuarial Opinion for passporting purposes.] • The liquidation priority of obligations to a ceding insurer in the certified reinsurer's domiciliary jurisdiction in the context of an insolvency proceeding.			
WAC 284-13-539(2)(d)(x), (xi)	**Solvent Schemes of Arrangement:** The applicant must provide: a. A description of any past, present or proposed future participation in any solvent scheme of arrangement, or similar procedure, involving U.S. ceding insurers. b. A statement that the applicant commits to notify the commissioner of any future proposed participation in any solvent scheme of arrangement, or similar procedure, as soon as practicable.			

WAC 284-13-539(2)(f) WAC 284-13-59501	**Form CR-1 (For Initial and Renewal Applications):** The Certification applicant must provide Washington Form CR-1, which must be properly executed by an officer authorized to bind the applicant to the commitments set forth in the form. Washington's Form CR-1			
RCW 48.02.190; RCW 48.14.010; RCW 48.14.040	**Fee:** Varies depending upon retaliatory provision with domicile state. Reinsurers are subject to Washing Regulatory Surcharge.			
WAC 284-13-539(2)(c)(iv) WAC 284-13-539(2)(g)(vii) WAC 284-13-539(2)(f)	**Other Requirements:** The applicant must: a. Commit to comply with other reasonable requirements deemed necessary for certification by the certifying state. b. Provide a statement that the applicant agrees to post 100% security upon the entry of an order of rehabilitation or conservation against the ceding insurer or its estate.			
WAC 284-13-539(2)(a)	**Public Notice Requirement:** The Washington Commissioner is required to post notice on the insurance department's website promptly upon receipt of any application for certification, including instructions on how members of the public may respond to the application. The Washington Commissioner may not take final action on the application until at least thirty days after posting such notice. The Commissioner will consider any comments received during the public notice period with respect to this application.			