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BULLETIN 92-5

TO: All Insurance Companies Who Are Members of an Insurance Holding Company System

FROM: Earl R. Pomeroy, Commissioner

DATE: June 3, 1992

SUBJECT: Amendments or Additions to Registration Statements - Material Changes or Additions Regarding the Financial Statements of Any Person in Control of the Insurance Company Within the Holding Company System

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Every insurance company subject to registration under the Insurance Holding Company System, N.D.C.C. § 26.1-10-04, other than a company exempt under N.D.C.C. § 26.1-10-04(1), is required to provide amendments regarding material changes or additions within 15 days after the end of the month in which it learns of the changes or additions (N.D.C.C. § 26.1-10-04(4)).

On the initial registration statement, current information is required on not only the capital structure, general financial condition, ownership, and management of the insurance company, but is also required of "any person in control of the insurance company" (N.D.C.C. § 26.1-10-04(2)(a)). This requires that an insurance company which is part of a holding company system to timely file a Form B amendment to its registration statement in the event of any material changes or additions regarding the capital structure, general financial condition, and ownership or management of <u>any person in control of the insurance company</u>. Any newly issued financial statements by any person in control of the insurance company would require, in most cases, a Form B filing by the insurance company.

The Form B filing procedure is set forth in N.D. Admin. Code § 45-03-05-14, et seq.

ERP/njb