



32nd

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NOLHGA's 2024 Legal Seminar

Boston Marriott Copley Place | Boston | July 25-26, 2024

Wednesday, July 24

5:30 – 7:00

Legal Seminar & MPC Meeting Welcome Reception

Thursday, July 25

7:00 – 8:00

Registration & Breakfast

8:00 – 8:15

Welcome to NOLHGA's 32nd Legal Seminar

- **Pamela Epp Olsen:** Chair, NOLHGA Legal Seminar Planning Committee

8:15 – 9:15

Interview: Challenges Facing State Regulators & the NAIC

- **Beth Dwyer:** Director, Rhode Island Department of Business Regulation; Secretary-Treasurer, NAIC
- **Andrew Mais:** Commissioner, Connecticut Insurance Department; President, NAIC
- *Interlocutor:* **Katharine Wade:** President, NOLHGA

In this session, NOLHGA President Katie Wade, a former state insurance regulator, will interview leading state regulators about the pressing challenges they encounter in regulating the insurance industry, offering insights into the state regulatory framework and strategies for overcoming obstacles.

9:15 – 10:10

Pension Risk Transfers: Separating Fact from Fiction

- *Moderator:* **William O'Sullivan:** Senior Vice President & General Counsel, NOLHGA
- **Sean Brennan:** Executive Vice President of Pension Group Annuity and Flow Reinsurance, Athene Holding Ltd; Partner, Apollo Global Management
- **Beth Dwyer:** Director, Rhode Island Department of Business Regulation
- **Preston Rutledge:** Founder & Principal, Rutledge Policy Group

Delving into the nuanced landscape of pension risk transfers (PRTs), this panel will discuss the regulatory complexities involved in managing PRTs as a multifaceted business strategy that goes beyond mere risk reduction and gets to the heart of retirement planning. This panel will discuss IB 95-1 and other relevant laws and regulations related to PRTs.

10:10 – 10:25

Break

10:25 – 12:00

Reinsurance: The Basics & Beyond

- *Moderator:* **Michael McDonald:** Senior Counsel, NOLHGA
- **David Altmaier:** Partner, The Southern Group
- **John Huff:** President & CEO, Association of Bermuda Insurers & Reinsurers
- **Chlora Lindley-Myers:** Director, Missouri Department of Commerce & Insurance

This panel will provide a comprehensive introduction to reinsurance, focusing on how reinsurance is regulated both in the United States and internationally. In particular, panelists will discuss increased regulatory scrutiny at the state, federal, and international level, related to offshore reinsurance, asset-intensive ceding strategies, and appropriate risk transfer and what it could mean for the industry.



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12:00 – 2:00

Lunch with Guest Speaker

- **Andrew Perlman:** Dean & Professor of Law, Suffolk University Law School
Generative AI & the Future of Legal Services

2:00 – 3:00

ICPs, ICS & More: International Regulatory Issues

- **Moderator: Katharine Wade:** President, NOLHGA
- **Eric Dunning:** Director, Nebraska Department of Insurance
- **Paul Petrelli:** President & CEO, Assuris
- **Steven Seitz:** Director, Federal Insurance Office

This panel will discuss the recent IAIS consultation paper revising certain provisions related to recovery and resolution planning, and how the NAIC and U.S. regulators might respond; they will also address recovery and resolution planning practices in Canada. In addition, the panel will cover other high-profile issues, such as the U.S. equivalence with the ICS.

3:00 – 4:00

LTC—A New Perspective on Retirement

- **Moderator: Nolan Tully:** Partner, Faegre Drinker Biddle & Reath
- **Catherine Z. Collins:** VP, US Deputy General Counsel & Chief Counsel US Insurance Law, John Hancock
- **Emily Kresowik:** Assistant General Counsel, EquiTrust Life Insurance Company
- **Paul Lombardo:** Assistant Deputy Commissioner, Life & Health Division, Connecticut Insurance Department

Panelists will discuss the enduring challenges of the long-term care (LTC) insurance market and what regulatory and legal issues are top of mind for LTC providers. This panel will include an in-depth discussion of hybrid LTC products, how they are regulated, and their role in retirement planning.

4:00 – 4:10

Break

4:10 – 5:00

Navigating the Intersection: Health Care Sharing Ministries & Insurance Law

- **Moderator: Kirsten Byrd:** Partner, Husch Blackwell LLP
- **Buddy Combs:** Chief Legal Officer/General Counsel, OneShare Health
- **Glen Mulready:** Commissioner, Oklahoma Insurance Department
- **Nancy Turnbull:** Senior Associate Dean for Educational Programs, Senior Lecturer in Health Policy, Harvard T.H. Chan School of Public Health

This panel will explore the dynamic relationship between health care sharing ministries (HCSMs) and insurance law focusing on the legal nuances, ethical considerations, and regulatory challenges surrounding HCSMs and their impact on the insurance landscape.

5:00 – 6:00

Wine & Beer Reception

The logo for the 32nd NOLHGA seminar, featuring the text "32nd" in a small font above "nolhga" in a larger, lowercase, serif font, all contained within a white curved shape on a green background.

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Friday, July 26

7:00 – 8:00

Breakfast

8:00 – 9:00

A New Framework for Insurer Investments

- **Moderator: Jennifer Webb:** Chief of Staff, NOLHGA
- **Marc Altschull:** Chair, Life Investment Analysis Subcommittee, American Academy of Actuaries
- **Richard Cantor:** Vice Chairman, Moody's Investors Service
- **Nathan Houdek:** Commissioner, Wisconsin Office of the Commissioner of Insurance

Over the past several years, there has been a material, observable shift in life insurer investment strategies toward more complex investments. This shift has caught the attention of state and federal policymakers, and the panel will discuss how life insurer investments have changed and how regulators are responding—focusing specifically on the Framework for Regulation of Insurer Investments released by the NAIC in 2023.

9:00 – 10:00

Regulating the Future: AI, Law & Compliance

- **Moderator: Matthew Gaul:** Partner, Corporate & Financial Services, Willkie Farr & Gallagher LLP
- **Michael Conway:** Commissioner, Colorado Division of Insurance
- **Laura Jehl:** Partner, Privacy, Cybersecurity & Data Strategy, Willkie Farr & Gallagher LLP
- **Nicholas Schmidt:** Founder & CTO, SolasAI; Director & A.I. Practice Leader, BLDS, LLC

Panelists will discuss Colorado's groundbreaking new regulation requiring life insurers to adopt governance and risk management frameworks for the use of AI. The panel will cover how insurers, in-house and outside counsel, and vendors can comply with this and other new regulations while continuing to adopt innovative uses of AI in insurance. Panelists will also discuss topics including working within new governance frameworks, managing risk when leveraging generative AI in a range of different use cases, best practices for vendor management, and more.

10:00 – 10:15

Break

10:15 – 11:00

The ABCs of TPAs

- **Moderator: Pamela Epp Olsen:** Chair, NOLHGA Legal Seminar Planning Committee
- **Kenneth Cotrone:** Insurance Certified Supervising Examiner, Connecticut Insurance Department
- **Lynda Loomis:** Vice President of Operations, Guaranty Association Benefits Company
- **Daniel Watkins:** Principal, Law Offices of Daniel L. Watkins

The panel will address TPA operations, how the companies are regulated (oversight and governance), and how Receivers use TPAs and company resources in rehabilitation. The panel will also address how guaranty associations can optimize their relationship with TPAs to fulfill their obligations to policyholders as efficiently as possible.



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11:00 - 12:00

Cybersecurity: Legal & Ethical Considerations for U.S. Critical Infrastructure

- **Moderator: Daniel McCarty:** Counsel, Eversheds Sutherland US LLP
- **Neal Higgins:** Partner, Eversheds Sutherland US LLP
- **Jacqueline Rixen:** Principal, RixenLaw; General Counsel, Texas Life & Health Insurance Guaranty Association
- **Jeffrey Rothblum:** Director, Cyber Policy & Programs, Office of the National Cyber Director
- **William Walker:** Chief of Staff, U.S. Cyber Command

This panel discussion will include: (i) consideration of key federal cybersecurity agencies and their purview; (ii) what panelists view as the biggest cyber threats to guaranty associations, their outside counsel, and the insurance industry more generally; (iii) legal and ethical obligations for guaranty association/industry counsel and compliance personnel relating to data protection policies and training and data breach incident response; (iv) the applicability of the Cyber Incident Reporting for Critical Infrastructure Act of 2022 (CIRCIA) to guaranty associations and insurers, including ethical considerations thereunder; and (v) an outlook on the future of data protection and incident reporting.

12:00

Adjourn