

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI  
MISSISSIPPI DEPARTMENT OF INSURANCE



MISSISSIPPI  
SECRETARY OF STATE

Mississippi Department of Insurance  
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(Rev. 1999), as well as the provisions of Mississippi Department of Insurance Regulation No. 88-101, said regulation being the Rules of Practice and Procedure before the Mississippi Insurance Department.

**Reference to Rules repealed, amended or suspended by the Proposed Rule:**  
Regulation 96-104 will be repealed

**Specific Legal Authority authorizing the promulgation of Rule:** Miss. Code Ann. § 83-7-23

**Date Rule Proposed:** October 30, 2008

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:**

The purpose of this regulation is to prescribe: requirements for statements of actuarial opinion that are to be submitted in accordance with Miss. Code Ann. § 83-7-23 and for memoranda in support thereof; rules applicable to the appointment of an appointed actuary; and guidance as to the meaning of "adequacy of reserves." This regulation will take effect for annual statements for the year 2008.

**The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.**

An oral proceeding was held on this rule:

Date: November 20, 2008  
Time: 10:00 a.m.  
Place: North Room, Woolfolk State Office Building

An oral proceeding was not held on this rule.

**The Agency has considered the written comments and the presentations made in any oral proceedings, and**

This rule as adopted is without variance from the proposed rule.

This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

The rule as adopted differs from the proposed rule. The differences however are:  
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and  
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

**Effective Date of Rule:** December 31, 2008

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Kimberly Causey  
Special Assistant Attorney General