



**ACORD Forms Notification Service
October 2023 Bulletin**

ACORD Form Changes and Additions

The following pages include both a list of any new and revised ACORD forms and an Explanation of the Changes made.

This sets forth the revised forms this month with a description of the forms and projects that are being worked on currently.

Forms can be found on the **ACORD Forms Portal** page at www.acord.org.

The effective date included on the footer of all forms will match the date the form must be used in order to ensure compliance with our filings. To download forms, you will need to “sign-in” as an ACORD member with your username and password.

If you need assistance, a sample of a form, or you would like to join ACORD, please call Member Services at (800) 444-3341, Option 2 or email us at memberservices@acord.org.

If you do not wish to receive this notification, please email memberservices@acord.org requesting that we unsubscribe you to this Forms Notification Service.



Forms Release 11/1/2023

Form Number	Replaces	Title	For Use on or after:	Regulatory Change
REVISIONS				
P&C Countrywide				
NONE				
P&C – State Specific				
ACORD 3 CA (2023/11)	2023/09	California Liability Notice of Occurrence/Claim	11/01/2023	
		ACORD 63 CA (2023/01) No change to the static text, however updated versions were deployed to the Acroform, XFDL and XFS formats.		
REVISED				
NEW				
P&C-Countrywide				
NONE				
P&C -Withdrawn				
None				
Life & Annuity				
ACORD 951(2024/01)	2023/06	1035 Exchange/Rollover/Transfer Form	1/1/2024	x
ACORD 951 (e) (2024/01)	2023/06	1035 Exchange/Rollover/Transfer eForm	1/1/2024	x



October 2023
EXPLANATION OF CHANGES

P&C FORMS

Countrywide

None

State Specific

1. **ACORD 3 CA (2023/11)**
CALIFORNIA LIABILITY NOTICE OF OCCURRENCE/CLAIM

This new edition is released due to a page numbering error.

Prior edition (2023/09) said page 1 of 4, instead of page 1 of 2.

Updates

ACORD 63 CA (2023/01)

No changes were made to the static text, but new versions were deployed to the Acroform, XFDL and XFS formats to solve a downloading error seen in LiveCycle. This is not a form change.

LIFE AND ANNUITY

As set forth below, ACORD 951(e) and ACORD 951 are being changed due to regulatory reasons. The new form editions will be 2024/01.

1. **ACORD 951(e) (2024/01)**
1035 EXCHANGE/ROLLOVER/TRANSFER eForm

The following changes were made to ACORD 951(e):

1. Deletion on page one of a solid line at the bottom margin
2. Change the change to the form addition on each page to 2024/01
3. Page three of four, move down the signature guarantee block as well as the 4TSA/403B block to create room for newly added text.
4. Add above the signature lines on Page 3: California's Fraud warning, adding a horizontal line above the new added California fraud warning.
5. On Page 4, to the 6b Econsent and Acknowledgement paragraph replacing x and y in paragraph c with iv and v (appears to be a typographical error).

**2. ACORD 951 (2024/01)
1035 EXCHANGE/ROLLOVER/TRANSFER**

1. Change Form Edition to 2024/01
2. Page 4, space accommodation to add California Fraud warning.

In essence, the changes to these forms were made to accommodate the California state-specific fraud warning.. With respect to ACORD 951 and ACORD 951e, California Insurance Code §1871.2 applies to applications and forms where a person (i) applies for a policy, (ii) amends insurance coverage (including any change to insurance coverage affecting premium) under an existing policy, or (iii) gives notice of a claim. ACORD's 1035 exchange forms are used to facilitate a full or partial exchange of policies and to transfer funds from an original life insurance policy or annuity to a new policy to mitigate potential tax implications. It is not an application for a new policy or notice of a claim. A partial exchange could potentially affect the premiums of the existing policy. Further, a surrender of the original policy could be deemed a cancellation which amends the policy. As such, with an abundance of caution, we are modifying the forms to add the California specific fraud language and releasing new versions of the forms.

UPCOMING PROPERTY AND CASUALTY FORMS CHANGES

While we are monitoring legislative and regulatory changes, we advise of the following potential impacts. Please be advised that this is not meant to be exhaustive. If there is something additional ACORD should be reviewing/monitoring, do not hesitate to reach out.

CALIFORNIA

As we have previously mentioned, California updated its fraud warning. As a result, ACORD reviewed and updated its Fraud Form, ACORD 63. We have filed it where applicable. We are awaiting approval from one state and will release this form shortly. Depending on approval, we may do a mid-cycle release.

We anticipate updates occurring to other ACORD forms.

Please check for updates and please do not hesitate to reach out to us here at ACORD.

DELAWARE

Delaware has enacted Senate Bill 184, which prohibits homeowner's and private passenger motor vehicle insurers from considering non-pending arrests, charges and indictments that do not result in conviction, (ii) convictions unrelated to fraud or the risk being insured, or (iii) driver's license suspensions or revocations for non-driving related reasons. The provisions of the bill apply to all policies issued or renewed beginning September 14, 2024.

We will be reviewing applicable forms.

MARYLAND

Maryland passed new legislation that in part provides that effective 10/1/2023, ***and applicable to all new policies issued on or after July 1, 2024***. EUIM coverage will be subject to an opt out as opposed to an opt in. The Department has prepared a new form and ACORD has created and filed a new form.

When approved ACORD will release the new form. ACORD will also be reviewing the auto applications to evaluate for any changes.

MINNESOTA

ACORD has filed a new form Minnesota Personal Boat Insurance Notice Election to Decline Bodily Injury Coverage and we are awaiting approval and will release this form.

The impact of this election is being evaluated for applicable insurance policies. If you or a colleague have knowledge or information about personal boat insurance, including ACORD 82, please reach out to us here at ACORD.

ACORD has created and filed a new Mobile Home Application (ACORD 85 MN (2024/04)). This state-specific form was created after Minnesota enacted 65A.303 (relating to dogs and homeowner's insurance) This is a new form that has been filed and pending approval.

OKLAHOMA

ACORD has made changes to its auto application forms ACORD 90 OK, 290 OK, 137 OK and 138 OK. Once approval is obtained, we will be able to release these forms.

WASHINGTON

New versions of ACORD 90 WA, ACORD 290 WA and ACORD 137 WA will be forthcoming. Recall that in 2022, there were significant changes in Washington as it related to underwriting and credit history. In short, the Office of Insurance Commissioner issued a rule banning the use of credit history. This rule was challenged in Court. The rule is no longer in effect. The Court issued a final order overturning the ban on credit scoring. Some Carriers sought to retain their filed underwriting guidelines that did not use credit history. We had two versions of the personal auto application. We will modify the language on the form to allow for credit history and add deductible provisions that apply to property damage and underinsured property damage coverages.

We will be reviewing 80 WA and 85 WA to determine the impact and evaluate whether these forms need revisions.

If you have information or knowledge that you wish to share concerning Washington state (or any other item), please do not hesitate to contact ACORD.

COMMERCIAL MARINE INSURANCE SUPPLEMENT

ACORD is working with subject matter experts on a commercial marine hull supplement. We intend to continue work on this form and once consensus is obtained with the group, we will submit this to a vote for membership.

If you are interested in being involved or want more information, please do not hesitate to contact us.

UPCOMING LIFE & ANNUITY UPDATES

The ACORD Standard Life Insurance Application project is continuing we are making great advancements on this project. Should you want additional information about the status of this project or how to get further involved please do not hesitate to reach out to ACORD.

In addition, ACORD is working on a project to create a new form: Change of Annuity Financial Professional and/or Broker/Dealer Form.

It is our goal to develop a standard industry form that would simplify the process to change financial professionals, change custodians, ownership changes and beneficiary

changes. Should you have any questions or comments about this form or would also like to get involved in this project please do not hesitate to contact us.

Regarding ACORD 951, we have received several requests/inquiries to make changes to these forms, including whether the form can be modified to add language related to electronic delivery of documents and electronic transaction authorization, enhancing the LOA section, and language concerning Required Minimum Distributions. We are seeking to have a group formed to look at these issues and other issues related to ACORD 951 and ACORD 951e. Please be on the lookout for information about the group. While it has not yet been formed, please do not hesitate to contact ACORD if you wish to be advised specifically on this effort.