



892392

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/07/2013	.	
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The Committee on Banking and Insurance (Simmons) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1869 - 1899  
and insert:

b. In establishing noncompetitive rates for personal and commercial lines residential policies, the average rates of the corporation for each rating territory may not be less than the average rates charged by the insurer that had the highest average rate in that rating territory among the 20 voluntary admitted insurers with the greatest total direct written premium in the state for that line of business in the preceding year.

c. In establishing noncompetitive rates for mobile home



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13 coverage, the average rates of the corporation may not be less  
14 than the average rates charged by the insurer that had the  
15 highest average rate in that rating territory among the five  
16 voluntary admitted insurers with the greatest total written  
17 premium for mobile home owner's policies in the state in the  
18 preceding year ~~The corporation shall file its recommended rates~~  
19 ~~with the office at least annually. The corporation shall provide~~  
20 ~~any additional information regarding the rates which the office~~  
21 ~~requires. The office shall consider the recommendations of the~~  
22 ~~board and issue a final order establishing the rates for the~~  
23 ~~corporation within 45 days after the recommended rates are~~  
24 ~~filed. The corporation may not pursue an administrative~~  
25 ~~challenge or judicial review of the final order of the office.~~

26 d. Rates for commercial nonresidential policies must be  
27 actuarially sound in accordance with sub-subparagraph a.

28 e. The requirements of sub-subparagraphs b. and c. do not  
29 apply to rates in territories where the office determines there  
30 is not a reasonable degree of competition. In such territories  
31 the corporation's rates must be actuarially sound in accordance  
32 with sub-subparagraph a.

33  
34 ===== T I T L E A M E N D M E N T =====

35 And the title is amended as follows:

36 Delete lines 62 - 63

37 and insert:

38 admitted market, actuarially sound, and include a  
39 catastrophe risk load factor; providing exceptions;  
40 limiting rate increases for specified personal