

LOSS COSTS/RULES/FORMS – APPROVED

DECEMBER 2, 2019

COMMERCIAL PROPERTY

LI-CF-2019-106

MONTANA: COMMERCIAL PROPERTY MULTISTATE FORMS, RULES AND LOSS COSTS TO BE IMPLEMENTED

KEY MESSAGE

Multistate forms filing CF-2016-OFR16, rules filing CF-2016-RRU16 and loss costs filing CF-2016-RLC16 are being implemented in Montana.

Effective Date: 04/01/2020

Filing ID: CF-2016-OFR16, CF-2016-RRU16 and CF-2016-RLC16

BACKGROUND

- In circular [LI-CF-2017-044](#), we provided final copies of the new and revised multistate forms and endorsements, i.e., without the revision marks which characterized the set included in the filing.
 - In circular [LI-CF-2016-100](#), we announced the submission of multistate forms filing CF-2016-OFR16, which introduces new and revised forms to address: water damage; building items coverage for tenants; protective safeguards; time element waiting period options for utility services coverage; post-loss changes to building codes; and ordinance/law coverage for tenant's improvements and betterments.
 - In circular [LI-CF-2016-101](#), we announced the submission of multistate rules filing CF-2016-RRU16 in support of various new and revised endorsements addressed in the companion forms filing; and also included rating information for the current Commercial Property unmanned aircraft coverage option.
 - In circular [LI-CF-2016-102](#), we announced the submission of multistate loss cost filing CF-2016-RLC16, which introduces loss costs for rating unmanned aircraft written under the current Commercial Property coverage option for such property.
 - In circular [LI-CF-2017-075](#), we provided a sample Notice to Policyholders.
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INSURANCE DEPARTMENT ACTION

The Montana Department of Insurance has acknowledged multistate forms filing CF-2016-OFR16, rules filing CF-2016-RRU16 and loss costs filing CF-2016-RLC16.

EFFECTIVE DATE

The ISO revision is subject to the following rule of application:

These changes are applicable to all policies written on or after April 1, 2020.

For loss costs, this effective date applies only to those insurers who have filed their Commercial Property loss cost adjustments to be automatically applicable to future ISO loss cost revisions.

COMPANY ACTION

Forms and Rules:

If you have authorized us to file on your behalf and decide:

- To use our revision and effective date, you are not required to file anything with the Insurance Department.
- To use our revision with a different effective date, to use our revision with modification, or to not use our revision, you must make an appropriate submission with the Insurance Department.

For guidance on submission requirements, consult the ISO State Filing Handbook.

In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Designation Numbers CF-2016-OFR16 and CF-2016-RRU16, NOT this circular number. Communications with the regulator concerning a filing affecting multiple lines of business (i.e., CL, PL, AL filing designation) should specify the line(s) of business that you are addressing.

Loss Costs:

You must independently determine the final rates you will use. The action, if any, you must take in response to this filing is dependent upon how you filed to have your loss cost adjustments apply to subsequent revisions of ISO loss costs. Any submission you make with respect to this revision must comply with applicable regulatory filing requirements.

For guidance on submission requirements, consult the ISO State Filing Handbook.

In all correspondence with the Insurance Department on this revision, you should refer to ISO Reference Filing Number CF-2016-RLC16, NOT this circular number.

CAUTION: This reference filing revises only certain advisory prospective loss costs for Commercial Property in Montana. In determining whether or not to revise your rates, you should consider the application of your loss cost adjustments to any loss costs not included in this revision.

RELATED INFORMATION

Under the Commercial Property Program, coverage for Building and Personal Property is available through coverage form CP 00 10 10 12. Causes Of Loss – Special Form CP 10 30 may be attached to the coverage form, which primarily consists of a number of exclusions, limitations and additional coverages. Among the exclusions contained within CP 10 30 10 12 is the Ordinance Or Law Exclusion. The 10 12 edition is the most recent of several Causes Of Loss – Special Forms which have been available in the Montana marketplace containing this exclusion.

Following submission of Commercial Property filing CF-2016-OFR16 to the Montana Commissioner of Securities and Insurance (the "Department"), which included a revised Causes Of Loss – Special Form CP 10 30, bearing edition date 09 17, which contained identical language to the previous edition's Ordinance Or Law Exclusion, we were advised by the Department of its concern that some insurers may not be appropriately applying the exclusion against the coverage available under the Building and Personal Property form.

The Department has therefore requested that we remind insurers that they should be aware of the applicable provisions of Montana law and engage in fair and consistent claims handling practices in regard to application of the exclusion.

RATING SOFTWARE IMPACT

Refer to circulars [LI-CF-2016-100](#), [LI-CF-2016-101](#) and [LI-CF-2016-102](#).

POLICYHOLDER NOTIFICATION

If you decide to implement this revision, you should check all applicable laws for the state(s) to which this revision applies, to determine whether or not a specific policyholder notice requirement may apply. Please note that circular [LI-CL-2018-044](#) contains the ISO Guide To Renewals With Changed Conditions For Commercial Lines, which is available only as a guide to assist participating companies in complying with various conditional renewal statutes or regulations, for the major commercial lines of insurance serviced by ISO. The information in the Guide does not necessarily reflect all requirements or exceptions that may apply, and it is not intended as a substitute for your review of all applicable statutes and regulations concerning policyholder notification.

REVISION DISTRIBUTION

Forms

We will issue a Notice to Portfolioholders with an edition date of 4-20 (or the earliest possible subsequent date), along with any new and/or revised forms.

Rules and Loss Costs

We will issue a Notice to Manualholders with an edition date of 4-20 (or the earliest possible subsequent date), along with any new and/or revised manual pages.

REFERENCE(S)

- [LI-CF-2017-075](#) (07/11/2017) Advisory Notice To Policyholders For Commercial Property Multistate Forms Revision Available For Use
 - [LI-CF-2017-044](#) (04/18/2017) Commercial Property Multistate Forms And Endorsements Available
 - [LI-CF-2016-102](#) (12/23/2016) Commercial Property Multistate Loss Costs Revision Being Filed
 - [LI-CF-2016-101](#) (12/23/2016) Commercial Property Multistate Rules Revision Being Filed
 - [LI-CF-2016-100](#) (12/23/2016) Commercial Property Multistate Forms And Endorsements Revision Being Filed
 - [LI-CL-2018-044](#) (11/27/2018) Revised Lead Time Requirements Listing
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[ATTACHMENT\(S\)](#)

Status Reports

CONTACT INFORMATION

If you have any questions concerning:

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Commercial Property Multistate Endorsements Filing CF-2016-OFR16

STATE	SUBMITTED	EFFECTIVE OR DISTRIBUTION DATE	SUBMITTED CIRCULAR	IMPLEMENTATION CIRCULAR
ALABAMA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
ALASKA	X	1/1/2018	LI-CF-2017-066	LI-CF-2017-076
ARIZONA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
ARKANSAS	X	9/2017	LI-CF-2016-100	LI-CF-2017-045
CALIFORNIA	X	12/2017	LI-CF-2017-043	LI-CF-2017-070
COLORADO	X	9/2017	LI-CF-2016-100	LI-CF-2017-045
CONNECTICUT	X	1/1/2018	LI-CF-2017-067	LI-CF-2017-098
DELAWARE	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
DIST. OF COLUMBIA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
FLORIDA				
GEORGIA	X	9/1/2019	LI-CF-2016-100	LI-CF-2019-011
GUAM	X	9/2017	LI-CF-2016-100	LI-CF-2017-045
HAWAII				
IDAHO	X	11/1/2017		2017-CF-1(BUREAU)
ILLINOIS	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
INDIANA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
IOWA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
KANSAS	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
KENTUCKY	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
LOUISIANA	X	8/1/2018		LA-18-03(BUREAU)
MAINE	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
MARYLAND	X	10/1/2017	LI-CF-2016-100	LI-CF-2017-069
MASSACHUSETTS	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
MICHIGAN	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
MINNESOTA	X	1/2018	LI-CF-2017-065	LI-CF-2017-100
MISSISSIPPI				
MISSOURI	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
MONTANA	X	4/1/2020	LI-CF-2016-100	LI-CF-2019-106
NEBRASKA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
NEVADA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
NEW HAMPSHIRE	X	2/1/2018	LI-CF-2017-029	LI-CF-2017-104
NEW JERSEY	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
NEW MEXICO	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
NEW YORK	X	11/1/2018	LI-CF-2018-022	LI-CF-2018-072
NORTH CAROLINA	X	12/1/2017	LI-CF-2016-100	LI-CF-2017-055
NORTH DAKOTA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
OHIO	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
OKLAHOMA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
OREGON	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
PENNSYLVANIA	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
PUERTO RICO				
RHODE ISLAND	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
SOUTH CAROLINA	X	9/2017	LI-CF-2016-100	LI-CF-2017-045
SOUTH DAKOTA	X	9/1/2017	LI-CF-2017-030	LI-CF-2017-045
TENNESSEE	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
U.S. VIRGIN ISLANDS	X	9/2017	LI-CF-2016-100	LI-CF-2017-045
TEXAS	X	4/2018	LI-CF-2017-053	LI-CF-2017-156
UTAH	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
VERMONT	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
VIRGINIA	X	10/1/2017	LI-CF-2017-031	LI-CF-2017-068
WASHINGTON	X	1/1/2018		CF-2017-06
WEST VIRGINIA	X	3/1/2018	LI-CF-2017-099	LI-CF-2017-113
WISCONSIN	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045
WYOMING	X	9/1/2017	LI-CF-2016-100	LI-CF-2017-045

BOLD INDICATES CHANGES

Commercial Property Multistate Endorsements Filing CF-2016-RRU16

STATE	SUBMITTED	EFFECTIVE OR DISTRIBUTION DATE	SUBMITTED CIRCULAR	IMPLEMENTATION CIRCULAR
ALABAMA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
ALASKA	X	1/1/2018	LI-CF-2017-066	LI-CF-2017-076
ARIZONA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
ARKANSAS	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
CALIFORNIA	X	12/2017	LI-CF-2017-043	LI-CF-2017-070
COLORADO	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
CONNECTICUT	X	1/1/2018	LI-CF-2017-067	LI-CF-2017-098
DELAWARE	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
DIST. OF COLUMBIA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
FLORIDA				
GEORGIA	X	9/1/2019	LI-CF-2016-101	LI-CF-2019-011
GUAM			NOT APPLICABLE	
HAWAII				
IDAHO	X	11/1/2017		2017-CF-2/CF-3(BUREAU)
ILLINOIS	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
INDIANA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
IOWA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
KANSAS	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
KENTUCKY	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
LOUISIANA	X	8/1/2018		LA18-02(BUREAU)
MAINE	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
MARYLAND	X	10/1/2017	LI-CF-2016-101	LI-CF-2017-069
MASSACHUSETTS	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
MICHIGAN	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
MINNESOTA	X	1/2018	LI-CF-2017-065	LI-CF-2017-100
MISSISSIPPI				
MISSOURI	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
MONTANA	X	4/1/2020	LI-CF-2016-101	LI-CF-2019-106
NEBRASKA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
NEVADA	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
NEW HAMPSHIRE	X	2/1/2018	LI-CF-2017-029	LI-CF-2017-104
NEW JERSEY	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
NEW MEXICO	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
NEW YORK	X	11/1/2018	LI-CF-2018-022	LI-CF-2018-072
NORTH CAROLINA	X	12/1/2017	LI-CF-2016-101	LI-CF-2017-055
NORTH DAKOTA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
OHIO	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
OKLAHOMA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
OREGON	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
PENNSYLVANIA	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
PUERTO RICO				
RHODE ISLAND	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
SOUTH CAROLINA	X	9/2017	LI-CF-2016-101	LI-CF-2017-046
SOUTH DAKOTA	X	9/1/2017	LI-CF-2017-030	LI-CF-2017-046
TENNESSEE	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
U.S. VIRGIN ISLANDS			NOT APPLICABLE	
TEXAS	X	4/2018	LI-CF-2017-053	LI-CF-2017-156
UTAH	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
VERMONT	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
VIRGINIA	X	10/1/2017	LI-CF-2017-031	LI-CF-2017-068
WASHINGTON	X	1/1/2018		CF-2017-06
WEST VIRGINIA	X	3/1/2018	LI-CF-2017-099	LI-CF-2017-113
WISCONSIN	X	9/1/2017	LI-CF-2016-101	LI-CF-2017-046
WYOMING	X	9/2017	LI-CF-2016-101	LI-CF-2017-046

BOLD INDICATES CHANGES

Commercial Property Multistate Endorsements Filing CF-2016-RLC16

STATE	SUBMITTED	EFFECTIVE OR DISTRIBUTION DATE	SUBMITTED CIRCULAR	IMPLEMENTATION CIRCULAR
ALABAMA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
ALASKA	X	1/1/2018	LI-CF-2017-066	LI-CF-2017-076
ARIZONA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
ARKANSAS	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
CALIFORNIA	X	12/2017	LI-CF-2017-043	LI-CF-2017-070
COLORADO	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
CONNECTICUT	X	1/1/2018	LI-CF-2017-067	LI-CF-2017-098
DELAWARE	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
DIST. OF COLUMBIA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
FLORIDA				
GEORGIA	X	9/1/2019	LI-CF-2016-102	LI-CF-2019-011
GUAM			NOT APPLICABLE	
HAWAII				
IDAHO	X	11/1/2017		2017-CF-4/CF-5(BUREAU)
ILLINOIS	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
INDIANA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
IOWA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
KANSAS	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
KENTUCKY	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
LOUISIANA	X	8/1/2018		LA-18-01(BUREAU)
MAINE	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
MARYLAND	X	10/1/2017	LI-CF-2016-102	LI-CF-2017-069
MASSACHUSETTS	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
MICHIGAN	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
MINNESOTA	X	1/2018	LI-CF-2017-065	LI-CF-2017-100
MISSISSIPPI				
MISSOURI	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
MONTANA	X	4/1/2020	LI-CF-2016-102	LI-CF-2019-106
NEBRASKA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
NEVADA	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
NEW HAMPSHIRE	X	2/1/2018	LI-CF-2017-029	LI-CF-2017-104
NEW JERSEY	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
NEW MEXICO	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
NEW YORK	X	11/1/2018	LI-CF-2018-022	LI-CF-2018-072
NORTH CAROLINA	X	12/1/2017	LI-CF-2016-102	LI-CF-2017-055
NORTH DAKOTA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
OHIO	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
OKLAHOMA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
OREGON	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
PENNSYLVANIA	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
PUERTO RICO				
RHODE ISLAND	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
SOUTH CAROLINA	X	9/2017	LI-CF-2016-102	LI-CF-2017-047
SOUTH DAKOTA	X	9/1/2017	LI-CF-2017-030	LI-CF-2017-047
TENNESSEE	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
U.S. VIRGIN ISLANDS	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
			NOT APPLICABLE	
TEXAS	X	4/2018	LI-CF-2017-053	LI-CF-2017-156
UTAH	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
VERMONT	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
VIRGINIA	X	10/1/2017	LI-CF-2017-031	LI-CF-2017-068
WASHINGTON	X	1/1/2018		CF-2017-06
WEST VIRGINIA	X	3/1/2018	LI-CF-2017-099	LI-CF-2017-113
WISCONSIN	X	9/1/2017	LI-CF-2016-102	LI-CF-2017-047
WYOMING	X	9/2017	LI-CF-2016-102	LI-CF-2017-047

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