

RULES/FORMS – IMPLEMENTATION

JULY 13, 2020

COMMERCIAL PROPERTY

LI-CF-2020-060

INTRODUCTION OF MULTISTATE FORMS AND RULES REVISIONS ADDRESSING CYBER INCIDENT EXCLUSION ENDORSEMENTS TO BE IMPLEMENTED IN VARIOUS JURISDICTIONS

KEY MESSAGE

We are implementing new and revised Commercial Property multistate forms and rules revisions in **26** jurisdictions.

Effective Date: December 1, 2020

Filing IDs: CF-2020-OCYFR (Forms), CF-2020-RCYRU (Rules)

JURISDICTIONS

- | | | |
|------------|------------------|-----------------|
| • Alabama | • Missouri | • Pennsylvania |
| • Arkansas | • North Carolina | • Rhode Island |
| • Arizona | • North Dakota | • South Dakota |
| • Colorado | • Nebraska | • Tennessee |
| • Delaware | • New Jersey | • Utah |
| • Guam* | • New Mexico | • West Virginia |
| • Illinois | • Nevada | • Wisconsin |
| • Indiana | • Ohio | • Wyoming |
| • Michigan | • Oregon | |

*Forms filing CF-2020-OCYFR only.

BACKGROUND

In circular:

- [LI-CF-2020-051](#), we announced the filing of multistate forms filing CF-2020-OCYFR, which introduced two endorsements for the exclusion of loss or damage by a cyber incident and revised one endorsement within the Division Five – Fire And Allied Lines section of the Commercial Lines Manual.
- [LI-CF-2020-052](#), we announced the filing of multistate rules filing CF-2020-RCYRU, which revised several multistate rules within the Division Five – Fire And Allied Lines section of the Commercial Lines Manual to instruct on the usage of new mandatory endorsements filed under companion forms filing CF-2020-OCYFR.
- [LI-CF-2020-059](#), we will provide you with final copies of multistate forms and endorsements included in forms filing CF-2020-OCYFR.

INSURANCE DEPARTMENT ACTION

We have received all necessary approvals or acknowledgements, as required by state laws and regulations, from the insurance departments in the jurisdictions listed in the Jurisdictions block.

Note: The announcement of implementation in a particular jurisdiction includes the implementation of the multistate filings and any state supplement and/or amendment filing.

EFFECTIVE DATE

Forms:

Alabama, Arizona, Arkansas, Delaware, Illinois, Indiana, Michigan, Missouri, Nebraska, Nevada, New Jersey, New Mexico, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Utah, West Virginia, Wisconsin and Wyoming

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

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

North Carolina

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

These changes are applicable to all policies **effective** on or after **December 1, 2020**.

Colorado and Guam

We do not establish an effective date for Commercial Property forms revisions in this state. Each insurer that elects to utilize this revision is responsible for determining its own effective date.

Rules:

Alabama, Arizona, Delaware, Indiana, Michigan, Missouri, Nebraska, New Jersey, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Utah, Wisconsin and West Virginia

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

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

North Carolina

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

These changes are applicable to all policies **effective** on or after **December 1, 2020**.

Arkansas, Colorado, Illinois, Nevada, New Mexico and Wyoming

We do not establish an effective date for Commercial Property rules revisions in this state. Each insurer that elects to utilize this revision is responsible for determining its own effective date.

COMPANY ACTION

Refer to the Summary of Company Action Requirements attached.

RATING SOFTWARE IMPACT**CF-2020-OCYFR:**

Refer to circular [LI-CF-2020-051](#) for the impact of the multistate filing.

CF-2020-RCYRU:

Refer to circular [LI-CF-2020-052](#) for the impact of the multistate filing.

IMPACT ON STATISTICAL REPORTING

ISO is in the process of reviewing the statistical reporting impact of this filing. A Statistical Plan Holders circular announcing revisions to the Commercial Fire and Allied Lines module in the Commercial Statistical Plans will be released to the industry allowing sufficient lead-time to implement any applicable changes.

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-2019-057](#) 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.

FUTURE ISO ACTION

In future circulars, we will:

- Update the status of this revision. This status report will be updated periodically to provide you with the latest status. For interim updates, please check the Insurance Lines Services web site (www.verisk.com/ils). In addition to other information, this web site contains copies of major multistate filing status reports that are updated approximately every two weeks.
- Inform you of implementation status of these filings in additional jurisdictions.
- Provide an updated multistate status report summarizing filing activity.

REVISION DISTRIBUTION

Forms:

We will issue a Notice to Portfolioholders with an edition date of 12-20 (or the earliest possible subsequent date), along with any new and/or revised manual pages.

Rules:

We will issue a Notice to Manualholders with an edition date of 12-20 (or the earliest possible subsequent date), along with any new and/or revised manual pages.

REFERENCE(S)

- [LI-CF-2020-059](#) (07/13/2020) Commercial Property Multistate Forms Cyber Incident Exclusion Endorsements (Edition 12 20) Available
- [LI-CF-2020-052](#) (06/04/2020) Introduction Of Multistate Rules Revision Addressing Cyber Incident Exclusion Endorsements Being Filed
- [LI-CF-2020-051](#) (06/04/2020) Introduction Of Multistate Forms Revisions Addressing Cyber Incident Exclusion Endorsements Being Filed
- [LI-CL-2019-057](#) (12/10/2019) Revised Lead Time Requirements Listing

[ATTACHMENT\(S\)](#)

- Summary of Company Action Requirements
- Status Report

CONTACT INFORMATION

If you have any questions concerning:

- The forms content of this circular, please contact:
Joseph Ameen
Compliance and Product Services – Property
201-469-2589
property@verisk.com
- Other issues for this circular, please contact Customer Support:
E-mail: info@verisk.com
Phone: 800-888-4476

Callers outside the United States, Canada, and the Caribbean may contact us using our global toll-free number (International Access Code + 800 48977489). For information on all ISO products, visit us at www.verisk.com/iso. To keep abreast of the latest Insurance Lines Services updates, view www.verisk.com/ils.



IMPORTANT NOTICE FOR USERS OF ISO PRODUCTS AND SERVICES

Please make sure that your company has authorized your use of this product and has complied with the requirements applicable in the jurisdiction where you plan to use it.

We distribute both state-specific and multi-state products and services. We do not distribute all the multi-state products and services for use in every jurisdiction due to corporate policy, regulatory preference, or variations or lack of clarity in state laws.

We provide participating insurers with information concerning the jurisdictions for which our products and services are distributed. Even in those jurisdictions, each insurer must determine what filing requirements, if any, apply and whether those requirements have been satisfied.

Now, as in the past, all of our products and services are advisory, and are made available for optional use by participating insurers as a matter of individual choice. Your company must decide for itself which, if any, ISO products or services are needed or useful to its operation and how those selected for use should be applied. We urge that you be guided by the advice of your attorneys on the legal requirements.

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SUMMARY OF COMPANY ACTION REQUIREMENTS

FORMS filing: CF-2020-OCYFR

Arkansas Arizona Delaware Illinois Michigan Nebraska Nevada North Carolina North Dakota	Ohio Oregon Pennsylvania Rhode Island South Dakota West Virginia Wisconsin Wyoming	<p>If you have authorized us to file on your behalf and decide:</p> <ul style="list-style-type: none"> • 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. <p>For guidance on submission requirements, consult the ISO State Filing Handbook.</p> <p>In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number <u>CF-2020-OCYFR</u>, 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. In addition, for:</p> <ul style="list-style-type: none"> • Arizona, refer to SERFF Tracking Number <u>ISOF-132396449</u> • North Carolina, refer to SERFF Tracking Number <u>ISOF-132396465</u>
Guam		<p>ISO has not filed this revision on behalf of insurers.</p> <p>You must independently determine what revision to make and when to make any revision effective. If you decide to use all or any part of ISO's revision, you must make an appropriate submission with the Insurance Department.</p> <p>For guidance on submission requirements, consult the ISO State Filing Handbook.</p> <p>In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number <u>CF-2020-OCYFR</u>, 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.</p>
New Jersey		<p>If you have authorized us to file on your behalf and decide:</p> <ul style="list-style-type: none"> • 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. <p>For guidance on submission requirements, consult the ISO State Filing Handbook.</p> <p>In all correspondence with the New Jersey Department of Banking & Insurance on this revision, you should refer to ISO Filing Number <u>CF-2020-OCYFR</u>, and the New Jersey Dept. File No. 20-1206, 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.</p>

SUMMARY OF COMPANY ACTION REQUIREMENTS

FORMS filing: CF-2020-OCYFR (Cont'd)

**Alabama
Indiana
Missouri
New Mexico
Tennessee
Utah**

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.

WE WILL SUBMIT THIS REVISION TO THE INSURANCE DEPARTMENT ON:

- October 27, 2020 (Utah)
- October 30, 2020 (Indiana)
- November 2, 2020 (Tennessee)
- November 6, 2020 (Alabama)
- November 10, 2020 (New Mexico)
- November 11, 2020 (Missouri)

IF STATE FILING REQUIREMENTS DICTATE THAT YOU MAKE A SUBMISSION WITH THE INSURANCE DEPARTMENT, DO NOT SUBMIT IT PRIOR TO THIS DATE.

In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number CF-2020-OCYFR, 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.

Colorado

ISO has not filed this revision on behalf of insurers.

You must independently determine what revision to make and when to make any revision effective. If you decide to use all or any part of our revision, you are NOT required to file anything with the Insurance Department.

You must document your files in case the Insurance Department wishes to review the information at a later date. In all internal correspondence on this revision, you should refer to ISO Filing Number CF-2020-OCYFR, 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.

SUMMARY OF COMPANY ACTION REQUIREMENTS

RULES filing: CF-2020-RCYRU

Arizona Delaware Michigan Nebraska North Carolina	Ohio Oregon Pennsylvania Rhode Island West Virginia	<p>If you have authorized us to file on your behalf and decide:</p> <ul style="list-style-type: none"> • 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. <p>For guidance on submission requirements, consult the ISO State Filing Handbook.</p> <p>In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number <u>CF-2020-RCYRU</u>, 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. In addition, for:</p> <ul style="list-style-type: none"> • Arizona, refer to SERFF Tracking Number <u>ISOF-132396403</u> • North Carolina, refer to SERFF Tracking Number <u>ISOF-132396497</u>
Colorado		<p>ISO has not filed this revision on behalf of insurers.</p> <p>You must independently determine what revision to make and when to make any revision effective. If you decide to use all or any part of ISO's revision, you must make an appropriate submission with the Insurance Department.</p> <p>For guidance on submission requirements, consult the ISO State Filing Handbook.</p> <p>WE WILL SUBMIT OUR REFERENCE FILING TO THE INSURANCE DEPARTMENT ON OCTOBER 27, 2020. ANY SUBMISSION YOU MAY MAKE WITH THE INSURANCE DEPARTMENT WITH RESPECT TO THIS FILING SHOULD NOT BE SUBMITTED PRIOR TO THIS DATE.</p> <p>In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number <u>CF-2020-RCYRU</u>, 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.</p>
Illinois Nevada Wyoming		<p>ISO has not filed this revision.</p> <p>You must independently determine what revision to make and when to make any revision effective. If you decide to use all or any part of our revision, you are NOT required to file anything with the Insurance Department.</p> <p>You must document your files in case the Insurance Department wishes to review the information at a later date. In all internal correspondence on this revision, you should refer to ISO Filing Number <u>CF-2020-RCYRU</u>, 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.</p>

SUMMARY OF COMPANY ACTION REQUIREMENTS

RULES filing: CF-2020-RCYRU (Cont'd)

Alabama
Indiana
Missouri
New Jersey
North Dakota
South Dakota
Tennessee
Utah
Wisconsin

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.

WE WILL SUBMIT THIS REVISION TO THE INSURANCE DEPARTMENT ON:

- October 15, 2020 (South Dakota)
- October 27, 2020 (Utah)
- October 30, 2020 (Indiana)
- November 1, 2020 (New Jersey)
- November 2, 2020 (Tennessee)
- November 6, 2020 (Alabama)
- November 11, 2020 (Missouri)
- November 20, 2020 (North Dakota, Wisconsin)

IF STATE FILING REQUIREMENTS DICTATE THAT YOU MAKE A SUBMISSION WITH THE INSURANCE DEPARTMENT, DO NOT SUBMIT IT PRIOR TO THIS DATE.

In all correspondence with the Insurance Department on this revision, you should refer to ISO Filing Number CF-2020-RCYRU, 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.

Arkansas
New Mexico

ISO has not filed this revision on behalf of insurers.

You must independently determine what revision to make and when to make any revision effective. If you decide to use all or any part of our revision, you are NOT required to file anything with the Insurance Department.

You must document your files in case the Insurance Department wishes to review the information at a later date. In all internal correspondence on this revision, you should refer to ISO Filing Number CF-2020-RCYRU, 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.

**Status of Commercial Property Multistate Forms And Rules Revisions Addressing
Cyber Incident Exclusion Endorsements
CF-2020-OCYFR (Forms), CF-2020-RCYRU (Rules)**

STATE	EFFECTIVE OR DISTRIBUTION DATE	STATE-SPECIFIC SUPPLEMENT/AMENDMENT CIRCULAR (FO, RU)	IMPLEMENTATION CIRCULAR (FO, RU)
ALABAMA	12/1/2020		LI-CF-2020-060
ALASKA			
ARIZONA	12/1/2020		LI-CF-2020-060
ARKANSAS	12/1/2020		LI-CF-2020-060
CALIFORNIA			
COLORADO	12/1/2020		LI-CF-2020-060
CONNECTICUT			
DELAWARE	12/1/2020		LI-CF-2020-060
DIST. OF COLUMBIA			
FLORIDA			
GEORGIA			
GUAM*	12/1/2020		LI-CF-2020-060
HAWAII	BUREAU		
IDAHO			
ILLINOIS	12/1/2020		LI-CF-2020-060
INDIANA	12/1/2020		LI-CF-2020-060
IOWA			
KANSAS			
KENTUCKY			
LOUISIANA			
MAINE			
MARYLAND			
MASSACHUSETTS			
MICHIGAN	12/1/2020		LI-CF-2020-060
MINNESOTA			
MISSISSIPPI			
MISSOURI	12/1/2020		LI-CF-2020-060
MONTANA			
NEBRASKA	12/1/2020		LI-CF-2020-060
NEVADA	12/1/2020		LI-CF-2020-060
NEW HAMPSHIRE			
NEW JERSEY	12/1/2020		LI-CF-2020-060
NEW MEXICO	12/1/2020		LI-CF-2020-060
NEW YORK			
NORTH CAROLINA	12/1/2020		LI-CF-2020-060
NORTH DAKOTA	12/1/2020		LI-CF-2020-060
OHIO	12/1/2020		LI-CF-2020-060
OKLAHOMA			
OREGON	12/1/2020		LI-CF-2020-060
PENNSYLVANIA	12/1/2020		LI-CF-2020-060
PUERTO RICO			
RHODE ISLAND	12/1/2020		LI-CF-2020-060
SOUTH CAROLINA			
SOUTH DAKOTA	12/1/2020		LI-CF-2020-060
TENNESSEE	12/1/2020		LI-CF-2020-060
TEXAS			
U.S. VIRGIN ISLANDS*			
UTAH	12/1/2020		LI-CF-2020-060
VERMONT			
VIRGINIA			
WASHINGTON	BUREAU		
WEST VIRGINIA			LI-CF-2020-060
WISCONSIN	12/1/2020		LI-CF-2020-060
WYOMING	12/1/2020		LI-CF-2020-060

* ISO has no jurisdiction for rules

MU FORMS FILED	MU RULES FILED
LI-CF-2020-051	LI-CF-2020-052