

FORMS/RULES/LOSS COSTS/ELPS – IMPLEMENTATION

APRIL 12, 2021

GENERAL LIABILITY

LI-GL-2021-168

2020 GENERAL LIABILITY MULTISTATE NEW AND REVISED OPTIONAL ENDORSEMENTS, MANUAL RULES, LOSS COSTS MAPPINGS AND ESTIMATED LOSS POTENTIALS (ELPS) REVISION ADDRESSING CANNABIS TO BE IMPLEMENTED IN MASSACHUSETTS

KEY MESSAGE

We are implementing new and revised optional multistate endorsements, rules, loss costs and estimated loss potentials (ELPs) as part of the Commercial General Liability Program in Massachusetts.

Effective Date: 8/1/2021

Filing IDs: GL-2020-OMJFR (Forms), GL-2020-RMJRU (Rules), GL-2020-RMJLC (Loss Costs) and GL-2020-RELCC (ELPs)

UPGRADE TO WORD AND EXCEL DOCUMENTS

ISO is currently implementing changes to our authoring and delivery systems so that **newly created** documents will be delivered in Office 365 .docx/.xlsx format. These changes will be phased in by product/service tentatively beginning in second quarter 2021. We are providing advance notification so that you may prepare your internal systems. Products impacted include, but are not limited to, documents delivered/accessed via Circulars, CLM, EFD, ERC, Filings, FIRST, Forms Library (including PolicyWriting Support Forms Instructional Supplement), PRM, Statistical Plans and Suite +.

BACKGROUND

In circular:

- [LI-GL-2020-225](#), we announced the submission of forms filing GL-2020-OMJFR, which introduced and revised various optional multistate endorsements addressing cannabis related liability exposures for use with the General Liability program.
- [LI-GL-2020-226](#), we announced the submission of rules filing GL-2020-RMJRU, which revised multistate rules in Division Six – General Liability of the Commercial Lines Manual to reflect, in part, changes made in companion forms filing GL-2020-OMJFR.
- [LI-GL-2020-227](#), we announced the submission of loss costs filing GL-2020-RMJLC, which announced the submission of a General Liability multistate loss costs filing to address cannabis.
- [LI-GL-2020-228](#), we announced the submission of estimated loss potentials (ELPs) filing GL-2020-RELCC, which revised the Estimated Loss Potentials (ELPs) Supplement in Division Six of the Commercial Lines Manual (CLM) to address cannabis.

In subsequent circulars, which are listed in the attached multistate status report, we provided state supplements to the multistate forms and rules filings for certain jurisdictions, where appropriate.

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

GL-2020-OMJFR (Forms) and GL-2020-RMJRU (Rules):

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

These changes are applicable to all policies **written** on or after August 1, 2021.

LOSS COSTS FILING GL-2020-RMJLC:

We do not establish an effective date for General Liability loss costs revisions in this jurisdiction. Each insurer that elects to utilize this revision is responsible for determining its own effective date.

ESTIMATED LOSS POTENTIAL (ELPs) FILING GL-2020-RELCC:

We do not establish an effective date for Estimated Loss Potential Supplement revisions.

COMPANY ACTION

FORMS FILING GL-2020-OMJFR:

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 Number GL-2020-OMJFR, 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.

RULES FILING GL-2020-RMJRU:

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 Number GL-2020-RMJRU, 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 FILING GL-2020-RMJLC:

You must independently determine the final rates you will use and the effective date of any rate change. If you decide to use our prospective loss costs to revise your rates, 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 Number GL-2020-RMJLC, NOT this circular number.

CAUTION: This reference filing revises only certain advisory prospective loss costs for General Liability in this state. 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.

ESTIMATED LOSS POTENTIAL (ELPs) FILING GL-2020-RELCC:

If you decide to use our ELPs, you must:

- Determine what modification, if any, to these ELPs are appropriate for your company;
- Determine the expense and profit components to use with these ELPs;
- Comply with the provisions of Rule 2. Referrals to Company in Division Six of the CLM;
- Advise your staff of your decisions; and
- Comply with any applicable regulatory requirements.

If you decide NOT to revise your rates based on our ELPs, you need do nothing.

In all correspondence on this revision, you should refer to ISO Filing Number GL-2020-RELCC, NOT this circular.

RATING SOFTWARE IMPACT

Refer to the circulars in the Reference(s) block for the impact of the multistate filings.

IMPACT ON STATISTICAL REPORTING

ISO has released the statistical reporting requirements in circular [SP-GL-2021-001](#), General Liability Cannabis Coding Introduced, dated January 25, 2021 announcing revisions to the General Liability module for Cannabis Coding including new Classification Codes and Endorsement Identifiers in the Commercial Statistical Plans.

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-2021-004](#) 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:

- Inform you of implementation status of these filings in additional jurisdictions.
 - Provide an updated multistate status report summarizing filing activity. 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.
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REVISION DISTRIBUTION

Forms:

We will issue a Notice to Portfolioholders with an edition date of 8-21 (or the earliest possible subsequent date), along with any new and/or revised forms.

Rules/Loss Costs/ELPs:

We will issue a Notice to Manualholders with an edition date of 8-21 (or the earliest possible subsequent date), along with any new and/or revised manual pages.

REFERENCE(S)

- [LI-CL-2021-004](#) (02/17/2021) Revised Lead Time Requirements Listing
 - [SP-GL-2021-001](#) (01/25/2021) General Liability Cannabis Coding Introduced
 - [LI-GL-2020-228](#) (12/31/2020) 2020 Estimated Loss Potentials (ELPs) Supplement Revision Addressing Cannabis Is Provided
 - [LI-GL-2020-227](#) (12/31/2020) 2020 General Liability Multistate Loss Costs Mappings Addressing Cannabis Are Being Filed
 - [LI-GL-2020-226](#) (12/31/2020) 2020 Multistate Rules And Related Classification Revision Addressing Cannabis Are Being Filed
 - [LI-GL-2020-225](#) (12/31/2020) 2020 New And Revised Multistate Optional Endorsements Addressing Cannabis Are Being Filed
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ATTACHMENT(S)

Status Report

ACKNOWLEDGMENT OF ACTUARIAL QUALIFICATIONS

The American Academy of Actuaries' "Qualifications Standards for Actuaries Issuing Statements of Actuarial Opinion in the United States" requires that an actuary issuing a Statement of Actuarial Opinion should include an acknowledgment with the opinion that he/she has met the qualification standards of the AAA. ISO considers this loss cost filing a Statement of Actuarial Opinion; therefore, we are including the following acknowledgment:

I, Thomas Slader, am an Associate Actuarial Consultant for ISO and I am a member of the Casualty Actuarial Society. I, Timothy McCarthy, am an Actuarial Director for ISO and I am a member of the American Academy of Actuaries. We are jointly responsible for the content of this Statement of Actuarial Opinion and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.

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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.

**Status of General Liability Multistate Filings
Forms (GL-2020-OMJFR), Rules (GL-2020-RMJRU), Loss Costs (GL-2020-RMJLC)
and ELPs (GL-2020-RELCC)**

STATE	EFFECTIVE OR DISTRIBUTION DATE	STATE-SPECIFIC FILING/SUPPLEMENT/AMENDMENT CIRCULARS		IMPLEMENTATION CIRCULARS
		FORMS	RULES	
ALABAMA	8/1/2021	**	**	LI-GL-2021-052
ALASKA				
ARIZONA	8/1/2021	LI-GL-2021-047	LI-GL-2021-048	LI-GL-2021-084
ARKANSAS	8/1/2021	LI-GL-2021-023	LI-GL-2021-024	LI-GL-2021-052
CALIFORNIA				
COLORADO	8/1/2021	**	**	LI-GL-2021-052
CONNECTICUT	8/1/2021	LI-GL-2021-045	LI-GL-2021-046	LI-GL-2021-084
DELAWARE				
DIST. OF COLUMBIA (C)				
FLORIDA				
GEORGIA				
GUAM*	8/1/2021	**		LI-GL-2021-052
HAWAII	BUREAU			
IDAHO	8/1/2021	**	**	LI-GL-2021-052
ILLINOIS	8/1/2021	LI-GL-2021-025	LI-GL-2021-026	LI-GL-2021-052
INDIANA	8/1/2021	**	**	LI-GL-2021-052
IOWA	8/1/2021	**	**	LI-GL-2021-084
KANSAS	8/1/2021	**	**	LI-GL-2021-052
KENTUCKY				
LOUISIANA (B)	8/1/2021	LI-GL-2021-042 LI-GL-2021-057 (A)	LI-GL-2021-043 LI-GL-2021-058 (A)	LI-GL-2021-084
MAINE	8/1/2021	**	**	LI-GL-2021-052
MARYLAND	8/1/2021	**	**	LI-GL-2021-052
MASSACHUSETTS	8/1/2021	**	**	LI-GL-2021-168
MICHIGAN	8/1/2021	LI-GL-2021-039	LI-GL-2021-040	LI-GL-2021-104
MINNESOTA	8/1/2021	LI-GL-2021-014	LI-GL-2021-015	LI-GL-2021-104
MISSISSIPPI	8/1/2021	**	**	LI-GL-2021-052
MISSOURI	8/1/2021	**	**	LI-GL-2021-052
MONTANA				
NEBRASKA	8/1/2021	LI-GL-2021-031	LI-GL-2021-032	LI-GL-2021-052
NEVADA	8/1/2021	**	**	LI-GL-2021-052
NEW HAMPSHIRE	8/1/2021	LI-GL-2021-016	LI-GL-2021-017	LI-GL-2021-052
NEW JERSEY	8/1/2021	LI-GL-2021-093	LI-GL-2021-094	LI-GL-2021-104
NEW MEXICO	8/1/2021	LI-GL-2021-027	LI-GL-2021-028	LI-GL-2021-052
NEW YORK				
NORTH CAROLINA	8/1/2021	**	**	LI-GL-2021-052
NORTH DAKOTA	8/1/2021	LI-GL-2021-021	LI-GL-2021-022	LI-GL-2021-052
OHIO	8/1/2021	**	**	LI-GL-2021-052
OKLAHOMA	8/1/2021	LI-GL-2021-033	LI-GL-2021-034	LI-GL-2021-052
OREGON			LI-GL-2021-013	
PENNSYLVANIA	8/1/2021	**	**	LI-GL-2021-052
PUERTO RICO				
RHODE ISLAND	8/1/2021	LI-GL-2021-019	LI-GL-2021-020	LI-GL-2021-052
SOUTH CAROLINA	8/1/2021	**	LI-GL-2021-098	LI-GL-2021-104
SOUTH DAKOTA		LI-GL-2021-095	LI-GL-2021-096	
TENNESSEE	8/1/2021	**	**	LI-GL-2021-052
TEXAS				
U.S. VIRGIN ISLANDS*				
UTAH	8/1/2021	**	**	LI-GL-2021-052
VERMONT				
VIRGINIA				
WASHINGTON				
WEST VIRGINIA	8/1/2021	**	**	LI-GL-2021-052
WISCONSIN	8/1/2021	**	**	LI-GL-2021-052
WYOMING	8/1/2021	LI-GL-2021-035	LI-GL-2021-036	LI-GL-2021-052

**Status of General Liability Multistate Filings
Forms (GL-2020-OMJFR), Rules (GL-2020-RMJRU), Loss Costs (GL-2020-RMJLC)
and ELPs (GL-2020-RELCC)**

BOLD INDICATES CHANGES.

- * ISO has no jurisdiction for rules/loss costs.
- ** There is NO state supplement.
- (A) Filing(s) amended.
- (B) Refer to the following state-specific circulars, which contain a complete set of the state-specific Premises/Operations and Products/Completed Operations ELPs:
 - Louisiana – [LI-GL-2021-044](#)
- (C) Refer to the following state-specific circular for the District of Columbia Cannabis ELPs Supplement revision:
 - District of Columbia – [LI-GL-2021-068](#)