

LOSS COSTS/RULES/FORMS – IMPLEMENTATION

SEPTEMBER 28, 2023

COMMERCIAL PROPERTY

LI-CF-2023-117

COMMERCIAL PROPERTY MULTISTATE EARTHQUAKE DEDUCTIBLE OPTIONS AND RELATED RULES AND LOSS COST REVISIONS TO BE IMPLEMENTED IN ALASKA

KEY MESSAGE

We are implementing flat-dollar deductible options for earthquake/volcanic eruption, multistate and state-specific earthquake rules and loss costs revisions.

Effective Date: 8/1/2024

Filing IDs: [CF-2023-ODEQF](#) (Forms), [CF-2023-RDEQR](#) (Rules) and [CF-2023-REQL1](#) (Loss Costs)

BACKGROUND

In circular:

- [LI-CF-2023-104](#), we announced the submission of forms filing CF-2023-ODEQF, introducing multistate flat-dollar deductible options for earthquake/volcanic eruption.
- [LI-CF-2023-105](#), we announced the submission of rules filing CF-2023-RDEQR which revises Commercial Property multistate rules to reflect various enhancements pertaining to Earthquake coverage and state-specific rules and territories as a result of a related review of Earthquake loss costs.
- [LI-CF-2023-106](#), we announced the submission of loss cost filing CF-2023-REQL1, providing loss costs for revised Building classes and Earthquake territories and revising the Earthquake Personal Property rating procedure.

INSURANCE DEPARTMENT ACTION

The Alaska Division of Insurance has approved filing CF-2023-ODEQF and acknowledged filings CF-2023-RDEQR and CF-2023-REQL1 as filed.

EFFECTIVE DATE

Forms/Rules:

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

These changes are applicable to all policies effective on or after August 1, 2024.

Loss Costs:

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

These changes are applicable to all policies effective on or after August 1, 2024.

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:**

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 CF-2023-ODEQF and SERFF Tracking Number ISO-133771866, 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:

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 CF-2023-RDEQR and SERFF Tracking Number ISO-133771853, 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 Filing Number CF-2023-REQL1 and SERFF Tracking Number ISO-133771865, NOT this circular number.

CAUTION: This reference filing revises only certain advisory prospective loss costs for Commercial Property 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.

SPECIAL NOTICE

The Alaska Division of Insurance has asked that we notify participating insurers that adopt ISO forms or form-related rule revisions that they must accept the explanatory materials in the ISO filing submission. The Division will consider insurers that do not accept the explanatory materials as deviating from the ISO filing. These insurers must explain their deviation as they would in any other form or form-related rule revision. The Division will assume that insurers that have provided ISO with filing authorization have accepted the explanatory materials in filings ISO makes on their behalf unless the insurer provides a written explanation for the deviation. Insurers that have not provided ISO with filing authorization must include in their adoption letters to the Division a statement either acknowledging that they are accepting the explanatory materials that were part of the ISO filing, or an explanation for their deviation.

RATING SOFTWARE IMPACT

Forms:

New attributes being introduced with this revision:

- Additional information will be required from the policyholder to complete a rating calculation.
- New edition dates of an existing form number are being introduced.
- New forms are being introduced.

Rules/Loss Costs:

New attributes being introduced with this revision:

- Additional information will be required from the policyholder to complete a rating calculation.
- A new code is being introduced.
- Current loss costs are being withdrawn.
- Factors are being introduced and revised.
- Current factors are being withdrawn.
- New calculations are being introduced.
- An existing rating formula is being rewritten.

IMPACT ON STATISTICAL REPORTING

Statistical Plan Holders circular [SP-EQ-2022-001](#), entitled "Earthquake Coding Established", dated August 16, 2022, announced the establishment of Earthquake (EQ) Revised Building Classifications and Construction Codes as well as the establishment of a Soft Story Indicator in the Earthquake module of the CSP and CSP-i.

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-2023-005](#) 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 8-24 (or the earliest possible subsequent date), along with any new and/or revised forms.

Rules/Loss Costs:

We will issue a Notice to Manualholders with an edition date of 8-24 (or the earliest possible subsequent date), along with any new and/or revised manual pages.

REFERENCE(S)

- [LI-CF-2023-106](#) (08/22/2023) Alaska Commercial Property Earthquake Loss Cost Revision Being Filed
 - [LI-CF-2023-105](#) (08/22/2023) Commercial Property Earthquake Rules Revisions Being Submitted In Alaska
 - [LI-CF-2023-104](#) (08/22/2023) New Commercial Property Multistate Earthquake Deductible Options Being Submitted In Alaska
 - [LI-CL-2023-005](#) (02/21/2023) Commercial Lines Revised Lead Time Requirements Listing
 - [SP-EQ-2022-001](#) (08/16/2022) Earthquake Coding Established
 - [LI-CF-2018-114](#) (10/03/2018) Commercial Property Multistate Forms (edition 02 19) Available
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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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