

RULES – IMPLEMENTATION

OCTOBER 4, 2024

COMMERCIAL LINES

LI-CL-2024-085

KENTUCKY COMMERCIAL LINES MANUAL MINE SUBSIDENCE RULES REVISION TO BE IMPLEMENTED

KEY MESSAGE

This circular announces the implementation of a revision to the Mine Subsidence Insurance rules in various divisions of the Commercial Lines Manual in response to Kentucky Department of Insurance Bulletins 2024-05 and 2024-07.

Applicable LOBs: AG, BP, CF, FR, OP

Filing ID: [CL-2024-ORU2](#)

Effective Date: 1/1/2025

BACKGROUND

In circular [LI-CL-2024-076](#), we announced the submission of filing CL-2024-ORU2 in response to Kentucky Department of Insurance Bulletin 2024-05.

Subsequently, in circular [LI-CL-2024-080](#), we announced the submission of an amendment to filing CL-2024-ORU2 in response to Kentucky Department of Insurance Bulletin 2024-07.

INSURANCE DEPARTMENT ACTION

We have received all necessary approvals or acknowledgements, as required by state laws and regulations, from the Insurance Department.

EFFECTIVE DATE

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

These changes are applicable to all policies written on or after January 1, 2025.

COMPANY ACTION

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 CL-2024-ORU2 and SERFF Tracking Number ISOF-134232760 (AG/OP), ISOF-134232757 (BP), ISOF-134232780 (CF), ISOF-134232689 (FR), 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.

RATING SOFTWARE IMPACT

New attributes being introduced with this revision:

- New, additional rates are being introduced.
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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-2024-016](#) 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

All Lines Of Business Except Commercial Fire And Allied Lines

We will issue a Notice to Manualholders with an edition date of 1-25 (or the earliest possible subsequent date), along with any new and/or revised manual pages. Refer to the Effective Date block for information regarding the effective date of this revision.

Commercial Fire And Allied Lines

We will issue a Notice to Manualholders with an edition date of 3-25 (or the earliest possible subsequent date), along with any new and/or revised manual pages. Refer to the Effective Date block for information regarding the effective date of this revision.

EFFECT OF ISO REVISION ON FLEX RATING

This revision does not result in any change which would increase or decrease supplementary rating information for any classification of risks within any territory more than 25%.

A company that decides to revise its supplementary rating information should determine the overall rate level impact of its revision and any other revision that it has implemented over the preceding 12 months. ISO has made the following revision(s) of supplementary rating information for Businessowners and Commercial Fire and Allied Lines over the preceding 12 months which result in percent indications different than those contained in the filing:

Filing BP-2022-RPAY: Revision of annual individual payroll amounts specific to Kentucky.

Filing CF-2023-RDEQR: Revision of state specific rules and territories as a result of a related review of Earthquake loss costs.

A company that decides to revise its supplementary rating information should determine the overall rate level impact of its revision and any other revisions that it has implemented over the preceding 12 months. ISO has not made any revision of supplementary rating information for Agricultural Capital Assets (Output Policy), Capital Assets Program (Output Policy) or Farm over the preceding 12 months which would result in percent indications different than those contained in the filing.

REFERENCE(S)

- [LI-CL-2024-080](#) (09/25/2024) Kentucky Commercial Lines Manual Mine Subsidence Rules Revision Amended; Implementation Pending
 - [LI-CL-2024-076](#) (09/10/2024) Kentucky Commercial Lines Manual Mine Subsidence Rules Revision Filed; Implementation Pending
 - [LI-CL-2024-068](#) (07/31/2024) Kentucky Department Of Insurance Bulletin 2024-05 Regarding Mine Subsidence Rates Under Review
 - [LI-CL-2024-016](#) (03/12/2024) Commercial Lines Revised Lead Time Requirements Listing
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CONTACT INFORMATION

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