



STATE OF ALASKA
DEPARTMENT OF
COMMERCE
COMMUNITY AND
ECONOMIC DEVELOPMENT
Division of Insurance

Sarah Palin, Governor
Emil Notti, Commissioner
Linda S. Hall, Director

RECEIVED

SEP 12 2008

September 9, 2008

GUESS & RUDD

Mr. James D. DeWitt
Guess & Rudd P.C.
100 Cushman Street, Suite 500
Fairbanks, AK 99701-4659

Dear Mr. DeWitt:

Thank you for your May 28, 2008, letter addressed to Director Hall asking whether a fire service subscription program is insurance.

After review of this letter describing the fire protection subscription service, we have determined that the program as described falls within the scope of the definition of insurance in Title 21 of the Alaska Statutes. Alaska Statute 21.90.900(25) defines insurance to be a contract whereby one undertakes to indemnify another or pay or provide a specified or determinable amount or benefit upon determinable contingencies. While the fire protection subscription does not indemnify or compensate the resident or business for their loss, it does provide a specified benefit (fire service) upon determinable contingencies (fire).

If you have supplementary information that might provide further insight into the program you describe, we would, of course, be willing to review that material. Additional information might include any plan documents, plan implementation descriptions, models such as other municipality or state plans upon which the plan you describe was based or any other relevant material.

Thank you for contacting the Division of Insurance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sarah McNair-Grove".

Sarah McNair-Grove, FCAS, MAAA
Actuary