

H B

3 1 3

STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE REFERENCE LIBRARY

POUCHY - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

House L3C

Feb. 4, 1988

5-1192B

Ford

2/2/88

Original sponsor: Labor and Commerce
Committee

*Rate Filing
vs
Administration*

BY THE LABOR AND
COMMERCE COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 313 (L&C)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to insurance rate filings."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 21.39.040(d) is amended to read:

9 (d) Subject to the exception specified in (e) of this section,
10 each filing shall be on file for a waiting period of 15 days before it
11 becomes effective. This [, WHICH] period may be extended by the
12 director for an additional period not to exceed 15 days if the direc-
13 tor gives written notice within the waiting period to the insurer or
14 rating organization that [WHICH] made the filing stating that addi-
15 tional time for the consideration of the filing is required. Upon
16 written application by the insurer or rating organization, the direc-
17 tor may authorize a filing that the director has reviewed to become
18 effective before the expiration of the waiting period. A filing under
19 this subsection that does not increase rates by more than five percent
20 shall be considered to meet the requirements of this chapter unless
21 disapproved by the director within the waiting period. A filing under
22 this subsection that increases rates by more than five percent may not
23 be considered to meet the requirements of this chapter unless

24 (1) within the waiting period, the director approves the
25 rate increase in writing and specifies the reasons the rate increase
26 meets the requirements of AS 21.39.030;

27 *check reference* (2) *the insurer is in compliance with the requirements* the rate filing information specified under (a)(1) -
28 (4) of this section has been filed with the director;

29 (3) the director has examined the insurer within the past

1 three years under AS 21.09.120; and

2 (4) if the rate filing is for workers' compensation insur-
3 ance, the insurer has provided the director the following information
4 concerning workers' compensation claims for the previous calendar
5 year:

6 (A) the number and dollar amount of claims filed;

7 (B) the number of claims controverted and reasons for
8 the controversion;

9 (C) ^{a separate accounting of} the amount paid in medical, ^{rehabilitation} rehabilitation, legal,
10 and administrative expenses.

11
12
13
14
15
16 *Wait until the director's office is*
17 *written in by the new bill.*
18
19
20
21

22
23 *21.39.130*
24 *was administrative*
25
26
27
28
29

5-1192L

Ford
2/18/88

Original sponsor: Labor and Commerce
Committee

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 313 (L&C)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to insurance rate filings."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 21.39.040(d) is amended to read:

9 (d) Subject to the exception specified in (e) of this section,
10 each filing shall be on file for a waiting period of 15 days before it
11 becomes effective. This [, WHICH] period may be extended by the
12 director for an additional period not to exceed 15 days if the direc-
13 tor gives written notice within the waiting period to the insurer or
14 rating organization that [WHICH] made the filing stating that addi-
15 tional time for the consideration of the filing is required. Upon
16 written application by the insurer or rating organization, the direc-
17 tor may, authorize a filing that the director has reviewed to become
18 effective before the expiration of the waiting period. A filing under
19 this subsection that does not increase rates by more than five percent
20 shall be considered to meet the requirements of this chapter unless
21 disapproved by the director within the waiting period. A filing by an
22 insurer or a rating organization under this subsection that increases
23 rates by more than five percent may not be considered to meet the rate
24 filing requirements of this chapter unless

25 (1) within the waiting period, the director approves the
26 rate increase in writing and specifies the reasons the rate increase
27 meets the requirements of AS 21.39.030;

28 (2) the insurer has filed the rate information specified
29 under (a)(1) - (4) of this section and the annual statement required

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

by AS 21.09.200 with the director; and

(3) if the rate filing is for workers' compensation insurance, the insurer has provided the director the following information concerning workers' compensation claims for the previous calendar year:

(A) the number and dollar amount of claims filed;

(B) the number and dollar amount of premiums collected;

(C) the number of claims controverted and reasons for the controversion;

(D) the amount paid in the categories of medical, rehabilitation, legal, and administrative expenses.

* Sec. 2. AS 21.39.040 is amended by adding a new subsection to read:

(j) Notwithstanding (d) of this section, the director may approve a filing by a rating organization for a member or subscriber of the rating organization that is in compliance with (d)(2) and (3) of this section.