

HOUSE BILL No. 4494

March 21, 1989, Introduced by Reps. Gagliardi and Power and referred to the Committee on Insurance.

A bill to amend section 2606 of Act No. 218 of the Public Acts of 1956, entitled as amended

"The insurance code of 1956,"

being section 500.2606 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 2606 of Act No. 218 of the Public Acts
2 of 1956, being section 500.2606 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 2606. (1) ~~Every~~ EACH insurer shall file with the
5 commissioner, except as to inland marine risks which by general
6 custom of the business are not written according to manual rates
7 or rating plans, every manual, minimum, class rate, rating sched-
8 ule or rating plan, and every other rating rule, and every
9 modification of any of the foregoing which it proposes to use.
10 Every ~~such~~ filing shall state the proposed effective date

1 ~~thereof~~ OF THE FILING, and shall indicate the character and
2 extent of the coverage contemplated.

3 (2) ~~When~~ IF a filing is not accompanied by the information
4 upon which the insurer supports ~~such~~ THE filing, and the com-
5 missioner does not have sufficient information to determine
6 whether ~~such~~ THE filing meets the requirements of this chapter,
7 ~~he~~ THE COMMISSIONER shall require ~~such~~ THE insurer to furnish
8 the information upon which it supports ~~such~~ THE filing and ~~in~~
9 ~~such event~~ the waiting period shall commence as of the date
10 ~~such~~ THE information is furnished. The information furnished
11 in support of a filing may include ~~(a)~~ the experience or judg-
12 ment of the insurer or rating organization making the filing,
13 ~~(b)~~ its interpretation of any statistical data it relies upon,
14 ~~(c)~~ the experience of other insurers or rating organizations,
15 or ~~(d)~~ any other relevant factors.

16 (3) A filing and any supporting information shall be open to
17 public inspection after the filing becomes effective.

18 ~~(4) Specific inland marine rates on risks specially rated,~~
19 ~~made by a rating organization, shall be filed with the~~
20 ~~commissioner.~~

21 (4) ~~(5) An~~ EXCEPT FOR FILINGS CONCERNING RATES, AN insurer
22 may satisfy its obligation to make such filings by becoming a
23 member of, or a subscriber to, a licensed rating organization
24 which makes ~~such~~ filings, and by filing with the commissioner a
25 copy of its authorization of the rating organization to make
26 ~~such~~ filings on its behalf. Nothing contained in this chapter

1 shall be construed as requiring any insurer to become a member of
2 or a subscriber to any rating organization.

3 Section 2. This amendatory act shall not take effect unless
4 all of the following bills of the 85th Legislature are enacted
5 into law:

6 (a) Senate Bill No. _____ or House Bill No. 4492 (request
7 no. 02451'89).

8 (b) Senate Bill No. _____ or House Bill No. 4490 (request
9 no. 02451'89 a).

10 (c) Senate Bill No. _____ or House Bill No. 4491 (request
11 no. 02470'89).

12 (d) Senate Bill No. _____ or House Bill No. 4488 (request
13 no. 02471'89).

14 (e) Senate Bill No. _____ or House Bill No. 4489 (request
15 no. 02472'89).

16 (f) Senate Bill No. _____ or House Bill No. 4493 (request
17 no. 02473'89).

18 (g) Senate Bill No. _____ or House Bill No. 4496 (request
19 no. 02475'89).

20 (h) Senate Bill No. _____ or House Bill No. 4495 (request
21 no. 02476'89).

22 (i) Senate Bill No. _____ or House Bill No. 4487 (request
23 no. 01344'89 a *).