

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 657*
Committee Substitute Favorable 5/25/05
Senate Rules and Operations of the Senate Committee Substitute Adopted 6/12/06

Short Title: Revise Insurance Rate Deviations. (Public)

Sponsors:

Referred to:

March 16, 2005

A BILL TO BE ENTITLED

AN ACT TO REVISE THE LAW GOVERNING INSURANCE RATE DEVIATIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 58-36-30(a) reads as rewritten:

"(a) Except as permitted by G.S. 58-36-100 for workers' compensation loss costs filings, no insurer and no officer, agent, or representative of an insurer shall knowingly issue or deliver or knowingly permit the issuance or delivery of any policy of insurance in this State that does not conform to the rates, rating plans, classifications, schedules, rules and standards made and filed by the ~~Bureau~~ Bureau, as approved by the Commissioner. An insurer may deviate from ~~the rates promulgated by the Bureau~~ such rates, rating plans, classifications, schedules, rules, and standards if the insurer has filed the proposed deviation with the Bureau and the Commissioner, if the resulting premium by coverage does not exceed the premium that would have been determined using the rates, rating plans, classifications, schedules, rules, and standards promulgated by the Bureau and if the proposed deviation is based on sound actuarial ~~principles, and if the proposed deviation is approved by the Commissioner. Amendments to deviations are subject to the same requirements as initial filings. An insurer may terminate a deviation only if the deviation has been in effect for a period of six months before the effective date of the termination and the insurer notifies the Commissioner of the termination no later than 15 days before the effective date of the termination.~~ principles."

SECTION 2. This act is effective when it becomes law.