

INSURANCE
DEPARTMENT OF BANKING AND INSURANCE
DIVISION OF PROPERTY AND CASUALTY
DIVISION OF SOLVENCY REGULATION

Filings: Property and Casualty

Adopted New Rule: N.J.A.C 11:2-36.8

Adopted Amendments: N.J.A.C. 11:1-2.1, 2.2, 2.6 and 2A.3; 11:2-42.3 and 11:2 Appendix, Exhibit A; 11:3-4.7, 16.3, 16.6, 16A.6, 16B.3, 16B.4 and 18.3; and 11:4-7.3

Adopted Repeal: N.J.A.C. 11:13-2.5

Proposed: January 20, 2009 at 41N.J.R. 365(a).

Adopted: May 15, 2009 by Steven M. Goldman, Commissioner, Department of Banking and Insurance

Filed: May 18, 2009 as R. 2009 d. 190, **with technical changes** not requiring additional public notice and comment (see N.J.A.C. 1:30-2.7).

Authority: N.J.S.A. 17:1-8.1, 17:15e, 17:29A-1 et seq., 17:20AA-1 et seq. and 17:36-5.33-5.36

Effective Date: June 15, 2009

Expiration Dates: July 30, 2011, N.J.A.C. 11:1;
September 21, 2010, N.J.A.C. 11:2;
June 7, 2011, N.J.A.C. 11:3;
March 14, 2011, N.J.A.C. 11:4.

Summary of Public Comment and Agency Response:

No comments were received.

Federal Standards Statement

A Federal standards analysis is not required because the adopted new rule and amendment regulate the business of insurance and are not subject to any Federal requirements or standards.

Full text of the adopted new rules and amendments follows (additions to proposal indicated in boldface with asterisks ***thus***; deletions from proposal indicated in brackets with asterisks ***[thus]***):

11:2-36.8 Purchasing groups rate, rule and form filings

Effective ***[(the effective date of this rule)]* June 15, 2009***, the Office of Solvency Regulation will no longer accept any rate, rule or policy form filings submitted by purchasing groups to the Department other than through SERFF (System for Electronic Rate and Form Filing). Any filing received after ***[(one day prior to the effective date of this rule)]* June 14, 2009*** in any method other than through SERFF will be closed without action and returned to the company without review. This applies to initial registrations, subsequent registrations, or the subsequent addition of insurers. All rate, rule or form filings shall be filed through SERFF. If the filing is related to a purchasing group, then the name of the purchasing group shall be incorporated in the SERFF Filing's General Information, Product Name field.

11:3-16A.6 Review of filings

(a) All filings and other items submitted to the Commissioner pursuant to this subchapter shall be sent to the Department through the use of the NAIC electronic filing system SERFF (System for Electronic Rate and Form Filing*)*.

(b)-(d) (No change.)

11:3-16B.3 Rate process for limited rate changes; insurers and rating organizations

(a) -(c) (No change from proposal.)

(d) All filings shall be submitted to the Department through the use of the NAIC electronic filing system SERFF (System for Electronic Rate and Form Filing*)*.

(e)-(f) (No change.)

11:3-16B.4 Rate process for limited rate changes

(a)-(k) (No change.)

(l) Data described above in this section shall be submitted through the use of the NAIC electronic filing system SERFF (System for Electronic Rate and Form Filing*)*. The information shall be provided in a Microsoft Excel 2003 or compatible worksheet. All calculated values shall be given as a formula in the spreadsheet.

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