

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

SENATE BILL

4 **By: Senators Gordon and Beebe**

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For An Act To Be Entitled

8 "AN ACT TO REQUIRE PROPERTY AND CASUALTY INSURERS TO
9 REPORT ANNUALLY REGARDING PROPERTY AND CASUALTY CLAIMS
10 EXPERIENCED IN THIS STATE; TO PROVIDE FOR THE FORM OF THE
11 REPORTS AND THE INFORMATION TO BE INCLUDED THEREIN; TO
12 REQUIRE THE COMMISSIONER OF INSURANCE TO COMPILE AND
13 REVIEW ALL REPORTS AND TO PUBLISH A REPORT; AND FOR OTHER
14 PURPOSES."

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Subtitle

17 "TO REQUIRE PROPERTY AND CASUALTY INSURERS TO REPORT
18 ANNUALLY REGARDING PROPERTY AND CASUALTY CLAIMS
19 EXPERIENCED IN THIS STATE."

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. (A) The Insurance Commissioner shall promulgate regulations
24 which shall require each insurer licensed to write property and casualty
25 insurance in this state to submit an annual report on a form furnished by the
26 commissioner showing its direct writings in this state.

27 (B) The report required by this act shall include but not be limited to
28 the following types of insurance written by such insurer:

29 (1) motor vehicle bodily injury liability insurance, including medical
30 pay insurance;

31 (2) products liability insurance;

32 (3) medical malpractice insurance;

33 (4) architects and engineers malpractice insurance;

34 (5) attorneys malpractice insurance;

35 (6) motor vehicle personal injury protection insurance;

- 1 (7) motor vehicle property liability insurance;
- 2 (8) uninsured motorist insurance;
- 3 (9) underinsured motorist insurance;
- 4 (10) workers_ compensation insurance.

5 (C) The reports shall include the following data for the previous year
6 ending on the thirty-first day of December:

- 7 (1) direct premiums written;
- 8 (2) direct premiums earned;
- 9 (3) net investment income, including net realized capital gains and
10 losses, using appropriate estimates where necessary;
- 11 (4) incurred claims, developed as the sum, and with figures provided
12 for, of the following:
 - 13 (a) dollar amount of claims closed with payment, plus
 - 14 (b) reserves for reported claims at the end of the current year, minus
 - 15 (c) reserves for reported claims at the end of the previous year, plus
 - 16 (d) reserves for incurred but not reported claims at the end of the
17 current year, minus
 - 18 (e) reserves for incurred but not reported claims at the end of the
19 previous year, plus
 - 20 (f) reserves for loss adjustment expense at the end of the current
21 year, minus
 - 22 (g) reserves for loss adjustment expense at the end of the previous
23 year;
 - 24 (5) actual incurred expenses allocated separately to loss adjustment,
25 commissions, other acquisition costs, general office expenses, taxes, licenses
26 and fees, and all other expenses;
 - 27 (6) net underwriting gain or loss; and
 - 28 (7) net operation gain or loss, including net investment income.

29 (D) The report shall be due by the first of March of each year, and the
30 first report shall cover the year 1994.

31 (E) It shall be the duty of the commissioner to annually compile and
32 review all reports submitted by insurers pursuant to this act. The filings
33 shall be published and made available to any interested insured or citizen.

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35 SECTION 2. All provisions of this act of a general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
2 Revision Commission shall incorporate the same in the Code.

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4 SECTION 3. If any provision of this act or the application thereof to
5 any person or circumstance is held invalid, such invalidity shall not affect
6 other provisions or applications of the act which can be given effect without
7 the invalid provision or application, and to this end the provisions of this
8 act are declared to be severable.

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10 SECTION 4. All laws and parts of laws in conflict with this act are
11 hereby repealed.

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