

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 840

Session of
1987

INTRODUCED BY TIGUE, CAWLEY, BLAUM, STABACK, CAPPABIANCA,
JAROLIN, VEON, KOSINSKI, McCALL, LLOYD, COWELL, TRELLO,
PISTELLA, YANDRISEVITS, DUFFY, GAMBLE, HASAY, ACOSTA,
BALDWIN, COLAFELLA, REBER, SIRIANNI, MRKONIC, GRUPPO, FOX,
McVERY, COY, J. TAYLOR, LINTON, DONATUCCI, FISCHER, PETRONE,
SEMMELE, WOZNIAK, MORRIS, STEVENS, DeLUCA, PETRARCA,
LASHINGER, KASUNIC, MAIALE, HOWLETT, BATTISTO, COHEN, SALOOM,
CIVERA AND E. Z. TAYLOR, MARCH 16, 1987

REFERRED TO COMMITTEE ON INSURANCE, MARCH 16, 1987

AN ACT

1 Amending the act of June 11, 1947 (P.L.538, No.246), entitled
2 "An act relating to the regulation of rates for insurance
3 which may be written by stock or mutual casualty insurance
4 companies, associations or exchanges, including fidelity,
5 surety and guaranty bonds and all other forms of motor
6 vehicle insurance, and title insurance; to rating and
7 advisory organizations; conferring on the Insurance
8 Commissioner the power and duty of supervising and regulating
9 persons, associations, companies and corporations, and of
10 enforcing the provisions of this act; prescribing and
11 regulating the practice and procedure before the
12 commissioner, and procedure for review by the courts; giving
13 the Court of Common Pleas of Dauphin County exclusive
14 jurisdiction over certain proceedings; prescribing penalties
15 and providing for enforcement thereof, and repealing
16 inconsistent acts," prohibiting rate increases from taking
17 effect without approval of the Insurance Commissioner.

18 The General Assembly of the Commonwealth of Pennsylvania
19 hereby enacts as follows:

20 Section 1. Sections 4(d) and 5(c) of the act of June 11,
21 1947 (P.L.538, No.246), known as The Casualty and Surety Rate
22 Regulatory Act, are amended to read:

1 Section 4. Rate Filings.

2 * * *

3 (d) Subject to the exception specified in subsection (e) of
4 this section, each filing shall be on file for a waiting period
5 of thirty (30) days [before it becomes effective], which period
6 may be extended by the commissioner for an additional period not
7 to exceed thirty (30) days upon written notice within such
8 waiting period to the insurer or rating organization which made
9 the filing. Upon written application by such insurer or rating
10 organization, the commissioner may authorize a filing or a part
11 thereof which he has reviewed to become effective before the
12 expiration of the waiting period or any extension thereof. [A
13 filing shall be deemed to meet the requirements of this act and
14 to become effective unless disapproved, as hereinafter provided,
15 by the commissioner within the waiting period or any extension
16 thereof.] No rate filing shall take effect until approved by the
17 Insurance Commissioner.

18 * * *

19 Section 5. Disapproval of Filings.--

20 * * *

21 (c) No filing nor any modification thereof shall be
22 disapproved if the rates in connection therewith meet the
23 requirements of this act. No rate filing shall take effect until
24 approval by the Insurance Commissioner

25 Section 2. This act shall apply to all rate filings
26 submitted on or after the effective date of this act.

27 Section 3. This act shall take effect immediately.