

AGENDA
FINANCIAL SERVICES COMMISSION
Office of Insurance Regulation

July 31, 2007

MEMBERS

Governor Charlie Crist
Attorney General Bill McCollum
Chief Financial Officer Alex Sink
Commissioner Charles Bronson

Contact: Chris Bailey
(850-413-2552)

9:00 A. M.
LL-03, The Capitol
Tallahassee, Florida

<u>ITEM</u>	<u>SUBJECT</u>	<u>RECOMMENDATION</u>
-------------	----------------	-----------------------

1. Minutes of the Financial Services Commission for May 15, 2007 and June 12, 2007.

(ATTACHMENT 1)

FOR APPROVAL

2. Adoption of proposed amendment to Rule 69O-149.002, Rating Rule, F.A.C.

Rule 69O-149.002 is being amended to adopt the recent National Association of Insurance Commissioners (NAIC) interstate compact standard for defining incidental for accelerated death benefits. "Accelerated benefits" are benefits payable under a life insurance contract to the owner of the policy, during the owner's lifetime, in anticipation of death or upon the occurrence of specified life threatening or catastrophic conditions. The accelerated benefits received reduce the death benefit otherwise payable to the beneficiaries. The existing rule states that forms that provide for accelerated benefits are not subject to the annual rate filings or Annual Rate Certification (ARC) filings if the benefits are incidental to the total life insurance coverage. The amendment defines "incidental".

(ATTACHMENT 2)

APPROVAL FOR FINAL ADOPTION

3. Adoption of proposed amendments to Rule Chapter 69O-170; Part I, Filing Procedures for Property and Casualty Insurance Rates, Rules, Underwriting Guidelines, F.A.C.

This proposed rule amendment was already approved by the Commission for Final Adoption on January 31, 2006. However a rule challenge was filed which subsequently resulted in a Final Order finding one paragraph in the proposed amendments to be in contravention of the Insurance Code and the Administrative Procedures Act. This Final Order was affirmed on appeal. Consequently, the offending paragraph has been stricken and a Notice of Change published in the Florida Administrative Weekly. This is the only change from the version already approved by the Commission.

This rule provides the procedures by which rates are approved by the Office.

(ATTACHMENT 3)

APPROVAL FOR FINAL ADOPTION

4. Approval for publication of proposed amendment to Rule 69O-171.002, Reporting Requirements, F.A.C.

Section 627.915, Florida Statutes, requires insurers transacting certain lines of property and casualty insurance to report for each line certain information such as premium written, loss reserves, commissions and dividends. The existing rule implements that statute by incorporating an electronic means by which this reporting can be accomplished. The amended rule incorporates a new, updated electronic filing system for this purpose. A printout of the forms in the filing system may be found in Attachment 4.

(ATTACHMENT 4)

APPROVAL FOR PUBLICATION

5. Approval for publication of proposed amendment to Rule 69O-204.010, Viatical Settlements, F.A.C.

Section 624.9925 gives the Financial Services Commission authority to promulgate rules implementing the Viatical Act. This rule defines certain terms in the Viatical Act and adopts the form to be used when a company is applying for a viatical provider license, and the form a licensed provider uses to file its annual report. The forms adopted may be found in Attachment 5.

(ATTACHMENT 5)

APPROVAL FOR PUBLICATION

6. Annual Performance Contract for the Office of Insurance Regulation for Fiscal Year 2007-08.

The Office of Insurance Regulation (Office), at the request of Financial Services Commission, has prepared an annual performance contract for the purpose of establishing measurable performance expectations for each of the Office's responsibilities.

(ATTACHMENT 6)

FOR APPROVAL