

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, APRIL 25, 1974

ADMINISTRATIVE ORDER NO. 6844

**ORDER SUSPENDING THE REQUIREMENT OF FILING CERTAIN RATES
FOR WRITING FIRE INSURANCE POLICIES COVERING LOSS OR DAMAGE
TO PROPERTY BY FIRE AND OTHER PERILS UNDER THE PROVISIONS OF
§ 38.1-279.32 [RECODIFIED AS § 38.2-1903] OF THE CODE OF VIRGINIA**

WHEREAS, It appearing to the Commission that the filing requirements of Chapter 6.2 of Title 38.1 [recodified as Chapter 19 of Title 38.2] of the Code of Virginia for writing Fire Insurance policies covering loss or damage to property by Fire and Other Perils, which may be lawfully written in connection with a Fire Insurance policy in this State, when written on an excess of loss basis where; (1) The insured sustains a first loss in each occurrence caused by the perils insured against in an amount greater than \$100,000; (2) Such loss is retained at the insured's own risk; provided that the insured may carry annual aggregate stop loss coverage limiting his loss in any one year under the first loss retention to an amount not less than \$100,000; and, (3) The minimum premium therefor, excluding the premium for such stop loss coverage, is not less than \$2500, should be suspended, pursuant to the provisions of § 38.1-279.32 [recodified as § 38.2-1903] , until the further order of the Commission, because rates for such kinds of insurance cannot practicably be filed before they are used by an insurer;

IT IS, THEREFORE, ORDERED:

(1) That, pursuant to the provisions of § 38.1-279.32 [recodified as § 38.2-1903], the filing requirements of Chapter 6.2 of Title 38.1 [recodified as Chapter 19 of Title 38.2] of the Code of Virginia for writing Fire Insurance policies covering loss or damage to property by Fire and Other Perils, which may lawfully be written in connection with a Fire Insurance policy in this State, when written on an excess of loss basis where: (1) The insured sustains a first loss in each occurrence caused by the perils insured against in an amount greater than \$100,000; (2) Such loss is retained at the insured's own risk; provided that the insured may carry annual aggregate stop loss coverage limiting his loss in any one year under the first loss retention to an amount not less than \$100,000; and, (3) The minimum premium therefor, excluding the premium for such stop loss coverage, is not less than \$2500, be, and they are hereby, suspended by the entry of this order, until the further order of the Commission; and

(2) That the rates affected by this order and hereafter used by insurers shall not be excessive, inadequate, or unfairly discriminatory, and the Commission hereby reserves the right, either upon its own motion or upon complaint, to make such examination or investigation with respect thereto as it may deem advisable or necessary in order to determine whether any rates affected by such suspension may be, or may become, excessive, inadequate, or unfairly discriminatory.

AN ATTESTED COPY hereof shall be sent every rate service organization licensed in this State; to every insurance company licensed to write Fire Insurance in this State; and, to the Bureau of Insurance.