
SUBSTITUTE SENATE BILL 6326

State of Washington 57th Legislature

2002 Regular Session

By Senate Committee on Labor, Commerce & Financial Institutions
(originally sponsored by Senators Prentice and Winsley)

READ FIRST TIME 02/04/2002.

1 AN ACT Relating to filing reports with the insurance commissioner;
2 and amending RCW 48.05.380 and 48.05.390.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 48.05.380 and 1986 c 148 s 1 are each amended to read
5 as follows:

6 The insurance commissioner shall (~~promulgate~~) adopt rules
7 requiring insurers who are authorized to write property and casualty
8 insurance in the state of Washington to record and report their
9 Washington state loss and expense experiences and other data, as
10 required by RCW 48.05.390. These rules may not require a report to be
11 submitted by any insurer that has no data or experience to report.

12 **Sec. 2.** RCW 48.05.390 and 1994 c 131 s 7 are each amended to read
13 as follows:

14 (1) The report required by RCW 48.05.380 shall include the types of
15 insurance written by the insurer for policies pertaining to:

16 (a) Medical malpractice for physicians and surgeons, hospitals,
17 other health care professions, and other health care facilities
18 individually;

1 (b) Products liability. However, if comparable information is
2 included in the annual statement required by RCW 48.05.250, products
3 liability data must not be reported under RCW 48.05.380;

4 (c) Attorneys' malpractice;
5 (d) Architects' and engineers' malpractice;
6 (e) Municipal liability; and
7 (f) Day care center liability.

8 (2) The report shall include the following data by the type of
9 insurance for the previous year ending on the thirty-first day of
10 December:

11 (a) Direct premiums written;
12 (b) Direct premiums earned;
13 (c) Net investment income, including net realized capital gain and
14 losses, using appropriate estimates where necessary;
15 (d) Incurred claims, development as the sum of the following:
16 (i) Dollar amount of claims closed with payments; plus
17 (ii) Reserves for reported claims at the end of the current year;
18 minus
19 (iii) Reserves for reported claims at the end of the previous year;
20 plus
21 (iv) Reserves for incurred but not reported claims at the end of
22 the current year; minus
23 (v) Reserves for incurred but not reported claims at the end of the
24 previous year; plus
25 (vi) Reserves for loss adjustment expense at the end of the current
26 year; minus
27 (vii) Reserves for loss adjustment expense at the end of the
28 previous year.

29 (e) Actual incurred expenses allocated separately to loss
30 adjustment, commissions, other acquisition costs, advertising, general
31 office expenses, taxes, licenses and fees, and all other expenses;
32 (f) Net underwriting gain or loss;
33 (g) Net operation gain or loss, including net investment income;
34 and
35 (h) Other information requested by the insurance commissioner.

36 (3) The report shall be filed annually with the commissioner, no
37 later than the first day of May.

1 (4) An insurer that does not offer, or does not have policies in
2 force under subsection (1) of this section, is not an insurer under RCW
3 48.05.380 for the purpose of reporting under this section.

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