



FEBRUARY 7, 2019

IN-2019-01

ITEM FILING ANNOUNCEMENT

Indiana—Announcement of Item 01-IN-2019—Revisions to the Indiana Experience Rating Plan Manual Rule 1-D-4

ACTION NEEDED

Please review the changes outlined in the attachment to this circular for impact on your company’s systems and procedures. Also review the weekly *Status of Item Filings* circular for state approval of this item.

Caution: At the time of distribution of this circular, this filing has been recommended to the Indiana Compensation Rating Bureau (ICRB) for consideration and filing with the regulator. It has **not been approved**. Please do not use this information until the regulator has approved the filing. Subscribers should contact the ICRB for further details and status.

BACKGROUND

NCCI has submitted Item 01-IN-2019—Revisions to the Indiana Experience Rating Plan Manual Rule 1-D-4 to the ICRB. This item is applicable upon approval.

This item proposes to revise the Indiana exception to Rule 1-D-4 in NCCI’s *Experience Rating Plan Manual for Workers Compensation and Employers Liability (Experience Rating Plan Manual)*.

Refer to the attachment for details on this item.

IMPACT

No statewide premium impact will result from the changes proposed in this item.

NCCI ACTION

NCCI will take the following actions for Item 01-IN-2019:

- Issue a circular notifying you when the item is approved as filed, approved with changes, disapproved, or withdrawn
- Update the weekly *Status of Item Filings* circular on **ncci.com** with the latest status
- Publish updated pages for NCCI’s *Experience Rating Plan Manual*, if approved

If you would like to subscribe to any of our manuals, please call our Customer Service Center at 800-NCCI-123 (800-622-4123).

PERSON TO CONTACT

If you have any questions, please contact:

Michelle Smith
 Regulatory Consultant
 NCCI
 901 Peninsula Corporate Circle
 Boca Raton, FL 33487-1362
 561-893-3016
 michelle_smith@ncci.com

Technical Contact:

Linda Bello
 Regulatory Filing Consultant
 NCCI
 901 Peninsula Corporate Circle
 Boca Raton, FL 33487-1362
 561-893-3813
 linda_bello@ncci.com

FILING MEMORANDUM

ITEM 01-IN-2019—REVISIONS TO INDIANA EXPERIENCE RATING PLAN MANUAL RULE 1-D-4

PURPOSE

This item revises the Indiana exception to Rule 1-D-4 in NCCI's *Experience Rating Plan Manual for Workers Compensation and Employers Liability Insurance (Experience Rating Plan Manual)*.

BACKGROUND

Indiana Code (IC) 27-7-2-35 requires that records must be open to any bureau member or its authorized representative for risks described by IC 27-7-2-29. The Indiana Compensation Rating Bureau (ICRB) has interpreted that experience rating worksheets fit within the statutory intent of information that must be open to carriers and producers.

Per ICRB policy, records must also be open to any bureau member or its authorized representative for public entities (municipalities).

Indiana's exception to *Experience Rating Plan Manual* Rule 1-D-4 currently states that the risk must provide written authorization for experience rating worksheet requests from parties that are not the carrier of record or producer of record. This Indiana exception must be revised to state that the risk's written authorization is not required for carriers or producers requesting experience rating worksheets for intrastate risks that are currently insured in the residual market or for public entities (municipalities).

PROPOSAL

This item proposes to revise the Indiana exception to *Experience Rating Plan Manual* Rule 1-D-4 to meet the requirements provided in IC 27-7-2-35 and comply with ICRB policy.

IMPACT

No statewide premium impact will result from the changes proposed in this item.

EXHIBIT COMMENTS AND IMPLEMENTATION SUMMARY

Exhibit	Exhibit Comments	Implementation Summary
1	Details the revisions to Indiana's exception to Rule 1-D-4 in NCCI's <i>Experience Rating Plan Manual</i> .	Effective upon approval.

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EXHIBIT 1
EXPERIENCE RATING PLAN MANUAL—2003 EDITION
INDIANA RULE EXCEPTIONS
RULE 1—GENERAL EXPLANATIONS

D. ADMINISTRATION

Change Rule 1-D-4 as follows:

4. Any risk qualifying for an experience rating modification factor will, upon request to the Indiana Compensation Rating Bureau (ICRB), be provided with a copy of their its experience rating modification worksheet. The carrier of record and producer of record are provided access to the experience rating worksheet. Additional parties may be allowed access to the experience rating worksheet if authorized in writing by the risk. For intrastate risks only, a letter of authority is not required for carriers and producers requesting experience rating worksheets for:

- Risks that are currently insured in the residual market
- Public entities (municipalities)