

By Mr. Serra of Boston, petition of Emanuel G. Serra for legislation to require annual reports by property and casualty insurers. Insurance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Five.

AN ACT TO REQUIRE ANNUAL REPORTS BY PROPERTY AND CASUALTY INSURERS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 175 of the General Court is hereby amended by insert-
2 ing after section 27, as appearing in the Tercentenary Edition, the
3 following section: —

4 *Section 27A.* A. The commissioner shall promulgate rules and
5 regulations which shall require each insurer licensed to write prop-
6 erty and casualty insurance in this state, as a supplement to its
7 annual statement, to submit a report on a form furnished by the
8 commissioner showing its direct writings in this state.

9 B. The supplemental report required by Subsection A of this
10 Section shall include but not be limited to the following types of
11 insurance written by such insurer: —

12 (1) Motor vehicle bodily injury liability insurance, including
13 medical pay insurance.

14 (2) Products liability insurance.

15 (3) Medical malpractice insurance.

16 (4) Architects and engineers malpractice insurance.

17 (5) Attorneys malpractice insurance.

18 (6) Motor vehicle personal injury protection insurance.

19 (7) Motor vehicle property liability insurance.

20 (8) Uninsured motorist insurance.

21 (9) Underinsured motorist insurance.

22 C. The supplemental reports shall include the following data

23 for the previous year ending on the thirty-first day of Decem-
24 ber: —

25 (1) Direct premiums written.

26 (2) Direct premiums earned.

27 (3) Net investment income, including net realized capital gains
28 and losses, using appropriate estimates where necessary.

29 (4) Incurred claims, developed as the sum, and with figures
30 provided for, of the following: —

31 (a) Dollar amount of claims closed with payment, plus

32 (b) Reserves for reported claims at the end of the current year,
33 minus

34 (c) Reserves for reported claims at the end of the previous year,
35 plus

36 (d) Reserves for incurred but not reported claims at the end of
37 the current year, minus

38 (e) Reserves for incurred but not reported claims at the end of
39 the previous year, plus

40 (f) Reserves for loss adjustment expense at the end of the cur-
41 rent year, minus

42 (g) Reserves for loss adjustment expense at the end of the
43 previous year.

44 (5) Actual incurred expenses allocated separately to loss adjust-
45 ment, commissions, other acquisition costs, general office expenses,
46 taxes, licenses and fees, and all other expenses.

47 (6) Net underwriting gain or loss.

48 (7) Net operation gain or loss, including net investment income.

49 (D) This report shall be due by the first of May of each year, and
50 the first report shall cover the year 1984.

51 (E) It shall be the duty of the commissioner to annually compile
52 and review all such reports submitted by insurers pursuant to this
53 Section. The filings shall be published and made available to any
54 interested insured or citizen.

55 (F) The provisions of section 26 shall be applicable to any
56 failure to file an annual report in the form and within the time
57 provided by this section.