

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
BUREAU OF INSURANCE

AT RICHMOND, JULY 1, 1997
ADMINISTRATIVE ORDER NO. 11249

ORDER SUSPENDING THE REQUIREMENT OF FILING CERTAIN RULES AND RATES FOR DIRECTORS AND OFFICERS LIABILITY, FIDUCIARY LIABILITY, AND LIABILITY FOR MEDICAL AND PHARMACEUTICAL CLINICAL TRIALS TESTING UNDER THE PROVISIONS OF SECTION 38.2-1903 OF THE CODE OF VIRGINIA.

WHEREAS, it appearing to the Commissioner of Insurance that the requirement of filing rules and rates for writing Directors and Officers Liability, Fiduciary Liability, and Liability for Medical and Pharmaceutical Clinical Trials Testing should be suspended, pursuant to the provisions of Section 38.2-1903 of the Code of Virginia, because rules and rates therefor cannot practicably be filed before they are used by an insurer;

IT IS, THEREFORE, ORDERED, that the requirement of filing manuals of classifications, rules and rates, and rating plans and rating schedules for writing Directors and Officers Liability, Fiduciary Liability and Liability for Medical and Pharmaceutical Clinical Trials Testing in this state, as provided in Chapter 19 of Title 38.2 of the Code of Virginia, is hereby suspended under the provisions of Section 38.21903, by the entry of this Order, until the further order of the Commission, for the reason that there is a lack of credible data available with which to establish such rules and rates, and such rules and rates therefore cannot practicably be filed before they are used in this Commonwealth.

IT IS FURTHER ORDERED, that the rules and 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 to all licensed rate service organizations, to Mary M. Bannister, Deputy Commissioner of Insurance, and to all insurance companies which are affected thereby.

William J. Bridge
Clerk of the State
Corporation Commission