



CR 91-141

State of Wisconsin / OFFICE OF THE COMMISSIONER OF INSURANCE

Tommy G. Thompson
Governor

Robert D. Haase
Commissioner

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STATE OF WISCONSIN)
OFFICE OF THE COMMISSIONER OF INSURANCE)

I, Robert D. Haase, Commissioner of Insurance and custodian of the official records of this Office, certify that the attached rule-making order affecting sections Ins 6.10 and 21.01(4)(i), Wis. Adm. Code, relating to the return of unearned premiums for worker's compensation policies, was issued by this Office on March 2, 1992.

I further certify that I have compared this copy with the original on file in this Office and that it is a true copy of the whole of the original.

Dated at Madison, Wisconsin, on March 2, 1992.

Robert D. Haase
Commissioner of Insurance

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ORDER OF THE OFFICE OF THE COMMISSIONER OF INSURANCE

AMENDING AND CREATING A RULE

To amend s. Ins 6.10 (2) and create s. 21.01 (4) (i), relating to the return of unearned premium for worker's compensation policies.

ANALYSIS PREPARED BY THE OFFICE OF THE COMMISSIONER OF INSURANCE

Statutory authority: ss. 601.41 (3), 631.36 and 626.13, Stats.

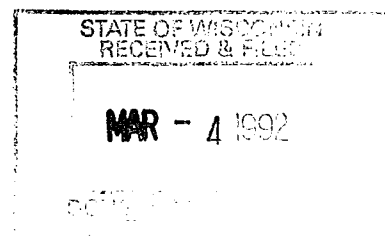
Statutes Interpreted: ss. 631.36 and 626.13, Stats.

This rule will clear up any confusion regarding the applicability of s. Ins 6.10 to worker's compensation policies. It will also require insurers to return a pro rata portion of any unearned premiums. Currently, there is no specific method of calculating the return premiums. The return would, of course, be reduced by amounts owed the insurer by the insured based on the audit.

SECTION 1. Section Ins 6.10 (2) is amended to read:

Ins 6.10 (2) SCOPE. This section applies to all lines or classes of insurance classified as property and casualty insurance in s. Ins 6.75 (2),

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except lines or classes of insurance providing disability insurance under s. Ins 6.75 (2) (c) and (k).

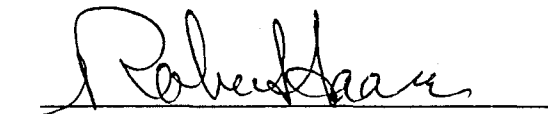
SECTION 2. Section Ins 21.01 (4) (i) is created to read:

Ins 21.01 (4) (i) If an insurer cancels a worker's compensation policy, the insurer shall return to the insured the pro rata unearned premium less any audit premiums which are due.

SECTION 3. INITIAL APPLICABILITY. This rule first applies to worker's compensation policies terminated after the effective date of this rule.

SECTION 4. EFFECTIVE DATE. This rule will take effect on the first day of the first month after publication, as provided in s. 227.22 (2) (intro.), Stats.

Dated at Madison, Wisconsin, this 2nd day of March, 1992.



Robert D. Haase
Commissioner of Insurance

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