

LINE OF BUSINESS: Burglary & Theft

LINE(S) OF INSURANCE
None

CODES
None

Code: 26.0000

IF CHECKLIST IS NOT APPLICABLE, PLEASE EXPLAIN:

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
GENERAL REQUIREMENTS FOR ALL FILINGS			
COPIES, RETURN ENVELOPES, ETC	O.R. 365: 15-1-3 (4) O.R. 365:15-7-3	All filings including exhibits, forms, rate sheets and additional information shall be submitted with two (2) legible copies of all material. Such filings and exhibits shall be typewritten or printed. Companies that filed as a group listing all companies on the Transmittal Document may accomplish this requirement by submitting two copies plus one additional copy for each company.	
FILING SUBMISSION	O.R. 365-15-1-3 O.R. 365:15-7-3	Filing Requirements.	
GENERAL REQUIREMENTS FOR ALL FILINGS			
FORMS—POLICY PROVISIONS			
AMBIGUOUS & MISLEADING	36 O.S. 3611	Commissioner shall disapprove and form or withdraw any previous approval if it contains or incorporates by reference any inconsistent, ambiguous or misleading clauses or exceptions.	

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
APPLICATIONS	36 O.S. 3610	If an application is attached to and made a part of the policy, it must be submitted for approval.	
APPRAISALS	36 O.S. 4803		
ARBITRATION	Cannon v. Lane , 867 P.2d 1235	Binding arbitration provisions shall not be included in any insurance contract or policy language as it is “contrary to public policy and is unenforceable”.	
BLANK ENDORSEMENTS	O.R. 365:15-1-19	An endorsement to an insurance policy without specific language is not a complete form and shall not be approved. The Insurance Commissioner may approve a blank endorsement if the insurer provides a detailed description of how the form will be used.	
CERTIFICATIONS			
CONSUMER INFORMATION			
CREDIT SCORING NOTICE			
Privacy Notice			
Required Warning			
Notification Form			
CONTENT OF POLICIES	36 O.S. 3613	Contents of policies in general see statute for requirements.	
COUNTERSIGNATURES	36 O.S. 627	Resident Agent Required.	
FORMS—POLICY PROVISIONS			
DECLARATIONS PAGE			
DISCLOSURES			
DEFINITIONS			
DISCRIMINATION			

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
EXCLUSIONS & LIMITATIONS			
Terrorism	TRIA of 2002	See Bulletin PC 2002-03 and PC 2002-07	
FICTITIOUS GROUPS	36 O.S. 6001 36 O.S. 6001.1 36 O.S. 6002	No insurer, admitted or nonadmitted, shall make available through any rating plan or form, property, marine, vehicle, casualty or surety insurance to any firm, corporation, or association of individuals, any preferred rate or premium based upon any fictitious grouping of such firm, corporation or association of individuals.	
FORMS MISCELLANEOUS	36 O.S. 3610		
FRAUD WARNING	36 O.S. 3613.1	Every insurance policy or application and every insurance claim form shall contain a statement that clearly indicates in substance the following: WARNING: Any person who knowingly, and with intent to injure, defraud or deceive any insurer, makes any claim for the proceeds of an insurance policy containing any false, incomplete or misleading information is guilty of a felony. (Print in 10 point type or larger).	
LIMITS			
LOSS PAYEE			
LOSS SETTLEMENTS			
Appraisal	36 O.S. 4803		
Action Against Company	36 O.S. 3617		
Arbitration	Cannon v. Lane , 867 P.2d 1235	Binding arbitration provisions shall not be included in any insurance contract or policy language as it is “contrary to public policy and is unenforceable”.	
Deductibles			
Defense Costs	O.R. 365:15-1-15	Defense Expenses within limit of liability is allowable for Professional Liability coverage only. A warning message is necessary and must be displayed at the top of the Declarations pages and/or coverage insuring agreement form.	
Loss Valuation			

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Notice Requirements			
Payment of Loss Time Period	36 O.S. 1250.7	Within 45 days after receipt of properly executed proofs of loss, claimant shall be advised of acceptance/denial or further investigation necessary.	
POLICY MUST CONTAIN ENTIRE CONTRACT			
FORMS—POLICY PROVISIONS			
PREMIUM AUDIT			
PUNITIVE DAMAGES			
READABILITY			
REBATES	36 O.S. 1204 (8.)	Not permitted directly or indirectly.	
SUBROGATION			
Suit			
VOIDANCE			
OTHER			

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
WAIVER OF PREMIUM	O.R. 365: 15-7-23	Insurers may waive additional/return premium. Must file manual page Return Premium shall be returned upon insured's request.	
Execution of Policies	36 O.S. 3618	Every policy must be signed (facsimile) by officer.	
Policy Restrictions Voided	36 O.S. 3617	No policy shall be construed according to the laws of another state, except to meet motor vehicle financial responsibility laws, or can limit the time an action can be brought against an insurer except as provided by this statute.	
Filing Standards Prior Approval-Policy Forms	36 O.S. 3610 O.R. 365: 15-1-3 O.R. 365: 15-1-19	Every form that is made a part of the policy must be filed for approval. Specific requirements are listed in the Regulation. Endorsements that eliminate or restrict coverage issued during the policy term must be signed by the insured. This includes blank endorsements.	
Terrorism Risk Insurance Act of 2002	Bulletin No. PC 2002-03 PC 2002-07	Review appropriate Bulletins on our website.	
Optional Plan for Commercial only <u>not</u> including Workers' Compensation	Commissioner Order 02-0765-PRJ Bulletin No. PC 2002-06	Review Bulletin on our website.	
Coverage of Trustor	36 O.S. 3616.1	Unless specifically excluded, a trustor of property shall be a named insured.	
Required Transmittal Forms	Bulletin No. PC 2003-03	Property & Casualty Transmittal Document PC TD-1 pg 1 & 2, Form Filing Transmittal PC FFS-1 and Rate/Rule Filing Transmittal PC RRFS-1. Transmittal forms are not required for final printed pages, non-adoption of advisory organization filings, change of effective date for an approved filing, informational filings (not required to be filed), additional information or amendments to pending filings or withdrawal of obsolete forms having no impact on Oklahoma policyholders.	
Filing Fees Fee Requirements	36 O.S. 348.1 O.R. 365: 15-1-3 (2) (D) O.R. 365:15-7-3	1) Rate (or loss cost) and rule filings with a premium effect-\$100.00 for each individual insurer. 2) Form filings-\$50.00 for each individual insurer. See regulations for a list of filings that do not require filings fees.	
Withdrawal of Pending Filings	O.R. 365: 15-1-3 (9) (H)	Pending filings may be withdrawn by the filing entity upon notice to the Insurance Department prior to the approval or disapproval thereof.	

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Postage Requirements	O.R. 365: 15-1-3 (8)	No submissions shall be accepted which arrive at the offices with postage due. No submissions will be returned unless the necessary postage accompanies the same.	
Unfair Discrimination	O.R. 365: 15-1-9	Prohibits unfair discrimination.	
Rating/Advisory Organization	O.R. 365: 15-1-3	Insures may deviate from its rating organization's filings. See reg NOTE: Please tell us if you are a member or subscriber to a rating	
RATE, RULE, RATING PLAN, CLASSIFICATION, AND TERRITORY FILING REQUIREMENTS			
INDIVIDUAL RISK RATING	O.R. 365: 15-7-22	See Regulation for requirements.	
ACTUARIAL CERTIFICATIONS FOR RATES			
ADOPTIONS OF RATE SERVICE ORGANIZATIONS (RSO) FILINGS			
Loss Costs			
CONSENT-TO-RATE	36 O.S. 988 (F) O.R. 365:15-7-6	Regulation provides filing requirements.	
CREDIT SCORING AND REPORTS			
RATE, RULE, RATING PLAN, CLASSIFICATION, AND TERRITORY FILING REQUIREMENTS			
CREDIBILITY AND OTHER FACTORS			
DISCOUNTS			
EXPIRATION DATE(S) FOR APPROVED RATES			
GROUP POLICIES			

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
Extra-Territorial Approval Authority			
LOSS RATIO STANDARDS			
MID TERM CHANGES			
LOSS COST MULTIPLIERS			
PREMIUM REFUND OR RETENTION			
PRICING			
Minimum Premium Rules			
Multi-tier			
Payment Plans	O.R. 365: 15-7-19	Deferred Premium Payment Plans for policy periods in excess of one year shall provide for a sufficient initial premium paid to cover a short rate cancellation return premium. If the insurer or other form of association fails to collect the prescribed initial premium, then the insurer shall be deemed to have waived application of the short rate cancellation table where such policy is canceled by the insured at the first anniversary date.	
Premiums			
Service Charges			
Surcharges			
Other Fees			
RATE RANGES			
RATING PLAN REQUIREMENTS			
Expense Modification Plan			
Experience Rating			
Large Deductible			
RATE, RULE, RATING PLAN, CLASSIFICATION, AND TERRITORY FILING REQUIREMENTS			
Retrospective Rating			
Schedule Rating			

REVIEW REQUIREMENTS	REFERENCE	DESCRIPTION OF REVIEW STANDARDS REQUIREMENTS	LOCATION OF STANDARD IN FILING
Small Deductible			
Wrap-up Rating			
RATE/LOSS COST SUPPORTING INFORMATION			
Competition			
Expenses			
Experience			
Judgment			
Profit Loading			
RETURN ON EQUITY DOCUMENT/INVESTMENT INCOME			
RISK CLASSIFICATION			
TRENDING			
OTHER			
Agent Commissions	Bulletin No. PC 2000-03	Multiple agent commission levels are prohibited within one company.	
Policy Fees	36 O.S. 3623.1	Nothing in this code shall be construed to prevent an insurer from charging and collecting separate initial membership fees and policy fees in addition to premiums for insurance, and such fees shall not be considered premium within the definition of this Code, but shall be subject to premium tax.	