



COMMONWEALTH OF PUERTO RICO
OFFICE OF THE COMMISSIONER OF INSURANCE

December 11, 2013

RULING LETTER NO.: CN-2013-164-AP

TO ALL ADVISORY ORGANIZATIONS AND ALL INSURERS THAT ARE MEMBERS AND SUBSCRIBERS OF ADVISORY ORGANIZATIONS THAT ARE AUTHORIZED TO TRANSACT INSURANCE BUSINESS IN PUERTO RICO

EFFECTIVE DATE AND CHANGES OF EFFECTIVE DATES OF ADVISORY ORGANIZATION FILINGS APPROVED FOR THEIR MEMBERS AND SUBSCRIBERS; REPEAL OF RULING LETTER NO. N-AC-II-4-66-94, DATED AUGUST 16, 1994

Dear Sirs and Madams:

The Office of the Commissioner of Insurance has become aware that some insurers and other entities that are members and subscribers of a rating organization are not adopting the filing forms approved for those organizations or the new versions of such on their effective date, in contravention of the provisions of Section 12.140 and Rule 24 of the Regulations of the Puerto Rico Insurance Code.

Section 12.140 of the Puerto Rico Insurance Code requires that all members of a rating organization adhere to the filings made on their behalf by such an organization. Furthermore, Rule 24 establishes the same requirement, but applied to the forms and other endorsements approved for the rating organization. Consequently, all insurers shall abide by the filings made by the rating organization, if the organization has been authorized to make filings at this Office on behalf of the insurer for a given line or risk. Insurers must use the most recent versions of the programs approved for the rating organization as of their effective date and discontinue the use of the substituted versions. Likewise, it is provided that insurers will discontinue the use of independent filings, including forms, when the rating organization has filed and obtained approval by this Office of a new version of the program.

It is further provided that in order to defer the effective date of a filing approved for a rating organization, the insurer must submit to this Office a written request, specifying

the reasons that justify such a request. The request must be submitted before the effective date established by the rating organization. The effective date may not be extended for more than three (3) months, to be counted from the effective date established in the program. Any insurer who fails to comply with the procedure established herein will be subject to the effective date of the filing as indicated by the rating organization. In view of this new guideline, Ruling Letter No. N-AC-II-4-66-94, dated August 16, 1994 is hereby repealed.

To encourage compliance with these guidelines, insurers are granted a term of three (3) months to be counted from January 1, 2014, to implement the most recent versions of all of the programs of the rating organization of which it is a member.

Strict compliance with the provisions of this Ruling Letter is required.

Very truly yours,

SIGNED

Ángela Weyne-Roig
Commissioner of Insurance