



Wisconsin Compensation Rating Bureau

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**CIRCULAR LETTER 2868 – MARCH 21, 2001**

**PROCEEDINGS OF THE WISCONSIN RATING COMMITTEE**

TO: MEMBERS OF THE BUREAU

Minutes of the Wisconsin Rating Committee teleconference held on Tuesday, March 13, 2001. The meeting was called to order at 9:30 A.M. with the following members present:

ORGANIZATION

Fireman’s Fund Insurance Company, Chair  
Continental Casualty Insurance Company  
Employers Insurance of Wausau A Mutual Company  
Employers Mutual Casualty Company  
Sentry Insurance A Mutual Company  
Society Insurance A Mutual Company  
United Wisconsin Insurance Company  
Wisconsin Manufacturers & Commerce  
Wisconsin Compensation Rating Bureau

REPRESENTATIVE

Tom Vanderbusch  
Pat Williams  
Steve Ginsburg  
Jim Pousha  
Bill Swarhout  
Rick Levin  
Emil Pfenninger  
John Metcalf  
Ralph Herrmann  
Richard Colvin  
Nancy Kierzek  
Donna Knepper

Member Absent or Excused:

Travelers Insurance Company

Also Present:

Liberty Mutual Insurance Company  
Michael Best & Friedrich  
Office of the Commissioner of Insurance

Dave Young  
Paul Riegel  
Laura Andreasson  
Jo LeDuc

The Chairperson read the following opening statement before convening the meeting:

“This Committee meeting has been called to discuss the items of mutual interest and concern to the members of the Wisconsin Compensation Rating Bureau. In accordance with both Federal and Wisconsin State Anti-trust Laws, this Committee is prohibited from any discussion or action which constitutes any form of boycott, coercion or intimidation.”

The Committee met to review the following items for filing with the Office of the Commissioner of Insurance

UNFINISHED BUSINESS

ITEM NUMBER 3808 WISCONSIN LAW ENDORSEMENT

Each member of the Committee was furnished with a copy of a proposed Wisconsin Cancellation and Nonrenewal Endorsement and a proposed Wisconsin Law Endorsement. The Wisconsin Cancellation and Nonrenewal Endorsement allows a carrier to extend the cancellation and nonrenewal notification requirements. The Wisconsin Law Endorsement which eliminates subrogation language no longer in s. 102.29 of the Worker's Compensation Act.

The Committee voted to file these endorsements with the Office of the Commissioner of Insurance for approval.

ITEM NUMBER 3822 AMENDMENT TO s. DWD 80.67, WIS. ADM. CODE

Each member of the Committee was furnished with a copy of a proposed “Change of Insurance Carrier Name Endorsement”. This endorsement will allow an insurance carrier to amend their policies by endorsement when a name change occurs.

The Committee voted to file this endorsement with the Office of the Commissioner of Insurance for approval. Once approved, the WCRB will release a circular explaining the use of this endorsement.

ITEM NUMBER 3819 FARMERS INSURANCE GROUP – MONTHLY PAYMENT AGREEMENT

The Committee reviewed Farmers Insurance Group's request to file their proposed endorsement with the Office of the Commissioner of Insurance. There was still some question as to the intent of this endorsement and the item was referred back to the Operations Subcommittee for further review.

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The Operations Subcommittee will extend an invitation to Farmers to participate in their April 10<sup>th</sup> teleconference.

By unanimous consent, the following items were added to the agenda.

NEW BUSINESS

ITEM NUMBER 3823 HONTHANERS V LIRC

A member company raised concern on the recent Court of Appeals decision in Honthaners v. LIRC and the effect this decision may have on the rates. The members of the Committee were requested to discuss this with their Claim Departments. A written opinion should be submitted to the WCRB by April 9<sup>th</sup>. The Committee will discuss this on a teleconference at 1:00 PM on April 10<sup>th</sup>.

ITEM NUMBER 3824 RULE X.D. – PREMIUM DETERMINATION – CANCELLATION  
BY THE INSURED, EXCEPT WHEN RETIRING FROM  
BUSINESS

Each member of the Committee was furnished with a request submitted by the OCI suggesting that Rule X.D. – Premium Determination – Cancellation by the Insured, Except When Retiring From Business be amended to allow an insurer to pro rate a cancellation rather than apply the short rate penalty. This option should be available especially when an insurer is financially impaired.

This item was referred to the WCRB Operations Subcommittee.

Donna Knepper  
Executive Secretary