

State of Rhode Island and Providence Plantations
DEPARTMENT OF BUSINESS REGULATION
Division of Insurance
233 Richmond Street
Providence, RI 02903

INSURANCE REGULATION 74

AUTOMOBILE INSURANCE ANNUAL REPORT

Table of Contents

Section 1	Authority
Section 2	Purpose
Section 3	Definitions
Section 4	Filing of Automobile Insurance Annual Report
Section 5	Effective Date

Section 1 *Authority*

This Regulation is promulgated pursuant to R.I. Gen. Laws §§ 27-9-55 and 42-14-17.

Section 2 *Purpose*

The purpose of this Regulation is to require every insurer writing Automobile Insurance to file an annual report with the Director providing claim payment and related cost information.

Section 3 *Definitions*

For the purpose of this Regulation:

- A. "Director" means the Director of Business Regulation or his or her designee.
- B. "Insurer" means all persons, firms, corporations or associations authorized or licensed to offer automobile insurance in this State.
- C. "Annual Report" means claim information about automobile insurance losses, including both voluntary and residual market business, and other information, with separate data reported for each as specified in Section 4 below.
- D. "First Party Claimant" means an individual, corporation, association, partnership, or other legal organization asserting a right to payment under

their own insurance policy arising out of the occurrence of the contingency or loss covered by the policy.

- E. "Third Party Claimant" means any person asserting a claim against another person's insurance policy.
- F. "Collision Damage" means loss to the insured's vehicle caused by its collision with another vehicle or object or its upset regardless of the coverage under which the claim is paid.

Section 4 **Filing of Automobile Insurance Annual Report**

Every insurer shall file an annual report with the Director, by May 15 of each year for the previous twelve (12) month period ending December 31st. The annual report shall contain the following information:

- (1) Total payments to attorneys retained by first and third party claimants;
- (2) Payments made to or on behalf of attorneys retained by the insurer. Insurers utilizing the services of staff attorneys shall include the actual costs and expenses of such services which are attributable to Rhode Island automobile claims (internal cost allocation systems may be used to determine the amount reportable provided they fairly represent the actual cost to the insurer);
- (3) Total payments, reported separately for first and third party claimants, made to physicians, surgeons and other medical experts and facilities for services related to the treatment or care management of first and third party claimants. The costs of expert medical testimony and medical evaluations performed on behalf of the insurer shall be reported in this category;
- (4) The number of claims made by first and third party claimants and the amount paid for each claim;
- (5) All expenses of the insurer attributable to automobile insurance, including but not limited to loss adjustment, commissions, taxes, and general expenses;
- (6) The number and percentage of claims reinspected after collision damage is repaired.

Section 5 **Effective Date**

This Regulation shall become effective on December 22, 1993.

EFFECTIVE DATE:
AMENDED:
REFILED:

December 22, 1993
None
December 19, 2001