

**Producer Advisory Council
Minutes – November 18, 2009**

Attendance:

Marcy Morrison	DOI	George Mozealous	DOI
Hart Axley`	NAIFA-CO	Tammy Sullivan	LTC forum
Cindy Ware	DOI	Aaron Eisenach	LTC forum
Gary Frisch	PIIAC	Bea Green	CSAHU
Gerry Rising	Self-fund Coal	Jo Donlin	DOI
Janet Van Dorn	SFSP	Peg Brown	DOI
Diane Evans	Land Title	Saul Larsen	DOI
Carole Walker	RMIA		
Scott Morlan	State Farm		

The meeting was called to order by Chair Hart Axley. The minutes of the October 21, 2009, meeting were approved as distributed.

Nominations were called for the position of Chair and Vice Chair for the year 2010. It was moved and seconded that Gary Frish be elected to the position of Chair and Hart Axley be elected to the position of Vice Chair. The motion carried unanimously.

Commissioner Morrison reported, in the interest of greater participation, the DOI will actively seek unaffiliated agents to serve on the PAC.

Saul Larsen reviewed recommendations included in the Division Sunset Review. There are 13 recommendations. It is recommended that the publishing of financial information be dropped from the legal notices. (This information can be accessed on the web.) A definite need for oversight of funeral pre-need is indicated. A requirement for an exam and audit every five years is recommended. The final report will be in the form of a bill to submit to the Legislature.

Jo Donlin discussed DORA bills being prepared for the upcoming legislation session. First, a bill is being drafted to require that insurance certificates for auto, and health, be in plain language. Plain language to be defined as written at the 10th grade level. Discussion ensued in regards to the usage of words due to litigation over the years. Many carriers already adhere to this approach. Second, an auto repair bill is being drafted to require carriers to develop prevailing market price by surveying the market. Original parts to be used if the vehicle is under a year old or under 10,000 miles. Additionally, a prohibition to raise a premium unless repair costs exceed \$1,000. There was some discussion that this amount should be higher. Third, a bill is being drafted to increase the amount in the guarantee fund concerning LTC; currently the amount is \$100,000. It was of particular note that the timing of this bill would effect the liquidation of Penn Treaty.

Peg Brown distributed copies of the Annual Report of the Commissioner of Insurance to the General Assembly on complaints against insurers dated October 1, 2009. The complaint index report by company is on the web.

The next regularly meeting will be January 20, 2010.

**The meeting adjourned,
Respectfully submitted, Coleen Love**