



ORDER NO. R 06-09

SURPLUS LINES PLACEMENT LIST

On October 6, 2006, the director of the Division of Insurance held a hearing pursuant to AS 21.06.180 - 21.06.230 to receive testimony concerning the kinds of insurance for which insureds generally are unable to secure coverage from admitted insurers. Based on this testimony, the director has decided what types of insurance coverage to include on the surplus lines placement list.

Findings of Fact

1. The director finds that types of coverage listed on the attached surplus lines placement list are currently unavailable from the admitted market. The following are **added** to the previous placement list.

Crane rental with or without operators – General liability
Managed care – Professional liability/E&O
Oil pipeline and offshore loading facility – Package (GL, property, pollution), excess liability
Real estate developers – General liability **added** to lines of coverage
Riggers liability (on hook coverage) – General liability, inland marine
Terrorism coverage – Monoline

2. The director finds that the following type of coverage is generally still not available in the admitted market and **has not deleted** it from the list:

Home developers, small – General liability

3. The director finds there was not enough data presented and therefore **has not added** the following type of coverage to the list:

Sports organizations, clubs, associations, small – General liability

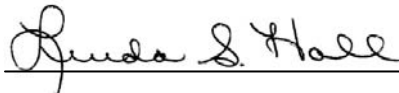
Conclusions of Law

1. The hearing held on October 6, 2006, met the requirements of AS 21.06.180 - 21.06.230 and 3 AAC 25.040.
2. The surplus lines list is amended to include only those kinds of insurance that are currently unavailable from admitted insurers as enumerated in the above Findings of Fact.
3. Under AS 21.34.020(3) and 3 AAC 25.030, producing brokers must make a diligent search of the market to determine whether the insurance is available from an admitted insurer. Due diligence will be presumed if the producing broker affirms that the coverage is on this list.
4. A producing broker may apply for an exception under AS 21.34.020(4) when coverage is available in the admitted market.

IT IS ORDERED that the list that follows is the surplus lines placement list to be used until a replacement order is issued. This order replaces Order R 05-03, issued October 17, 2005.

This order is effective November 20, 2006.

Dated this 20th day of November, 2006, at Anchorage, Alaska.



Linda S. Hall
Director