



STATE OF ALASKA
DEPARTMENT OF
COMMERCE
COMMUNITY AND
ECONOMIC DEVELOPMENT

Division of Insurance

Sean Parnell, Governor
Emil Notti, Commissioner
Linda S. Hall, Director

ORDER NO. R 10-01

SURPLUS LINES PLACEMENT LIST

On October 8, 2009, 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 insured's 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.

Buildings - vacant - Property, General liability
Crane operators - Riggers liability
Custodial care - Public transportation - General liability, abuse & molestation
Energy auditors - Professional liability
Engineers - Professional liability
Estheticians - Professional liability
Heavy equipment repair - General liability & garage
Home inspectors - Professional liability
Mobile home parks - General liability
Retirement homes - All lines except workers' compensation

2. The director finds that, although there were requests to remove items from the previous placement list, such removals are not merited at this time.

Conclusions of Law

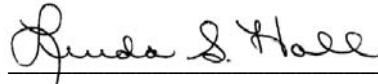
1. The hearing held on October 8, 2009 met the requirements of AS 21.06.180 – 21.06.230 and 3 AAC 25.040.

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 08-13, issued December 18th, 2008.

This order is effective February 9, 2010.

Dated this 9th day of February, 2010, at Anchorage, Alaska.



Linda S. Hall
Director